

# Murray City Municipal Council Chambers Murray City, Utah

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**T**he Municipal Council of Murray City, Utah, met on Tuesday, the 15<sup>th</sup> day of April, 2014 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:

Brett Hales,	Council Chair
Jim Brass,	Council Member – Excused
Blair Camp,	Council Member – Conducted
Diane Turner,	Council Member
Dave Nicponski,	Council Member – Excused

Others who attended:

Ted Eyre,	Mayor
Jan Wells,	Chief Administrative Officer
Jennifer Kennedy,	City Recorder
Frank Nakamura,	City Attorney
Janet Lopez,	Council Administrator
Janet Towers,	Executive Assistant to the Mayor
Craig Burnett,	Police Chief
Gilbert Gonzales	Chief Building Official
Doug Hill,	Public Services Director
Justin Zollinger,	Finance Director
Tim Tingey,	Administrative and Development Services Director
Mike Terry,	Human Resources Director
Kim Fong,	Library Director
Lindsay Roylance,	Assistant Librarian
Scouts	
Citizens	

## 5. Opening Ceremonies

### 5.1 Pledge of Allegiance – Brian Holt

Mr. Camp asked the scouts in attendance to stand-up, introduce themselves, and say what badge they are working on.

### 5.2 Approval of Minutes

#### 5.2.1 April 1, 2014

Ms. Turner made a motion to approve the minutes from April 1, 2014  
Mr. Hales seconded the motion

Voice vote taken, all “ayes.”

Mr. Camp said there are several Public Hearings tonight and Justin Zollinger, Finance Director is leaving town as soon as he is finished here tonight. Mr. Camp said if there is no objection for the Council Members, he would like to move item 8.3.1 up on the agenda and take care of that now.

No objections from the Council Members. Item 8.3.1 was presented.

### 5.3 Special Recognition

#### 5.3.1 Murray City Council Employee of the Month, Lindsay Roylance, Assistant Librarian.

Staff presentation: Kim Fong, Library Director and Brett Hales, Council Member

Mr. Hales said the Council started the Employee of the Month Program about a year and a half ago. It has been a great, successful program. He said that when he started reading what Ms. Roylance has done for the teen program, it was impressive. He thinks the youth are some of the most important people and for Ms. Roylance to have involved herself and create this program was impressive. He added that it sounds like the program is going great and as a Council they are grateful for that. The Administration also appreciates Ms. Roylance.

Mr. Hales presented Ms. Roylance with a certificate and a gift card to the Fashion Place Mall. He told her that her name would also go onto the plaque located on the back wall of the Council Chambers.

Ms. Fong said that about a year ago she asked Ms. Roylance to change her job responsibilities to implement a teen program at the Library. We have a

large number of teens that come to the Library every day after school and we really do not have a whole lot for them. Ms. Fong asked Ms. Roylance to spearhead a program to help them get more teens involved in what is going on at the Library.

Ms. Roylance took this challenge and has excelled and made it a really popular program to the point that this school year so far they have had 4,000 attendees at the teen programs. There are a lot of kids there. Ms. Roylance provides this program for teenagers every day afterschool. Beyond the activities that are provided she is also building strong relationships with the teens that come to the Library. She instituted a very successful Teen Advisory Group which involves teenagers and making decisions about library services provided for them. This group has planned activities, organized volunteers for the Library and promoted some very well attended programs.

Ms. Roylance has made a powerful impact on the teens that come to the Library. Her dedication to this program is felt and appreciated by the teens, their parents, and the Library staff.

Ms. Roylance thanked the Council for recognizing her work. She thanked her co-workers and introduced her family.

5.3.2 Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah, Recognizing and Supporting May 2014 as Building Safety Month “Maximizing Resilience, Minimizing Risks”

Staff presentation: Mayor Ted Eyre

Mayor Eyre said he is presenting to the Council for their consideration a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah, Recognizing and Supporting May 2014 as Building Safety Month “Maximizing Resilience, Minimizing Risks”.

Mr. Hales asked Gil Gonzales, Chief Building Official to tell them a little bit about and give some background on Building Safety Month.

Mr. Gonzales said that Building Safety Month is an opportunity for the Building Division to get out into the community and talk to the contractors and homeowners and let them know what a great resource the Building Division is and to give them a call. They can talk to them about how to apply for a building permit, when a building permit is required, and so forth. He said he looks at Building Safety Month as a great opportunity to get out there in the community and help educate the public and be there to answer questions.

Mr. Hales said this is awesome. He was just thinking about other things that will be talked about tonight and that when you go in for the first time for a hearing or to get approved for something like this, it is foreign to people. When he did this for himself, he was nervous because it can be intimidating. So it is great to have something like this for people.

Mr. Gonzales said the Building Division will be at Lowes three times this month. He will also be doing a presentation to the 5<sup>th</sup> graders at Viewmont Elementary talking about not only earthquakes, but more about how the buildings are being constructed today to resist an earthquake. He said that will be a new experience for him.

Mr. Camp asked Mr. Gonzales to talk about the event at Lowes.

Mr. Gonzales replied they have been doing this event at Lowes for about ten years. Lowes gives them a booth at the front counter to set up and they have all their literature out there. They talk to people as they come in. Lowes will typically donate smoke alarms.

Mr. Gonzales said they have people fill out a questionnaire basically asking if they have dealt with the Building Division and what their feelings were in dealing with the Building Division. It asks what the Building Division can do better, what they did that you liked or did not like. They have this questionnaire asking people to tell them their feelings and the Building Division will look at ways they can improve.

Mr. Camp said this event was on May 7, 2014 and May 22, 2014.

Mr. Gonzales added they will also do one with contractors but they have not set a date yet.

Mr. Camp said they will be there from 10:00 am to 2:00 pm at the Murray Lowes.

Ms. Turner thanked Mr. Gonzales saying the Building Division does such a great job and they really appreciate it.

Mr. Gonzales mentioned the orange packet the Council was given. He said there is a lot of good information in there. It talks about benefits of building permits, building codes, and careers in Code Enforcement. Right now the average age of inspectors across the United States is 50 years old so there is a lot of opportunity there for people who want to get into careers in Code Enforcement. He said that unfortunately a lot of people that came from the construction industry went into building inspection and there are not a lot of young people going into the construction industry right now.

Mr. Gonzales said the other thing he wants to talk about are some safety tips. One of those tips talks about replacing your smoke detector every ten years. Not your batteries, but your smoke detector every ten years. That is all the manufacture warranties these for. After ten years there is probably a 30-50% failure rate on them. This is something most people are not aware of and it is a really good idea to do it because we all know smoke alarms save lives.

Ms. Turner added she especially likes the information from the International Code Council.

Mr. Hales made a motion to approve the Joint Resolution  
Ms. Turner seconded the motion

Call vote recorded by Jennifer Kennedy

  A   Ms. Turner  
  A   Mr. Hales  
  A   Mr. Camp

Motion passed 3-0

Mr. Camp added he has ties to the ICC; he is a member and has been for a long time. He has three certifications and he supports and appreciates Mr. Gonzales' work with this. Mr. Camp knows there is a lot of work that goes into developing these codes and enforcing them.

Mayor Eyre presented Mr. Gonzales with the Joint Resolution.

