

MINUTES OF THE CITY COUNCIL MEETING HELD NOVEMBER 18, 2008, AT 7:00 P.M. IN THE CITY COUNCIL CHAMBERS

MEMBERS PRESENT: Mayor Kelvyn Cullimore, Councilman Don Antczak, Councilman Scott Bracken, Councilman Bruce Jones, Councilman Gordon Thomas

STAFF PRESENT: City Manager Liane Stillman, City Attorney Shane Topham, Deputy City Manager Kevin Smith, Planning Director Michael Black, Police Chief Robby Russo, Assistant Chief Mike Watson, Public Relations Specialist Bob Warnick, Detective Corbett Ford

ALSO PRESENT: Scout Troop 729, Alexandra Eframo, Brad Wallis, Scott Stevens, Lisa Dudley,

1.0 WELCOME/PLEDGE/ACKNOWLEDGEMENTS

1.1 Mayor Cullimore opened the meeting at 7:05 p.m. and welcomed those attending.

1.2 The Pledge of Allegiance was led by Brad Wallis, Senior Patrol Leader, Troop 729, Wasatch Fourth Ward.

2.0 CITIZEN COMMENTS

2.1 Alexandra Eframo, 3735 Judd Circle, West Jordan, Utah, explained that her boyfriend lives at 1945 LaCresta in Cottonwood Heights, and across the street the owner of A&M Construction built a vinyl fence against the street, which she believes is a zoning violation. Ms. Eframo said she had a near accident because with the position of the fence and the way the cars are parked it is difficult to see east bound traffic. LaCresta becomes a one lane road with all of the parking. She asked the Council to do something about this situation. Deputy City Manager, Kevin Smith, indicated that the city is aware of the situation and he would respond to Ms. Eframo's request and report back to the Council.

3.0 REPORTS/PRESENTATIONS/PROCLAMATIONS

3.1 Distinguished Budget Presentation Award

3.1.1 Scott Stevens, Utah Government Finance Officers Association Board, on behalf of the National GFOA, presented the Distinguished Budget Presentation Award to the Mayor and Budget Officer for the 2008 budget. This award is presented to encourage and assist state and local governments to prepare budget documents of the very highest quality that reflect the guidelines established by the National Advisory Council on State and Local Budgeting and the GFOA recommended practices. Cottonwood Heights was one of 17 entities throughout the state who received this award and is the second consecutive year the city has received this award. Mayor Cullimore complimented Treasurer Gary Harmer for his excellent guidance in our budgeting process and gave him much of the credit for this award.

3.2 October Financial Report

3.2.1 Finance Director David Muir reviewed the October financial report. The budget adjustment will be reflected in the November report. CDBG funds were received from the County; and justice

court revenue has also been calculated. The prior year has been closed and there are initial fund balances.

3.3 **Unified Fire Report**

3.3.1 Chief Watson reviewed the October fire statistics. There were 147 medical calls compared to Medical 178 a year ago; and 65 fire calls compared to 93 a year ago. He reminded residents to have their furnaces inspected and to burn wood if fireplaces are being used. The customer service message for Station 110 and 116 were reviewed.

3.3.2 Chief Watson noted that they are looking for the person responsible for a garbage can fire, shed fire and two vehicle fires.

4.0 **ACTION ITEMS**

4.1 **Consideration of Ordinance No. 126 Amending the General Plan to Change Property Located at 1638 East Fort Union Blvd., 1642 East Fort Union Blvd., 1648 East Fort Union Blvd., 1680 East Fort Union Blvd., 1690 East Fort Union Blvd., 6943 South 1620 East from Low Density Residential to Neighborhood Commercial (a/k/a Fort Union General Plan Amendment)**

4.1.1 Associate Planner Greg Platt said that the applicant came in tonight and talked to the Planning Director about withdrawing this application.

Councilman Jones said that for economic reasons the applicant is not able to proceed at this time and asked to have the application withdrawn.

Mayor Cullimore noted that it is his understanding that the applicant's plan is to come back through the process with a new proposal.

4.1.2 **MOTION:** Councilman Jones moved to strike this item from the agenda. The motion was seconded by Councilman Thomas and passed unanimously on a voice vote.

4.2 **Consideration of Ordinance No. 127 Amending Various Chapters of Chapter 19 Pertaining to the Regulation of Uses in Certain Forest, Rural Residential and Residential Zones**

4.2.1 Mayor Cullimore stated that the proposed ordinance amends various sections of Chapter 19 to streamline the code. Most of the changes involve removing items from the code that do not pertain to Cottonwood Heights, or are redundant in other parts of the code.

4.2.2 **MOTION:** Councilman Antczak moved to adopt Ordinance No. 127. The motion was seconded by Councilman Jones and passed unanimously on a roll call vote.

4.3 **Consideration of Ordinance No. 128 Adopting and Codifying Title 17 "Storm Drainage and Flood Control Development; Ground Water Source Protection" of the Cottonwood Heights Code**

4.3.1 Deputy City Manager, Kevin Smith, explained that the proposed ordinance would add a new chapter to the code. The new chapter clarifies the storm water maintenance program and sets up

violations for illegal discharging. The new chapter would also make the city part of the FEMA Floodplain Management Program which makes floodplain insurance available.

City Attorney Shane Topham said that each chapter in Title 17 deals with water related matters.

4.3.2 **MOTION:** Councilman Bracken moved to adopt Ordinance No. 128. The motion was seconded by Councilman Antczak and passed unanimously on a roll call vote.

4.4 **Consideration of Resolution No. 2008-70 Approving and Adopting a 2008-2009 Benefits Book**

4.4.1 **MOTION:** Councilman Antczak moved to approve Resolution No. 2008-70. The motion was seconded by Councilman Thomas and passed unanimously on a roll call vote.

A scout from Troop 729 asked if the Guthrie Skate Park could be increased in size. He would like to see staircases added.

Mayor Cullimore explained that the skate park belongs to the Cottonwood Heights Recreation Service Area, which is not a City facility. The city could work them to see if it could be enlarged. The City has plans to build a city hall where Cottonwood Heights Elementary is located which will free up more open space.

4.0 **ADJOURN BUSINESS MEETING AND RECONVENE WORK SESSION**

4.1 Councilman Antczak moved to adjourn the business meeting and reconvene the work session. The motion was seconded by Councilman Bracken and passed unanimously on a voice vote. The business meeting adjourned at 7:50 p.m.