

# **Murray City Municipal Council**

## **Chambers**

## **Murray City, Utah**

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The Municipal Council of Murray City, Utah, met on Tuesday, the 12th day of June, 2018 at 6:30 p.m., for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

The meeting was conducted by Dave Nicponski

**Council Members Present:**

Dave Nicponski, Council District 1  
Dale Cox, Council District 2  
Jim Brass, Council District 3  
Diane Turner, Council District 4/Council Chair  
Brett Hales, Council District 5

**City Staff Present:**

Blair Camp, Mayor  
Jennifer Kennedy, City Recorder  
G.L. Critchfield, City Attorney  
Janet Lopez, Council Administrator  
Doug Hill, Chief Administrative Officer  
Jennifer Heaps, Communications and Public Relations Director  
Traci Walker, Administrative Assistant  
Craig Burnett, Police Chief  
Gil Rodriguez, Fire Chief  
Jon Harris, Deputy Fire Chief  
Danny Astill, Public Works Director  
Kim Sorensen, Parks and Recreation Director  
Danyce Steck, Finance Director  
Tim Tingey, Administrative and Development Services (ADS) Director  
Blaine Haacke, Power Department General Manager  
Mike Terry, Human Resources Director  
Kim Fong, Library Director

**Other's in Attendance:**

Scouts  
Citizens

Mr. Nicponski called the meeting to order at 6:30 p.m.

**5. Opening Ceremonies**

**5.1 Pledge of Allegiance**

The Pledge of Allegiance was led by – Jon Harris, Deputy Fire Chief

**5.2 Approval of Minutes**

**5.2.1 None Scheduled**

**5.3 Special Recognition**

**5.3.1 Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah in appreciation of Chief Gil Rodriguez.**

Mayor Blair Camp read the Joint Resolution.

MOTION: Ms. Turner moved to adopt the Joint Resolution. The motion was SECONDED by Mr. Brass.

Council roll call vote:

|               |     |
|---------------|-----|
| Mr. Cox       | Aye |
| Mr. Brass     | Aye |
| Ms. Turner    | Aye |
| Mr. Hales     | Aye |
| Mr. Nicponski | Aye |

Motion passed 5-0

Chief Rodriguez spoke about his 35-year career with Murray City.

**5.3.2 Murray City Council Employee of the Month, Dave Florin, Murray City Fire Captain.**

Staff Presentation: Brett Hales, Councilmember and Gil Rodriguez, Fire Chief

Mr. Hales said the Council started the Employee of the Month program because they felt it was important to be able to recognize the City's employees. He presented Mr. Florin with a certificate, a \$50 gift card and told him that his name would appear on the plaque located in the Council Chambers. He expressed his appreciation to Mr. Florin for all he does for the City.

Chief Rodriguez spoke about Mr. Florin's accomplishments during his time with the city.

**6. Citizen Comments – Comments are limited to 3 minutes unless otherwise approved by the Council.**  
No citizen comments were given.

**7. Consent Agenda**

- 7.1 Consider confirmation of the Mayor's reappointment of Darin G. Bird to the Shade Tree Commission for a three-year term to expire June 30, 2021.**
- 7.2 Consider confirmation of the Mayor's reappointment of Geneal Nelson to the Shade Tree Commission for a three-year term to expire June 30, 2021.**
- 7.3 Consider confirmation of the Mayor's reappointment of Judith Payne to the Shade Tree Commission for a three-year term to expire June 30, 2021.**

Mr. Nicponski asked that all items be taken together; no objections were made.

MOTION: Mr. Cox moved to adopt the Consent Agenda. The motion was SECONDED by Mr. Hales.

Council roll call vote:

|               |     |
|---------------|-----|
| Mr. Cox       | Aye |
| Mr. Brass     | Aye |
| Ms. Turner    | Aye |
| Mr. Hales     | Aye |
| Mr. Nicponski | Aye |

Motion passed 5-0

**8. Public Hearings**

- 8.1 Public Hearing #1 – Continued from June 5, 2018**
  - 8.1.1 Staff and sponsor presentations and public comment will be given prior to Council action on the following matter:**

**Consider public comment on the intended transfer of monies from enterprise funds to other City Funds.**

Mr. Nicponski noted that public comment was taken at the June 5, 2018 City Council Meeting and that no further comments would be taken.

Staff Presentation: Danyce Steck, Finance Director

Ms. Steck said she did a presentation at the June 5, 2018 City Council Meeting. The transfer is 8% of the revenues of the Enterprise Fund into the General Fund to subsidize services that would otherwise be funded through property taxes.

