

# Murray City Municipal Council Chambers Murray City, Utah

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**T**he Municipal Council of Murray City, Utah, met on Tuesday, the 4<sup>th</sup> day of August , 2009 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:

Jeff Dredge,	Council Chair - Excused
Krista Dunn,	Council Member - Conducted
Pat Griffiths,	Council Member
Robbie Robertson,	Council Member
Jim Brass,	Council Member

Others who attended:

Daniel Snarr,	Mayor
Jan Wells,	Chief of Staff
Michael Wagstaff,	Council Director
Carol Heales,	City Recorder
Frank Nakamura,	City Attorney
Tim Tingey,	Economic Development Director
Gary Merrill,	Candidate, District #2
Robert Orrigoni,	Candidate, District #4
Citizens	

## **A. OPENING CEREMONIES**

1. Pledge of Allegiance - Council Member Robbie Robertson

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

Gary Merrill, 622 W Anderson Ave, Murray, Ut

Mr. Merrill stated that he had been intrigued by the presentation from the prior meeting, and wanted to know, when does the “Quiet Zone” Ordinance take effect? The trains continue to wail through at midnight, 1:00 a.m, etc.

Mr. Robertson said that first, there needs to be some changes to the intersections, to meet the physical requirements; this will not be an immediate change, as all of the cities involved must pass the Ordinances, then UTA has to come in and build in all of those things for this to happen.

Mr. Nakamura, City Attorney, added that the City has passed its Ordinance on this, but all of the signatures have not been obtained; however, Murray will be the lead agency in applying to the Federal Railroad Administration to get approval. There is going to be a process, which takes some time. The City will have to file a notice of interest, and an application which will be submitted for approval.

Mr. Merrill commented that this noise from the trains is a deterrent for people wanting to live in the TOD zone, because of the loudness of the freight trains. Mr. Merrill has asked how many of other successful TOD centers, focused around light-rail, have the tracks shared by freight trains or other transportation trains in the middle of the night.

Mr. Brass noted that there is one in Denver, Colorado, where the condominiums are going for \$1.5 million each, and 40 coal trains go past there.

Ms. Dunn said that they have asked this question, over and over, in the RDA meetings, have been told by the presenters that they have had no issues with this.

Mr. Merrill said he had the opportunity to meet and befriend a family that lived on the corner of 200 West and 4500 South frontage, and at times when he was over to visit them, the trains would go by, and it would be just deafening. He felt bad, because this was the housing that they could afford, and yet it was almost unbearable to be that close to the tracks.

Ms. Dunn stated that the developers who do this, have learned how to build so that it doesn't have the effect that it does on the home Mr. Merrill was talking about.

**Public Comment closed.**

**C. CONSENT AGENDA**

**Consider confirmation of the Mayor's appointment of Jennifer Davies to the Murray Arts Advisory Board serving in an At-Large position, for a term beginning August 4, 2009 and expiring January 15, 2010.**

Ms. Griffiths made a motion to approve the appointment.  
Mr. Brass 2<sup>nd</sup> the motion.

Call vote recorded by Carol Heales:

A Mr. Robertson  
A Mr. Brass  
A Ms. Griffiths  
A Ms. Dunn

Motion passed 4-0

**D. PUBLIC HEARINGS**

Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

**1. Consider an Ordinance enacting Chapter 17.54 of the Murray City Municipal Code relating to site plan review.**

Staff presentation: Tim Tingey, Community & Economic Development Director

Mr. Tingey stated the purpose of this proposed Ordinance is two-fold: the first is to stream-line the process, which is something that the State Legislature has encouraged the municipalities to do, for the development process. Additionally, they really want to promote consistency in how they evaluate development plans that come forward.

They are proposing this site plan review section which stream-lines it in uses that are allowed outright in a zoning district; rather than having to go to the Planning Commission and go through that process, it would go to the site plan

review committee if it is allowed outright, and has minimal changes on development on the site.

Based upon that, they are talking about new construction, a change of use with existing buildings where there is an increase in parking demand, uses including outdoor storage, temporary storage containers, construction of drive-through windows, and then size and other circumstances that might occur.

Basically what would happen is this: Development would come to their department, with something that is allowed outright in an area, and they would go through a site plan review process where they go to the Site Plan Review Committee, which consists of City staff representatives from a number of departments; it is reviewed, and they would receive their comments within 30 days from that group, and then they can submit plans for a building permit. This stream-lines the process: normally, they would have to go to that Site Plan Review Committee, and then to the Planning Commission. This stream-lines it and allows it just to go to the Site Plan Review Committee.

