

Murray City Municipal Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 2nd day of June, 2015 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:

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

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
Gil Rodriguez,	Fire Chief
Steve Roberson,	Fire Department
Justin Zollinger,	Finance Director
Tim Tingey,	Administrative and Development Services Director
Citizens	

5. Opening Ceremonies

5.1 Pledge of Allegiance – Adam Gardiner

5.2 Approval of Minutes

5.2.1 May 19, 2015

Ms. Turner made a motion to approve the minutes

Mr. Brass seconded the motion

Voice vote taken, all “ayes.”

5.3 Special Recognition

5.3.1 Murray City Council Employee of the Month, Cinda Richards, Office Administrator Supervisor, Public Services.

Staff presentation: Brett Hales, Councilmember
Doug Hill, Public Services Director

Mr. Hales congratulated Ms. Richards as the Employee of the Month. He presented Ms. Richards with a certificate, a \$50 gift card and told her that her name would appear on the plaque located in the Council Chambers. He expressed his appreciation to Ms. Richards for all she does for the City.

Mr. Hill stated Ms. Richards has been threatening to retire from the City and he thought this would be a great opportunity to say thanks to her because she is such a valuable person in their department. She has worked for Murray City for 29 years.

Ms. Richards’ co-workers describe her as professional, awesome, confident, positive and an optimistic person who inspires those she works with to stretch, grow and achieve. Her outlook on work has been a lifesaver. She reminds people that if they take problems lightly and don’t take themselves too seriously, pretty soon they can find humor in everyday challenges.

Ms. Richards has the unique ability to win over difficult customers. She has dealt with the people in her department for 29 years and has been their psychologist, party planner and treat bringer; but more than anything else, she makes everyone appreciate coming to work. Mr. Hill stated Ms. Richards is an absolutely wonderful employee and thanked the Council for recognizing her as the Employee of the Month.

Ms. Richards thanked Mr. Hill and the Council. She introduced her family.

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

No comments given.

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 adopting the Final 2015 – 2016 Fiscal Year Budgets for Murray City including the Library Fund Budget.

Staff Presentation: Justin Zollinger, Finance Director.

Mr. Zollinger said the budget has been prepared with the changes the Council requested. They re-evaluated the .2% sales tax and had approximately \$400,000 more with that for roads that has been put in the budget. Also, with the change what was made to the Class C money, there was an additional \$150,000. In all, the City is putting in an additional \$950,000 in the budget for roads next year.

Mr. Zollinger stated the City's budget is available. It will be posted on our website and in the City Council Office. It is a balanced budget and a lot of work went into it.

Public Hearing Open for Public Comment

Eric Nelson – 5115 South 1000 East, Murray, Utah

Mr. Nelson said he is here regarding their roads. Their road is probably one of the worst in Murray, it looks like a warzone. They have no gutters and get charged a storm water fee every quarter. It is upsetting to get that fee when you don't have any gutters on half of your street. From 5124 to 996 Ellerby there is no curb and gutter.

Mr. Nelson stated two years ago he called Mr. Brass and was told their streets would be completely reconstructed in 2015. He is now being told there is no money but at the same time he reads there is a surplus in the Storm Water Fund.

At the end of the street at 996 East Ellerby, Murray City allowed an old

farm house to be torn down and a new house to be constructed. The City told the home builder he did not have to put curb and gutter in. That would have been fantastic because he is at the very end of the street and it would have been a good starting point to put curb and gutter in. Now the City will be responsible for that and it is going to cost tens of thousands of dollars more.

Darl Simmons – 1222 East Castlecreek Drive, Murray, Utah

Mr. Simmons said the impression he has gotten over the last number of years is there seems to always be a surplus on the storm drain tax they get. The other impression he gets is the surplus continues to be moved over to the General Fund. If there is continually a surplus there, why can't that tax be lowered. It may only be a few cents per bill but at least it is a start on dropping taxes rather than raising them.

Mr. Simmons said every time the money is moved to the General Fund it is another form of a tax on the citizens. He is asking that instead of moving that money to the General Fund, the tax bills be lowered.

Bill Hoggan – 6245 Rodeo Lane, Murray, Utah

Mr. Hoggan said he spoke two years ago and he thinks it was explained to the citizens at that time that the reason for the fees is because IHC does not pay property tax. He would like to see the City charge IHC the fee and keep everyone's fees lower so it breaks even instead of using the disguise that the fees need to be raised.