**8.1.2 Council consideration of the above matter.**

MOTION: Mr. Brass moved to adopt the ordinance. The motion was SECONDED by Ms. Turner.

Council roll call vote:

|               |     |
|---------------|-----|
| Mr. Cox       | Aye |
| Mr. Brass     | Aye |
| Ms. Turner    | Aye |
| Mr. Hales     | Aye |
| Mr. Nicponski | Aye |

Motion passed 5-0

## **8.2 Public Hearing #2 – Continued from June 5, 2018**

### **8.2.1 Staff and sponsor presentations and public comment will be given prior to Council action on the following matter:**

**Consider an ordinance adopting the Final 2018 – 2019 Fiscal Year Budgets for Murray City including the Library Fund Budget.**

Staff Presentation: Danyce Steck, Finance Director

Ms. Steck said she did a presentation on the budget at the June 5, 2018 City Council Meeting before public comments were taken. The budget has been available on the city's website for the public to view.

Ms. Steck said she has asked Mr. Brass to make an amendment to the budget because the city received updated numbers from the Utah State Tax Commission that provided the city's property tax revenue today. It's a slight amendment to revenue and will reduce the amount the city will need to take out of reserves for next year.

### **8.2.2 Council consideration of the above matter.**

MOTION: Mr. Brass moved to adopt the ordinance adopting the final 2018 – 2019 Fiscal Year Budgets for Murray City including the Library Fund with the following amendments: (1) Property tax funds for the general revenue increase from \$8,950,000 to \$9,096,000 and reduce the use of reserves from \$722,822 to \$576,822 to reflect the certified tax rate the city received from the state; and (2) Amend property tax revenue for the Library Fund from \$2,210,142 to 2,362,000 and increase the reserve buildup from \$493,641 to \$645,499 to reflect the certified tax rate the city received from the state. The motion was SECONDED by Mr. Hales.

Council roll call vote:

|               |     |
|---------------|-----|
| Mr. Cox       | Aye |
| Mr. Brass     | Aye |
| Ms. Turner    | Aye |
| Mr. Hales     | Aye |
| Mr. Nicponski | Aye |

Motion passed 5-0

**8.3 Public Hearing #3**

**8.3.1 Staff and sponsor presentations and public comment will be given prior to Council action on the following matter:**

**Consider an ordinance relating to land use; amends the Zoning Map for the properties located at 23 East 6100 South, 25 East 6100 South and 6095 South Main Street, Murray City, Utah from R-1-5 (Residential Single Family) Zoning District to the C-D (Commercial Development) Zoning District.**

Applicant Marcelo Occon

**Staff Presentation: Tim Tingey, ADS Director**

Mr. Tingey said this item was considered at a public hearing by the Planning Commission on May 17, 2018. This item was also talked about last week at the Committee of the Whole Meeting. The properties are currently zoned R-1-8 (Residential Single Family). The General Plan supports them going to Commercial Development Conditional meaning the types of uses it can have would be retail, office and a variety of other uses.

There was a rezone a few years ago where a portion of the property adjacent to this was rezoned. Mr. Tingey is recommending the Council approve this ordinance.

The public hearing was open for public comments. No comments were given and the public hearing was closed.

**8.3.2 Council consideration of the above matter.**

G.L. Critchfield, City Attorney, pointed out that the zoning should be listed as R-1-8 not R-1-5.

MOTION: Mr. Hales moved to adopt the ordinance noting the zoning should go from R-1-8 (Residential Single Family) to C-D (Commercial Development). The motion was SECONDED by Ms. Turner.

**Council roll call vote:**

|               |     |
|---------------|-----|
| Mr. Cox       | Aye |
| Mr. Brass     | Aye |
| Ms. Turner    | Aye |
| Mr. Hales     | Aye |
| Mr. Nicponski | Aye |

Motion passed 5-0

#### **8.4 Public Hearing #4**

##### **8.4.1 Staff and sponsor presentations and public comment will be given prior to Council action on the following matter:**

**Consider an ordinance amending Section 2.06.060 of the Murray City Municipal Code relating to compensation of the Mayor.**

Staff Presentation: G. L. Critchfield, City Attorney

Mr. Critchfield said Utah State Law, which is entitled, Post Retirement Re-employment Restrictions Act, sets out an election for a person who is employed and then retires from a public entity and then is re-employed by the public entity. In the case of the Mayor, who is elected, the same rule applies. The rule says when someone is re-employed, they have the choice of foregoing their retirement and having additional years of service added to what they have. Or, they can choose to keep their retirement benefit but must forego any employer related contributions to their retirement.

