

Murray City Municipal Council

Chambers

Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 15th day of June, 2010 at 6:30 p.m., for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

Roll Call consisted of the following:

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| Jeff Dredge, | Council Chair - Excused |
| Krista Dunn, | Council Member - Conducted |
| Darren Stam, | Council Member |
| Jared Shaver, | Council Member |
| Jim Brass, | Council Member |

Others who attended:

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| Dan Snarr, | Mayor |
| Jan Wells, | Chief of Staff |
| Michael Wagstaff, | City Council Director |
| Carol Heales, | City Recorder |
| Frank Nakamura, | City Attorney |
| Doug Hill, | Public Services Director |
| Tim Tingey, | Community Economic Development Director |
| Blaine Haacke, | General Manager, Power Department |
| Gil Rodriguez, | Fire Chief |
| Kim Sorenson, | Park Superintendent |
| Patricia Wilson, | Finance Director |
| Ron Koller, | Treasurer |
| Dan Barr, | Library Director |
| Pete Fondaco, | Police Chief |
| Craig Burnett, | Assistant Police Chief |
| Mike Terry, | Human Resources Director |
| David Larsen, | MIS Director |
| Citizens | |

A. OPENING CEREMONIES

1. Pledge of Allegiance - Anne von Weller, Public Service Deputy Director

Ms. Dunn excused Council Member Dredge from the meeting.

2. Approval of minutes of May 18, 2010

Mr. Shaver made a motion to approve the minutes.

Mr. Brass 2nd the motion.

Call vote recorded by Carol Heales.

All ayes

3. Special Recognition:

Mike Williams for attaining the designation of Fellow and Certified Court Executive of the Institute for Court Management.

Staff Presentation: Mayor Snarr

Mayor Snarr asked Mr. Williams and his wife to step forward. The Mayor stated that this is an honor, and the City appreciates and values Mr. Williams as the Court Administrator; Mike became a Fellow, and graduated from the Institute for Court Management on May 14, 2010. This is a wonderful achievement and our Municipal Court should be proud of who our administrator is, and the Mayor said that he, for one, is very proud- Mr. Williams has done a lot of things over there to really make our court run very efficiently. He has heard the same from attorneys and people who have gone before the judge, and we appreciate his efforts.

Twenty-two other court professionals from around the United States participated in ceremonies at the Supreme Court in Washington, D.C. This was quite an honor, because they were in the Supreme Court Chambers when Chief Court Justice, John G. Roberts, presented Mr. Williams with his diploma. The requirements for receiving the designation of Certified Court Administrator are very strenuous, and include course work on all levels of court management. As part of his studies in conjunction with William and Mary, Mr. Williams wrote and defended a thesis about the domestic violence court program that he instituted in the Murray City Justice Court. Mayor Snarr also praised Mr. Williams for the excellent job that he has done in administering that program, and it has done a lot of good for families in need.

Mr. Williams has proven his value as an administrator repeatedly in our court, and

is excellent at the work he does. Mayor Snarr believes that he is one of the greatest examples of the caliber of employees who work for our city, and it was probably one of the wisest decisions the Mayor had ever made in trying to do those things that he felt would benefit our court system, in hiring Mr. Williams; he has gone above and beyond what is required. When you think of all the court administrators throughout the United States, only 22 received this designation this year, and with that in mind, he gives his appreciation, and knows the City Council feels the same way. They are thrilled with what Mr. Williams has been able to do with the court.

Mr. Williams thanked the Mayor, and said that he appreciates working for the City and the support he gets.

Ms. Dunn added that they, as Council Members, really do appreciate the employees, and value employees that are highly educated and highly trained to do what they are supposed to do.

B. CITIZEN COMMENTS (Comments are limited to 3 minutes unless otherwise approved by the Council.)

Bill Finch, 1055 Chevy Chase Dr., Murray, Utah

Mr. Finch said that he was watching '60 Minutes' on Sunday, and it was talking about computer hackers; computer hackers are getting into the Pentagon, they made a test run in Brazil- three major cities had their power shut down for 24 – 72 hours. They think that the Chinese and the Russians are behind it, but also, we are using technology to do the same thing. They showed a refinery, and how they could take control of the computers and the cooling towers and cause an explosion and fire. They showed actual generators being taken control of and blowing it up. They also got into world banks and in the USA, and in 24 hours stole \$10 million just through ATM's.

