

MINUTES OF THE CITY COUNCIL MEETING HELD APRIL 11, 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

EXCUSED: Councilman 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, Associate Planner Glenn Symes, City Recorder Linda Dunlavy, Code Enforcement Officer Mike Dolan

OTHERS PRESENT: Corbett Ford, Bob Good, Doug Shelby, Ron Fullmer, Carl Evans, Mike Peterson, Jill & Gary McGee, Robby Russo, Kathy McKitrick,

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 Antczak.

2.0 PUBLIC HEARING

2.1 Proposed Boundary Adjustment with Holladay City

2.1.1 Community Development Director explained the proposed boundary adjustment with Holladay City. He said that there is a small section of a Holladay City development that is in Cottonwood Heights, and it is proposed that it be included in Holladay because of how the project is being developed.

2.1.2 Mayor Cullimore opened the public hearing.

2.1.3 Doug Shelby asked if the boundary adjustment is costing the City anything.

Mayor Cullimore explained that the property was part of a Holladay City RDA, and in return for the boundary adjustment Holladay City has agreed to allow Cottonwood Heights to place a monument sign on the property and agreed to maintain it.

2.1.4 Mayor Cullimore closed the public hearing.

3.0 ACTION ITEMS

3.1 Consideration of Ordinance No. 41 Rezoning .43 Acres of Real Property Located at 7167 South Highland Drive from R-1-8 to CR and Adopting a New Zoning Map (Destination Child Care Rezone)

3.1.1 Mayor Cullimore explained that when the City incorporated, the County's zoning map was adopted and this parcel was zoned residential instead of commercial. The owners cannot get financing to remodel the building unless it is properly zoned. The Planning Commission has reviewed the proposal and recommended approval to the City Council.

- 3.1.2 **MOTION:** Councilman Antczak moved to adopt Ordinance No. 41. The motion was seconded by Councilman Jones and passed unanimously on a roll call vote.
- 3.2 **Consideration of Ordinance No. 42 Amending Title 19, Cottonwood Heights Code, to Add a New Chapter 19.36 (Mixed Use Zone)**
- 3.2.1 Planning Manager Michael Black stated that the Mixed Use Zone was covered in the General Plan. No property is being designated as mixed use, but this amendment will give people the opportunity to apply for a mixed use zone and establish regulations for a mixed use development.
- 3.2.2 **MOTION:** Councilman Jones moved to adopt Ordinance No. 42. The motion was seconded by Councilman Bracken and passed unanimously on a roll call vote.
- 3.3 **Consideration of Ordinance No. 43 Amending Section 14.12.130, Cottonwood Heights Code, Regarding Private Roads in Subdivisions**
- 3.3.1 Mr. Black explained that prior to the City's incorporation; the County had an ordinance that allowed developments with lots over half-acre to have private roads, maintained by the homeowners, without being a Planned Unit Development. The proposed ordinance would allow the private roads and gating on developments with half-acre or larger lots.
- 3.3.2 **MOTION:** Councilman Jones moved to adopt Ordinance No. 43. The motion was seconded by Councilman Bracken and passed unanimously on a roll call vote.
- 3.4 **Consideration of Resolution No. 2006-09 Approving an Interlocal Agreement with Salt Lake County and Cottonwood Heights Parks and Recreation Service Area for improvements to Golden Hills Park**
- 3.4.1 City Attorney Shane Topham explained that the proposed Interlocal Agreement designates \$500,000 to complete improvements to Golden Hills Park. \$100,000 will come from the City and \$100,000 will come from Cottonwood Heights Recreation District with the balance being paid by Salt Lake County. The City will pay its portion in \$50,000 increments this year and next year. Cottonwood Heights Recreation will pay its portion in \$50,000 increments in years three and four. The Recreation Center and the City will have input into the design of the improvements.
- 3.4.2 **MOTION:** Councilman Antczak moved to approve Resolution No. 2006-09. The motion was seconded by Councilman Bracken and passed unanimously on a roll call vote.
- 3.5 **Consideration of Resolution No. 2006-10 Approving an Interlocal Agreement with Cottonwood Heights Parks and Recreation Service Area for Landscaping and Maintenance**
- 3.5.1 Mayor Cullimore explained that this agreement is for maintaining landscaping and other services on behalf of the City in identified public areas.
- 3.5.2 City Manager Liane Stillman said it was the City's intention to have a broad legal agreement with the ability to change the exhibits annually so that each year there would be focus on a different area in the City. She questioned if the contract would limit the City to contract with the

Recreation Center for landscape services in City-owned areas that are not also recreation district areas.