5.3.3 Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah, declaring Friday, May 2, 2014, as Arbor Day.

Staff presentation: Mayor Ted Eyre

Mayor Eyre said he is presenting to the Council for their consideration a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah, declaring Friday, May 2, 2014, as Arbor Day.

Ms. Turner made a motion to approve the Joint Resolution  
Mr. Hales seconded the motion

Call vote recorded by Jennifer Kennedy

  A   Ms. Turner  
  A   Mr. Hales

A   Mr. Camp

Motion passed 3-0

Mayor Eyre introduced Jim Hendrickson who is with the Shade Tree Commission. He said he has had the opportunity to work with Mr. Hendrickson for over 20 years in different areas in the community. Mr. Hendrickson is not only a devoted man to the Arbor Association and all that he does for the City's neighborhoods and the beautification of them through trees, but he serves in many other capacities within our community to help the community.

Mayor Eyre presented the Joint Resolution to Mr. Hendrickson.

Mr. Hendrickson said it is wonderful to live in the beautiful City of Murray. Murray City has been a Tree City USA for over 30 years and are one of very few cities in the State of Utah that have that honor.

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

Christine Passey – 8211 Adams Street, Midvale, Utah

Ms. Passey said that as many people know, Representative Tim Cosgrove has decided to step down from the House of Representatives and with his endorsement, she has decided to run. She is running for House District 44 and she wanted to come and introduce herself.

Ms. Passey said she has two girls and her and her family love the community here. She said her background is in social work. She has worked with many populations and has most recently been the Director of a non-profit that serves children and families with special needs.

She said she became heavily involved in politics when her daughter was denied medical care and therapy because she was diagnosed with autism. She has been the Vice President of the Utah Autism Coalition, one of the largest, most organized, grassroots organizations in the State. They have gone to the Capital year after year working on a full autism insurance mandate. She is very proud to say that this year they were able to pass their insurance mandate and children with autism can now receive therapy in Utah.

Ms. Passey is running for office because she cares deeply about the same issues that our community cares about. She is inspired to run because of her family and she cares about family values. She said all of our children deserve a quality education and she thinks we need to ensure that happens.

Ms. Passey said she believes we need to make sure we have a healthy Utah and one big issue to that is our air. There are far too many health problems because of our air quality

and we really need to work on that. She also thinks we need to grow our vital and vibrant economy. A few of the things she thinks are really important in that is that we need to shop local and take care of our small businesses. We need to keep enticing large businesses that provide quality employment for our residents and work to make sure the jobs we have in Utah are providing quality employment. She said we also need to work on employment opportunities for women, veterans, and for the elderly, who are in the workforce far longer than they ever used to be.

Ms. Passey said she cares about what Murray and Midvale care about. She has the skills and expertise from her time on the Hill working on legislation. She believes deeply in bipartisanship and she has bipartisan endorsements already. She has worked with key stakeholders. Their bill was the first bill ever to be endorsed by the insurance lobby.

Ms. Passey said she knows how to work hard, she knows how to advocate and she knows how to get things done. That is why she is running for office. She said she would love to have everyone's support. She said that she would love to meet everyone and understand what is important to them and how we can work together to make Utah better and make sure Midvale and Murray are represented up on the Hill.

**7. Consent Agenda**

7.1 None scheduled.

**8. Public Hearings**

8.1 Public Hearing #1

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

Consider an Ordinance amending Sections 17.80.120 of the Murray City Municipal Code relating to low power radio communication towers and antennas in the Mixed Use (M-U), Murray City Center District (MCCD), Transit Oriented Development (TOD), Commercial Neighborhood (C-N-C) and the Residential Neighborhood Business (R-N-B) zoning districts.

Staff Presentation: Tim Tingey, Administrative and Development Services Director.

Mr. Tingey said this Ordinance is being proposed in these five zoning district designations primarily because we have a number of new districts and we have not included any wording in our Ordinance related to regulating these types of facilities. This is a proposal to address that. This proposal went to the Planning Commission on February 20, 2014 and they forwarded a recommendation of approval for this Ordinance.

This Ordinance deals with some new districts that were never considered as districts before. Others have been existing districts for quite some time and we wanted to include some modifications.

Mr. Tingey said that in the zoning districts, the City allows communication towers as permitted outright, meaning they do not have to go through a process; or not permitted, meaning they are not allowed in that zone; or they can go through a conditional use permit process, which the Planning Commission can provide some conditions and it has to go through a public process.

The City only allows communication towers on non-residential structures in certain areas and they are allowed only as a stealth type facility. That means that stealth is disguised as another object. It may include a steeple of a church or a fake rock; there are a variety of different things that are defined in our Code as stealth.

In the R-N-B (residential neighborhood district) communication towers are allowed as the least intrusive which is wall mounted or on the roof. They are allowed as a stealth facility, as we are recommending in this Ordinance, and they are only allowed on non-residential structures. These go from wall mounted which is the least intrusive clear to a lattice tower antenna. None of the proposals tonight are for a lattice tower antenna to be allowed in these zoning districts.

Mr. Tingey said that in the M CCD (Murray City Center District) communication towers are only allowed as wall or roof mounted. They all require a CUP (Conditional Use Permit) so they have to go through a Conditional Use Permit process.

In the M-U (Mixed Use) district communication towers require a Conditional Use Permit. Wall and roof mounted are allowed as well as a monopole less than 60 feet.

In a TOD (Transit Oriented Development) communication towers require a Conditional Use Permit. They are wall and roof mounted; they can also be on non-residential structures.

In the C-N-C (Commercial Neighborhood) area, we are recommending that communication towers be allowed as a Conditional Use Permit on the wall, the roof, and less than 60 foot as a monopole. They also have to be a stealth type structure.

Mr. Tingey said staff is recommending approval of this Ordinance with these proposals that he has just stated. He reiterated that the Planning Commission considered this and recommended approval.

Mr. Camp said that in the TOD, wall and roof mounted communication towers are not allowed on residential structures according to the Ordinance. He asked if the buildings that are mixed use are considered residential because they have residential in those and therefore the communication towers would not be allowed on a building with residential in the building or does this apply to residential units only.

Mr. Tingey replied if it is a mixed use and there is a commercial component, the intent is to allow the communication towers on the buildings that have the commercial component. With the non-residential it would be for a full non-residential structure, like a townhome.

Public Hearing Open for public comment.

No public comment was given.

Public comment closed.

8.1.2 Council consideration of the above matter.

Mr. Hales made a motion to adopt the Ordinance

Ms. Turner seconded the motion

Call vote recorded by Jennifer Kennedy

  A Ms. Turner

  A Mr. Hales

  A Mr. Camp

Motion passed 3-0

8.2 Public Hearing #2

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

Consider an Ordinance amending, in its entirety, Chapter 17.16 of the Murray City Municipal Code and Sections 2.11.030, 16.04.100, 17.04.130, 17.12.110, 17.36.050, 17.38.020, 17.48.230, 17.52.040, 17.52.150, 17.54.080, 17.56.070, 17.78.090, 17.92.090, 17.96.090, 17.100.090, 17.104.090, 17.108.090, 17.112.090, 17.144.100, 17.148.090, 17.152.070, 17.160.060, 17.168.140, 17.170.050, 17.170.060 of the Murray City Municipal Code replacing the Board of Adjustment with Hearings Officers and related matters.