This is very crucial, and that is the reason he made sure to come to this meeting, because they were talking about, with the power company, and he wonders if Murray City's Power Department is safe guarded to prevent computer hackers, because this would be a major problem in the dead of summer or in the dead of winter, if you were out of power for 24 – 72 hours. This was his main concern for coming today, and he hopes that the Mayor and the Council look into this.

Mr. Finch also said that he feels that we are trying to whip a dead horse with UTOPIA, and hopes they think more about that issue.

Lonnie Bennett, 4480 S 3600 W, SLC, Utah

Ms. Bennett states that she has worked for Murray City Animal Control for the past 11 years, and she is asking to speak on behalf of their department. She would like to read a few statements in regards to the Interlocal Cooperation Agreement between Murray City and West Jordan, relating to animal control services, that is being considered tonight.

Her words are a little more vocal than they were in the last Council meeting, their jobs have come down to the wire. She has stayed relatively quiet over the last 18 months, but feels that she must speak some things that have not yet been spoken. There are some key points and reminders that she would like to bring to the Council's attention, before the vote takes place; she realizes that it is rare for the Council to vote against the recommendations of the administration, and is sure that the decision has already been made. However, she would like the Council to consider the following:

Located on page 29 of the 2009 Fiscal Year Budget for the Murray Animal Control, costs for current employees, which would be two current employees plus an additional employee, including salary and benefits, the cost to the City is \$176,058. Per the information that she received via a GRAMA request for the West Jordan's staffing costs, the first year fee for the city of West Jordan is \$199,757. This is an additional cost to Murray City of \$23,699. It is also her understanding that the city of West Jordan has requested some modifications to the shelter, some renovations for enclosure of the feline area, as well as some additional equipment costs that she did not see included in the information she was provided.

Murray City will still be paying for all building, utility truck, equipment, repairs, etc., in addition to the staffing fees paid to West Jordan. In the Murray City Police Department policies and procedures manual, under the heading of 'Philosophy and Values', it states that "the dominant values of the department are: a. Commitment to the Employees; b. Commitment to the Quality of Service." If she may quote: "By making a commitment to the employees, the City is committed to the premise that all employees are the most valuable assets. As a department and as individuals, we believe in the respect for human dignity of our employees, and mandate all employees treat each other fairly, honestly, and equally." Under the mission of the Murray City Police Department, part of the Mission Statement reads: "to fulfill this mission, the Murray City Police Department is dedicated to providing a quality work environment and development of its employees through effective training and outstanding leadership."

Their division worked for almost eight years under a leader, and as a coworker, was someone that was demoted and later resigned, that did not provide leadership, did not promote human dignity, and did not provide a quality work environment; in fact, it was just the opposite. Due to deteriorating conditions and a hostile environment within our shelter, the animal division tried, as a group, on two separate occasions to go to the City to have this issue resolved. Administration failed to meet its leadership resolve, and did

not fulfill its mission with regards to this department; if the City believes it is suffering from an unfavorable perception by the public, it is due to the fact that the City itself failed their division. The public was not happy with the actions of only one employee, and the administration's failure to deal with that situation at hand. She feels that she has lost all her dignity, and has not been treated as a valuable asset when it to her job with Murray City. Please do not further mistakes by laying off the entire department, and giving their jobs to another city. Standing in the unemployment line does not provide value or dignity. She has, on various times, asked if she or her job, are just collateral damage; she was given an affirmative answer from several different individuals in the chain of command, and that the loss of her job was unfortunately, just that. She specifically asked if the RFP was being considered due to a fellow co-worker going to the media, as well as pursuing other avenues regarding circumstances at the shelter, and again on numerous occasions, by different individuals, she was given an affirmative answer. She believes that this is the reason that this Interlocal agreement is being considered, that the budget just happens to be a convenient and timely cover for this action. She is asking the City, the Chief, the Mayor, and the City Council to step up and make a moral and ethical decision to keep the current Murray Animal Control Division intact and move forward as a team to overcome the injustices that occurred.

