

NORTH SALT LAKE CITY
CITY COUNCIL REGULAR SESSION MEETING
JANUARY 19, 2010

Mayor Arave called the meeting to order at 7:03 p.m. Council Member Ron Gordon offered the invocation and led those present in the Pledge of Allegiance.

PRESENT: Mayor Len Arave
Council Member Ron Gordon
Council Member Stewart Harman
Council Member Brian Horrocks
Council Member Matt Jensen
Council Member Stan Porter

STAFF PRESENT: Collin Wood, City Manager; Brian Passey, Assistant City Manager and Finance Director; Blaine Gehring, Planning and Economic Development Director; Michael Nielsen, City Attorney; LaRae Dillingham, City Recorder; Linda Horrocks, Minutes Secretary.

OTHERS PRESENT: Lynn Wood, Wood Richards and Associates; Lisa Watts Baskin, David Fielding, Kim and Kyler Jensen, Eric Klotz, Dan and Kaye Donahoe, Kristian Wang, Kristin and Blair Randall, Bill Wood, Ron and Marilyn Whitehead, John Herndon, Robert Drinkall, Conrad and Carolyn Jacobsen, Brad and Becca Mecham, Brandon McDougald, Kelly and Suzette Davis, Kevin Swenson, Allen Tidwell, Lynn Ballard, Matt Hardy, residents; Lynze Wardle, *Examiner*; Jason Burningham, LYRB; Jed Millburn, Ridgeview Apartments; Ben Lowe, Eaglewood Village; Kevin Watkins, Hughes General Contractors.

1. CITIZEN COMMENTS

There were no citizen comments.

2. AUDITOR'S REPORT – WOOD RICHARDS & ASSOCIATES

Mr. Lynn J. Wood addressed the Council with the completed auditor's report for the year ended June 30, 2009. He stated that Brian Passey is doing a good job in this regard, including performing an efficient double entry system. The reports are good and accurate. As part of their audit, Mr. Wood stated that they also look at controls, separation of duties, etc. They reviewed prior year responses and were pleased to report that these issues have been taken care of and are no longer concerns.

Refer to the City of North Salt Lake financial statements and auditor's reports for the year ended June 30, 2009 for additional information.

Mayor Arave commended Collin Wood and Brian Passey for their efforts in this effort.

3. RATIFICATION OF THE MAYOR'S APPOINTMENT OF A NEW
PLANNING COMMISSION MEMBER

Mayor Arave presented Kim Jensen as a new member of the North Salt Lake Planning Commission.

Council Member Horrocks moved to ratify Mayor Arave's appointment of Kim Jensen as a new member of the North Salt Lake Planning Commission. Council Member Porter seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Gordon and Harman.

Council Member Gordon excused himself at 7:25 p.m.

4. APPROVE MINUTES

The City Council minutes of January 5, 2010 were reviewed and amended. **Council Member Horrocks moved to approve the January 5, 2010 minutes as amended. Council Member Harman seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, and Harman. Council Member Gordon was excused.**

5. PUBLIC HEARING TO TAKE PUBLIC COMMENT REGARDING A
ZONE CHANGE FROM CH TO RM-20 AT 140 S. MAIN STREET

Mayor Arave opened the public hearing at 7:31 p.m.

Blaine Gehring presented the history behind this zone change request, stating that the apartment developers are anxious to build another section of 48 apartments. To do so, they need to acquire two single home properties at the entrance to 100 South at Main Street, and the large flag shaped parcel directly south of those properties. The two homes are currently zoned RM-20, but the large parcel is zoned CH.

There was no public comment, and Mayor Arave closed the public hearing at 7:34 p.m.

Council Member Porter asked if he thought a zone change would set a precedent for additional apartments in this area, where the City prefers to maintain the commercial zone. Blaine Gehring stated that he does not believe it would. Council Member Horrocks stated that he does not see anything commercial being built on this particular property, and that this new apartment complex is a nice addition to the City.

