

MINUTES OF THE CITY COUNCIL MEETING HELD APRIL 25, 2006, AT 7:00 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, Director of Finance David Muir, Community Development Director Kevin Smith, Planning Manager Michael Black, City Recorder Linda Dunlavy, Code Enforcement Officer Mike Dolan

OTHERS PRESENT: Mike Watson, Robby Russo, Corbett Ford, Lynn Feveryear, Bob Good, Jill & Gary McGee, Ron Fullmer, Mike Bennett

1.0 **WELCOME**

1.1 Mayor Cullimore opened the meeting at 7:00 p.m. and welcomed those in attendance.

1.2 The Pledge of Allegiance was led by Councilman Gordon Thomas.

2.0 **PUBLIC HEARINGS**

2.1 **Public Hearing to Receive Comments on the Proposed Use of the Community Development Block Grant Funding for FY06-07**

2.1.1 Lynn Feveryear, Salt Lake County CDBG Administrator, explained that the Community Development Block Grant program uses federal money provided by the Department of Housing and Urban Development to large cities and counties. They allow counties the opportunity to include cities with a population of less than 50,000 in their program. The funding for this program was reduced by 7 percent last year, 10 percent this year, and there is a proposed cut of 28 percent in funding next year. The program is designed to meet the lower income needs of a community or to improve areas of deterioration.

2.1.2 Mayor Cullimore opened the public hearing.

2.1.3 Celeste Eggrett, Development Director for The Road Home, explained that The Road Home is the largest homeless shelter in the state with clients from Salt Lake, Tooele and Davis counties. Shelter is provided nightly for 450 individuals and is always full. From November through April an emergency shelter is provided. She asked Cottonwood Heights to support the main shelter in the amount of \$3,000 which would pay for 283 nights of shelter; and the winter shelter in the amount of \$2,000 which would pay for 100 nights of shelter.

2.1.4 Steve Eliason, Board of Trustee Member for The Road Home, stated that The Road Home is trying to get people back on their feet and into permanent housing. He said that there were over 1,000 shelter nights provided for people that have lived in Cottonwood Heights this past year.

2.1.5 Cathy Green, Life Care Bank, explained that they serve low income seniors and people with disabilities in providing home repairs. The typical client is a female widow in her late 70s with no family to help with plumbing, faucets, electrical, and safety issues. She stated that they completed 65 home repairs in Cottonwood Heights last year, as well as a comprehensive analysis of needs. Ms. Green stated that Life Care Bank is requesting \$4,000.

- 2.1.6 Jeff Golden, Development Officer for Utah Food Bank, stated that they are requesting \$1,000 in funding for the Food Bank. The Utah Food Bank provided approximately 1.3 million pounds of food, which is 877,000 meals to 17 agencies that serve the Cottonwood Heights area. The Food Bank would use the \$1,000 for packaging and boxes.
- 2.1.7 Roger Borgenicht, Director of ASSIST, a non profit community design center, which hires licensed and insured contractors to do structural work. Much work is done on accessibility design for modifications. There have been 39 jobs in the last three years in the Cottonwood Heights area. The average income of the people that were provided this service was \$1,032 per month; 82 percent were elderly and 74 percent were female head of households. The money received from Cottonwood Heights would be spent solely for Cottonwood Heights residents.
- 2.1.8 Bob Noyes, Department of Workforce Services, stated that besides providing the homeless shelters, The Road Home also provides birth certificates for those that don't have one, and are a resource for the Department of Workforce Services so that children and adults can get medical assistance.
- 2.1.9 City Manager Liane Stillman stated that last year Cottonwood Heights used all of the CDBG funding to pay for the General Plan and were unable to assist charitable organizations. This year the Council has asked that money be allocated for those organizations. The City has received more requests than it is able to fulfill and is proposing to allocate some funding to each applicant.
- 2.1.10 Mayor Cullimore noted that it is the City's intent to fund as much of each request as possible.
- 2.1.11 Councilman Thomas stated that he serves on the Long Range Planning Committee for the Homeless and has great respect for The Road Home, as well as the others that help the low income population.
- 2.1.12 Mayor Cullimore closed the public hearing.

3.0 **CITIZEN COMMENTS**

3.1 **Introduction of Captain Matt Hambleton**

- 3.1.1 Chief Watson introduced Captain Matt Hambleton, who has worked as a medic at Station 110, which is part of the heavy rescue program and has recently been promoted to Captain.
- 3.1.2 Captain Hambleton stated that he started his career ten years ago and was accepted into the heavy rescue program which trained extensively in disciplines that are considered low frequency-high risk disciplines. He thanked the City for allowing the heavy rescue operation to continue.

4.0 **PROCLAMATION**

4.1 **Proclamation Expressing Appreciation to the Easter Event Volunteers**

- 4.1.1 Linda Helton-Kosky, Easter Event Chair, introduced the participants in the Easter event.
- 4.1.2 Mayor Cullimore read the proclamation thanking the volunteers into the record.

5.0 **ACTION ITEMS**

5.1 **Consideration of Resolution No. 2006-12 Opposing the proposed Village at Union Park development located at 7700 Union Park Avenue, Sandy, UT**

5.1.2 Mayor Cullimore explained that this is a large condominium development off of Creek Road in Sandy which the City feels is too large for the area. The Resolution indicates the City's support of the residents that live in the area who oppose this development.