Ms. Bennett addressed the Chief: Chief, you gave your previous supervisor an opportunity, when he was on thin ice, to redeem his job; you indicated that the time, 18 months ago, was a terrible time to be without a job. Well, times are even tougher; we are on extremely thin ice; she is asking the Chief, the City, to throw them a rope as they did the other individual so that they all do not fall through the ice. Allow them to re-establish a positive working role with the administration, to rebuild their department; do not waste the tax- payers money that you have invested on the employees, they have years of training that was paid for at the city's expense; Ms. Dunn specifically commented last week, and again this week, on how important it is to have educated and highly trained people to do the job, to make sure that the citizens are getting the services they need. Please uphold the Police Departments ethics and values, please keep our jobs, please take responsibility and do the right thing regarding this situation. We need to move forward and let the past be just the past.

By approving the Interlocal Agreement, she believes it is a huge step backwards for the City, the citizens, and it creates an unwelcome environment within the city and its departments. You've created an attitude of 'you better be careful of what you say, or do, or your job will be on the chopping block next.' This is an environment of fear, not an open door policy, and this is the same environment that the previous supervisor promoted; he always told them that they should not speak or bring up issues to the chain of command, or their jobs would be on the line. That is exactly what has happened; please do not let his words become truth- those at Animal Control can only have faith and trust that the great city of Murray will uphold the highest standards, ethics, and values.

Mr. Stam said that Ms. Bennett was talking about providing services and taking care of

the citizens, providing adequate services; he received a phone call just a few days ago from a resident in his district who has a trap and catches feral cats. In the past, when they have called, Animal Control has come out to pick them up. She called Animal Control to say that she had a cat, and would they please come pick it up, and was told that Animal Control no longer does that.

Ms. Bennett said that they probably did not say that they no longer did that, but they no longer have the staff to do that. They had a staff of four, Officer Rentes resigned in December, and she was not replaced, Officer Bowman resigned in February and was not replaced, and that left one shelter person and one field officer. The field officer became overwhelmed with work, became stressed, had to take some time off, and she was the only one left in the shelter. As they currently do, they have the 2nd officer back in the shelter, but she has been told not to go out on the road; they have police officers responding to all animal control calls right now. To her, that is unacceptable service, but they are doing as they have been directed. One of things that they were told to tell the public, is that if an animal is trapped, they would need to bring the cats to the shelter themselves, and they still offer the traps. They did have someone, last week, call the Mayor- they had a huge raccoon trap- which they don't usually pick up raccoon traps anyway in the field because they are three times bigger than the animal control's transfer cages and the cats get loose, and this individual got mad last year at one of the officers because the cat did get loose. Sergeant Higgins actually went out, put the raccoon trap in the back of his car, and brought the cat in and then returned the trap. If they do pick up cats, because the police officers are not trained and do not have the equipment, they have to go out, pick up the traps, bring them back to the shelter, and then return the trap. So yes, as of last week we have started to pick up cats again, but it is the Police Department who is doing that, because the shelter is not staffed correctly.

Mr. Stam said that this woman told him that there was no option given to her, just that the Animal Control no longer does that.

Ms. Bennett said that because of staffing issues, they were told that they no longer did that, and maybe it was the same individual on 700 West, who did call the Mayor and at that time, Sergeant Higgins decided that it would be possible for them to start doing that again. It was a service that they had always provided up to a certain point, but because they did not have staffing, they were told not to provide that service. They could still get the traps, but they would have to bring the cats in themselves due to lack of staffing. Now the Police Department is picking up the traps in their patrol cars, and feral cats have a tendency to urinate and they do not have the correct vehicles to pick them up in. The issue is that they don't have the staff and the one field officer has been told to stay in the shelter, so that has been their options.

April Hollingsworth, Attorney, 1021 East 800 South, SLC, UT

Ms. Hollingsworth is representing Diana Johnson of the Murray City Animal Control,

and wanted to put some context to the previous remarks made. As Ms. Johnsons attorney, she has tried to rectify the situation where there is not enough staff in the animal shelter; for the past several months, the other woman who was working at the shelter quit, and then in the aftermath, Mr. Bowman quit. The staff went from four to two, and the two remaining employees did the best that they could, but there simply wasn't enough time in the day to be able to help. In the shelter, there are a lot of things that require two people in the shelter when they are vaccinating animals, checking them in, taking photographs, etc. Ms. Johnson wasn't able to go out in the field to get the animals.

