

MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL MEETING HELD TUESDAY,  
AUGUST 14, 2012, AT 7:00 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL CHAMBERS

Members Present: Mayor Pro Tem Scott Bracken, Councilman Tee Tyler, Councilman Mike Peterson, Councilman Mike Shelton

Staff Present: City Attorney Shane Topham, Administrative Services Director Linda Dunlavy, Police Support Specialist Sheila Jennings, Public Works Inspector Kyle Butterfield, Assistant Chief Paul Brenneman, Assistant Chief Mike, Community and Economic Development Director Brian Berndt, Public Relations Specialist Stephanie Archibald

Also Present: YCC Representative Morgan Valentine, Vaun Hortin,

**1.0 WELCOME/PLEDGE/ACKNOWLEDGEMENTS**

1.1 The Mayor, City Manager, Police Chief, and Public Works Director were excused to attend a training in Washington DC at the National Emergency Training Center.

1.2 In the absence of Mayor Kelvyn Cullimore, Mayor Pro Tem Scott Bracken called the meeting to order at 7:00 p.m. and welcomed those attending.

1.3 Councilman Tyler led the Pledge of Allegiance.

1.4 Councilman Bracken introduced Youth Council Representative, Morgan Valentine, who serves as the Public Relations Officer. Ms. Valentine will be a sophomore at Brighton High School this school year.

**2.0 CITIZEN COMMENTS**

2.1 Vaun Hortin presented the City Council a petition containing 33 of the 36 residents' signatures who reside on Nye Drive. Those that have signed the petition respectfully request that the City control commercial traffic on Nye Drive. The school entry and exit traffic has existed for years with no complaints, but with the addition of A-1 Driving School, the street is being used predominately as A-1's driver training range. Mr. Hortin said that at times, there are as many as three driver training cars on the street at the same time. The residents were not requesting that they be blocked from driving there, nor as their rights as citizens be abridged, but requested that the City pass an ordinance requiring monitoring of street use and request the company use various areas of the City rather than focus on a single street. It was also requested that the City Police Department cease and desist from abridging their right to stand out of traffic near their vehicles. Mr. Hortin referred to Ordinance 11.36.07.0 regarding standing in a roadway. The petitioners requested that parking, watching, or guarding of a vehicle be removed from the ordinance. Mr. Hortin said he did not understand how A-1 is able to prepare a driver, when of the 10 required hours, four are spent on a single street parallel parking and doing U-turns. His other concern was with the entry and exit times of Bella Vista Elementary, as A-1 is trying to teach drivers to parallel park during those times.

In response to a question, Mr. Hortin stated that although he has resided on Nye Drive for many years, this has been a nuisance for the last year and a half. Mr. Hortin stated that calls have been made directly to the school with no response. He also clarified that commercial traffic be monitored and only enforced on businesses that are a nuisance. It was noted that during a

meeting with residents of 6675 South, the same concerns were expressed as they have unique traffic issues as well.

- 2.2 Councilman Bracken stated that with respect to possible ordinance modifications, City Attorney Shane Topham should be prepared to present a follow up report as to the reasoning behind the ordinance wording.

3.0 **REPORTS/PRESENTATIONS/RECOGNITIONS**

**Standing Monthly Reports**

3.1 **July Police Report**

- 3.1.1 Police Support Specialist Sheila Jennings presented the July Police Report and reviewed statistics for service by source. There were 1,002 On View calls and 1,002 phone calls received. She reported that of the Priority 4 calls were 142 in July 2011 compared to 231 for July 2012; priority 1 calls were 203 in 2011 compared to 239 in 2012; priority 2 calls were 633 in 2011 compared to 635 in 2012 and priority 3 calls were 317 in 2011 compared to 331 in 2012. The average response time was less than four minutes for emergency calls noting that response time begins when an address is entered and ends when an officer shows up at the door.

Ms. Jennings said that two rapes were reported, but no charges were filed. There were nine vehicle thefts, six of which were recovered. Ms. Jennings reported that most stolen vehicles are eventually recovered and noted that auto theft is a crime of opportunity. Citizens were encouraged to report abandoned vehicles, since in many cases thieves dump stolen vehicles and steal another one nearby. Crimes in July resulted in 93 adult arrests and 34 juvenile arrests.

Statistics were reviewed by city council district. In District 1 one rape was reported as well as and two incidents of vandalism. One occurred at Allied Bank and the other at Appleby's. District 2 reported more thefts than any other area. One rape was reported in District 3. A higher number of burglaries were reported in District 4, which is highly residential.

The "Click It or Ticket" campaign took place recently and resulted in an increased number of citations in May. DUI arrests remained consistent, and are in fact higher than recent months. Ms. Jennings explained that Cottonwood Heights is a pass through city, which has resulted in increased DUI traffic. The Council suggested that a mapping of DUIs be updated.