6. CONSIDERATION AND POSSIBLE APPROVAL OF A REZONING FOR
NEW APARTMENTS

Council Member Harman moved to approve the rezoning for the Ridgeview apartments at 140 South Main Street currently zoned as CH and that the entire

project be rezoned to RM-20. Council Member Jensen seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, and Harman. Council Member Gordon was excused.

7. CONSIDERATION AND POSSIBLE ADOPTION OF ORDINANCE NO. 2010-01 AMENDING THE NORTH SALT LAKE CITY ZONE DISTRICT MAP BY CHANGING THE ZONING OF APPROXIMATELY ONE AND THREE-QUARTER ACRES OF LAND LOCATED WITHIN NORTH SALT LAKE CITY, STATE OF UTAH, FROM CH TO RM-20, OTHERWISE KNOWN AS THE MILBURN ZONE CHANGE

Council Member Porter moved to approve Ordinance No. 2010-01 amending the North Salt Lake City Zone District Map by changing the zoning of approximately one and three-quarter acres of land located within North Salt Lake City, State of Utah, from CH to RM-20, otherwise known as the Milburn Zone change. Council Member Horrocks seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, and Harman. Council Member Gordon was excused.

8. EAGLEWOOD VILLAGE CDA – JASON BURNINGHAM, LYRB

Jason Burningham gave the Council copies of the presentation being given to the Davis County School District on February 16. It would be the desire of the City and Eaglewood Development to get the school district's participation in this CDA.

Mr. Burningham reported that the school district would benefit by changing a current tax benefit of \$52,000 of current benefit to \$390,000 over the next several years. The district has recently been more amenable to the project and is becoming aware of the overall benefits.

Mr. Burningham then introduced Kent Sulser, Economic Developer of Davis County. Mr. Sulser reported that Davis County is proactive in developing projects, including the Eaglewood Development project. They are getting letters of recommendations from Dan Liljenquist, Becky Edwards and Kevin Garn. He stated that with Davis County and its taxing entities, along with the political support, this should assist the School district in making a better decision.

9. PRESENTATION OF UTILITY RATE INCREASES FOR THE WEBSITE

Brian Passey distributed copies of the proposed website information regarding the discussion of culinary water, secondary water and storm water rates (prepared by Elise Lechtenberg, LYRB). The Council wants the City's residents and businesses to be aware of proposed rate changes.

(Council Member Gordon rejoined the meeting at 8:03 p.m.)

The Council suggested a few changes and will e-mail them to Brian Passey to send to Elise.

10. INTRODUCTION OF NEW CITY COUNCIL APPLICANTS

Mayor Arave welcomed and congratulated the 19 applicants who are willing and hoping to serve as a City Council Member to complete Council Member Gordon's term. He invited each of them to speak for no more than two minutes.

Juan Arce-Laretta – out of town. (Mayor Arave read a statement that Juan asked to be read.)

Lynn Ballard

Lisa Watts Baskin

Kelly Davis

Kaye Donahoe

Robert Drinkall

Dave Fielding

Matt Hardy

John Herndon

Conrad Jacobson

Eric Klotz

Steve Knopf – not present

Andrew Lavin – not present

Brandon McDougald

Bruce Oblad – out of town

Kevin Swenson

Bjorn Kristian Wang

Ron Whitehead

Bob Wood

11. CLOSED SESSION

At 9:00 p.m. Council Member Porter moved to go into closed session to discuss the character, professional competence or physical or mental health of an individual. Council Member Jensen seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Gordon and Harman. All Council Members individually voted in favor of going into closed session.

At 10:16 p.m. Council Member Gordon moved to go back into regular session. Council Member Porter seconded the motion. The motion was approved individually by Council Members Jensen, Horrocks, Porter, Gordon and Harman.

12. APPOINTMENT OF A NEW CITY MANAGER

Mayor Arave reported that the Council discussed this issue in closed executive session to discuss the candidates who had applied for the position of City Manager.

Council Member Porter said there were great candidates, and Council Member Harman agreed stating that they had 38 candidates from a good applicant pool.