Staff Presentation: Tim Tingey, Administrative and Development Services Director.

Mr. Tingey said this matter deals with the Board of Adjustment and going from the Board of Adjustment as a review authority to a Hearings Officer. There is a second part of this that is very important and it is the standard of review. Right now, the standard of review is that we have an appeal authority, it is the Board of Adjustment and with this proposal it would be a Hearings Officer.

The standard of review is when there is an appeal of a decision, for example a Planning Commission decision or an administrative decision made by staff. There is an appeal authority and it goes to the appeal authority, which right now is the Board of Adjustment and under this proposal it would be a Hearings Officer, and they make a decision on that.

Right now in our Code, the standard is based on the record. So it is the information that was provided during the decision meeting and hearing that is used for the appeal. The record is forwarded to the appeal authority and they base their decision only on the record. In our Ordinance we have not included for appeals of administrative decision that it is on the record only. Our current Ordinance actually refers it back through State Law to de novo which means you start over. That means that any new information can be provided. Staff feels that in order to streamline processes and in order to hear based on what the record states, it is important to include this change in the new Ordinance. So that administrative decisions will have the standard review is on the record rather than de novo.

Mr. Tingey said the second part of this proposal is the Board of Adjustment. He stated this proposal, which has been worked on with the Attorney's office, is not about the existing Board of Adjustment members. It is not about their service. They provide important service for the community. They are devoted to the community. This is not about individuals or concerns with them as a Board. It is related to three different things.

The first is State Law Authorization. A few years ago, State Law authorized municipalities to go to this type of authority. The reasoning for that is to streamline meeting processes. In addition to that, many communities pursued going to a Hearings Officer format because you can streamline the processes. When you only have one individual you can have meetings and not have to try to coordinate five different individuals. You can hear applications more frequently or in a manner that is expedited.

The second is complex legal issues. When we are looking at appeals and

challenges related to variances and those types of issues, the complexity of these cases can be very involved and challenging. There are also a lot of potential lawsuit opportunities as we go through these processes. With a decision that is made right now by the Board of Adjustment or Hearings Officer, the next appeal is to District Court. These decisions are very critical because once they are appealed, they do not go to the City Council or anyone else, it goes to District Court.

So the complexity of the legal issues are challenging and going to this format where we will have individuals that may have more expertise on legal matters as Hearings Officers makes it so we are more insulated from potential expensive litigation issues.

Mr. Tingey added that at the Board of Adjustment meetings, they do have legal counsel that is involved from the City Attorney's office who will provide input if needed. However, the decision makers right now are the Board of Adjustment. The decision maker who would be a Hearings Officer would be able to take advice, but they are the decision makers on this. Staff feels it is important because of these potential, expensive, litigation issues that the City goes to this format.

The third area is process issues. The appeal authority must act in a quasi-judicial manner. That means it is similar to a court-type hearing. It also means that there are very strict standards that they must adhere to. Often times when you go through these challenging cases, they are very emotional. You will have a lot of people potentially at these meetings and it is an emotionally charged meeting. In a Board of Adjustment type setting you have to have five individuals make a decision in these emotionally charged settings.

With a Hearings Officer the format can be where they hold the hearing and then they can make a decision and write up the decision outside of that emotionally charged meeting, which is a benefit. It allows them to evaluate things differently out of that emotionally charged atmosphere.

Those are the three issues. The Mayor and Mr. Tingey have spoken with each of the Board of Adjustment members. They are aware of this proposal and some of them are here tonight. That is the reasoning behind this. Staff thinks that streamlining the process, the challenges with the issues that we face, and the process issues are three important reasons to move towards this. Many cities in Salt Lake County and across the state have already gone to this format primarily for these reasons. Staff is recommending approval of this at this time. The Planning Commission also considered this and at a vote 4-1 recommended approval of this Ordinance.

Public Hearing Open for public comment.

Tom Halliday – 4539 South Julep Drive, Murray, Utah

Mr. Halliday said he is currently the Chairperson for the Board of Adjustment. He said he is a little bit passionate about this. We live in a community; we live here with our neighbors and friends. We are a volunteer community. If you think about how many Boards we actually have here and how many people sit here and how many people spend their personal time representing the community, to him it is utterly ashamed to think that we want to get rid of this and put these reviews under the eyes of one person instead of the group of as many as five that can actually take a look at it.

The Board of Adjustment only needs three people to make a decision, but they do have five members. On that Board, there are many people from vast areas of business. Mr. Halliday said he has been in business himself for 30 years. There are attorneys on the Boards. They have other individuals who have lived in the community for vast periods of time. They have legal counsel via the City Attorney's office. They have the abilities to take specific items under advisement and review those with their legal counsel before going back to another hearing.

Mr. Halliday said he understands that they are talking about streamlining and having this one individual, but he would like to know how many times they have ever been to a point to where the group of them have refused to go to a meeting. City staff has never asked the Board if they are limited to one meeting; no. Many of them volunteer in obviously many positions to try to represent their community. That is what they are here about.

Now the legal issues, Mr. Halliday said he understands that, and that is why we have legal staff. We also have this ability to look at things that the Board does not believe are correct. Mr. Halliday has personally spoken with Mayor Eyre about issues, but they are issues that if the Board had not made the change would have gone to court. He knows this because he has talked to his own corporate attorneys who said there is no way the decision that staff made would have ever held up in court. The Board feels they actually preserved the law itself; the feeling of the law. The intent of the law was upheld by some of the things the Board has done.

Mr. Halliday said he understands things get emotionally charged. He has sat in the Council Chambers and had the whole room filled with people crying. It was terrible. It was neighbor against neighbor, direct neighbors, backyard to backyard. However, they stood there as a Board and made the right decision. The decision was the fence had to be removed. It was not what everybody wanted to see, but it was the law and there was no way around it.

When you have five individuals to look at something you have many opportunities to look at vast areas of what is happening. As a group, the Board goes out and takes a look. If you have one Hearing Officer, it ends up being that there is just that one individual and that is it. They do not even have to be a member of our community, they can just be someone hired.

Mr. Halliday urged the Council to not get rid of the community involvement. He said the Council has sat there and thanked the community for being involved. The Planning Commission thanked the application before them for being involved in the community and then said, "You know what, we do not want the community involvement." Please do not ruin our community, do not put this through. You can mend some of the problems, but do not destroy us.

Public comment closed.

Mr. Hales stated to Mr. Tingey that Mr. Halliday mentioned that the Board of Adjustment meets every six weeks and that they could meet more. He asked if that was a possibility or if it was a structured thing.

Mr. Tingey replied that right now it is a structured thing. He said that coordinating the schedule of one Hearings Officer versus five individuals that serve on a Board; it is going to be much easier and more easily expedited to do it with one Hearings Officer.

It is as simple as that. Mr. Tingey said he thinks it is difficult to get 3-5 individuals to meet multiple times as applications come in. That is the issue.

