

# Murray City Municipal Council Chambers Murray City, Utah

---

**T**he Municipal Council of Murray City, Utah, met on Tuesday, the 19<sup>th</sup> day of July, 2011 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:

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

Others who attended:

Dan Snarr,	Mayor
Jan Wells,	Chief of Staff
Brent Davidson,	Deputy City Recorder
Frank Nakamura,	City Attorney
Craig Burnett,	Assistant Police Chief
Tim Tingey,	Community & Economic Development Director
Pat Wilson,	Finance Director
Mike Terry,	Human Resources Director
Doug Hill,	Public Services Director
Zachery Fountain,	Legislative Affairs
Jennifer Kennedy,	Recorder's Office
Peri Kinder,	Valley Journal
Citizens	

Mr. Brass excused Ms. Dunn and Mr. Dredge from the meeting.

**1. OPENING CEREMONIES**

1.1 Pledge of Allegiance - Tim Tingey, Community & Economic Development Director

1.2 Approval of Minutes for June 21, 2011

Call vote taken, All Ayes.

1.3 Special Recognition

None scheduled

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

None given

**Public comment closed**

**3. CONSENT AGENDA**

3.1 None scheduled

**4. PUBLIC HEARINGS**

4.1 None scheduled

**5. UNFINISHED BUSINESS**

5.1 None scheduled

**6. NEW BUSINESS**

Mr. Brass stated that items 6.1 through 6.12 are all items dealing with the reorganization that the City is going through. With the retirements and going through the budgets, they have taken an opportunity to reorganize most of the departments; all of these are changes in Ordinances that affect that organization, and all have a fiscal note on it. Because the impact is City-wide, and because of the budget impact on this, several Council members have expressed concern that the entire Council is not present for the meeting, and have suggested that they postpone these items,

with the exception of item 6.11, the appointment of Jennifer Kennedy as City Recorder, which they will deal with tonight.

Mr. Stam made a motion to defer this item until the August 2, 2011 meeting, when all Council Members will be present, and more information on the effect to the budget can be received.

Mr. Shaver 2<sup>nd</sup> the motion.

Call vote recorded by Brent Davidson

  A   Mr. Shaver

  A   Mr. Stam

  A   Mr. Brass

Motion carried 3-0

- 6.1 Consider an Ordinance repealing Chapters 2.15.16 and 2.26 and enacting Chapter 2.11 of the Murray City Municipal Code due to the reorganization of departments to form the Department of Administrative and Development Services.

Deferred

- 6.2 Consider an Ordinance amending Chapter 2.10 of the Murray City Municipal Code regarding the Attorney's Office.

Deferred

- 6.3 Consider an Ordinance amending Chapter 2.20 of the Murray City Municipal Code regarding the Finance Department reorganization.

Deferred

- 6.4 Consider an Ordinance amending Chapter 2.22 of the Murray City Municipal Code regarding the Fire Department.

Deferred

- 6.5 Consider an Ordinance amending Chapter 2.23 of the Murray City Municipal Code regarding Human Resources reorganization.

Deferred

- 6.6 Consider an Ordinance amending Chapter 2.09 of the Murray City Municipal Code regarding the Murray City Municipal Justice Court.

Deferred

- 6.7 Consider an Ordinance amending Chapter 2.28 and repealing Chapter 2.52 of the Murray City Municipal Code regarding Police Department reorganization.

Deferred

- 6.8 Consider an Ordinance repealing Chapter 2.12 and amending Chapter 2.30 of the Murray City Municipal Code regarding Power Department reorganization.

Deferred

- 6.9 Consider an Ordinance amending Chapters 2.32.040, 2.32.030 and 2.32.040, enacting Chapters 2.32.041, 2.32.042, 2.32.043, 2.32.044, 2.32.046, 2.32.047, 2.32.048 and 2.32.049 and repealing Chapters 2.24, 2.32.045 and 2.32.050 of the Murray City Municipal Code regarding Public Services reorganization.

Deferred

- 6.10 Consider a Resolution approving the Mayor's appointment of Tim Tingey as the Administrative and Development Services Department Director.

Deferred

- 6.11 Consider a Resolution approving the Mayor's appointment of Jennifer Kennedy as the City Recorder.

Mr. Brass stated that per statute, the City is required to have a City Recorder, and this does not have a serious impact on the budget and he feels that the Council should go forward on this item.

Ms. Wells stated that the City is happy to have Ms. Kennedy recommended to replace Ms. Heales who recently retired. Ms. Kennedy has worked for the City for a long time, has experience in customer service and utility billing, does a great job with the public and has worked in the Recorder's Office with business licensing and special events, and other projects, and they feel like she has great talent and abilities; they are looking forward to have the opportunity to work with her in this position.

The Resolution before the Council asks to have her appointment retroactive to July 10<sup>th</sup>, but she has been advised that would be best to be changed to July 19<sup>th</sup> 2011; she recommends that when the Council makes the motion, that date be changed.

Mr. Shaver made a motion to approve the Resolution with the date changed to July 19<sup>th</sup> 2011.

Mr. Stam 2<sup>nd</sup> the motion.

Call vote recorded by Brent Davidson

  A   Mr. Shaver

  A   Mr. Stam

  A   Mr. Brass

Motion approved; 3-0

- 6.12 Consider a Resolution approving the transfer of appropriated funds and related line items in the 2011-2012 Fiscal Year Budget between departments in the General Fund as a result of department reorganizations.

