

Murray City Municipal Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 18th day of September, 2012 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
Brett Hales,	Council Member
Darren Stam,	Council Member - Conducted
Jared Shaver,	Council Member
Dave Nicponski,	Council Member

Others who attended:

Daniel Snarr,	Mayor
Jan Wells,	Chief of Staff
Jennifer Kennedy,	City Recorder
Frank Nakamura,	City Attorney
Pete Fondaco,	Police Chief
Tim Tingey,	Administrative & Developmental Services
Gil Rodriguez,	Fire Chief
Justin Zollinger,	Finance Director
Blaine Haacke,	General Manager
James Summers,	FBI, N-DEx
Juliette Dorsett,	Police Department
Doug Roberts,	Police Department
Robert White,	IT Division
Scouts	
Citizens	

5. OPENING CEREMONIES

5.1 Pledge of Allegiance – Tim Tingey, Administrative & Development Services

5.2 Special Recognition:

5.2.1 A presentation by the Director of the Salt Lake Field Office Federal Bureau of Investigation recognizing the Murray City Police Department for participation in the National Data Exchange (NDEX).

Erin Jo, Acting Assistant Special Agent in Charge of the Salt Lake City FBI Field Office.

Ms. Jo thanked Chief Fondaco, Juliette Dorsett and Mayor Snarr for their support and participation.

Ms. Jo stated that what the Murray Police Department has accomplished will undoubtedly enhance safety for law enforcement officers and communities here in Utah and in turn across the nation. The FBI, Salt Lake City Division, would like to thank Murray City for its tenacity and leadership, as they became the first law enforcement agency in Utah to partner with the FBI's National Data Exchange (N-DEx). The benefits of this partnership seem as endless as the data itself. N-DEx enhances an agencies operation by putting countless case reports, arrest records, traffic citations, photos, jail booking information and many more criminal records in a secure, online format that makes the information accessible in a matter of seconds. By contributing its records, Murray PD will be sharing and receiving data that enhance the efforts to fight crime in Murray and across the nation.

Ms. Jo said that participation in N-DEx can assist law enforcement in the following ways: it helps pinpoint crime trouble spots; it helps to assess and spot trends; share information that can allow for basic deconfliction or determining whether anyone else has those individuals under investigation as well; determine if there is a link between incidences that have occurred in completely different cities or states, and the ability to perform data searches in a variety of ways that includes someone's modus operandi or MO.

Ms. Jo said that at the FBI they recognize that getting here has not been simple. In 2010, Ms. Dorsett made a commitment to be the first law enforcement agency in Utah to participate in N-DEx. In that two-year process, it went through legal review, data mapping and trying to connect data system to data system. That tenacity paid off. For law enforcement officers, detectives and residents of this community, they believe that the results are well worth the effort. N-DEx and Murray's participation takes investigative effort to the next level. The FBI's hope is that Murray Police Department's leadership and participation in N-DEx

encourages other law enforcement agencies to join forces. In today's world they recognize that crime has no boundaries and it is critical that they put the best data and faster tools at the fingertips of Utah's crime fighters.

James Summers, N-DEX Liaison Specialist, West Virginia

Mr. Summers stated that two years ago, he attended a big law enforcement meeting in Sandy and remembers Ms. Dorsett standing up and saying that she wanted to be the first to join. Ms. Dorsett and Murray City really stepped up to the plate and are now able to share information from Maine to California. In this day and age, the time of keeping data to ourselves is over. We are one big law enforcement community that needs to share this information to make our streets and this nation safer.

Mr. Summers read the award from the FBI Assistant Director, CGIS Division in its entirety and presented it to Ms. Dorsett.

Ms. Dorsett asked Mayor Snarr to accept the award on behalf of the City. Mayor Snarr said that Ms. Dorsett has made a significant difference to the Department and that the City appreciates her efforts to step up and make a difference to the Department. She has been a great asset to the City.

- 5.3.2 Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah declaring October 15-18, 2012 as "Ribbon Week" – Healthy Community Proclamation.

Mayor Snarr read the Resolution in its entirety.

Mr. Nicponski made a motion to adopt the Resolution.
Mr. Hales 2nd the motion.

Call vote recorded by Jennifer Kennedy.