This ordinance allows a Mayor who elects to retain the retirement allowance have an equal amount of money that would have gone to retirement, added to their regular compensation. It doesn't increase the Mayor's compensation, it keeps it the same amount, but it does comply with state law.

The public hearing was open for public comments. No comments were given, and the public hearing was closed.

##### **8.4.2 Council consideration of the above matter.**

MOTION: Mr. Brass moved to adopt the ordinance. The motion was SECONDED by Ms. Turner.

Council roll call vote:

|               |     |
|---------------|-----|
| Mr. Cox       | Aye |
| Mr. Brass     | Aye |
| Ms. Turner    | Aye |
| Mr. Hales     | Aye |
| Mr. Nicponski | Aye |

Motion passed 5-0

#### **8.5 Public Hearing #5**

##### **8.5.1 Staff and sponsor presentations and public comment will be given prior to Council action on the following matter:**

**Consider an ordinance amending the City's Fiscal Year 2017 – 2018**

## **Budget.**

### Danyce Steck, Finance Director

Ms. Steck went through each item in this budget amendment (see Attachment 1).

The public hearing was open for public comments. No comments were given, and the public hearing was closed.

### **8.5.2 Council consideration of the above matter.**

MOTION: Ms. Turner moved to adopt the ordinance. The motion was SECONDED by Mr. Hales

#### Council roll call vote:

|               |     |
|---------------|-----|
| Mr. Cox       | Aye |
| Mr. Brass     | Aye |
| Ms. Turner    | Aye |
| Mr. Hales     | Aye |
| Mr. Nicponski | Aye |

Motion passed 5-0

## **9. Unfinished Business**

### **9.1 None scheduled.**

## **10. New Business**

### **10.1 Consider a resolution approving a Public Entity Resolution authorizing certain employees to access and transact with City Public Treasurer's Investment Fund (PTIF) accounts.**

#### Staff presentation: Tim Tingey, ADS Director

Mr. Tingey said this is a requirement of the Office of the State Treasurer. They specifically require that a public entity resolution be adopted designating who is authorized to invest the funds in the Public Treasurer's Investment Fund accounts. The city has two individuals that are identified to do that: Wendell Coombs, City Treasurer and Danyce Steck, Finance Director.

MOTION: Mr. Brass moved to adopt the Public Entity Resolution. The motion was SECONDED by Mr. Cox.

#### Council roll call vote:

|            |     |
|------------|-----|
| Mr. Cox    | Aye |
| Mr. Brass  | Aye |
| Ms. Turner | Aye |
| Mr. Hales  | Aye |

Mr. Nicponski Aye

Motion passed 5-0

**10.2 Consider a resolution authorizing the execution of an amendment to the Metropolitan Narcotics Task Force Agreement, an Interlocal Cooperation Agreement between the Drug Enforcement Administration, Salt Lake City, Unified Police Department, Utah Department of Public Safety, West Valley City, Murray City, Sandy City, West Jordan City, South Jordan City, Utah Department of Corrections, Summit County Sheriff Office, and Cottonwood Heights City (“the Parties”) for the purpose of authorizing Salt Lake City as the host fiscal agency for the Task Force and clarifying certain terms of the Agreement.**

Staff presentation: Craig Burnett, Police Chief

Chief Burnett said Murray City is a member of the Metropolitan Narcotics Task Force. For the last 20 years, Murray City has also been the host fiscal agency for the task force. It is now time for those duties to shift elsewhere. Effective July 1, 2018, Salt Lake City will become the new host fiscal agency. This amendment takes Murray City out of that role and puts Salt Lake City into it.

MOTION: Ms. Turner moved to adopt the resolution. The motion was SECONDED by Mr. Brass.

Council roll call vote:

|               |     |
|---------------|-----|
| Mr. Cox       | Aye |
| Mr. Brass     | Aye |
| Ms. Turner    | Aye |
| Mr. Hales     | Aye |
| Mr. Nicponski | Aye |

Motion passed 5-0

**10.3 Consider a resolution authorizing an amendment of an Interlocal Cooperation Agreement between Salt Lake County and the City for prisoner transportation to and from the Murray City Municipal Justice Court.**

Staff presentation: Mike Williams, Court Administrator

Mr. Williams said this is the fourth amendment to the fifth agreement the city has had with the jail to transport defendants from the jail to the court. There is an increase of \$.09 a head for the transportation, which is well within the budget set. So far this year, there have been 1,025 transports from the jail to the court.

MOTION: Mr. Hales moved to adopt the resolution. The motion was SECONDED by Mr. Brass.

