

MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL MEETING HELD TUESDAY, JUNE 25, 2013, AT 7:00 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL CHAMBERS

Members Present: Mayor Kelvyn Cullimore, Councilman Mike Shelton, Councilman Scott Bracken, Councilman Tee Tyler, Councilman Mike Peterson

Staff Present: City Manager John Park, Police Chief Robby Russo, Community and Economic Development Director Brian Berndt, Public Works Inspector Kyle Butterfield, City Engineer Brad Gilson, Assistant Fire Chief Mike Watson, Public Relations Specialist Stephanie Archibald, City Attorney Shane Topham, Deputy City Manager Linda Dunlavy, City Treasurer David Muir, Public Works Director Mike Allen and Finance Director Steve Fawcett were excused

Others Present: Youth City Council Representative Zach Kushlan, Tracy Norr, Joyce Johnson, David Worth, John McGee, Ira Russell Boyer, Alex Zhu, Tobi Paulos, David Worth, Cory Wall, Mike Lasater, Kenneth Rye

**1.0 WELCOME/PLEDGE/ACKNOWLEDGEMENTS**

1.1 Mayor Kelvyn Cullimore called the meeting to order at 7:00 p.m. and welcomed those attending.

1.2 The Pledge of Allegiance was led by Councilman Bracken.

1.3 Councilman Bracken introduced Youth City Council Representative, Zack Kushlan, who serves as Deputy Social Officer.

**2.0 CITIZEN COMMENTS**

2.1 Russell Boyer stated that he has lived in Cottonwood Heights for 39 years and believes the City is doing a great job. He thanked Code Enforcement for handling situations between him and his neighbors and asked what the Police Department is doing to ensure that they are not getting involved in unenforceable arrests like West Valley City Police Department. Mr. Boyer said that he believes the way the city operates now is working well and would like to know more about funding a new City office.

2.2 Kenneth Rye reported that his neighbor is not taking care of his yard and it has become a fire hazard. The City Council confirmed that the Ordinance Enforcement officer was notified and the issue will be addressed.

2.3 Tobi Paulos expressed her disappointment and frustration with the delay of the adoption of the Exotic Animal Permit Ordinance. She stated that in her opinion that seven weeks was ample time to research and adopt the ordinance. She said that the original intent was to limit ownership in residential neighborhoods. Ms. Paulos reiterated her concern that this issue could take months to resolve and urged the Council to take immediate action.

2.4 David Worth expressed concern with the recovery home next door to his residence. He asked what the City could do to help the neighborhood.

2.5 Mayor Cullimore explained that the use is permitted by law and cannot be controlled by the City. He explained he has even lobbied our Senators in Washington DC on this issue only to be informed

there is nothing that could be done short of changing the Americans with Disabilities Act which is highly unlikely.

- 2.6 Cory Wall expressed concern with the Exotic Pet Ordinance and suggested there be a requirement that in the event the animals escape, they don't pose a threat of harm. He stated that he feels the City rushed the permitting process regarding Mr. Cobb's boa constrictors and reiterated Ms. Paulos' concerns.
- 2.7 Mayor Cullimore said that this issue will take months to resolve. He explained that it is not unusual for an ordinance to take a long period of time to be rewritten so that the decision is sustainable.
- 2.8 Councilman Bracken said that if there were an imminent threat to public safety, the situation would be different, but in his opinion there is nothing that puts this issue in that realm, and it is much better to complete the process properly the first time.

### 3.0 **REPORTS/PROCLAMATIONS/RECOGNITIONS**

#### 3.1 **Presentation of Certified Municipal Clerk (CMC) Designation to Kory Solorio, Deputy City Recorder**

Tracy Norr and Joy Johnson, Utah Municipal Clerks Association President and Board Member presented Deputy City Recorder, Kory Solorio, with her Certified Municipal Clerk Certification.

The Council congratulated Kory on her accomplishments and acknowledged the long path she has been on to complete this training and certification.