Deferred

## 7. **MAYOR**

### 7.1 **Mayor's Report**

Mayor Snarr expressed frustration with the Council, stating that if they had concerns, they could have brought it up a couple of weeks ago; they have worked hard on this, and tried to work with the Council since November. In the budget, there was the opportunity that provided a floating holiday for the employees, as there was no raise this year. The Council could have brought this up at that time; he did not hear from any of them until after the fact-they were given credit for this, and now, this pushes everything back two more weeks which throws our time-line of getting everything in place out of sync. It is like getting the federal government to adopt an increase in the debt limit.

We are trying to move this along-but if their legitimate concern is in fact, that they want all of the Council members here, he will accept that; but these other things have been worked on- they have worked hand in hand on this. He doesn't know of any other city that has ever started their budget process in November because of the challenges we are facing. He feels that they have reached across the table to say that they can say they have done everything they can to make this something that everybody agrees to at the end of the day.

They have gone out to the employees and told them what they are trying to do, and how they are trying to do it. The employees are expressing their frustrations to him and he is trying to let them know that they are trying to work through this. He is not blaming anyone, but it is frustrating to him.

Mayor Snarr stated that he is excited about BMW's plans for their new Mini Dealership; they are currently clearing their site in preparation for the new building. He added that he appreciates the History Board taking action on the demolition of the old Liahona building so that they are able to keep the project on schedule.

He commended Ms. Kirk for calling a special meeting of the History Board to resolve the problems that arose, and the Mayor was contacted by members of the Advisory board who were very frustrated, calling him saying that they thought that when that area was transitioned out of the Downtown Historic Overlay District, at that point in time those buildings could come down. As a formality, and he is willing to work through the formalities because that is what the law calls for, to Ms. Kirks credit she stepped up and did the right thing, although the members wanted to know why-they wanted to move forward and are excited about the millions of dollars that they are willing to invest and keep in the community.

There was another discussion this morning with Dave Clark who said: "thank you so much for not just saying "I'm sorry"; instead the Mayor said that he would go to bat for him because his businesses are what makes Murray great. It has been a long, lengthy process to work through this with them to keep them in Murray- they were frustrated, but with the new dealership, they were very careful in making sure that all the necessary documentation was done with the State, Ms. Kirk noticed that up in the email that she had sent, and they hope they will have it buttoned up to the point where they can work on it during the winter. They even had someone take the siding off the building so that they could salvage that.

Mayor Snarr said that he had taken a tour of the Fashion Place Mall this week, and was very impressed by the progress that they are making, and with the tenants that they have lined up. Most of the construction fencing will be down in August, the landscaping should be finished, and then they will do what they did on the south side, having more of a mini barrier there to protect people.

The Fire Department is working on a sandbag clean-up day for July 30<sup>th</sup>; they would like to remind the residents that they can either use the sand as they wish, or bring the bags to the amphitheater parking lot and dump the sand there. If there are circumstances where people need help with this, they may contact the Fire Department for help as it is available on the 30<sup>th</sup>. If people know someone who would be willing to bring a truck, or to help load bags, please have them watch the website for details.

Vine Street, which was scheduled to be open by the 17<sup>th</sup>, is scheduled to be open for traffic late tomorrow. They will still be doing work in that area for several weeks, but believe the road will be able to function. They still need to put in the sidewalks and do some landscaping, but want to be able to allow traffic to get through.

Mayor Snarr said that they have an open door policy, and if anyone, citizens and Council alike, have any questions between now and the next meeting that they are welcome to stop by. He thinks that the plan that they have come up with sets them on a course for a prosperous future compared to other cities. He has mayors from other cities calling him asking him how our city was able to do it-asking him to send them information on how we reorganized the city, because they are really challenged. They say they want to look at how we have done it, and that we are very smart in how we handled it; he hopes we can finish this up soon.

## **7.2 Questions of the Mayor**

Mr. Shaver wanted to answer the Mayor's question on 'it that really the issue?' Yes, that is the issue; it has absolutely nothing to do with the extra day. The concern that he has is that all of the Council has an opportunity to discuss it as a Council. Right now, they have had two members who have been gone for some time, and he feels it is unfair to them; they have both expressed interest in being part of that discussion. Not having them there, unfortunate as that may be, is going to delay it, and that is just the fact.

Mayor Snarr said that he accepts that as an honest remark as to what is happening. He said that the only thing is that they look into the future and try and say: 'if in fact that is the case, and we are trying to get this done, maybe based upon when they are coming back...' He knows this is the Council's meeting and he is just an invited guest, and he does not say that sarcastically, he knows he is there to provide whatever input that he can. but if that were the case, and you had an idea, maybe the Council could have just said let's push it back one more week; now it is pushed back two more weeks and it does cause a little bit of a problem because they are trying to line everyone up, they went through a scenario to get what little minor remodeling needs to be done finished; they give people an expectation, and that is what they try to meet.

Mr. Shaver said that if the Mayor feels that is the issue, then he is welcome to say that the Council has asked for more time; they know that he is under pressure, he knows that he would like to get it done, that there are employees and others who depend upon him for their answers, and they understand that. But, he has had time to look at this, and the Council would like to have time to look at as well and unfortunately, they need to take that time.

Mayor Snarr accepted that answer, adding that he thought to himself: “why have the meeting, if they knew they were going to postpone the meeting;” they can always cancel the meeting. Sometimes he wonders if they are just having meetings just to have them, or to get something done? He is the type of person that wants to have a meeting and get something done and move forward with it.

**8. ADJOURNMENT**