Mr. Hoggan stated the fees keep being raised and the fees keep on going to the General Fund. If the City needs the money, put it in taxes where it should be not where it should not be.

Mr. Hoggan was told this money goes towards the street cleaner. He sweeps his gutters more than the street sweeper does. He keeps his gutters clean. He understands the City has to do other stuff, although he really does not see it. They closed the ditches on Vine Street and made a mess of it, but the biggest problem is that citizen's income is not going up. Why does the City raise fees then put it into the General Fund? If it is going to the General Fund, make it taxes. Put IHC on a special fee schedule, don't put the burden on the citizens as a fee. Say it like it should be. If you are going to tax the citizens, tax them; don't hide it. Most politicians like to say they did not raise taxes, but they find other ways to do it.

Rosie Haidenthaller – 1006 East 5650 South, Murray, Utah

Ms. Haidenthaller said it bothers her that the City is moving the surplus into the General Fund because there are improvements that can be made. She owns a second property in the neighborhood where she lives on 5726 South Marco Road and approximately 110 frontages drain into her driveway when

it rains. The water goes 25 feet up her driveway. It has sunk the cement on her house and the house next to her. The driveways and gutters are so damaged they need to be replaced. Last fall, she had to spend \$8,000 because her sewer line had disintegrated from the outside because there was so much saturation in the lawn from every time it rained. She asked how she can get the City to look at this and realize there is a drainage issue in the neighborhood and then get it fixed. She knows she is not the only project, but she needs to figure out how to get projects like this on the docket to get fixed and repaired.

Ms. Haidenthaller said she is sure this is a long existing problem from things that were built in the County ages ago, but the point is there are projects out there that really do need to have attention paid to them and the surplus should be going to projects like that.

Kurt Jensen – 801 East Holly Avenue, Murray, Utah

Mr. Jensen said he is here because they don't have any water. They pay for it and try to use it, but they do not get it. Recently he had a gentleman come to his home and he asked what the water pressure on his home was. He was told it was 55 pounds. Mr. Jensen told the gentleman that was not enough and was told they are only required by law to supply 25 pounds.

Mr. Jensen said he has begged the City to look into a way of diverting the water so the pressure is off of State Street. An employee indicated to him that the pressure on State Street was 100 pounds. Why should the people on State Street and the people west of State Street get 100 pounds and they only get 50 pounds.

He has asked and pleaded with the Water Department to come and figure out a way of diverting the pressure line so the pressure is diverted to them so they have an adequate amount of water pressure so that every spring they don't have to go visit Home Depot. Why do they go to Home Depot? To change the lines. He has one line that has two heads on it to give him enough water to water his grass.

Mr. Jensen said he waters his grass at the proper time which is 12:00 until 3:00 in the morning. Southwood Park is next to him and they water their grass every day and they water at night. As a result, everyone in the neighborhood have to go to Home Depot and change their water lines so they can accommodate Murray City. He just changed his from a six valve system to a nine valve system because he's looking towards the future when he'll have to change an entire valve line. This has been going on for years.

Public comment closed.

8.1.2 Council consideration of the above matter.

Mr. Brass said this is on the agenda to continue the Public Hearing until June 16, 2015 when the Council will adopt the budget. That gives them time to take into account all the comments.

Mr. Brass told Mr. Nelson his street is on the list of roads that the Council was just given. The funding still has to be approved, but as Mr. Zollinger mentioned, the City has almost an additional million dollars for roads and Mr. Brass is pushing hard for this one. He understands Mr. Nelson's argument about the storm water charge when they do not have curb and gutter.

Mr. Brass made a motion to continue the Public Hearing until June 16, 2015. Mr. Hales seconded the motion

Call vote recorded by Jennifer Kennedy

 A Mr. Camp
 A Mr. Brass
 A Ms. Turner
 A Mr. Hales
 A Mr. Nicponski

Motion passed 5-0 – Public Hearing will be continued on June 16, 2015

9. Unfinished Business

9.1 None scheduled.

10. New Business

10.1 Consider a Resolution approving the 2014 Municipal Wastewater Planning Program Report.

Staff presentation: Doug Hill, Public Services Director

Mr. Hill said each year the Department of Environmental Quality from the State of Utah requires the local sewer service agencies provide them with a copy of their management plan, which the City has done for many years. This year they added a new component called a Municipal Waste Water Planning Report. This is a self-assessment report where the City goes through and grades ourselves based on various criteria related to our sewer system. They also require the City Council to adopt the report so they know where the City stands.

