

MINUTES OF THE CITY COUNCIL MEETING HELD MAY 8, 2007, AT 7:15 P.M., IN THE
COTTONWOOD HEIGHTS CITY COUNCIL CHAMBER

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, Public Relations Specialist Bob Warnick, Planning Director Michael Black, City Treasurer Gary Harmer, Finance Director David Muir

OTHERS PRESENT: Mike Watson, Corbett Ford, Dan Bartlett, Robby Russo, Bob Good, Dale Howells, David Allison, Duke Winn, Scout Troop 764, Scout Troop 906, Coner Hart, Cameron Stowell

1.0 **WELCOME**

1.1 The pledge of allegiance was led by Coner Hart, Troop 906.

2.0 **CITIZEN COMMENTS**

2.1 Dale Howells, told the Council that his street was without water Monday from 2:00 p.m. to 9:00 p.m., and the residents were given no warning that the water was going to be turned off. Mr. Howells called Salt Lake City to register his complaint and explained what happened to the Council.

Mr. Smith explained that the water department employee was trying to accommodate the storm drain project and could not find the shut-off valve for the water, so he found a valve one street over from the project and turned it off. No noticing was done to the additional residents that were affected.

Mr. Howells also stated that his neighborhood is scheduled for landscaping improvements and proposed that ten feet of ground adjacent to the sound wall, be black-topped with an additional three feet of bark. He offered to pay \$500-\$1,000 to water the trees in the landscaped area. He believes black-top would be a good idea because there would be no upkeep, and the trees will be lost if the landscaping is not soon completed.

2.2 Mayor Cullimore stated that Councilman Antczak and Kevin Smith will look at the landscape issue.

3.0 **UPDATE ON FLAGSTAFF/DAVENPORT SUPERFUND SITE**

3.1 Dave Allison, Department of Environmental Quality, stated that construction is beginning on the superfund site which is located in unincorporated Salt Lake County at the mouth of Little Cottonwood Canyon, with the staging area in Cottonwood Heights. He introduced Duke Winn, the onsite coordinator for EPA, stating that any questions or inquiries about the work being done should be directed to Mr. Winn.

Mr. Winn explained that the clean-up project to remove contaminated soil started in 2004 and will be completed this year.

Mayor Cullimore explained to the public that there were three smelters located in the area, two of which were found. The fallout from the smelters contaminated the ground with arsenic and lead which is now being removed.

Mr. Winn said that the contaminate soil is treated and then disposed at a landfill.

City Manager Liane Stillman clarified with Mr. Winn that the signage would be changed this year so that Cottonwood Heights' residents understand that this is an office and staging area for trucks.

4.0 **PROCLAMATION**

4.1 **Arbor Day Proclamation**

4.1.1 Conor Hart reported on the Arbor Day tree planting which was held last Saturday. Two blue spruce trees were planted at Antczak Park, behind the tennis courts and there were many people that helped. The project was completed and pictures taken.

4.1.2 Mayor Cullimore read the Arbor Day Proclamation into the record (see attached). He expressed appreciation to Conor for recognizing Arbor Day by conducting his Eagle Scout project to help celebrate this event.

5.0 **REPORTS/PRESENTATIONS**

5.1 **Salt Lake County Sheriff's Report**

5.1.1 Detective Ford reviewed the April 2007 statistics. The Sheriff's office received 1020 calls for service which generated 652 cases. The domestic calls and larcenies were down; burglaries and damaged property calls were up. Detective Ford recognized Station 110 for their response to a gentlemen he was doing a follow up interview with, who had a seizure. The man was stabilized and transported to a hospital.

Detective Ford reviewed the case of Ann DeSpain, who was charged with the possession of controlled substances. He reiterated the importance of how the neighborhoods helped the Sheriff's office by providing information in assisting them to resolve this problem.

He noted that there were 16 compliance checks on convenience and grocery stores during the past month, with three locations not being in compliance. This program is designed help eliminate the sale of alcohol to minors. Letters were sent to each business to let them know that they passed or failed the compliance check. He also noted that there will be traffic checkpoints during the Memorial Day weekend and high school graduations.

August 7, 2007, is 'National Night Out Against Crime'. This year block parties will be emphasized and he encouraged the residents to contact the Sheriff's office if they are interested in hosting a block party that night. A representative will be sent to the party to talk about crime prevention issues. Additional information will be placed on the City's website.

5.1.2 Lt. Robby Russo said that Cottonwood Heights' officers will be providing security for a golf tournament at Willow Creek Country Club.