 A Mr. Brass
 A Mr. Shaver
 A Mr. Hales
 A Mr. Nicponski
 A Mr. Stam

Motion passed 5-0

Mayor Snarr said that Ms. Ashton has done an excellent job over the years, always supporting “Ribbon Week.” Mayor Snarr said that the school district does a great job. It is all about education. The bottom line is to get the parents involved in their student’s lives and get the students to understand that the school district is there to support them and report these incidents that are causing significant challenges in society.

Deb Ashton, Murray City School District, Safe & Drug-Free Schools Coordinator

Ms. Ashton spoke of the Rise Above Campaign and noted that every student in the district will receive a wrist band for this campaign. In grades 6-12, the most commonly abused substances remain the same and are still a major problem.

Ms. Ashton passed out information on data sheets showing the data from each individual school from surveys. There is a very big difference between the perceived versus actual alcohol and tobacco use. Students believe that more students use than they actually do. If this myth could be dispelled, there will be fewer students going towards those types of behaviors. Statewide, it is 10 – 15% of students are current users (5% error margin). It is important for parents and schools to stress the point that not everyone uses. This is a really powerful message for students along with providing them with good coping skills.

Ms. Ashton said that they have a very exciting event coming up on October 2, 2012. Sim Gil is launching his Bully Prevention Campaign in the Murray School District. They will have children’s groups from Kindergarten to third grad and the Attorney General’s Office will come out and present their Net Smarts program to help students deal with cyber bullying. A general forum will be held for older students with their parents if they can attend. Dr. Hirasi will be presenting the policy in the Murray School District, and Ms. Ashton stressed that education is the key. They are excited to have everyone come out to see just how big this problem is, not only with peer pressure in schools and neighborhoods, but also with adults. We can all learn from these skills and the depth of the harm that comes through the cyber bullying. The more we know the more we can help our youth.

Mr. Hales said he thinks that kids realize that they are bullying more than the adults know. Many times when an adult bullies, they don’t realize that they are doing it, or that it can be just as damaging and vengeful and hurtful. Mr. Hales is very impressed with this program.

Ms. Ashton added that it is good for our children to know that they have a voice. When peers intervene, bullying stops within ten seconds in 57% of the time so we need to be a part of the solution and have that voice.

Mr. Shaver expressed his thanks, saying that this is his third year with this program. When they first talked about this on the Arts Board, one of the things

that they asked was what kind of presentations they could do with the schools. Mr. Shaver said that a lack of knowledge creates fear. As adults, one of the things that we need to do is dispel the rumor that our wonderful youth in Murray are not users. He hears people say on a regular basis that those darn kids are out there drinking again and he wants to say “you can’t prove that and that based on the statistics, this is not true.” We have wonderful youth here in Murray and we need to be able to still the rumors and do our part in saying that it is not true. We have lower percentages than what is perceived and we need to stop that kind of talk and encourage them to stay healthy and strong.

Mr. Shaver again expressed his thanks for the work that these programs and those involved do every year.

Ms. Ashton agreed with Mr. Shaver, saying that we need to spread the data not the rumors. There is a misconception with the adults as well that more students use and if we have those expectations that are more realistic, more students will live up to our high and healthy expectations.

Mr. Nicponski stated that with the bullying, it is important that the children understand how much of a hero they can be if they do step in and intervene.

Ms. Ashton stated it is important for the kids to have the support of both the adults and their peers.

Mr. Stam agreed with statistics that the drug use is low, but feels that the bullying is much higher than what we know of. Giving the kids the confidence to step up and say no is the key to making the difference.

Ms. Ashton thanked the City for their support and for always working with the school district.

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

None given.

Citizen comment closed

7. **CONSENT AGENDA**

None scheduled.

8. PUBLIC HEARINGS

None scheduled

9. UNFINISHED BUSINESS

None scheduled.

10. NEW BUSINESS

- 10.1 Consider an Ordinance amending Section 7.04.030 of the Murray City Municipal Code regarding the Solid Waste and Recycling Management Rate Schedule.