Council roll call vote:

|               |     |
|---------------|-----|
| Mr. Cox       | Aye |
| Mr. Brass     | Aye |
| Ms. Turner    | Aye |
| Mr. Hales     | Aye |
| Mr. Nicponski | Aye |

Motion passed 5-0

**10.4 Consider adoption of a resolution of the Municipal Council of Murray City, Utah authorizing the issuance and sale of not more than \$8,600,000 aggregate principal amount of Water and Sewer Revenue Bonds, Series 2018; and related matters.**

Staff presentation: Danyce Steck, Finance Director

Ms. Steck said a parameters resolution is a resolution that sets the parameters within which a city can authorize debt issuance. This should always be done 30 days, or more, prior to any debt issuance. Ms. Steck said the Council is being asked to approved debt issuance in the amount of \$8,600,000 for a water revenue bond. The bond will fund some well replacements and waterline upsizing that are needed immediately. The parameters are: \$8,600,000 of principle, 21 years of maturity and no more, a sale price of no less than 97.5%, and an interest rate of no more than 5%. The designated officers of the debt issuance would be the Mayor and Finance Director.

The city has applied for a state sponsored, low-interest loan from the Division of Water Quality and expects that loan will be approved. However, this parameters resolution will allow the city to go into the open market if that loan is not approved or if the suggested interest rate from the Division of Water Quality is in excess of what the city believes it could get in the open market.

If this resolution is approved by the Council, it will start a 30-day clock. During that time period, the city will receive public comment regarding this debt issuance. The debt issuance has been included in the budget the Council just adopted as has the debt service for this debt issuance.

The city will hold a Public Hearing on July 17, 2018 at 6:30 p.m. at which time the public will be able to give their comments on this debt issuance.

MOTION: Ms. Turner moved to adopt the resolution. The motion was SECONDED by Mr. Hales.

Council roll call vote:

|            |     |
|------------|-----|
| Mr. Cox    | Aye |
| Mr. Brass  | Aye |
| Ms. Turner | Aye |

Mr. Hales      Aye  
Mr. Nicponski   Aye

Motion passed 5-0

**10.5 Consider an ordinance imposing a temporary ban on the discharge of fireworks and other ignition sources in specified fire risk areas.**

Staff presentation: Gil Rodriguez, Fire Chief and Mike Dykman, Fire Marshal  
Chief Rodriguez said the city does this every year.

Mr. Dykman said this year the State Legislature has directed the city in what the city is permitted to do as far as firework restrictions. The areas that will have firework restrictions will be along the Jordan Parkway, Murray Park and Wheeler Farm. In years past, the city has prohibited fireworks within 300 feet of these areas, but this year the Legislature is only allowing the city to prohibit fireworks within 200 feet of these areas.

Mr. Dykman stated the city is looking at making this a permanent ordinance rather than coming before the Council every year for a temporary ban.

MOTION: Mr. Brass moved to adopt the ordinance. The motion was SECONDED by Ms. Turner.

Council roll call vote:

Mr. Cox      Aye  
Mr. Brass      Aye  
Ms. Turner      Aye  
Mr. Hales      Aye  
Mr. Nicponski   Aye

Motion passed 5-0

**10.6 Consider a resolution providing advice and consent to the Mayor's appointment of Jon Harris as the City's Fire Chief.**

Mr. Nicponski noted that Mr. Harris would be sworn at the July 17, 2018 City Council meeting.

Staff presentation: Mayor Blair Camp

Mayor Camp noted that State Law and City Ordinance require advice and consent of the Council for the appointment of any Department Head. Mayor Camp said that Mr. Harris is a great firefighter, is well educated, and has a passion for his job. He encouraged the Council to pass this resolution that gives their consent for Mayor Camp to appoint him as the new Fire Chief.

MOTION: Mr. Hales moved to adopt the resolution. The motion was SECONDED by Mr. Brass.

Council roll call vote:

|               |     |
|---------------|-----|
| Mr. Cox       | Aye |
| Mr. Brass     | Aye |
| Ms. Turner    | Aye |
| Mr. Hales     | Aye |
| Mr. Nicponski | Aye |

Motion passed 5-0

**11. Mayor**

**11.1 Report**

There was no report from the Mayor.

**11.2 Questions for the Mayor**

There were no questions for the Mayor.

**12. Adjournment**

The meeting was adjourned at 7:21 p.m.

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Jennifer Kennedy, City Recorder

# Attachment 1



Murray City Finance Department  
5025 South State Street, Murray, Utah 84107  
(801) 264-2669  
[dsteck@murray.utah.gov](mailto:dsteck@murray.utah.gov)

MURRAY  
FINANCE

Danyce Steck, CPFO – Finance Director

To: City Council  
From: Danyce Steck, Finance Director  
Date: May 30, 2018  
Subject: Budget Opening – June 12, 2018

The following items have been requested to be added to the fiscal year 2018 budget.