5.1.3 **MOTION:** Councilman Thomas moved to approve Resolution No. 2006-12. The motion was seconded by Councilman Bracken and passed unanimously on a roll call vote.

5.2 **Consideration of Resolution No. 2006-13 Approving An Indigent Criminal Defense Legal Services Agreement with Richard R. Golden**

5.2.1 **MOTION:** Councilman Antczak moved to approve Resolution No. 2006-13. The motion was seconded by Councilman Jones and passed unanimously on a roll call vote.

5.3 **Consideration of Resolution No. 2006-14 Approving An Indigent Criminal Defense Legal Services Agreement with Steven B. Wall**

5.3.1 **MOTION:** Councilman Jones moved to approve Resolution No. 2006-15. The motion was seconded by Councilman Antczak and passed unanimously on a roll call vote.

5.4 **Consideration of Resolution No. 2006-15 Approving a Licensing Agreement with the Church of Jesus Christ of Latter Day Saints for the staging of fireworks for Butlerville Days**

5.4.1 **MOTION:** Councilman Bracken moved to approve Resolution No. 2006-15. The motion was seconded by Councilor Antczak and passed unanimously on a roll call vote.

5.5 **Consideration of Resolution No. 2006-16 Approving Amendments to the Previously-Approved Interlocal Agreements with Salt Lake County for Animal Control Services and For Public Works Services**

5.5.1 Mayor Cullimore explained that when the City negotiated with the County for services, a reduced interest rate on the delayed payments was agreed to but overlooked in the process. The County agreed to amend the documents to reflect what was originally agreed to.

5.5.2 **MOTION:** Councilman Thomas moved to approve Resolution No. 2006-16. The motion was seconded by Councilman Jones and passed unanimously on a roll call vote.

5.6 Consideration of Resolution No. 2006-17 Approving an Agreement with Bennett Educational Consultants, Inc., for Gathering and Evaluating Demographic, Academic and Financial Data from Granite and Jordan School Districts Preliminary to Considering Options Under HB 77

5.6.1 Mayor Cullimore explained that the legislature passed HB 77 which gives municipalities of the second class or larger, or groups of cities of that size, to form small school districts. He noted that there is significant interest in the Holladay/Millcreek area and in the South Salt Lake area to form a school district. Cottonwood Heights does not feel that there is enough information to make any decisions or recommendations to the citizens and felt that more critical data was needed to help in that evaluation. The City is also aware that Jordan School District is proposing a significant bond which may be as much as \$400 million, and that the majority of that money will not be spent on the east side of the valley. Cottonwood Heights is not in the process of forming a small school district, but is looking into demographics in order to be prepared to know what the City should be recommending to the citizens should such a recommendation be appropriate. The City is considering the approval of an agreement with Bennett Consulting to obtain demographic information.

5.6.2 Councilman Antczak noted that this is not going to be a recommendation as to what the City does, but an evaluation of the demographics and the options the City has as they exist.

5.6.3 Mayor Cullimore stated that he met with the Superintendents of the Jordan School District and the Granite School District and explained what the City is doing so there would be no misunderstanding. He reported that both expressed appreciation for the forewarning and pledged to be supportive of the effort.

5.6.4 Mike Bennett explained that the timing to do this study is critical because hearings will continue to be held on HB 77 as early as May.

5.6.5 **MOTION:** Councilman Antczak moved to approve Resolution No. 2006-17. The motion was seconded by Councilman Bracken and passed unanimously on a roll call vote.

5.7 Consideration of Ordinance No. 44 Amending Title 5 of the Cottonwood Heights Code, to Include a New Chapter 5.92 (Garage/Yard Sales)

5.7.1 Community Development Director Kevin Smith explained that if you want to hold a garage sale on your property you have to sell items that are from your property. A garage/yard sale can be held three times per year and can last for three consecutive days. There must be ten days from the end of one sale to the beginning of the next sale.

5.7.2 **MOTION:** Councilman Bracken moved to adopt Ordinance No. 44. The motion was seconded by Councilman Thomas and passed unanimously on a roll call vote.

6.0 REPORTS/PRESENTATIONS

6.1 Unified Fire Report

- 6.1.1 Chief Watson reviewed the March 2006 Fire Report. He noted that March closed with 196 medical calls compared to 175 medical calls in March 2005. There were 77 fire calls compared to 72 a year ago.

Chief Watson reviewed the safety message stating that last year at this time the City was looking at runoff due to high temperatures and this year the City needs to be concerned with heavy rainfall as a trigger point. Most streams are predicted to hit bank full, but not predicted to flood. He stressed the importance of being careful around water and to watch all children. He also reviewed the customer service message.

Kevin Smith reviewed the lettering for the new signs on the fire stations.

7.0 **CONSENT CALENDAR**

7.1 **Approval of April 11, 2006 Minutes**

- 7.1.1 The minutes were continued to the next business meeting.

8.0 **ADJOURN**

- 8.1 Councilman Antczak moved to adjourn. The motion was seconded by councilman Bracken and passed unanimously on a voice vote. The business meeting adjourned at 8:13 p.m.