They had communications back and forth with the City's attorney, trying to get that situation resolved, but were told they were stuck with the two people, so her understanding was, that to ease the situation a bit, West Jordan has been asked to help pick up animals when someone calls in and that is the situation. She is here just to make sure that the Council understands the context of this whole thing; she has looked at the budget, and it seems pretty clear to her that the proposed budget for Murray City to continue what it was doing, the staffing was \$176,000, and the RFP includes a staff budget of \$199,000. It seems pretty clear to her that it is going to cost about \$24,000 extra; the reason she feels that this is important is because in these times, when it is not an economic decision, you have to look at what else is going on. Her client, and as Ms. Bennett has mentioned, has been told numerous times by numerous sources, that the reason that this proposal is being considered is because of her going to the media. You should understand that Ms. Johnson has an EEOC complaint pending; and they would like for it to stop there, but if this can be considered retaliation, then the situation is only, unfortunately, going to get worse. She would ask the Council to consider this carefully in light of all of the factors at issue here, and make the best decision for the City.

Clyde Daines, 160 East 4800 South, Murray, UT

Mr. Daines is a veterinarian here in Murray at Salt Lake Spay and Neuter Clinic, and he deals with the City's Animal Control Division on a very regular basis; he is here strictly to tell the City that they may not realize what an asset these people are to the community. By keeping your employees local, your response to people local, to have someone call to say that that the City will not come pick up a cat, that is just obviously a staffing issue because these people are responsive to everything. They are an incredible little animal control, they have been- he doesn't want to get into all the stuff that's too bad- but he doesn't think that they are responsible for it. He feels that it would be a real mistake to not take advantage of a real resource for the community.

Seth Bowers, 5756 Wood Circle, Murray, UT

Mr. Bowers said that he is a life-long resident of Murray, has lived here since he was three years old, and is very proud to live here. Everyone always says- 'well, Murray City, you have the best of everything' - his main comment is that this whole situation doesn't pass the smell test; it seems odd, it seems retaliatory and it really makes him consider

licensing his dogs in another city, not as a retaliatory, but it is unsettling that these items would fester inside of a city and not be addressed properly, and come boiling to the surface the way that they have. On one hand, he is very disappointed that the Council has even brought it this far; looking at the budgetary numbers, it doesn't seem that this course of action is justified, and he would say, keep Murray City how we like to think of ourselves, as independent-our power, our officers, they are all handled really well and he feels that the Council should hear from someone who is just sitting on the sidelines and lives here in the City.

Holly Critchell, 278 W Main St, Grantsville, UT

Ms. Crichell stated that she would like to speak on behalf of Diana Johnson; she has known her for over 13 years, and she has always been a happy and easy going person. The reason she brings this up is because it has been said that she has not been traumatized by her work environment, and for the past two years, she has been so emotionally traumatized by the kind of working environment that she has had, that she has had numerous breakdowns. She has never had this kind of personality or stress induced problems, this is solely work related; she has always been a kind, happy, and very easy going woman, and Ms. Crichell has known her for numerous years, and it has changed over the past two years, this is work related, and not from outside of work.

Public comment closed

B. CONSENT AGENDA

Ms. Dunn asked that the next two items be taken together. No objections noted.

1. Consider confirmation of the Mayor's appointment of Gamal Herbon to the Murray Library Board of Directors serving in an At-Large position for a term Beginning June 30, 2010 and expiring June 30, 2013.

2. Consider confirmation of the Mayor's reappointment of Bruce Cutler to the Murray Library Board of Directors representing District 2 for a term Beginning June 30, 2010 and expiring June 30, 2013.

Mr. Brass made a motion to adopt the appointment and reappointment.
Mr. Shaver 2nd the motion.

Call vote recorded by Carol Heales:

A Mr. Stam
A Mr. Brass
A Mr. Shaver
A Ms. Dunn

Motion passed 4-0

D. PUBLIC HEARINGS

1. Continue from June 08, 2010, public comment and discussion prior to Council action on the following matter:

Consider an Ordinance adopting the Final 2010-2011 Fiscal Year Budgets for Murray City, including the Library Fund Budget.