Traffic crashes resulted in 32 incidents involving property damage and 12 involving injuries.

- 3.1.2 Councilman Tyler raised the issue of the yellow blinking arrow at the intersection of Wasatch and Fort Union Boulevards. He received an email from Chad Mullins, President of the Salt Lake County Bicycle Association, who expressed concerns with the safety of that intersection. He questioned if there have been any more accidents reported at the location in question, particularly involving bicycles. He also inquired as to whether there have been any further UDOT discussions regarding the effectiveness of the yellow turn signal. It was stated that since the bike accident in June, no further accidents have been reported. It is a State Road and signals like the one described are becoming more common throughout the Valley and something that is being instituted statewide.

It was the Chief's opinion that the permissive green arrow would be a better option than the flashing yellow.

### 3.2 **Public Works Report**

- 3.2.1 Public Works Inspector Kyle Butterfield presented the Public Works Report for the month of August. He reported that asphalt maintenance has commenced. The County indicated that the overlay, that will move eastward from 2300 East to 3000 East on Fort Union Boulevard, will take place the first of September.

With regard to capital improvement projects, the ADA ramp replacement project began along with the correlating water way replacement project. With appropriated funds, Salt Lake County Public Works will be working with the City on an as-needed and priority basis depending on how badly the infrastructure is in need of repair. Fourteen ADA ramps were projected to be updated.

Mr. Butterfield reported that the 2300 East Storm Drain Project is complete. The change orders and pay requests have been resolved with the Project Manager and are currently being reviewed by Gilson Engineering. The 7200 South Safe Sideway Project paperwork and administrative process is still being reviewed and right-of-way acquisition is underway in order to obtain the amount of land needed to install the sidewalk.

- 3.2.2 Councilman Tyler asked about the completion date of the Zion's Bank curb and gutter construction on Highland Drive and Fort Union Boulevard as it is causing traffic delays, particularly during commuter hours.

Mr. Butterfield explained that due to quality control issues, the gutter was required to be torn out and the new gutter is scheduled to be poured on August 15.

### 4.0 **ACTION ITEMS**

#### 4.1 **Consideration of Resolution No. 2012-41 Consenting to an Appointment to the Planning Commission**

- 4.1.1 Councilman Bracken explained that the proposed Resolution appoints Ed Ogilvie to the Planning Commission representing District 1 to an expired term that was recently vacated. Mr. Ogilvie's term will expire on June 30, 2012.

- 4.1.2 **MOTION:** Councilman Peterson moved to approve Resolution No. 2012-41. The motion was seconded by Councilman Tyler and passed unanimously on a roll call vote.

#### 4.2 **Consideration of Resolution No. 2012-42 Ratifying a Memorandum of Understanding with Salt Lake County Allowing Access for Use of Public Works Radio Channels**

- 4.2.1 Councilman Bracken reported that the proposed Resolution facilitates communications back and forth between the various entities during an emergency.

- 4.2.2 **MOTION:** Councilman Shelton moved to approve Resolution No. 2012-42. The motion was seconded by Councilman Tyler and passed unanimously on a roll call vote.

#### 4.3 **Consideration of Resolution No. 2012-43 Approving Amendment and Renewal No. 9 to Agreement for Public Works Services with Salt Lake County**

- 4.3.1 Councilman Bracken explained that the proposed Resolution approves the annual Public Works contract with the County where a variety of public works services are provided.

- 4.3.2 **MOTION:** Councilman Tyler moved to approve Resolution No. 2012-43. The motion was seconded by Councilman Peterson and passed unanimously on a roll call vote.
- 4.4 **Consideration of Resolution No. 2012-44 Approving Amendment and Renewal No. 2 for Public Works Services (Overlay, Chip Seal, and Slurry Program) with Salt Lake County**
- 4.4.1 Councilman Bracken reported that the proposed resolution approves the asphalt maintenance portion of the contract with Salt Lake County for the current budget year.
- 4.4.2 **MOTION:** Councilman Peterson moved to approve Resolution No. 2012-44. The motion was seconded by Councilman Shelton and passed unanimously on a roll call vote.
- 4.5 **Consideration of Resolution No. 2012-45 Approving and Independent Contractor Agreement with Utah Veterinary Clinic for Veterinary Services**
- 4.5.1 **MOTION:** Councilman Shelton moved to approve Resolution No. 2012-45. The motion was seconded by Councilman Peterson and passed unanimously on a roll call vote.
- 5.0 **ADJOURN BUSINESS MEETING AND RECONVENE WORK SESSION IN ROOM 250**
- 5.1 **MOTION:** Councilman Peterson moved to adjourn and reconvene the work meeting. The motion was seconded by Councilman Tyler and passed unanimously on a roll call vote.
- 5.2.1 The Business Meeting adjourned at 7:57 p.m.