Mr. Hales said he had talked to Council earlier but he would like to bring up the fact that Mr. Halliday talked about; you can get anybody from anywhere. That is a concern of his. We are Murray and that is where he would like to see it remain. If we feel like we will help the process by doing the Hearing Officers, he would really like to see that those Hearing Officers are in Murray; Murray residents, not just anybody outside of Murray.

Mr. Tingey responded that it can be that way. If Council wants to include that as part of the motion, to have that as part of the Ordinance, that is something that can definitely be considered.

Mr. Tingey added that in other communities that have gone to this format, just to let the Council know, they have gone with those with legal expertise primarily. You may have one or two individuals that are serving

multiple jurisdictions as a Hearings Officer. The bottom line is it is the legal expertise that they have because of the issues. It is about those standards and those standards have to be adhered to. Other communities have not gone to that format, but if you as a Council want to, that is your prerogative.

Mr. Hales said his questions is that we have 48,000 residents, not all able to serve in that, and he cannot imagine you would not have at least a group of those that qualify. Mr. Halliday talked about that they have attorneys and people that are familiar with land use. That would be important to Mr. Hales that we keep that here in Murray. We have always said we are not that city on the south side of us and we are not that city on the north side of us, we are Murray. He thinks that is very valid and important that we keep that here in Murray.

Ms. Turner said she agrees.

Frank Nakamura, City Attorney said he understands the Council wants to do an amendment to the Ordinance in front of them. He said his understanding is that the Hearings Officers, at the time of appointment by the Mayor and subject to advice and consent of the Council, shall be, at that time, Murray residents.

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

Ms. Turner made a motion to adopt the Ordinance adding an amendment to the Ordinance that the Hearings Officers that are appointed by the Mayor and subject to advice and consent of the Council shall be Murray Residents at the time of the appointment.

Mr. Hales seconded the motion.

Call vote recorded by Jennifer Kennedy

  A   Ms. Turner

  A   Mr. Hales

  A   Mr. Camp

Motion passed 3-0

### 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 amending the City's Fiscal Year 2013 – 2014 Budget.

Staff Presentation: Justin Zollinger, Finance Director

Mr. Zollinger said there are a few budget adjustments we need to do for the 2013-2014 fiscal year budget. The City has had just over \$30,000 that has been in a liability account for the past four to five years. We no longer record money this way; we record money through revenue which then allows us to budget on the expense side and pay for it. This is an old system of recording and we are now changing it to represent what we do now.

The other thing that Mr. Zollinger and Craig Burnett, Police Chief do not like about this old system is that it does not require budget authority to spend out of a liability account. The City is trying to get away from that practice. We have eliminated all the other accounts that resemble this and this is the last one.

The actual amount in this account is \$30,155. The Police Department would like to use this to help their taser replacement program go even faster. They had thought about the possibility of a Spillman server replacement, but that is not what they are looking at right now.

Mr. Zollinger said the second item that is for the Babe Ruth Baseball League should be struck. They felt like the baseball was not going to get going quite fast enough so they have gone to another location. We have put this in the budget for next year and we will have this league next year. For right now, this item does not need to occur. They had petitioned the Mayor; we thought we had everything ready however it just was not fast enough for them.

The Fire Department has received a refund from Bound Tree Medical for \$7,180. We were not aware of this because we do not do much business with this company. However, we found it, requested the check and they have refunded it. We would like Council authorization to spend this money on supplies for the Fire Department.

Mr. Zollinger said the final item is for the Fire Department also but this is in the Capital Projects Fund. In January, the Fire Department's Ford Explorer was totaled, not at the fault of the Fire Department. The City received \$8,835 from the insurance company. The Fire Department would like to use an additional \$16,165 of CIP savings, for a total budget of \$25,000 to replace this vehicle. This new vehicle will also be a hybrid vehicle.

Mr. Zollinger stated these are the three items he would like to open the budget for at this time.

Public Hearing Open for public comment.

No comments were given.

Public comment closed.

8.3.2 Council consideration of the above matter.

Mr. Hales made a motion to adopt the Ordinance  
Ms. Turner seconded the motion

Call vote recorded by Jennifer Kennedy

  A Ms. Turner  
  A Mr. Hales  
  A Mr. Camp

Motion passed 3-0

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 a Resolution allocating the 40th year Community Development Block Grant (CDBG) funds for program year 2014-2015 and reallocating prior years (CDBG) funds.

Staff presentation: Jan Wells, Chief Administrative Officer

Ms. Wells said we always appreciate our residents and others who take on this role to try and help those who are in need of special kinds of projects and help with some of the daily efforts that they have.

This year our Council has received an 11% reduction to the amount we usually receive. This is just for hard costs. We use to do both the hard and soft cost but the County has taken that role on and Ms. Turner has participated in that opportunity so she is very familiar with that.

Ms. Wells continued saying the emphasis right now in this funding is specifically for housing programs. There has been an internal committee that has reviewed and met with all of our applicants. The applicants have all been made aware of what the recommendations have been for the awards. The Council has participated in that committee as well.

Ms. Wells told the Council that the City had 19 applicants for about \$132,000 worth of funding. At this point in time, we can make those recommendations and we will leave it in your hands.

Public Hearing Open for public comment.

Kathy Ricci – 1244 East Hemingway Drive, Murray, Utah

Ms. Ricci said she is representing the Utah Microenterprise Loan Fund. She said they are a private 501(c)(3) community development financial institution. We make loans of up to \$25,000 for people starting or growing a business that are not able to get that money from a bank or credit union. They have a lot of people who are just starting that do not have a track record or may not have enough collateral for a traditional loan. Most of our clients are service or retail oriented and people who have had life events that have hurt their credit score such as a divorce, a layoff or medical problems.

Ms. Ricci said they have been lending since 1993. They have made over 840 loans; a little over 12.6 million dollars with an average loan size of around \$15,000. They estimate that they have created or retained at least 1,600 jobs. Of the 840 loans about 135 have been funded with CDBG dollars totaling 2.4 million dollars.

Ms. Ricci said she is here expressing their appreciation for the consideration of their application. She said 10% of the loans they did last year that were funded with CDBG money were in Murray City. That is where they arrived at that number as opposed to a population.

Jay Bladen – 501 East 1700 South, Salt Lake City, Utah

Mr. Bladen said he represents Community Development Corporation of Utah. He said they are a private non-profit and have been in operation for over 20 years and their main focus is home ownership. Their request was for \$46,000 to continue administration of their down payment assistance program, Own in Murray.

Mr. Bladen said they have enjoyed a partnership with the City for several years and the down payment assistance program is used to help moderate and low income families be able to purchase a home in Murray. He said he believes the recommendation for them was for \$20,000.

They normally do these loans/grants in the amount of \$5,000 so typically they would be able to do four loans. However, he wanted to make the Council aware that they have recently been successful in raising private funds which will be used to supplement the City money. Typically they will put in \$4,000 from the City and \$1,000 of the private funds into a loan. They will actually be able to stretch those funds and will probably do

five down payment assistance loans. He said they appreciate the partnership and are happy to administer this program for the City.

Susan Gregory – 765 River Glen Drive, Murray, Utah

Ms. Gregory said she is the Director of the Heritage Center. They have requested funds to expand an 11 X 11 room. That is not a very big room. It started out 34 years ago as a smoking room when smoking was allowed in buildings. It has since been an office but they no longer need it for an office and 11 X 11 is not conducive to much else.

