

Murray City Municipal Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 21st day of June, 2016 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 – Conducted
Dave Nicponski,	Councilmember

Others who attended:

Tim Tingey,	Mayor Pro-Tem and Administrative and Development Services Director
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
Mike Dykman	Administrative Assistant Chief
Doug Hill,	Public Services Director
Dave Carruth,	Golf Course Superintendent
Justin Zollinger,	Finance Director
Kim Fong,	Library Director
Teresa McLeod,	Assistant Librarian
Lisa, Shoop,	Assistant Librarian
Citizens	

3. Opening Ceremonies

3.1 Pledge of Allegiance – Mike Dykman, Administrative Assistant Chief

3.2 Approval of Minutes

3.2.1 Council Meeting – June 7, 2016

Ms. Turner made a motion to approve the minutes

Mr. Camp seconded the motion

Voice vote taken, all “ayes.”

3.3 Special Recognition

3.3.1 Murray City Council Employee of the Month, Lisa Shoop, Assistant Librarian.

Staff Presentation: Brett Hales, Councilmember
Kim Fong, Library Director

Mr. Hales said the Council started the Employee of the Month a few years ago. They felt it was important to be able to recognize the City’s employees. He presented Ms. Shoop 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. Shoop for all she does for the City.

Mr. Hales stated Ms. Shoop has worked for Murray City for six years. He congratulated Ms. Shoop on behalf of the Council.

Ms. Fong said Ms. Shoop is an excellent example of a team player. She is always willing to help and enthusiastically takes on any assignment. As a valued member of the Kids’ Place team, she plans and performs story times, Game On, which is the Library’s popular gaming activity for school-aged children, and the Magic Treehouse Book Club which is aimed at first, second and third graders. Ms. Shoop does more than programs in the Library. She makes weekly visits to the Boys and Girls Club and Spartan Station to read to children. She has received many cards and letters from these children telling her how much they love and appreciate her for reading to them on a regular basis. The Murray Library is fortunate to have such a dedicated person working for the children of Murray.

Ms. Shoop introduced her friends and family.

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

No citizen comments were given.

5. Consent Agenda

None scheduled.

6. Public Hearings

6.1 Public Hearing #1

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

Continued from June 7, 2016

Consider an Ordinance adopting the Final 2016 – 2017 Fiscal Year Budgets for Murray City including the Library Fund.

Mr. Brass stated the Council took public comment on this item during the June 7, 2016 City Council meeting but they did not close the Public Hearing to public comment yet, it will be continued tonight.

Staff Presentation: Justin Zollinger, Finance Director.

Mr. Zollinger said he thought it would be a good idea to go over the budget process. Each year the City's Department Heads start the Capital Improvement Planning (CIP) process in November. They work on their CIP budgets and budget requests in November, December and January. In January, the Department Heads submit their requests to the CIP Committee which is composed of the Mayor, two Council Members, Jan Wells, and himself, and they try to program that budget.

During January and February the Department Heads work on their operating budgets and get them ready to submit to the Mayor. In March and April, the Department Heads go over their budgets with the Mayor and Mr. Zollinger. They try to make sure the budget is balanced before it goes before the Council. In May, the Mayor presents the budget to the Council.

During May and June, the Department Heads present and discuss their budgets with the Budget and Finance Committee. The budget has to be passed before June 22 every year.

Mr. Zollinger stated the budget document has been worked on for approximately eight months to get it to this point. This is not a quick thing; it has been worked on for the last eight months.

Mr. Zollinger stated there is one item that needs to be changed on the budget. The Addendum says 2.6 million dollars for roads but it needs to be 1.9 million dollars for roads. The City has saved \$700,000 for road projects and Mr. Zollinger felt it was inaccurate to say the City was going to use 2.6 million dollars for roads when \$700,000 of that was savings.

Mr. Brass clarified that was a change to the Intent Document, not the Addendum

Mr. Zollinger said that was correct.

Public Hearing Open for Public Comment

No public comments were given.

Public comment closed.

