

MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL MEETING HELD TUESDAY, APRIL 26, 2016 AT 7:00 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL CHAMBERS

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

Staff Present: Community and Economic Development Director Brian Berndt, Finance Director Dean Lundell, Police Chief Robby Russo, Assistant City Manager Bryce Haderlie, Assistant Fire Chief Mike Watson, City Manager John Park, City Attorney Shane Topham, Public Works Director Mike Allen

Others: Lynne Krauss, Nancy Hardy

1.0 WELCOME/PLEDGE/ACKNOWLEDGEMENTS

1.1 Mayor Cullimore called the meeting to order at 7:01 p.m. and welcomed those attending.

1.2 Councilman Bracken led the Pledge of Allegiance.

2.0 CITIZEN COMMENTS

2.1 Nancy Hardy said she was excited about the City moving forward with a survey. She noted that Mountain Accord stated that when polled in 2012, 92% of Utahans indicated that they would like to see the Wasatch Front protected from additional development and recreational access.

Mayor Cullimore clarified that the Mountain Accord was referring to development within the canyons and were actually identifying areas at the base of the canyons for development.

Ms. Hardy stated that at the last Planning Commission that there was a close vote in favor of developing property. With regard to the previous Planning Commission Meeting, Ms. Hardy stated that it was a close vote in favor of developing the property on Little Cottonwood Canyon Road and asked if the 130 letters in opposition would be reviewed by the Council.

Mayor Cullimore confirmed that citizens will be given an opportunity to make public comment before a decision is made by the City Council and the letters will be reviewed by the Council and staff.

2.2 Lynne Krauss submitted the comments via email:

Dear Mayor & City Councilpersons:

I noticed that tonight's City Council agenda includes an action item for approving a contract to conduct a Citizen Survey. One of the main reasons, albeit not the only reason,

individuals pushed so hard for a Citizen Survey was so the residents of Cottonwood Heights could be polled on their opinions regarding land use and zoning issues such as building heights and density within our city. The CH Planning Commission has been reminded on several occasions that their input is important to the Citizen Survey. At last week's meeting, Commissioner Jones specifically commented on how the room is packed whenever increased building heights are being proposed, as was the case with the recent city-initiated text changes to the MU zone.

I am writing to request that the Council include land use and zoning questions in the survey and be sure to contact Planning Commission members regarding any issues they would like to see addressed in the survey. Please include this email as part of the public record associated with tonight's meeting. Thank you for your consideration.

3.0 REPORTS

Standing Monthly Reports

3.1. Monthly Financial Report – Finance Director Dean Lundell.

3.1.1 Finance Director Dean Lundell, presented the financial report for the month of March and stated that sales tax is 6.42% above the previous year and the City is currently \$107,000 ahead of budget. He noted that the energy tax is slightly different than anticipated and he will continue to monitor it while developing a track record as it continues. Upcoming items include the reimbursement resolution regarding the purchase of the public works trucks; a capital lease for police vehicles which takes place every two years; and finalizing the last piece of financing for the new City Hall Building. On May 10, a parameters resolution will be proposed that sets the term of the bonding and a tentative budget will be proposed for adoption. The public hearing on the FY16-17 budget will be held June 14 and adoption of next year's budget will be scheduled for June 21.

3.2.1 Unified Fire Report – Assistant Chief Mike Watson.

3.2.1 Assistant Chief Mike Watson presented the fire report for the month of March and reported that Station 110 was in 7th place in call volume and Station 116 was in in 13th place. Total call volume for Station 110 was 116, with 98 were medical calls and 18 fire calls. Station 116 had 76 total calls, with 54 medical calls and 22 fire calls.

Station 110 transported 68% of their Advanced Life Support (ALS) calls and 47% of the Basic Life Support (BLS) calls. Station 116 transported 69% of the ALS calls and 28% of their BLS calls.

The Customer Service Report included several tours, hydrant inspections, the Station 116 Easter Egg Hunt, and medical standby for the Spring Swim at the Recreation Center. The Safety Message emphasized spring cleanup and emergency preparedness.

Mayor Cullimore asked for more personalization of the fire fighters in an effort to get to know them.

4.0 **ACTION ITEMS**

4.1 **Consideration of Resolution No. 2016-22 Approving a Reimbursement Resolution**

4.1.1 Mayor Cullimore explained that this resolution approves reimbursement allowing the City to take money out of the current budget to purchase the first snow plow, which happens to be immediately available at a discount. When the financing is completed for all of the snow plows in the fall, the City will reimburse itself from that financing.

4.1.2 **MOTION:** Councilman Shelton moved to approve Resolution Number 2016-22. The motion was seconded by Councilman Bracken. Vote on motion: Councilman Shelton-Aye, Councilman Bracken-Aye, Councilman Petersen-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed unanimously.

4.2 **Consideration of Resolution No. 2016-23 Approving a Contract Close Out Agreement with Terracare.**

4.2.1 Mayor Cullimore reported that the proposed resolution approves termination of an agreement for Public Works Services with Terracare Associates. The contract allows for a smooth transition between Terracare and the City. It was noted that there is no early termination penalty.

4.2.2 City Manager John Park, pointed out that the original agreement stated that if there was an early termination, the City would purchase Terracare's equipment should they desire to sell it. Terracare has worked with the City and reported there is no equipment purchase necessary.

4.2.3 **MOTION:** Councilman Peterson moved to approve Resolution Number 2016-23. The motion was seconded by Councilman Tyler. Vote on motion: Councilman Shelton-Aye, Councilman Bracken-Aye, Councilman Petersen-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed unanimously.