Staff presentation: Doug Hill, Public Services Director

Mr. Hill stated that the City had a fee increase on August 1, 2012 for the garbage collection. Although they didn't have many phone calls, they did have a couple of individuals who wanted to know if they could turn in their recycling cans and receive a discount for that. In speaking with the Attorney's Office about this, they felt it would be good to clarify what the fee includes and that the fee is a base fee for everyone regardless of whether the services are used or not. This Ordinance clarifies that everyone in Murray City will pay the base fee which includes a black refuse can and a green recycling can whether they are used or not.

Mr. Hales asked what the additional fee for a garbage can is.

Mr. Hill said that it went to \$6.85 on August 1, 2012. They have no problem with anyone getting additional cans, this was just to clarify this as the base fee.

Mr. Shaver asked if we are only amending the original ordinance, and not doing anything in regards to information for the citizens.

Mr. Hill said it has not been a big issue and he doesn't know that we would need to take the space in the update to explain this. There had been a couple of individuals call and wanted a discount. If they felt like it would become a City-wide issue, they could do some publicity on it but Mr. Hill didn't think it was a big enough problem.

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

Call vote recorded by Jennifer Kennedy.

A Mr. Brass
A Mr. Shaver
A Mr. Hales
A Mr. Nicponski
A Mr. Stam

Motion passed 5-0

11. **MAYOR**

11.1 **Mayor's Report**

Mayor Snarr stated that Chick-Fil-A has had a few challenges on their site but it is now taking off. The footings were set on Monday morning and popped on Monday afternoon. The foundation walls are going up today and being poured tomorrow. All of the trees are now gone; it was a slow process at first as there were some issues disconnecting the power. They decided to keep the power there and the arborist went over and trimmed around the power poles so that when they pulled the trees down it would not disconnect the power to the site. In this way, it supported our pumps for the irrigation system in the park. As far as the water goes, there is a natural attenuation of a spring that exists there down to the north end. They cobbled that out, the water came right up through it and they are going to take it and pump it out quickly and pour concrete on it to seal it, much in the manner of sealing a well head that needs to be put to rest. They do not think it will cause any further problems. It is exciting to see something happening with that site after all these years and the Mayor thinks that there will be more going on that site very shortly.

Mayor Snarr said that there will be a celebration coming up at the Fashion Place Mall for the 40th anniversary and the Council will be kept up to date on the times and dates for this. The City is writing up a Proclamation for the event as 40 years is quite an accomplishment. It is the oldest mall in the State and we are fortunate to have them here. Next year there will be some additional announcements on what they will continue to do with rebuilding and expansions.

Mr. Nicponski noted that this mall really holds its own with all of the competition around the valley.

Mayor Snarr said that even with the City Center development their numbers are still very strong.

Mayor Snarr stated that the footings are also in at the Medistar development. It is a very big project, approximately 33,000 square feet. It is a ground floor development and they are rehabbing people there.

Mayor Snarr said that they are also working on resolving any lawsuits that are pending on the downtown development. They are going to wait until those decisions are rendered as that is the right thing to do because it could impact the rest of the development down there. They want the decision to be made first so that it can be said that everything was done and adopted the correct way and proceed with future development without having to worry about litigation.

Mr. Nicponski asked when we anticipate the litigation to be over.

Mr. Nakamura stated that there is no set time-line for that decision to be made. The court makes the decision according to their time but we have filed all of the pleadings. Now we are just waiting and hopefully they will schedule it and allow us the opportunity to argue the case in front of the judge. The courts have control over that at this point.

Mayor Snarr said that on Saturday, every facility that we have in the park was being utilized and at the County Fairgrounds property. Cars were parked everywhere as there were multiple events going on at the pavilions as well as the farmers market being in full swing. The Mayor said it was fun to drive by and see even Best Buy's north parking lot full; it is a great resource for us as an overflow parking lot on those types of days.

Mr. Shaver asked the Mayor to pass on the Council's thanks to Mr. Haacke and his staff. There was a bit of a power problem yesterday but they handled it as adroitly as usual and the power was back on very quickly.

Mr. Nicponski added that the Water Department also handles things like clockwork. He was very impressed with the city crew's ability to respond so quickly and efficiently during a recent water line break.

11.2 Questions of the Mayor

None.

12. ADJOURNMENT

Jennifer Kennedy, City Recorder