Ms. Gregory said they are looking to expand that room. She thinks the center has been successful in the City's role in that center because they have been able to keep up with the change. The center has been there for 34 years. The population is changing and they have baby boomers coming up and they will see a huge growth in aging in the next 10-20 years.

This room will allow the Heritage Center to offer additional programs and services. She reiterated they are requesting assistance to expand that room. She thanked everyone for their support in the past. CDBG has helped them with those changes throughout the years and to keep that facility updated.

Bob Dunn – 714 East Erickson Circle, Murray, Utah

Mr. Dunn said he is with the Boys and Girls Club of South Valley. He thanked the City Council, the Mayor, and staff for the support the club has received over the years. They have been in operation for 47 years. Mr. Dunn thinks they are one of the strongest clubs in the country. They have received numerous recommendations for that and he thinks a lot of that is because of the partnership they have with Murray City.

Mr. Dunn said he thinks they serve the most at risk kids in the community; the kids that do not have a lot of options in their life. They give these kids hope and opportunity and make sure they give them the tools they need to succeed. Every day at 4:00 they do Power Hour. If you can imagine 300 kids in the building where it is quiet; there is really no discussion because they do homework help. They get kids that do not have all the support at home and they make sure they complete their homework. Everyone knows that if they fall behind one week, it just piles on and they give up.

They take the kids that need extra help and find extra tutors for them. They have a group of 16 kids they took two months ago on a pilot project. They were the lowest readers in the club and some of the lowest readers in the school district. They took those kids and did an intense program with them. Those kids made an incredible difference.

They try to do this with every kid. They make sure these kids are surrounded with food, people who care about and love them and they have

a lot of fun. They also have a lot of responsibility. They started their numbers for their service projects in September and in seven months they have done 3,580 service hours. They make sure these kids are responsible and that they are on track to graduate and that they are going to be achieving citizens.

They have had kids that have come through the club that are secret service agents, kids that have received scholarships, and two kids from the Murray club were on the Oprah Winfrey show. Mr. Dunn said he appreciates the support from the City.

Mr. Dunn said the recommended funding will help one of the walls. It is very cold in the club; it was built in the 1970's.

Mr. Hales asked Mr. Dunn how many kids have come back to serve their community.

Mr. Dunn said right now they have numerous staff members. Mr. Dunn was a club kid years ago when Lynn Pett started the Boys and Girls Club. It was held in an old fire station by a car dealer. They have had numerous kids come back; that is where they get Board Members. Three of their Board Members are former club kids in Murray. They hire those kids.

Mr. Dunn said they had a kid who is now 47 years old and works at Kennecott. He came by the club two weeks ago. Mr. Dunn said he was a tough kid when he was at the club but now he gives to United Way every year and he talks about how the club changed and saved his life.

When kids come into the club with problems, they make sure they give them as many resources as they possibly can. They expect these kids to achieve and they hold them accountable.

They had another kid who loved the Boston Celtics. They had tickets to a Celtics game; but her homework was not completed so they kept her back and she did not get to go to the game.

The kids have consequences; it is not just fun and games over there. It is making sure they do real life things. They have unbelievable hardships but they overcome them. Mr. Dunn reiterated he appreciates the support from the Council and Mayor over the years.

Jan Carter – 1472 Ramona Avenue, Salt Lake City, Utah

Ms. Carter said she is the Development Coordinator at Odyssey House. They submitted two applications for CDBG funding and were recommended for funding on one of their applications.

Ms. Carter thanked Murray for a very streamlined process where they could meet with the advisory committee on a one on one basis. It was wonderful. She said she had a hard time because she was asked if they could only fund one of the projects, which one it would be. She made a choice and this is the one that was selected as a recommended project.

Ms. Carter stated they have some wonderful programs at Odyssey House. Last year they served over 2,400 individuals; parents with children, adolescents, and adults. The program that is being helped is their adolescent program in a facility that was built in 1900. The money that might be coming their way helps them divert funds to help all of these programs.

Ms. Carter said some of the things that are unique to Odyssey House are that they have a Father's with Children program. There are no other treatment programs in the state that serve single fathers with children.

They have a Children's Services program so that individuals who have young children can have their children attend therapeutic daycare while they are in treatment. This is a fabulous program. Individuals who graduate from treatment can live in Odyssey Houses transitional housing and their children can also receive therapeutic daycare in that same facility.

They have a new medical clinic that they are getting the word out about. It is open to the public. It is on 100 South and 300 East. It is available to anyone who needs medical services. They specifically focus on those who are suffering from substance addiction and those with mental illness troubles, but they serve everyone.

Ms. Carter added they are here to take care of those who are in need and they certainly appreciate the Council considering their request.

Roger Borgenicht – 218 East 500 South, Salt Lake City, Utah

Mr. Borgenicht stated he is the Director of ASSIST which is a non-profit community design center. They have been around for 45 years and they run three housing programs to help low income homeowners stay in their homes in safe and sound conditions. It is part of the American Dream but many people do not have the resources or the ability to make repairs when they are needed.

ASSIST focuses on critical repairs. They do not do cosmetic repairs such as fixing hot tubs. They do roofing, plumbing, and electrical repairs when there is a safety or water issue at hand. They have an emergency home repair program that they have run for over 35 years.

Murray has always been a strong partner for ASSIST. Mr. Borgenicht said that 85% of the people they have helped so far this year with 18 different projects were elderly and over 60% had a disability.

Their funds have been reduced; they are just about out of money after three quarters. Two years they did almost double the number of repairs. There are other agencies, such as NeighborWorks, that focus on larger repairs, where people can get help. ASSIST focuses on the critical repairs.

Mr. Borgenicht said the second major program they do is accessibility assessment and design. This program helps people with disabilities keep their home safe. They are doing about 15-20 projects per month that are referred by hospital staff, the Veterans Administration Independent Living Center, and home health aides who call and ask ASSIST to do things like put grab bars in, put railings in, or make ramps.

ASSIST has just started a new initiative called the Aging in Place Initiative that will help people with infirmities put in preventative safety improvements so those infirmities do not become disabilities. Once you fall, it is a forever fear.

Mr. Borgenicht said he appreciates working with the Murray staff and residents to keep these programs going. He knows there are short funds, but he appreciates the recommendation that has been made.

Mayor Eyre said he had the opportunity to serve on the CSBG selection committee for the 19 people that applied for this. He wanted to make one point for the Council's consideration.

Mayor Eyre said that in many years, including this last year, there has been money that has been refunded to us because it was awarded in previous years but was not used. He thinks this year we had about \$5,000 that was returned that we added to the amount that we received.

In order to ensure that this might not happen again this year, on each of the 19 applications they were asked if all of the money you are asking for is not able to be allotted to you, only a certain portion, would you be able to use that entire amount on a particular item within the things that you are requesting. The committee was able to ask that of each application and each application said yes. This was done to hopefully eliminate the possibility of money being awarded and then not being used.

Mayor Eyre said that when you look at the applications if you see that some of them are only partially funded and have a question about that, he hopes this will alleviate any concerns the Council may have.