Council Member Gordon moved to nominate Barry Edwards as City Manager. Council Member Horrocks seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Gordon and Harman and Mayor Arave.

Mayor Arave then reported that the process of the appointment of a new City Council Member would be as follows: On February 2, 2010 during the work session, the Council will interview the three finalists. There will be a closed session following the interviews to discuss the candidates. The Council will then vote on the appointment during the regular Council meeting.

The three finalists chosen were Lisa Watts Baskin, Conrad Jacobson and Ron Whitehead. This meeting will begin at 5:00 p.m. on February 2nd in the conference room.

13. ACTION ITEMS

The list of action items was reviewed. Completed items were removed from the list. Incomplete items remained on the carry over list.

14. CITY ATTORNEY'S REPORT

Michael Nielsen reported on the golf course encroachment issue. He stated that the Giles and Tagges have agreed in written correspondence to move their structures. The Winegar's property will probably be purchased.

15. CITY MANAGER

Collin Wood wanted to bring the Council up to speed on the Legacy Parkway Trail project (east of the right of way line of the Legacy Parkway – approximately 14 miles). There are six entities involved, including five cities. UDOT's intent was to design and build the trail facility then turn the maintenance over to local jurisdictions. They neglected to let the cities know this at the onset. The cities involved believe that the best solution should be to enter into an interlocal agreement and handle the maintenance collectively. In doing this, there are concerns, including the UDOT's design flaws. UDOT is not willing to step up and correct the problems, including the main concern, which is storm runoff.

Collin Wood stated that the City Council will need to include this maintenance fee in future budgets, or consider other options. There is a meeting to discuss this further on February 17th.

There is also a Local Officials Day for cities on January 27th. Council Member Porter suggested sitting down with UDOT and the other municipalities and discussing this during that meeting.

16. MAYOR'S REPORT

Mayor Arave reported that the City needs new advisors for the City's Youth Council.

Riley Sayre, who has been the Emergency Preparedness Manager has resigned.

The Elks are looking for their annual Citizen of the Year. Council Member Harman nominated Ron Gordon.

Mayor Arave met with Hughes Construction. They agreed on the excavation property line of the Logan Cannon development and want to continue excavating up to the line. Hughes Construction has agreed to amend their development agreement.

The Mayor went to D.A.R.E. graduation at Foxboro Elementary, and said it was a nice event.

There is a Newly Elected Officials' Training on Feb. 13 at SLC Hall. Also, there is an open house honoring Collin Wood in his retirement January 28th from 4-6 p.m. here at the City offices.

17. COUNCIL REPORTS

Council Member Jensen reiterated the need for new youth council advisors. He also asked about having some type of retreat to get the new council aligned. No decision was made in this regard.

Council Member Horrocks reported that Eric Klotz was elected as Chairman, with Doug Cary as Vice Chairman of the Planning Commission.

Council Member Horrocks also mentioned a recent meeting with the census committee. He stated that the City is being asked to assist with the process of making sure everyone gets counted.

Council Member Porter reported that the County is paying to put in the trail connection to the Jordan River Parkway. Salt Lake City maintains its own portion. He asked who was maintaining the NSL portion (continuation of Legacy going into SLC. It ties into the Jordan River Trail).

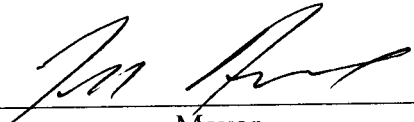
Council Member Gordon expressed his appreciation for the opportunity to serve and stated that he will miss being on the Council.

Council Member Harman reported on the Uniting Neighbors program. John Blackham had contacted him about HAM radio to request that cable is run in the new building for this system, in case a disaster does not allow access to the Public Works building (where the system is currently assembled and functional.) Collin Wood said we have agreed to put a conduit in the building for this system. Other Council Members suggested retractable antennas.

There was some suggestion about utilizing media outlets better to unify the City, i.e. Facebook, blog pages, etc.

18. ADJOURN

Mayor Arave adjourned the meeting at 11:30 p.m.



Mayor



Secretary