6.1.2 Council consideration of the above matter.

Mr. Camp made a motion to adopt the Ordinance with the change to the Intent Document

Mr. Hales seconded the motion

Call vote recorded by Jennifer Kennedy

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

Motion passed 5-0

6.2 Public Hearing #2

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

Consider an Ordinance amending Section 16.16.140(F) of the Murray City Municipal Code relating to park strip landscaping of double frontage lots adjacent to high traffic volume streets.

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

Mr. Tingey said this item went to the Planning Commission in May. It relates to the park strip landscaping of double frontage lots where you have

lots that abut two streets, one on one side and one on the other. Part of the issue and concern is the maintenance of some of these double frontage lots adjacent to arterial streets with high traffic volumes. One of the issues is people being able to maintain those portions of the planter strip areas with vegetation. The Planning Commission felt this was something that needed to be addressed.

Mr. Tingey referred to a proposed Ordinance that was sent to the Council. There have been conversations with the City Engineer, the Attorney's Office, and the Community and Economic Development Division about simplifying the original wording of that Ordinance. Part of the Ordinance talks about the City Engineer determining if the conditions warrant substituting vegetation with brick pavers or concrete. Some of the conditions it identifies are related to having sufficient space, high traffic volumes, and providing viable landscaping elements.

Mr. Tingey said the Council was sent a proposed simplification of that wording. It would state that due to high traffic volumes and limited access by property owners that require vegetation in park strips adjacent to double frontage lots abutting 1300 East, 900 East, the Van Winkle Expressway, State Street, 700 West, 4500 South, Winchester Street, and 5300 South west of State Street may be substituted with brick pavers for finished concrete. Rather than having more of a complicated element of the City Engineer making a determination on conditions; to simplify it. If it meets these conditions, it would warrant allowing for brick pavers or finished concrete.

Mr. Tingey stated he is recommending the Council approve the substitution of the Ordinance with the more simplified wording.

Public Hearing Open for Public Comment

No public comments were given.

Public comment closed.

6.2.2 Council consideration of the above matter.

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

Call vote recorded by Jennifer Kennedy

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

A Mr. Brass

Motion passed 5-0

7. Unfinished Business

7.1 None scheduled.

8. New Business

8.1 Consider an Ordinance adopting the rate of tax levies for the Fiscal Year commencing July 1, 2016 and ending June 30, 2017.

Staff presentation: Justin Zollinger, Finance Director

Mr. Zollinger said there is no property tax increase for the Library or the General fund this year. The tax rate drops a little bit as values increase. Under current State Law, the City is guaranteed the same amount that we have received in the past. The rate will be the same as it has been in the past.

Mr. Hales made a motion to approve the Ordinance
Mr. Camp seconded the motion

Mr. Brass asked what the numbers were.

Mr. Nakamura replied for the General Fund it is .001522 on each dollar of taxable valuation. For the Library Fund it is .000370 on each dollar of taxable valuation for a total certified tax rate of .001892.

Call vote recorded by Jennifer Kennedy

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

Motion passed 5-0

8.2 Presentation and review of the Moderate Income Housing Plan - Biennial Report.

Staff presentation: Tim Tingey, Administrative and Development Services Director

Mr. Tingey said this item is a requirement of Utah State Code section 10-9a-408. It states that the legislative body shall biennially review the moderate income housing plan element of its general plan and its implementation.

That plan is being presented to the Council tonight. In the information that was given to the Council, there is a form that the State provides to all of the cities, and attached to that is the Moderate Income Housing Plan Biennial Report. The City is to fill out the form, which provides all the information the State wants.

Mr. Tingey noted that the City is in the process of updating, through the General Plan process, our housing study and our housing conditions. That will be included as the Council looks to adopt the General Plan in the future. Because of that, this report will be significantly changed. We are stating in this report that we are working on the General Plan and the information will change when that is adopted. In the meantime, this lets the State know where the City is at with our housing conditions, which goes back to the housing market analysis that was done in 2009.

- 8.3 Consider a Resolution appointing City representatives to the Redevelopment Agency of Murray City (“RDA”) Taxing Entity Committee.