Celeste Eggert – The Road Home

Ms. Eggert said she is the Development Director for the Road Home. She thanked the City for their past support of the Road Home and for the funding recommendations.

Ms. Eggert stated the Road Home is the largest homeless shelter in the entire State of Utah. They have a year-round shelter downtown for single men, single women and families with children. They also operate a seasonal winter shelter in the City of Midvale where they can serve additional families who turn to them during the coldest winter months. Last year, they were able to serve over 7,000 people in the community who were in need of shelter and services.

They have two hard cost requests before the Council. They want to repair a dilapidated gate at their downtown shelter facility and another to do critical repairs at one of their transitional housing units in Kearns. Ms. Eggert reiterated they are very grateful to the City of Murray for their past support.

Zach Bale – 435 West Bearcat Drive, Salt Lake City, Utah

Mr. Bale said he oversees development of Volunteers of America. He said the request the Council has in front of them is for their Center for Women and Children located in Murray. It is a social model detox for women, a place where they can bring children with them, while they make that first step down the path towards treatment.

Mr. Bale said this facility is certainly unique. At the time of making that decision for many women in our community, a question they ask is what happens to their kids. Questions such as is there somewhere their kids can stay or what happens if the State gets involved. So having this support structure is very crucial.

Their request is to support HVAC systems within that facility. Mr. Bale sees the support being great in two ways. One is around stretching dollars as far as they can. Certainly the efficiency of their buildings matter so that support goes a long way.

The second way is around how the quality of stay is. One of the things they know as an agency providing treatment and behavioral host services is that the quality of stay matters. When they look at the stay in detox, the longer the stay is the more likely it will be successful and those individuals will go onto treatment. Even things like the physical environment, the food, and other things such as the interaction between staff and clients make a big difference. This goes a long way. Mr. Bale thanked the City for their support and consideration.

Sonya Martinez – 4843 South Poplar Street

Ms. Martinez said she is the Neighborhood Director of the Murray office of NeighborWorks Salt Lake. She said it has been recommended that they receive \$25,000 in CDBG funds to operate a variety of housing services in Murray City. NeighborWorks does housing rehab, acquisition, and rehab of blighted properties. They also develop affordable housing in Murray.

Ms. Martinez said she would not go too much into detail because they actually had a resident who was scheduled to come and speak to the Council to give them first hand testimony about what NeighborWorks does and how far the dollars go. Ms. Martinez noted that for every dollar that NeighborWorks raised last year they were able to leverage an additional \$34. They are able to use this money and pair it with other funding sources to do a lot of good in the community.

Ms. Martinez read a letter a resident provided her to share with the Council because he had something come up and was not able to be here:

*I am writing this letter in support of NeighborWorks in Murray. I have been fortunate to live in Murray for the past six years. When I bought my house, the roof had some minor cosmetic problems but it passed inspection and seemed to be in fairly good condition. However, after about a year of living in the home, the roof started to deteriorate very quickly.*

*Over the next couple of years, shingles began falling off. Huge amounts of granules were filling the gutters and overflowing onto the ground during big rain storms, and the roof began to peel off. Needless to say I was in trouble. The roof had three layers and inadequate venting and was obviously going to get a lot worse.*

*I needed to do something before the house started to get water damage. I didn't have the cash to make the repairs so I was contemplating putting it on a credit card with high interest.*

*There was information about NeighborWorks included with my utility bill. I gave them a call and they started working with me immediately. NeighborWorks was amazing in how helpful they were. They were quick, responsive, and thorough. NeighborWorks provided me with a list of contractors they had worked with before and I had them come out and give me a bid. I also called a few other contractors. I eventually decided on using a contractor I found which was no problem.*

*The loan was funded and the contractor was paid a deposit for materials.*

Ms. Martinez said that in the letter, the resident goes on to say that they contractor wanted to be paid right away and NeighborWorks withheld the money until an inspection was completed and they could ensure that the warranty was actually going to be covered which gave the homeowner great piece of mind.

Ms. Martinez continued reading from the letter:

*I am currently paying a low payment. I have no worry about the roof and really no financial hardship at all to show for it. I am very appreciative of the Murray City NeighborWorks partnership. I hope that this partnership continues in the future so that other families will be able to benefit from the great service that they offer.*

Karen Wylie – Salt Lake County

Ms. Wylie said she is the Community Development Coordinator for Salt Lake County and she has had the honor of working with all of these non-profit agencies. They do the contracting for the allocated money that all the cities give and so they have an opportunity to work with all of the non-profits. Ms. Wylie said she also gets to work with all ten of the cities that are in the urban county, Murray being one of them.

Ms. Wylie said Murray staff, Chad Wilkinson, Community and Economic Development Division Manager and Mr. Tingey are incredibly thorough in putting together a process that follows the processes that the County puts together as far as the needs hearing that they went through this past year and the priorities that all of the urban county cities have identified in the meetings that they have. They are such great partners and she is fortunate to work with them. Ms. Wylie stated to the Mayor that he has some incredible employees.

Ms. Wylie said she wanted to let everyone know that next week is National Community Development week. They will be celebrating 40 years of the Community Development Block Grant Program. This has been an amazing partnership. They are grateful to the Federal Government for the funding that they have allocated although for the last five years it has been an incredibly sharp knife as they have cut the funding. With partners like Murray City and the other urban cities they have been able to strategically make this process effective and still address the biggest needs. Hopefully to make an impact to the agencies that are funded.

With the new process, having one application was helpful to the agencies but it was also a good partnership for the City to understand what these agencies do for the residents of your City. It gives you an opportunity to understand not only who serves your constituents but when someone

comes to you with an issue, you will be able to find the agency to make that referral.

Ms. Wylie stated it is an honor to work with the City and she appreciates the effort and work that the staff does to put this thorough process together so you have an easier job when you are making these kinds of decisions.

Ms. Turner said she had the opportunity for a couple of years to work on the CDBG Committee with the guidance of Ms. Wylie and it was one of the most difficult assignments she has ever had. It was also the most rewarding. It is really difficult to make those decisions when you have such limited funds and there is so much need. She commended Mr. Wilkinson, and his staff and the Mayor and his staff for the decisions they made. Ms. Turner has gone through them and she thinks they have done a really good job and she knows because she has done it.

Ms. Wells said that sometimes with these funds, as you have heard tonight, sometimes there are funds that are left and they are not able to be spent for whatever reason. She asked the Council when they make a motion if they would ask for some flexibility; that if any of the projects are not able to spend their funding this year that it might be redistributed for housing projects. That way, we can make the most of our funding that we have.

Public comment closed.

Mr. Camp asked the other members of the Council if there were any changes from what the committee has recommended.

Mr. Hales and Ms. Turner replied no.

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

Ms. Turner made a motion to approve the Resolution adding an amendment that there is flexibility to determine where funds may go that are left over or not used.

Mr. Hales seconded the motion

Mr. Nakamura asked for clarification on the motion

Mr. Tingey said that if any of the projects are not able to spend their funding in the funding year, that there is some flexibility to allow staff to work in reallocating those funds towards housing projects while working with the County.

Mr. Hales asked Mr. Nakamura if that was a problem.

Mr. Nakamura responded it seemed unclear. He asked if Mr. Tingey was referring to NeighborWorks or to a specific project. He said that usually you reallocate funds that are not used in the next year.