Mr. Topham said it would limit the City at this time, and would need guidance from the Recreation Center prior to the review of the next contract.

3.5.3 **MOTION:** Councilman Antczak moved to approve Resolution No. 2006-10. The motion was seconded by Councilman Bracken and passed unanimously on a roll call vote.

3.6 **Consideration of Resolution No. 2006-11 Approving a City Flag**

3.6.1 **MOTION:** Councilman Bracken moved to approve Resolution No. 2006-11. The motion was seconded by Councilman Jones and passed unanimously on a roll call vote.

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

3.7.1 Mayor Cullimore explained that the proposed development in Sandy is very large and the adjacent Cottonwood Heights residents are opposed to the 4-story above ground condominium unit. The density of the project would be 30-units per acre which is a greater density than any other project in either city. The proposed resolution is to indicate the City's support of the residents in this area and to encourage regional planning concepts. Consideration of the Resolution was postponed until a future meeting when Councilman Thomas is present and can vote on the resolution.

3.8 **Consideration of the proposed Cottonwood Heights Street Lighting Policy**

3.8.1 Mayor Cullimore explained that through the proposed policy the City has addressed the installation of street lighting in the community. Budget permitting the City will pay for street lights to be put in at intersections, the end of cul de sacs at least 300 feet long, mid-block if there is more than 600 feet between street lights, and on all arterials and collector streets. The policy also gives citizens the option to purchase street lighting for their neighborhoods. If lighting is purchased by a neighborhood the city will pay for the ongoing maintenance and power to operate the street lights once they are installed. The policy also requires that new developments include street lights as part of their plan.

3.8.2 Councilman Antczak moved to adopt the Street Lighting Policy as presented. The motion was seconded by Councilman Jones and passed unanimously on a voice vote.

4.0 **REPORTS/PRESENTATIONS**

4.1 **Presentation Recognizing the Cottonwood Heights Parks and Recreation Service Area**

4.1.1 Steve Carpenter, Executive Director of the Utah Recreation and Parks Association, presented the Cottonwood Heights Recreation Center as Outstanding Department Class 2 in recognition for outstanding accomplishments in the field of parks, recreation and leisure services in 2006.

4.2 **Sheriff's Report – Detective Corbett Ford**

- 4.2.1 Detective Corbett Ford reviewed the statistics for the month of March. There were 970 calls for service, resulting in 595 cases. There were 24 domestic disputes, one robbery, and five sexual assaults. The property crimes increased in larceny, theft and stolen vehicle calls.

Deputies responded to a loud party call with approximately 75 people. People at the party interfered with the responding deputies and four people were booked into jail. Detective Bartlett and Mike Dolan met with the homeowner on Monday and he did not remember what had occurred.

Detective Ford said that a search warrant was executed on The Doll House and is under investigation at this time.

Four fugitives were arrested today and the homeowner was taken to jail for harboring fugitives.

He stressed to the citizens not to be victims, to make sure doors are locked, garage doors are closed, and valuables are not left in vehicles overnight.

5.0 **CITIZEN COMMENTS**

- 5.1 Ron Fullmer stated that last Friday Verizon signed a contract with the State for the 511 road condition number.

- 5.2 Doug Shelby asked for an update on the Bonneville Shoreline Trail and the city proposed Big Cottonwood Trail.

Kevin Smith said that the General Plan included a Parks and Trails element that was adopted by the City, including the County's alignment of the Bonneville Shoreline Trail, which is approximate. He explained that the Forest Service has commenced a study, but there is no funding available at this time. As people develop on the bench the City will ask that they incorporate the trail.

- 5.3 City Manager Liane Stillman said that Big Cottonwood Canyon Trail was originally divided into two phases, a third phase has been added which will include an urban fishery at Spencer's Pond. The City did not receive funding from UDOT, but will apply again in January. The City should know by the end of May if they will receive a grant from ZAP.

6.0 **CONSENT CALENDAR**

- 6.1 **Approval of March 28, 2006 Minutes**

- 6.1.1 The minutes were approved as submitted.

7.0 **ADJOURN**

- 7.1 Councilman Jones moved to adjourn. The motion was seconded by Councilman Bracken and passed unanimously on a voice vote. The Business Meeting adjourned at 8:10 p.m.