Ms. Dunn noted that they have been through, in Public Hearings, Budget Hearings and Public Meetings, several discussions with the administration, with our Department Heads, regarding this year's budget; there have been literally hundreds of hours put into these budgets by the administration and City Council. The City Council received the budget in the first week of April from the Mayor, and since then have held public meetings and listened to our department heads, and taken the suggestions by the Mayor's Office and made some changes to that.

Last week the Council held a Public Hearing allowing the public to come in and comment on that; they will again tonight, if others would like to make comment, they will keep that portion open for additional comments. This is a carry-over from last week's meeting, so those who have already spoken, they would ask that they do not speak again, but if there are new people who want to speak, or if you did not speak last time and want to speak this time, you are welcome to stand up and address it.

Before doing that, as the Budget Chairman, she would like to go over some of the things that they looked at in doing this. As a Council, they had a few common objectives as they looked at this: in considering this budget, their common goals were to provide municipal services to residents and provide those services that they have come to expect and enjoy in putting together this budget. Further, they wanted to work cooperatively with the administration and their department heads in the next 12 months to further look at the economic factors that have put us where we are right now. It has been, as everyone knows, an economical tumultuous time for business, for government as well, and for all of us individually in the private sector as well as in the public sector. We,

unfortunately, did not get left out of that, we have faced a lot of those same issues here in Murray City, and there needed to be quite a few cuts in this year's budget, as we have seen declining revenues over the past several years. We have agreed to work with the administration, the department heads, and all of our employees, to look at this budget even more deeply in the short amount of time since they have received the budget from the administration. They will look over the next year, at every department and program that they have, in depth, to see what it is that they need to do to pass a budget that is as lean as possible, but still providing the same level of service that we have always provided.

The Council has agreed to do that, and as a Council, have agreed to as large as an extent as possible, that they would not allow one-time funds to pay for on-going expenses, that before considering any property tax increases, that they would go through the budget with a fine tooth comb and make any cuts that they possibly could; they agreed that there were probably still places that they could cut in this year's budget, which they did with this budget. They recognize that the Legislature's redistribution of sales tax revenues in 2007 were very tough to deal with for Murray City; at that time, they put in place, what we call a 'floor', which is a minimum amount that the City, if they don't hit that, they will provide for us. This year we hit that, and we will need to use State funds that they are providing for us through that legislation, and we will need to do that in the future as well. They also recognize that those funds go away in a couple of years, and not only will we need to deal with the short falls that are here, but in the next couple of years will also need to deal the short fall that we will face by not having that provided for us.

The last thing is that the Council will create a transparent budget throughout the process of reorganizing budget line items-condensing similar line items into more transparent or at least into a format that is more easily understood by the Council, by residents, even by our own employees. Those were the objectives that they set out to accomplish through this budget, and she believes that they received a budget where the Mayor's Office worked extremely hard to hold our employees harmless in their current salary ranges, and they endeavored to do the same with this, and so, with that, they presented a tentative budget a month ago that has been available upon request. Last week they had their Public Hearing, and this week they are ready to adopt the budget, but first of all, they will open again for further public comment if anyone was unable to, or didn't feel like they needed to speak last week and would like to step forward and speak this week, we would be happy to hear from you.

Public Hearing opened for public comment

None given

Public comment closed

Council consideration of the above matter.

Ms. Dunn stated that she wanted to add in that they had a couple of carry-over items; Sometimes in some of the Public Services, they have projects that are only done maybe through the warm summer months, or that are seasonal, and sometimes not all of that is completed by June 1st from the previous year and they push those funds forward into the next fiscal year, so that those projects can be finished. They have had some road projects and water projects that they have moved forward in this budget as well.

Mr. Brass asked for clarification on a line-item for operating expenses for UTOPIA; they still need to decide if they are going to spend that money, is that correct?

Ms. Dunn stated that the money is in the General Fund, so it will be moved forward if it is not used.

(inaudible comment)

Mr. Nakamura said that the money is just appropriated, and it doesn't mean that any action has been taken.

Mr. Stam made a motion to adopt the Ordinance along with the carry-over funds.
Mr. Shaver 2nd the motion.