Ms. Wylie said you are also working with an estimated budget. We do not have final numbers from HUD. It gives you the flexibility to, if you have less money take it from somewhere or if you have more funding, which they are anticipating, put it towards one of these projects that you have. Your staff is apparently looking at housing as it seemed to be the greater need. She thinks staff is looking at putting it towards one of the housing agencies. There were two or three of them. It could also be distributed between all three of the projects.

Ms. Turner asked how that would be determined.

Mr. Tingey said it would be determined if the funding was not able to be spent by one of the organizations. The City would then distribute it equally to the other housing organizations that are funded.

Mr. Nakamura asked what those housing agencies were.

Mr. Tingey said they are NeighborWorks, ASSIST, and the other housing agencies that are part of this.

Mr. Nakamura said they can incorporate that in the Resolution.

Mr. Camp asked if this would be for the current budget year. He verified that it would not have to wait until the next year to be reallocated.

Mr. Hales said that is normally what would happen, but they are asking for it to be this year.

Ms. Turner verified that they want the flexibility to be able to distribute whatever additional funds they may have.

Call vote recorded by Jennifer Kennedy

  A   Ms. Turner  
  A   Mr. Hales  
  A   Mr. Camp

Motion passed 3-0

**9. Unfinished Business**

9.1 None scheduled.

**10. New Business**

10.1 Consider a Resolution expressing the City's intent that the area of the City east of 900 East should remain in the Wasatch Front Waste and Recycling District.

Staff presentation: Doug Hill, Public Services Director

Mr. Hill said the citizens of Murray City have two service providers when it comes to waste collection. Individuals living west of 900 East are picked up through a contract the City has with ACE Disposal. Those living east of 900 East are picked up by the Wasatch Front Waste and Recycling District. In a February 2014 Council meeting, the Council passed a Resolution asking that the City investigate the possibility of de-annexing the area east of 900 East and having their services be picked up the same of those living west of 900 East. As part of that Resolution, the Council asked staff to hold some public meetings and receive public input from the residents to find out what they wanted.

In March 2014, two public meetings were held. Ms. Turner and Mr. Brass attended those meetings. Mr. Brass is currently the City's representative on the Wasatch Front Waste and Recycling District Board. There were about 65 people who attended those meetings. They were asked upon leaving the meeting to fill out a survey telling the City what their preference would be. The majority of those who attended the meetings, 53 of the 65, indicated they like the services they are receiving from Wasatch Front Waste and they wanted to remain in that district.

After reviewing this with the Mayor, Mr. Brass, and Ms. Turner the City has decided they do not want to pursue a de-annexation. The Resolution you have before you tonight basically says that. That the area east of 900 East will remain within the Wasatch Front Waste and Recycling District and that the City will not pursue de-annexation.

Mr. Hill said if the Council approves this Resolution this evening, they will send a copy of that to the District so they will know that we are no longer pursuing a de-annexation.

Mr. Hales stated he wished there were more Murray residents here because you hear so many times; the City does whatever it wants. The City thought this was going to be a good idea, but this was not what the residents wanted. We are listening to our citizens.

Mr. Hales made a motion to approve the Resolution  
Ms. Turner seconded the motion

Ms. Turner added she thinks the City gave the citizens a really good opportunity

to express their opinions and they did that. She wished there would have been more people there, but we always wish that. We gave it our best.

Call vote recorded by Jennifer Kennedy

  A   Ms. Turner  
  A   Mr. Hales  
  A   Mr. Camp

Motion passed 3-0

10.2 Presentation of the Mayor's Fiscal Year 2014-2015 Budget Address.

Staff presentation: Mayor Ted Eyre

Mayor Eyre read the Budget Address.

*Good evening, members of the Murray City Council, residents and staff. I appreciate the opportunity to address you tonight, and to present to you our budget recommendations for the coming fiscal year. Although this is the first year I have been able to participate in this process, I have been impressed by each of the department heads and how hard they have worked at managing their budgets while still accomplishing so much for our city. I especially want to acknowledge, with great appreciation, the work of Justin Zollinger, our finance director, and his staff for the time and energy they have put into this budget preparation.*

*It is my hope that this information will present a clear picture of our present financial health, a list of our priorities and a precise and attainable plan for our future. Our past financial responsibility, along with advanced planning and proactive initiatives, are the things that have given us this opportunity to choose our future.*

*Murray City, unlike our federal counterparts, does not allow deficit spending, unreasonable debt or unsound financial practices to rob us of our choices. We live within our means, keep our taxes low, and provide good, sound government services. These practices enable an economic framework that supports private-sector growth, along with encouraging individual initiative. These policies have resulted in an AA+ bond rating, a city on sound financial footings and a contagious anticipation for exciting growth.*

*The first and foremost purpose of a city is to provide services. We exist primarily to make life better for our citizens. Our second most important role is to develop and preserve a sense of community. For over 100 years, many tens of thousands of individuals have proudly called Murray their*

*home. This level of pride has developed over the decades because of the knowledge that our city is well run by dedicated employees, visionary thinking and sound financial budgets.*

*Just as diverse as the obligations we have to our citizens, so are the ways to fund them. However, managing the budget in a city is a huge undertaking. It can be done most efficiently when broken down into distinct elements. These components are: the General Operating Fund, which includes employee compensation and benefits; the Capital Improvement Plan (CIP); and the Enterprise Funds, which mainly involve resources from our utility operations.*

*The major funding mechanisms for the General Fund are property taxes and state sales taxes. There are many citywide operations that receive their funding from these resources. As you are aware, I have had the opportunity to review the line items of this part of the budget with each of our department heads. They have worked extremely hard to keep these expenditures as flat as possible; however, the overriding principle has always been to acknowledge the value of each item, along with its costs.*

*In no other area has the value-cost equation been more judiciously evaluated than in employment compensation. Murray is the beneficiary of some of the finest municipal employees there are. My goal is to keep them here by employing every reasonable stratagem to compensate them for the work they do. I have proposed in this budget, a multifaceted-hybrid approach utilizing both a cost-of-living increase and the reinstatement of the merit program. This will allow us to reward employees who are meeting and exceeding their goals for service. Our Finance Department has truly swept the corners to find funding for these merit increases. Other department heads have realigned their budgets to help in this effort. We have also been able to fund the increase in our health insurance and retirement benefits. By any measure, this was not a small undertaking, but I am happy we can show our appreciation for our employees' efforts in this way.*

*The projects that qualify for the CIP are those specific items or programs that take high-dollar amounts, and may be one-time expenditures. The CIP Committee endorses these recommendations. A portion of funding for this type of project comes from dedicated savings the different departments focus on throughout the year.*

*Road projects are always one of the largest investments we make each year. We received about \$1.4 million from the statewide gas tax, called Class C Road Funds, which are used to improve roads. A Transportation Master Plan that outlines projects and maintain and improve our streets on a prioritized basis has been created. The Class C Road Funds cover*

*only a portion of the work we do each year, while the additional money, which comes from the CIP program, enables us to complete other projects. Some of the major street projects we will be undertaking this next year include the rebuilding of Chevy Chase and Wesley neighborhoods, overlaying portions of 5900 South, and the resurfacing of various streets which are listed in detail in the budget. I also propose \$210,000 to replace a 20-year-old dump truck, salter and snow plow.*