4.3 **Consideration of Resolution No. 2016-24 Approving a Contract with Y2 Analytics for a Citizen Survey.**

4.3.1 Mayor Cullimore said that the above resolution approves an agreement with Y2 Analytics for public opinion research services. Y2 Analytics has a one-year or three-year proposal, and the City has opted for the one-year option. They will be working on the opinion survey during the month of June.

4.3.3 **MOTION:** Councilman Bracken moved to approve Resolution Number 2016-24. The motion was seconded by Councilman Shelton. Vote on motion: Councilman Shelton-Aye, Councilman Bracken-Aye, Councilman Petersen-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed unanimously.

4.4 **Consideration of Resolution No. 2016-25 Consenting to Appointments to the Arts Council.**

4.4.1 Mayor Cullimore stated that the proposed resolution authorizes appointments to the Cottonwood Heights Arts Council. There are five new members being appointed and include Jennifer Slack, Danielle Marriott, Daisy Thomas, Susan Stevens and Jenna Ellingson.

4.4.2 Councilman Shelton expressed gratitude to the new members for their willingness to serve.

4.4.3 **MOTION:** Councilman Shelton moved to approve Resolution Number 2016-25. The motion was seconded by Councilman Tyler. Vote on motion: Councilman Shelton-Aye, Councilman Bracken-Aye, Councilman Petersen-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed unanimously.

4.5 **Consideration of Resolution No., 2016-26 Appointing Members of the Taxing Entity Committee.**

4.5.1 Mayor Cullimore explained that the proposed resolution approves the appointment of two representatives to serve on the Taxing Entity Committee for the Cottonwood Heights Community Development and Renewal Agency. The Council serves as the Board of Directors for the CDRA. There is currently one CDRA within the City that is governed by the Agency, and additional funding has been provided from other project areas that preceded the City. In order to allocate and approve the use of funds, it is important that the Taxing Entity Committee be represented by the two individuals that will represent the City. The resolution would appointment Finance Director Dean Lundell and Councilman Mike Peterson, with Mayor Cullimore as an alternate.

4.5.2 **MOTION:** Councilman Tyler moved to approve Resolution Number 2016-26. The motion was seconded by Councilman Bracken. Vote on motion: Councilman Shelton-Aye, Councilman Bracken-Aye, Councilman Petersen-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed unanimously.

4.6 **Consideration of Resolution No. 2016-27 Appointing City Manager John Park to the Homeland Security Grants Council.**

4.6.1 Mayor Cullimore said that this resolution appoints City Manager John Park, to serve as a representative of Cottonwood Heights on the Salt Lake County Homeland Security Grants Council. This group meets four times per year and supports several programs within the County.

4.6.2 **MOTION:** Councilman Bracken moved to approve Resolution Number 2016-27. The motion was seconded by Councilman Peterson. Vote on motion: Councilman Shelton-Aye, Councilman Bracken-Aye, Councilman Petersen-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed unanimously.

4.7 **Consideration of Resolution No. 2016-28 Accepting Requests for Indemnification.**

- 4.7.1 Mayor Cullimore reported that this resolution approves accepting requests for indemnification for several employees. Occasionally, the City may be named in a lawsuit and individual employees are also named in those suits. Due to controversy alleged as to the accuracy of a Search Warrant issued in November 2015, a lawsuit has been filed including several Cottonwood Heights police officers. Those officers have requested indemnification, as is proper in these circumstances, in order to be covered under the City's insurance policy.
- 4.7.2 **MOTION:** Councilman Peterson moved to approve Resolution Number 2016-28. The motion was seconded by Councilman Shelton. Vote on motion: Councilman Shelton-Aye, Councilman Bracken-Aye, Councilman Petersen-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed unanimously.
- 4.8 **Consideration of Resolution No. 2016-29 Approving an Activity Contract with Buck Wild Mechanical Bulls, LC for 2016 Butlerville Days.**
- 4.8.1 Mayor Cullimore said that this resolution approves a contract with Buck Wild Mechanical Bulls, LC for Butlerville Days. A portion of sales will be taken by the City rather than paying for their services.
- 4.8.2 **MOTION:** Councilman Tyler moved to approve Resolution Number 2016-29. The motion was seconded by Councilman Peterson. Vote on motion: Councilman Shelton-Aye, Councilman Bracken-Aye, Councilman Petersen-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed unanimously.
- 4.9 **Consideration of Resolution No. 2016-30 Approving an "Event Proposal" Contract with Custom Events, Inc. for 2016 Butlerville Days.**
- 4.9.1 Mayor Cullimore said that this resolution approves a contract with Custom Events for their services during Butlerville Days.
- 4.9.2 **MOTION:** Councilman Peterson moved to approve Resolution Number 2016-30. The motion was seconded by Councilman Tyler. Vote on motion: Councilman Shelton-Aye, Councilman Bracken-Aye, Councilman Petersen-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed unanimously.
- 5.0 **CONSENT CALENDAR**
- 5.1 Approval of Minutes for March 29, 2016.
- 5.2 The minutes stood approved.
- 6.0 **ADJOURN BUSINESS MEETING AND RECONVENE WORK SESSION IN ROOM 250**
- 6.1 **MOTION:** Councilman Tyler moved to adjourn the Business Meeting and reconvene the Work Session. The motion passed with the unanimous consent of the Council.

6.2 The Business Meeting adjourned at 7:40 p.m.

Minutes Approved: May 10, 2016