#### General Fund

|      |                                                                                      |           |
|------|--------------------------------------------------------------------------------------|-----------|
| 1-a  | Receive bond premium proceeds                                                        | 99,000    |
| 1-b  | Increase revenue for building permits                                                | 285,000   |
| 1-c  | Increase revenue for plan check fees                                                 | 63,000    |
| 1-d  | Increase revenue for mechanical permits                                              | 18,000    |
| 1-e  | Increase revenue for road cut fees                                                   | 12,000    |
| 1-f  | Increase revenue for plumbing fees                                                   | 14,000    |
| 1-g  | Increase revenue for miscellaneous fire services                                     | 40,000    |
| 1-h  | Increase miscellaneous revenue                                                       | 25,000    |
| 1-i  | Increase revenue for passport fees                                                   | 45,000    |
| 1-j  | Increase revenue for interest income                                                 | 70,000    |
| 1-k  | Increase non-departmental miscellaneous expense                                      | (148,000) |
| 1-l  | Increase wages for human resources                                                   | (5,000)   |
| 1-m  | Increase overtime for the fire department                                            | (175,000) |
| 1-n  | Increase part-time wages for the Park Center                                         | (75,000)  |
| 1-o  | Increase wages for the outdoor pool                                                  | (3,000)   |
| 1-p  | Increase wages for administrative and development services                           | (30,000)  |
| 1-q  | Increase professional services for plan review                                       | (90,000)  |
| 1-r  | Increase part-time wages for facilities maintenance                                  | (40,000)  |
| 1-s  | Increase budget for building grounds                                                 | (20,000)  |
| 1-t  | Increase budget for bond issuance fees                                               | (85,000)  |
| 1-u  | Receive proceeds from Metro Narcotics Task Force for asset forfeiture                | 22,949    |
| 1-v  | Increase small equipment budget for police from asset forfeiture proceeds            | (22,949)  |
| 1-w  | Receive proceeds for SL County grant for naloxone kits                               | 5,850     |
| 1-x  | Increase small equipment budget to purchase naloxone kits                            | (5,850)   |
| 1-y  | Receive proceeds from the State Liquor Allotment                                     | 72,001    |
| 1-z  | Increase DUI enforcement budget from State Liquor Allotment                          | (72,001)  |
| 1-aa | Receive proceeds from the UT Hwy Safety Grant for shipping cost of the speed trailer | 415       |
| 1-bb | Increase small equipment budget for shipping costs of the speed trailer              | (415)     |

#### Redevelopment Agency Fund

|     |                                                                              |           |
|-----|------------------------------------------------------------------------------|-----------|
| 2-a | Increase low-income housing budget for payment to developer in Fireclay area | (550,000) |
|-----|------------------------------------------------------------------------------|-----------|

#### Cemetery Fund

|     |                                      |        |
|-----|--------------------------------------|--------|
| 3-a | Increase revenue for care fees       | 4,600  |
| 3-b | Increase revenue for interest income | 25,000 |



Murray City Finance Department  
5025 South State Street, Murray, Utah 84107  
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M U R R A Y  
FINANCE

Danyce Steck, CPFO – Finance Director

### Power Fund

|     |                                                |           |
|-----|------------------------------------------------|-----------|
| 4-a | Increase revenue for interest income           | 175,000   |
| 4-b | Increase revenue for work orders               | 375,000   |
| 4-c | Decrease revenue for write-off's               | (125,000) |
| 4-d | Increase benefits for distribution division    | (12,000)  |
| 4-e | Increase overtime for dispatch division        | (17,000)  |
| 4-f | Increase hydro maintenance                     | (100,000) |
| 4-g | Increase miscellaneous expense for engineering | (296,000) |

### Parkway Fund

|     |                                                |         |
|-----|------------------------------------------------|---------|
| 5-a | Decrease part-time wages for golf pro division | (8,000) |
| 5-b | Increase part-time wages for greens division   | 8,000   |

### Telecom Fund

|     |                                                                     |          |
|-----|---------------------------------------------------------------------|----------|
| 6-a | Increase revenue for increased connection fees                      | (20,000) |
| 6-b | Increase contract services for payment of connection fees to UTOPIA | 20,000   |

### Solid Waste Fund

|     |                                                      |          |
|-----|------------------------------------------------------|----------|
| 7-a | Increase revenue for additional dumpster rental fees | 16,500   |
| 7-b | Increase budget for payment of dumpster rentals      | (16,500) |