*Under our Parks and Recreation Department, I am recommending replacement of the bus for the Heritage Center. This will allow our residents, who come to the Center, to be transported to the various programs and activities. The soccer goals in Willow Pond Park are badly rusted out and need to be replaced. In order to continue to maintain one of our greatest assets in Murray, The Jordan River Parkway, I have designated \$150,000 to be used to repair the asphalt along that trail. We are focusing CIP funds on improving the amphitheater in Murray Park, as well. This money is being leveraged to include a grant from the Union Pacific Railroad to help repair the roof. The Park Center will have work done in the showers to make them more water efficient and functional. The sprinkler system in the cemetery is in desperate need of updating and I am recommending \$300,000 for this project.*

*Public Safety is always a high priority on our list. In the CIP proposal, a six-year rotation program to replace police cars has been created. I am recommending purchasing and equipping 10 new patrol vehicles. The Tasers also need to be rotated out and we have \$25,000 in the budget for this. Along the same line, the Fire Department has defibrillators that need to be updated; \$183,000 is budgeted for this purpose. With funds that have been set aside in previous years, we would like to purchase a new ambulance. The CIP Committee recommended funding for repairing roofs and a fire truck dedicated to fighting grass fires. Staff vehicles for the Fire Department have been put on a rotation schedule and one will be replaced this year, along with a number of the radios. The City Council initiated a very successful program for radar-speed signs; eight new signs are included in this budget.*

*We continue to focus on upgrading our technology to better serve our city. Several servers are ready to be replaced and some new programming is suggested in the CIP budget. Some items, as small as a new copier for the City Hall and as large as replacing citywide software, will need your consideration.*

*The Recorder's Office added a new service last year to process passports. This has been absorbed using existing employees and has been very successful.*

*We are working to update our General Plan. Work has been progressing and funding in the CIP is now available for finishing this project in this budget.*

*The replacement of our City Hall continues to be a priority. Saving funds for that purpose is ongoing. An internal committee is making progress on moving this initiative forward.*

*The Enterprise Funds are well-managed and incorporate an adequate, City Council approved, reserve. These important city-owned utilities are an intricate part of what makes Murray so independently unique.*

*Tonight, I have delivered a balanced budget to you. In my opinion, all the elements have been studied and evaluated. This budget will allow us to move ahead in providing the services our residents expect and give us the opportunity to reward the work of our excellent city employees. I appreciate the coordination and cooperation of my staff and the City Council as we all commit to use the precious resources of our city in the most responsible way.*

*I cannot express my appreciation enough to the individuals who have helped me understand this process and put this balanced budget together.*

*Thank you for the time you will take in considering our efforts and for the partnership I feel we have enjoyed in making "Murray a City without Equal."*

Mr. Camp expressed his appreciation to the Mayor and his staff for all their hard work on this budget. He knows it has been a lot of work and there is still a little bit of the process left to go.

- 10.3 Consider a Resolution acknowledging receipt of the Fiscal Year 2014-2015 Tentative Budget from the Mayor and the Budget Officer, and referring the Mayor's Tentative Budget for review and consideration to the Budget and Finance Committee of the Murray City Municipal Council.

Mr. Hales made a motion to approve the Resolution  
Ms. Turner seconded the motion

Mr. Camp said this tentative budget will be available on the City's website tomorrow.

Call vote recorded by Jennifer Kennedy

  A   Ms. Turner  
  A   Mr. Hales

A   Mr. Camp

Motion passed 3-0

**11. Mayor**

11.1 Report

Mayor Eyre said that today, many of the City staff were able to go to the EOC and participate in a really well presented emergency program for several hours. It explained some of the emergency responses that we have available to us here in the City and the coordinated area throughout the entire County. It was very educational and extremely informative for all of them.

He reminded everyone that on Thursday April 17, at 10:17 am all City employees in the State of Utah will participate in the Utah Shake Out program. They will do this by taking one minute to drop down where they are, take cover, and hold that position for one minute. Following that drill, everyone will leave the building and go outside. A physical head count will be done to make sure that the people who are under our responsibility and within our department are accounted for.

This is all part of a statewide drill that is being put on and the City will participate in this on April 17, 2014.

Mayor Eyre stated that on April 3, 2014 there was a public meeting outlining the proposal for the Ordinance to allow chickens and bees in residential areas in Murray. There were over 90 people that attended that Planning Commission meeting that night. The Planning Commission had determined that they will make their recommendation on this at the May 15, 2014 meeting.

Mayor Eyre said that Mr. Gonzales, who spoke earlier from the Building Division, had researched the possibility of adopting what is referred to as the BORP, Building Occupancy Resumption Program. This program promotes preauthorization of inspections on buildings that might be damaged during an emergency. What it entails is the quick look to be able to determine whether a building is safe to be re-entered, it is condemned, or any other condition. They have different signs they place on those buildings. Once the evaluation is made, the sign would be placed at the building that says if it is unsafe, if it has been inspected, or it is alright for business.

This is a Comprehensive program and Mr. Gonzales would like to present it to the Council in an upcoming Committee of the Whole Meeting. He will be able to explain all of the programs that are available under this at that time. Mayor Eyre added that many other cities have started to adopt this. It is a very comprehensive plan that will really help out in our emergency preparedness.

Mayor Eyre said that over the past two weeks we have had two record days of

passport processing. Those two days were March 31, 2014 and April 4, 2014. On those days we were able to process 17 passports per day using the existing staff that we have. Mayor Eyre appreciates the amount of work they have been able to assume in that office.

Mayor Eyre stated that construction on 5900 South between Main Street and 900 East started yesterday. The work will continue on a new gas, water and storm drain line and then new paving and striping will be put in. Traveling on 5900 South in that area over the next three or four months will be more difficult. Mayor Eyre said that sidewalk repairs are also being done on Fontaine Bleu Drive.

Mayor Eyre said the City has every right to be extremely proud of our Power Department. Several members of staff went back to Washington D.C. and were able to attend a conference where they were able to hear of the reliability rates of power departments around the country. He would like to remind the residents and members of the Council that the reliability rate of the Murray Power Department is 99.9999637% and that is about as reliable as you can get.

When a business moves into a city that is one of the primary questions they ask. If you get a technology business or a hospital, they want to make sure that they are going to have reliable power. They will come to the city and ask them what the reliability rate is for power. When you can put four nine's behind the decimal point, it ensures them that they can make sure their computers and all of their operations are going to be reliable in operating. We owe a great debt to the Power Department.

Mayor Eyre reminded everyone that in the last month we had four power outages that were very short in duration and the response time to those outages was less than eight minutes. We have an incredibly wonderful Power Department that we can be proud of here.

Mayor Eyre stated the Power Department is replacing the street lights on Clover Meadow Drive. These are old street lights that have been there for an extremely long time, many of them are rusted out and deteriorating. They are being replaced with decorative fixtures and they intend to replace over 100 of them during the course of the time that they replace them. Those will be replaced on a time basis; whenever they have the availability and the resources to do so.

#### 11.2 Questions for the Mayor

### 12. Adjournment