#### **Standing Monthly/Quarterly Reports**

#### 3.2 **Monthly Financial Report**

City Treasurer David Muir presented the Financial Report for May 2013 and noted that the Comprehensive Annual Financial Report (CAFR) was submitted. The City was awarded the Certificate of Achievement for excellence in financial reporting. It was noted by the Mayor that rarely does a city receive this Certificate on its first attempt. The fact we did is a tribute to Mr. Muir and the entire financial reporting staff. Although Mr. Muir would downplay the accomplishment, Mayor Cullimore acknowledged that it is a feat of which the city should be proud.

Mr. Muir reported that delinquent unpaid 2012 property taxes have come in and total \$182,000. Sales tax collection was reported as positive year over year and was expected to fall just short of \$5 million. Mr. Muir also pointed out that E-911 revenues are up and should exceed \$300,000 and that building permits also show an increase.

A complete copy of the report is available on the City's website.

#### 3.3 **Unified Fire Report**

Assistant Chief Mike Watson presented the Unified Fire Authority report for May 2013 and detailed the monthly call volume. May closed with 57 calls, which is below the average of 68. Medical calls decreased slightly. Station 116 and Station 110 both reported slightly increased call volumes.

May medical calls by type were next discussed. Falls, traffic accidents and sick persons were the most frequent types of calls. With respect to ambulance transports, Station 110 had 112 Advanced

Life Support (ALS) calls resulting in 52 transports and 6 Basic Life Support (BLS) calls resulting in two transports. Station 116 had 58 Advanced Life Support (ALS) calls resulting in 21 transports and 3 Basic Life Support (BLS) calls resulting in zero transports.

Chief Watson reviewed the customer service report for Stations 110 and 116 and noted that training for UFA members took place at Kennecott Smelter.

Chief Watson cautioned the residents about fireworks safety and referenced the City's website where the current ordinance is available.

Councilman Tyler addressed the recent fire ordinances amended by the City and said it is the Council's intent to sign again this year.

Chief Watson confirmed the UFA's approval of this action.

A complete copy of the report is available on the City's website.

#### 4.0 **ACTION ITEMS**

##### 4.1 **Consideration of Ordinance No. 207-A Approving a General Plan Amendment (A/K/A Honeywood Cove General Plan Amendment)**

4.1.1 Mayor Cullimore stated that the proposed ordinances No. 207-A and 207-D involve either approval or denial of the proposed General Plan Amendment.

4.1.2 Community and Economic Development Director Brian Berndt presented the proposed General Plan Amendment and detailed the property and reported that the Planning Commission recommended approval.

4.1.3 The applicant, John McGee, described the proposed project and gave property details. Egress to the property from Wasatch Boulevard was discussed.

4.1.4 Mr. Berndt confirmed that under the potential change, the current zoning still fits with the new General Plan designation with no change made to the current zone. He explained that the General Plan Amendment is before the council, and the applicant will still be required to rezone the property.

4.1.5 Mike Lasater, Vice-President of the Honeywood Cove Homeowners Association, expressed support for the proposed project. He reported that approximately \$150,000 will be spent on beautification of the existing property and reviewed the plan details.

4.1.7 **MOTION:** Councilman Tyler moved to approve Ordinance No. 207-A. The motion was seconded by Councilman Shelton and passed unanimously on a roll call vote

##### 4.2 **Consideration of Ordinance No. 207-D Denying a General Plan Amendment (A/K/A Honeywood Cove General Plan Amendment)**

4.2.1 This proposed ordinance was not acted on.

##### 4.3 **Consideration of Resolution No. 2013-29 Approving Entry into an Interlocal Agreement with Salt Lake County for Homeless Services Program**

- 4.3.1 Mayor Cullimore stated the proposed resolution approves an interlocal agreement with Salt Lake County for homeless services. Cottonwood Heights' residents benefit from these programs and the County has asked surrounding cities to contribute a minimal amount to help defray the costs.
- 4.3.2 **MOTION:** Councilman Peterson moved to approve Resolution No. 2013-29. The motion was seconded by Councilman Bracken and passed unanimously on a roll call vote
- 5.0 **ADJOURN BUSINESS MEETING AND RECONVENE WORK SESSION IN ROOM 250**
- 5.1 **MOTION:** Councilman Bracken moved to adjourn the business meeting and reconvene the work session. The motion was seconded by Councilman Peterson and passed unanimously on a voice vote. The business meeting adjourned at 7:58 p.m.

Minutes approved: 07/09/2013