

MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL MEETING HELD TUESDAY,
JUNE 26, 2012, AT 7:00 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL CHAMBERS

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

Staff Present: City Manager Liane Stillman, City Attorney Shane Topham, Administrative Services
Director Linda Dunlavy, Finance Director Steve Fawcett, Assistant Chief Mike Watson, Chief Robby
Russo, Community and Economic Development Director Brian Berndt, Public Works Director Mike
Allen, Assistant Chief Mike Watson, Public Relations Specialist Stephanie Archibald, Officer Randy
Maurer, Administrative Assistant Shelly Hanson

Also Present: John Morrell, Mike Hanson, Ann Bracken, Morgan Valentine, Jerry Fu, Adam Woolsten,
Steven Deng, Bryce Bollinger, Michael Swan

1.0 WELCOME/PLEDGE/ACKNOWLEDGEMENTS

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

1.2 Mayor Cullimore led the Pledge of Allegiance.

2.0 CITIZEN COMMENTS

2.1 There were no citizen comments.

3.0 REPORTS/PRESENTATIONS/RECOGNITIONS

3.1 Recognizing Aaron Hulka for Completion of Eagle Scout Projects

3.1.1 Aaron Hulka reported on his recently completed Eagle Scout Project where 650 bundles of triage
ribbons which were made for the city and he was assisted by about 20 people. Triage ribbons
come in five different colors with each having a different meaning. In the event of a crisis triage
ribbons are placed on front doors to allow emergency personnel to prioritize who to help first.
The colors and their meanings are as follows: (1) Green – those inside are okay; (2) Yellow -
there is an injury; (3) Red - someone is bleeding or not breathing; (4) Black - there is a fatality;
(5) White - evacuation has occurred.

3.1.2 Mayor Cullimore expressed appreciation to Aaron for his work noting that he hopes there is never
a need for the ribbons; however, it will be of great help in the event of an emergency.

3.2 Recognizing Officer Randy Maurer for Completion of Degree

3.2.1 Officer Maurer was commended for completing his Associates Degree in Information Systems
and Computer Science and his Bachelors in Information Systems Security. His studies involved
computer forensics, ethical hacking, and network defense. Officer Maurer hoped to pursue a
career in computer forensics when he completes his formal law enforcement career in
approximately two years.

3.2.2 Chief Russo expressed appreciation for the City's tuition reimbursement program, which has
been a very positive benefit. He found that better educated officers are better critical thinkers and
better officers with lower risk with fewer liabilities to municipalities.

3.3 Administration of Oath of Office to Damien Olsen

- 3.3.1 The Oath of Office was administered to Officer Damien Olsen by City Recorder Linda Dunlavy.

3.4 Administration of Oath of Office to Youth City Council Officers

- 3.4.1 Councilman Bracken introduced the following Members of the Youth City Council: Education Committee Member, John Morrell; Youth City Council Mayor, Jerry Fu; Social Officer, Adam Woolston; Planning Commission Representative, Steven Deng; Public Relations Officer, Morgan Valentine; Educational Officer Deputy, Bryce Bollinger; and Treasurer, Michael Swan.

Councilman Bracken said the purpose of the Youth City Council is three-fold – Service, Education, and Social Interaction with youth in the City. The Education Officer is charged with helping educate youth on municipal government. The Service aspect is accomplished by having the Youth City Council assist at numerous City events by providing set up, take down, and helping with ushering, signage, and publicity. The Social component involves the Youth City Council participating with other city councils by participating in social activities to build camaraderie and community spirit.

- 3.4.2 Youth City Council Mayor Jerry Fu said he became interested in joining the Youth City Council to stay active and get involved. He was happy to participate and hoped to make this one of the best Youth City Council's ever.
- 3.4.3 The Oath of Office was administered by City Recorder Linda Dunlavy.

3.5 Standing Monthly Reports.

Monthly Financial Report

- 3.5.1 Finance Director Steve Fawcett presented the financial report for the month of May and reported on year-end projections. He explained that most major sources of revenue will equal or exceed budget with a few minor exceptions. It was predicted that the fiscal year will end with approximately 102.5% of actual revenue having been collected over budget. On the expenditure side, Mr. Fawcett predicted that the City will spend 96.7% of budget. That differential of higher revenue and lower expenditures will allow the city to add approximately \$800,000 to the General Fund balance bringing it to around \$1.6 million for the year end or just under the 18% maximum fund balance permitted.

Mayor Cullimore explained that state law does not allow municipalities to have more than 18% of its budget in surplus. Last year the City exceeded that slightly and was reprimanded by the State Auditor. In the present economic environment, that speaks very well for how the City is being managed fiscally. The Mayor expressed appreciation to all of the City departments for the way they manage their funds. He noted that many cities are raising taxes to make up shortfalls. Very few have the type of surpluses as a percentage of budget that Cottonwood Heights generates.

Mr. Fawcett also noted that the budgeted amount for sales taxes was \$4.3 million. The year was expected to end at about \$4,649,000, which is about \$350,000 over budget and approximately \$150,000 to \$200,000 higher than last year.