They feel that this is very appropriate, because it is those uses which are allowed outright in an area, and conditional use permits, obviously, still go to the Planning Commission. This is an important Ordinance, which will help them be more consistent, stream-line the process, and they are recommending approval.

### **Public Hearing opened for public comment**

None given

### **Public Comment closed**

### Council consideration of the above matter to follow Public Hearing

Ms. Griffiths made a motion to adopt the Ordinance.  
Mr. Robertson 2<sup>nd</sup> the motion.

Call vote recorded by Carol Heales:

  A   Mr. Robertson  
  A   Mr. Brass  
  A   Ms. Griffiths  
  A   Ms. Dunn

Motion passed 4-0

**E. UNFINISHED BUSINESS**

None scheduled

**F. NEW BUSINESS**

1. **Consider a Resolution approving modifications to prior appropriations of Community Development Block Grant (“CDBG”) funds.**

Staff presentation: Tim Tingey, Community & Economic Development Director

Mr. Tingey stated that this had been discussed in the Committee of the Whole meeting on July 01, 2009, but they are proposing some reallocations, including increases in some funding projects, and some decreases as well.

In order for them to move forward on focusing efforts on the housing study and their goals and objectives that the Council has identified and set forth, they really want to focus their efforts; to do that, they are requesting an increase in administrative costs to hire a seasonal employee for 16 hours per week. To help them with their CDBG program, to start the processes of getting the policies shaped for their housing programs, and to help them move forward on the housing non-profit organization that they are looking to establish in Murray.

They are proposing an increase of \$6,000.00 for the administrative costs, as well as an increase of \$15,000.00 for their home owner Down-Payment-and-Closing-Cost Assistance Program. This is to allow for more funding; they see a high demand of calls from people interested in home ownership. They are proposing decreases in the following areas, and the majority of these are decreases based on program funds that have not been expended in the programs: Sandy Counseling Center, City administrative funds, Columbus Community Center, Family Support Micro-enterprise Loan Fund; these projects were completed or the contracts expired several years ago and they are planning on carrying these forward into these other projects. Also, the Murray City Housing Rehabilitation Funding - they are proposing a decrease in the \$15,000 to make up for the difference in that home owner Down-Payment-and-Closing-Cost Assistance Program.

There is a carry-over of \$50,000 in the housing rehab funds from last year to this year, and proposing to add a \$2,423 to pass Senior Citizens Center renovations to

the current year for architectural services. A lot of this is clean-up, a lot of it is reallocations to help them to focus their efforts, and they are recommending approval of these modifications as outlined in the Resolution.

Mr. Brass made a motion to adopt the Resolution.  
Ms. Griffiths 2<sup>nd</sup> the motion.

Call vote recorded by Carol Heales:

A Mr. Robertson  
A Mr. Brass  
A Ms. Griffiths  
A Ms. Dunn

Motion passed 4-0

#### **G. MAYOR'S REPORT**

Mayor Snarr noted that there has been a lot of excavation over on Allendale Drive, and this is a major rebuild, due to the fact that the storm drain system had to be redone; that project, compared to what is being done on 5290, is like night and day. 5290 is pretty slick- they have mulched all the asphalt, popped out all of the curb and gutter, and they have assured him that they will be done sometime in late August, early September. This was a surprise to him, versus what they have been through with Allendale, because they have had to pull out a lot of the road base, and bring in a lot of fill to make that work.

Mayor Snarr added that Mr. Lawrence, a citizen on Allendale, wanted the Mayor to thank Mr. Urry of the Building Department, for making the roofer working on his house guarantee that the roof will never leak again.

Mayor Snarr said that he is happy that the City has aggressively attacked the road projects this year, City crews are working on other smaller projects, and all is going well.

Mr. Robertson added that if you take a look at Sanford, it is planned to be worked on in the spring, but at the rate things are developing - it is falling apart quickly- it would be great to get this done before winter.

Mayor Snarr agreed that the work needs to be done, but added that there is a long engineering process: the engineers are working on the current projects, and it is a matter of them being lined up and having the resources to do it. There may be some serious challenges, come spring, and they are aware of that, but it is the allocation of resources

that becomes the challenge.

They had a bit of an incident last week with a person on Hamblin Street, who had issues and concerns with the new sewer line that is being put in, and creating quite a bit of dust, which he had to deal with, and due to the amount of equipment near her house, thought that they were going to tear up her street - there are always incidents where people feel like they are not being informed, and the City will always attempt to inform the residents of major projects in the areas.

**H. QUESTIONS OF THE MAYOR**

None given

**ADJOURNMENT**