Call vote recorded by Carol Heales:

A Mr. Stam
A Mr. Brass
A Mr. Shaver
A Ms. Dunn

Motion passed 4-0

E. UNFINISHED BUSINESS

None scheduled

F. NEW BUSINESS

1. Consider an Ordinance amending Section 2.30.050 of the Murray City Municipal Code Regarding the Power Department in Lieu of Tax Transfer.

Staff Presentation: Patricia Wilson, Finance Director

Ms. Wilson stated that during the budget process, it was determined in the best interest of Murray City to increase the payment for the in Lieu of Tax Transfer for the Power Department; it had currently been at 5.7%, and it is proposed to increase that to 6.84%, which would basically increase the payment from the Power Department about \$400,000 per year.

Mr. Brass made a motion to adopt the Ordinance.
Mr. Stam 2nd the motion.

Call vote recorded by Carol Heales:

A Mr. Stam
A Mr. Brass
A Mr. Shaver
A Ms. Dunn

Motion passed 4-0

2. Consider an Ordinance adopting the Rate of Tax Levies for the Fiscal Year commencing July 1, 2010 and ending June 30, 2011.

Staff presentation: Pat Wilson, Finance Director

Ms. Wilson stated that we are fortunate to have some numbers given to us by the County for the tax rates; we never know exactly when those will come through. They have changed the process this year a little bit, they have automated it, and so that threw a few extra kinks in the plan this year, at this point, they have what they propose to be next year's tax rate. She would add to the discussion that this year there is a certified tax rate that came through, but we are allowed this year, because of some legislation from 2009, to increase that certified tax rate by a redemption adjustment amount. Basically, what this is, the legislation passed re-computes the numerator in the tax rate by taking out the five year average of redemption amount, so for this year only, the City is allowed to pick up that five year average amount and include it in; so, we are not really accepting just the certified rate, but are able to include that redemption amount. With that redemption amount for the City in the amount \$108,070, and the redemption amount for the Library was \$29,863 and with the amount added that we are allowed, the new levy rate which are proposed-which means we do not have to do a Truth in Taxation- for the City would be .000174, and for the Library would be .000423, and the dollar amount that would translate into for revenue for the City of Murray is roughly \$5,906,399, and the revenue for the Library would be

\$1,435,312. If we accept those levy rates, we do not need to do any Truth in Taxation.

Mr. Shaver made a motion to adopt the Ordinance.
Mr. Brass 2nd the motion.

Call vote recorded by Carol Heales:

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| <u>A</u> | Mr. Stam |
| <u>A</u> | Mr. Brass |
| <u>A</u> | Mr. Shaver |
| <u>A</u> | Ms. Dunn |

Motion passed 4-0

3. Consider a Resolution approving an Interlocal Cooperation Agreement between Murray City and the City of West Jordan relating to Animal Control Services.

Staff presentation: Pete Fondaco, Police Chief

Chief Fondaco said that in looking at this Interlocal Agreement, there were really three issues that where he wanted to make sure that the City was covered:

1. Service to the citizens: They had to get service that was better than what they were receiving now. When he has police sergeants and police officers responding to animal control calls, that is not money well spent, it is not good service to the citizens. Those are low priority calls to police officers, so the calls are waiting longer than they need to wait; that was the major concern, the service to the citizens.
2. Economy of Scale: They needed to cut down their administrative costs to run Animal Control. You heard tonight, that the animal control budget for salaries was about \$179,000; what you don't know is that there is no supervisor in that figure, that supervisor is a sergeant who is also responding to calls, and right now about 60-70% of his salary is time spent on animal control, because he is the one who is responding to calls, and so that is not in the budget. If you take that \$179,000 and start adding 70% of a sergeant's wage, you see that figure jump up. What also is not in that budget is the animal control vehicles; he understands that the RFP tells you that we are maintaining ownership of those vehicles, but that is not true. West Jordan is taking those vehicles, so we will not be paying for gas, maintenance, or insurance on those vehicles. You are probably also aware that there was an animal control vehicle in this year's budget that

was cut. Within the next five years, there would be two animal control vehicles that would need to be replaced at a cost to the City of over \$50,000, which is also not in the figures. There are a lot of other administrative costs that are in these figures that you are really not being told about, but they are in there.