Unified Fire Report

- 3.5.2 Mayor Cullimore reported that earlier in the day he received a call from Assistant Chief Mike Watson indicating that there was a fire at Crestwood Park, which consisted of about 56 acres of open space with natural vegetation. The Mayor met Chief Watson at the command station and observed as Chief Watson controlled and directed the firefighters. The Mayor was very impressed with how he calmly and effectively dispatched firefighters.

Chief Watson reported that Battalion Chief Jim Bacon was running the fire and the first company on scene was from Station 125 in Midvale. Chief Watson stated that enroute he was notified by dispatch where the incident command post was set up and he took the position on the opposite side of the park as had been determined from prior experience. He was pleased that all of the units and fire agencies worked well together. In all there were 22 to 23 pieces of apparatus, three battalion chiefs, and two assistant chiefs on the scene.

Chief Watson presented the statistics for the month of May. Station 110 was number four and Station 116 was number 13 in calls for service. There was a gradual increase in medical calls with the month ending at 220 calls.

Station 116 received 69 Advanced Life Support (ALS) calls resulting in 38 transports and two Basic Life Support (BLS) calls resulting in no transports for a total of 38 transports. Station 110 received 121 ALS calls resulting in 49 transports and six BLS calls resulting in four transports for a total of 53 transports.

The customer service report was presented for Stations 110 and 116. He reviewed statistics on fires currently being fought: Wood Hollow Fire in Sanpete County involving 40,000 acres with 15 homes destroyed, one fatality and 575 people evacuated; Dump Fire in the Saratoga Springs/Eagle Mountain area involving 6,000 acres with 5,000 residents evacuated; Clay Springs Fire in Millard County between Delta and Fillmore involving over 100,000 acres; Quail Creek Fire in Washington County near St. George involving 1,700 acres with 60 homes evacuated; Church campfire in Duchesne involving 1,000 acres. Colorado reported eight wild land fires with over 230 structures destroyed, and 5,000 people evacuated. In Utah, 430 fires were categorized as urban interface, brush, or wild land fires so far this fire season. Photographs of the Crestwood Park fire were shown.

4.0 ACTION ITEMS

4.1 Consideration of Resolution No. 2012-28 Approving Entry Into an Interlocal Agreement with Cottonwood Heights Parks and Recreation Service Area for Landscaping and Maintenance Services

- 4.1.1 Mayor Cullimore explained that the City contracts with the Cottonwood Heights Parks and Recreation Special Service District to handle most of the City's parks and recreation duties as well as City beautification projects and maintenance. The proposed resolution is a new contract to replace one that expires at the end of the month. Mayor Cullimore stated that the contract calls out specific services to be provided and the associated cost. He expressed his appreciation for the partnership the city has with this organization.

- 4.1.2 Councilman Bracken remarked that the contract has been very flexible and accommodating over the years and is a mutually beneficial arrangement.
- 4.1.3 Councilman Peterson declared that a potential conflict of interest as Director of the special service district, and agreed that the arrangement has been a win-win situation for both parties.
- 4.1.4 **MOTION:** Councilman Bracken moved to approve Resolution Number 2012-28. The motion was seconded by Councilman Shelton and passed unanimously on a roll call vote.
- 4.2 **Consideration of Resolution No. 2012-29 Approving a Civil Legal Services Agreement with Shane Topham**
- 4.2.1 Mayor Cullimore pointed out that the proposed resolution renews the City's Civil Legal Services Agreement with City Attorney Shane Topham. Mr. Topham has served as the City Attorney since the City was founded and has provided a great service. He has been instrumental in assisting the City by providing legal guidance and has been an integral part of the City's success. The contract would extend Mr. Topham's term through fiscal year 2016. Appreciation was expressed to Mr. Topham for keeping the Council well-informed and educated on numerous issues.
- 4.2.2 **MOTION:** Councilman Peterson moved to approve Resolution Number 2012-29. The motion was seconded by Councilman Shelton and passed unanimously on a roll call vote.
- 4.3 **Consideration of Ordinance No. 191 Amending Chapters 9.75 and 14.60 Regarding Unauthorized Discharge of Fireworks on Public Property**
- 4.3.1 Mayor Cullimore observed that most citizens are aware that fireworks are a serious problem this time of year and the ability of the City to ban fireworks altogether is limited by state law. They cannot be banned completely but certain steps can be taken to limit the use of fireworks. The ordinance was reviewed in light of a recent request by the Governor and it was determined that there are ways to further restrict the use of fireworks within City limits.
- 4.3.2 City Attorney, Shane Topham, described how the proposed ordinance changes the current ordinance and explained that the City's current ordinance prohibits fireworks and other ignition mechanisms in wild land interface areas. Over the years the specified protected areas were augmented until most of the major wild land areas were addressed. Due to the current conditions it was suggested that the restrictions be as restrictive as possible. The proposed ordinance will prohibit fireworks on public property in the City, which would include anything owned by a public entity unless the owner gets prior written permission to discharge fireworks on his property.
- 4.3.3 **MOTION:** Councilman Shelton moved to approve Ordinance Number 191. 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 meeting. The motion was seconded by Councilman Shelton and passed unanimously on a voice vote. The business meeting adjourned at 8:00 p.m.