Mr. Hill said this is not a grading system. The score we give our self is used if we were to apply for funds for a loan to upgrade our sewer system. They would look

at our scores and see where we are and make a determination as to whether or not we would be eligible for funding from the State.

Mr. Hill stated it is mostly a good report. We scored mostly the highest in each category, however, there are a few deficiencies that they are working on. It is all indicated in the report. Generally, the Murray City waste water system is in good shape; the report indicates that.

Mr. Camp said he noticed on the self-evaluation we took on points for not reviewing user fees annually. That surprised him because he thought they were being reviewed annually.

Mr. Hill said that depends on how you define “review user fees.” They look at the budget annually and make a determination as to whether or not they need to adjust the fees. They do not specifically sit down with the Mayor and Council on an annual basis and talk about adjusting fees. It is driven by whether the expenses are exceeding revenues. In a roundabout way, they are reviewing them, but they do not sit down and consciously look at the fees annually.

Ms. Turner made a motion to adopt the Resolution
Mr. Camp seconded the motion

Call vote recorded by Jennifer Kennedy

 A Mr. Camp
 A Mr. Brass
 A Ms. Turner
 A Mr. Hales
 A Mr. Nicponski

Motion passed 5-0

- 10.2 Consider a Resolution approving an Interlocal Cooperation Agreement between Murray City and the City of Taylorsville for the design and construction of a pedestrian bridge and certain sidewalk improvements located at approximately 800 West (Jordan River) 4500 South.

Staff presentation: Doug Hill, Public Services Director

Mr. Hill said last November Taylorsville City came to the Council asking for financial participation from the City in building a bridge across the Jordan River at 4500 South and a sidewalk to connect to the Jordan River Parkway Trail. At that time, the Council approved \$40,000 to go towards that project with the contingency that the City needed to purchase some property from the owner of the hotel to be able to place that bridge on. They recently purchased the Easement so now Taylorsville is able to place the bridge and finish the sidewalk project.

Last November, there was also a request from Taylorsville to provide an additional \$40,000 from the next fiscal year budget for the project, for a total of an \$80,000 contribution from Murray City to Taylorsville to reimburse them for the improvements in Murray City.

Mr. Hill said this is an Interlocal Agreement which formalizes the discussions they have had with Taylorsville. When we purchased the Easement, we had to expend some of the funds of the \$40,000. The City spent approximately \$3,000 to purchase the Easement. This agreement says the City will pay to Taylorsville in this fiscal year budget approximately \$37,000, which those funds were appropriated. The agreement then says that contingent upon appropriation of funds of next years budget, the City will pay them \$40,000 more next year. The Mayor has included \$40,000 in next year's budget to pay Taylorsville for that project.

Mr. Hill stated he knows the Council still has to adopt that budget so the language in the agreement makes it contingent upon the appropriation of funds.

The agreement essentially says the City will pay Taylorsville the funds for the improvements in Murray City which include half of the bridge across the Jordan River and a sidewalk connection to 500 West on 4500 South.

Mr. Camp made a motion to approve the Resolution
Mr. Brass Ms. seconded the motion

Call vote recorded by Jennifer Kennedy

 A Mr. Camp
 A Mr. Brass
 A Ms. Turner
 A Mr. Hales
 A Mr. Nicponski

Motion passed 5-0

11. **Mayor**

11.1 Report

Mayor Eyre said the City has initiated free movies at Murray Park approximately every other Friday. The first movie was shown on an evening when it was raining and they were not sure how many people would come. They received 5,800 emails from people saying they are aware of the movies in the park and were interested in attending them at some point, so they knew the interest was going to be good.

On the night it stormed, the movie was moved to the inside of the Park Center. They

had approximately 400 people come to it which was about double what they expected. For the second movie, they had between 1,000 and 1,500 come to that. The response has been incredibly good.

If the high amount of citizens continue to come to the movies, they might have to look at a different venue within Murray Park to show the movies at.

11.2 Questions for the Mayor

12. Adjournment

Jennifer Kennedy, City Recorder