6.0 **ACTION ITEMS**

6.1 **Consideration of Ordinance No. 82 Adopting the Findings and Recommendations of an Independent Study and analysis to Address Impacts of Development on the City, Impose Transportation Facilities Impact Fees, Provide for the Calculation and Collection of Such Fees, and Provide for Appeal, Accounting and Severability of the Same**

6.1.1 Councilman Jones moved to adopt Ordinance No. 82 adopting the Transportation Facilities Impact Fees. The motion was seconded by Councilman Thomas and passed unanimously on a roll call vote.

6.2 **Consideration of Ordinance 83 Adopting the Findings and Recommendations of an Independent Study and Analysis to Address Impacts of Development on the City, Impose Storm Water Facilities Impact Fees, Provide for the Calculation and Collection of Such Fees, and Provide for Appeal, Accounting and Severability of the Same.**

6.2.1 Councilman Bracken moved to adopt Ordinance No. 83 adopting the Storm Water Facilities Impact Fees. The motion was seconded by Councilman Antczak and passed unanimously on a roll call vote.

6.3 **Consideration of Resolution No. 2007-17 Approving Entry Into An Interlocal Agreement with the City of Holladay for Justice Court Services**

6.3.1 City Attorney Shane Topham explained that the term on this agreement is for three years. The effective date was changed to May 1, 2007 and will expire June 30, 2010.

6.3.2 Councilman Jones moved to adopt Resolution No. 2007-17 approving entry into an Interlocal Agreement with Holladay City for Justice Court Services. The motion was seconded by Councilman Thomas and passed unanimously on a roll call vote.

6.4 **Consideration of Resolution No. 2007-20 Tentatively Approving an Amended Compensation Schedule for Elective and Statutory Officers; Providing for Public Inspection of Such Schedule; and Establishing the time and Place of a Public Hearing to Consider Adoption of Such Schedule**

6.4.1 Mayor Cullimore explained that the compensation schedule for the elected and appointed officers is approved each year in conjunction with the budget. The salaries for the Mayor and City Council were set by resolution for the calendar are tied to the change in the CPI of the appropriate years to determine the COLA for the staff and the City Council salaries. The resolution regarding compensation for elected and statutory officers will be adopted June 19, 2007.

6.4.2 Councilman Antczak moved to adopt Resolution No. 2007-20 tentatively approving an amended compensation schedule for elective and statutory officers. The motion was seconded by Councilman Bracken and passed unanimously on a roll call vote.

6.5 **Consideration of Resolution No. 2007-21 Tentatively Adopting an Amended Budget for the Period of 1 July 2006 through 30 June 2007; Tentatively Adopting a Tentative Budget for the Period of 1 July 2007 through 30 June 2008; Providing for Public Inspections of Such Budgets; and Establishing the Time and Place of a Public Hearing to Consider Adoption of Such Budgets**

6.5.1 Councilman Bracken moved to adopt Resolution No. 2007-21 tentatively adopting an amended budget for FY06-07 and adopting a tentative budget for FY07-08. The motion was seconded by Councilman Jones and passed unanimously on a roll call vote.

6.6 **Consideration of Resolution No. 2007-22 Approving Block Grant Funding for FY07-08 CDBG Funding and Authorizing an Interlocal Agreement between Cottonwood Heights, the U.S. Department of Housing and Urban Development, and Other Government Entities**

6.6.1 Mayor Cullimore explained that a hearing was held two weeks ago to hear from the agencies requesting funding. This Resolution allocates \$65,000 for city studies; including a study on the sensitive lands overlay zones and land development standards and specifications. \$25,000 was allocated to charitable organizations that help residents of Cottonwood Heights.

6.6.2 Councilman Antczak moved to approve Resolution No. 2007-22 approving the Block Grant Funding for FY07-08. The motion was seconded by Councilman Thomas and passed unanimously on a roll call vote.

6.7 **Consideration of Resolution No. 2007-23 Approving an Agreement for Building Services with Sunrise Engineering for FY07-08**

6.7.1 Assistant City Manager Kevin Smith noted that without having to adjust the cost to the City, Sunrise Engineering will provide a full-time building clerk.

6.7.2 Councilman Thomas moved to approve Resolution No. 2007-23 approving an agreement for building services with Sunrise Engineering. The motion was seconded by Councilman Bracken and passed unanimously on a roll call vote.

7.0 **CONSENT CALENDAR**

7.1 Approval of March 27, April 10 and April 24, 2007 Minutes

7.1.1 The minutes were approved as submitted.

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

8.1 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 8:27 p.m.

Approved: May 22, 2007

Kelvyn Cullimore, Jr., Mayor

Don Antczak, Councilman

Scott Bracken, Councilman

Bruce Jones, Councilman

Gordon Thomas, Councilman