Staff presentation: Tim Tingey, Administrative and Development Services Director

Mr. Tingey said the City has been moving through the process of making some modifications to the redevelopment areas and meeting with the Taxing Entity Committee. A couple of months ago the Redevelopment Agency outlined and approved who would be the taxing entity representatives. After a conversation with the Attorney’s Office and researching the State Code, we are required to have the City Council appoint the Taxing Entity Committee representatives. If there are any changes or adoption of redevelopment area plans, which really fosters economic development in the City, they would be two of the representatives representing the City. The Taxing Entity Committee is made up of two representatives from the City, two representatives from the School District, two from the County, a representative from the State School Board and one representative from all of the other smaller taxing entities.

The proposal tonight is to appoint two representatives. As outlined in the Resolution, those representatives from the City would be the Chair and Vice Chair of the Redevelopment Agency.

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

Call vote recorded by Jennifer Kennedy

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

Motion passed 5-0

- 8.4 Consider a Resolution approving an Interlocal Agreement between the City and the State of Utah, Department of Heritage and Arts for receipt of grant funds for support of certain year round programs.

Staff presentation: Doug Hill, Public Services Director

Mr. Hill said Murray City applied for and received a grant in the amount of \$9,000 from the State of Utah for the City's art programs, specifically for the summer concert series. The summer concert series includes evening performances, children's matinees and a few family night activities. The money can also be used to fund the folk art activities and to assist with bringing in outside groups to perform in Murray City.

The agreement has to be approved by the City Council before the State will send us the money.

Mr. Camp thanked Mr. Hill for going after grants. He knows that Mr. Hill's staff works very hard looking for grants.

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

Call vote recorded by Jennifer Kennedy

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

Motion passed 5-0

- 8.5 Consider an ordinance imposing a temporary ban on the discharge of fireworks and other ignition sources in specified fire risk areas.

Staff presentation: Mike Dykman, Administrative Assistant Chief

Mr. Dykman said he is here on behalf of Chief Rodriguez. Mr. Dykman noticed on the news tonight the top three stories are about wild fires in Washington County, Iron County, and Duchene County.

Legal fireworks go on sale June 23. With that, the Fire Department has worked on a temporary ordinance which they do each year. It bans the discharge of fireworks

in certain areas of the City. Those areas are along the Murray Parkway Trail, within 300 feet of the Murray Parkway Trail, in Murray Park and within 300 feet of Murray Park. The other major area is within 300 feet of Wheeler Farm. Wheeler Farm is Salt Lake County's property and they fall under Unified Fire Authority. However, the area surrounding it is Murray City and we ban fireworks in those areas.

Violations of this ban are considered a violation of Murray City Municipal Code and are subject to the penalties that are included therein.

Mr. Dykman said he thinks we're just a few days away from having, what he feels are, serious fire concerns in the City. He encouraged the Council's support of this temporary ban.

Mr. Brass stated he is sure a lot of citizens remember the fire along the Jordan River Parkway a few years ago. The fire could have been worse if it wasn't for the quick response of the Fire Department.

Mr. Nicponski made a motion to approve the Ordinance
Mr. Hales seconded the motion

Call vote recorded by Jennifer Kennedy

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

Motion passed 5-0

9. **Mayor**

9.1 Report

Mr. Tingey stated Mayor Eyre is on vacation visiting family.

9.2 Questions for the Mayor

Mr. Brass stated there was a large neighborhood picnic that was held in his area with a band and a lot of people were in attendance. About half way through the picnic he noticed a Police Officer there and he thought that someone had called the police on their neighborhood picnic. One of the City's Police Officers, Officer Stone, had just taken it upon himself to stop by and talk to people. He had seen the gathering and took a minute to hand out stickers to the kids and talk to the adults.

It was a big hit. Mr. Brass has received comments about how that has gone a long

way to boost relationships between the neighborhood and the Police. It's accredited to Chief Burnett, he has really been pushing community policing. Murray City has the best Police Department in the State.

12. Adjournment

Jennifer Kennedy, City Recorder