3. Cost savings to the City: When he runs those numbers, he can tell you that they are looking at between \$400,000 - \$500,000 savings over the five years of this contract. That is quite a bit of money, and you have to understand that there are a lot of figures that people weren't aware of, or that they just didn't add in. He is concerned when citizens call, and they don't get service; these are all things that greatly concern him.

Chief Fondaco added that he has been with the City for 32 years; he was promoted to sergeant in 1984, that is when he entered into supervisory positions. Never once, in his career, has he ever retaliated against anybody in this department. This is not retaliatory, this is financial; and for anybody to claim that to you doesn't know him very well. You have the Interlocal, and he asks that they pass it.

Mr. Shaver made a motion to adopt the Resolution.
Mr. Stam 2nd the motion.

Call vote recorded by Carol Heales:

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| <u>A</u> | Mr. Stam |
| <u>A</u> | Mr. Brass |
| <u>A</u> | Mr. Shaver |
| <u>A</u> | Ms. Dunn |

Motion passed 4-0

4. **Consider an Ordinance repealing Sections 6.08.010 through 6.08.040, and Amending Sections 6.08.050, 6.08.070, 6.08.085, 6.08.090, 6.08.100, 6.08.110, 6.08.120, 6.08.130, 6.08.140, 6.12.080, 6.12.090, 6.12.100, 6.16.020, 6.16.040, 6.16.060, 6.20.010, 6.20.020, 6.22.030 of the Murray City Municipal Code regarding City Animal Control.**

Staff presentation: Frank Nakamura, City Attorney

Mr. Nakamura said that with the Council's action which they just took, it was necessary to amend the Ordinance to grant authority to West Jordan as they come in and enforce the City Code relating to animal control services, and there was no

need for a division of Animal Control Services, and so those sections have been repealed.

Mr. Brass made a motion to adopt the Ordinance.
Mr. Shaver 2nd the motion.

Call vote recorded by Carol Heales:

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| <u>A</u> | Mr. Stam |
| <u>A</u> | Mr. Brass |
| <u>A</u> | Mr. Shaver |
| <u>A</u> | Ms. Dunn |

Motion passed 4-0

G. MAYOR'S REPORT

Mayor Snarr stated that the Little Cottonwood Creek is still running fairly fast, it is still a Concern to the City, but unless there is some catastrophic weather event, he doesn't think there is any need to fear and in the next couple of weeks there is about 25" of water that still needs to come down from this area. Mr. Haacke and he made a trip up there last week, and even though it looks like there is still a lot of water, they feel that the City should be OK. With that said, they have not yet removed the sandbags, and will continue to let them stay up; they have another storm event possible tomorrow, but after that, he feels that they should be in the clear. They will be coordinating with volunteer groups and the City's department heads for the pick-up and removal of the sand bags over the next couple of weeks, in case anyone asks about volunteering to help the City.

4800 South is currently closed on the heavy rail line, to put in the additional track for Front-Runner; he does not know for sure how long that will take, but believes it will be through next week. It is what it is, but people seem to adjust and move around it, either going down Vine Street or on the Frontage Road, although they did receive notice that they will be closing the Frontage Road down by 4500 South for about 60 days; they have to do some major work on the heavy rail there as well. They will be bringing in some cranes and other heavy devices to place another overpass there to accommodate the new Front-Runner.

They are looking forward to seeing everyone tomorrow night at the Boards and Commissions banquet. This is a nice opportunity for them to recognize and show appreciation for those volunteers in our community.

H. QUESTIONS OF THE MAYOR

Mr Shaver asked the Mayor on if there was any indication on when they may remove the

sand bags? The Mayor said that they will be holding a meeting to discuss that, to make sure everyone is on the same page and how they will coordinate it amongst the City departments.

Mr. Shaver said that he would like to be sent the information, as he is doing that in his area, and would like to be sure to coordinate this effort. They have many people calling regarding volunteers, and would like to make people aware of it so that when they get everything ready, they can get it done as quick as possible.

Ms. Dunn said that they have had a lot of news coverage of the Murray Park area, but our City employees also helped quite a bit over in some of the condos along the creek; there was a lot of work done, and she wanted to pass on their thanks for the help in saving their homes.

ADJOURNMENT