

1 **MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL BUSINESS MEETING**
2 **HELD TUESDAY, DECEMBER 12, 2017 AT 7:00 P.M. IN THE COTTONWOOD HEIGHTS**
3 **CITY COUNCIL CONFERENCE ROOM LOCATED AT 2277 EAST BENGAL**
4 **BOULEVARD, COTTONWOOD HEIGHTS, UTAH**
5

6 **Members Present:** Mayor Kelvyn Cullimore, Councilman Mike Peterson, Councilman Scott
7 Bracken, Councilman Mike Shelton, Councilman Tee Tyler
8

9 **Staff Present:** City Manager John Park, Assistant City Manager Bryce Haderlie, City
10 Attorney Shane Topham, Police Chief Robby Russo, Assistant Fire Chief Mike
11 Watson, Community Development Director Brian Berndt, City Recorder Paula
12 Melgar, Finance Director Dean Lundell, Public Works Director Matt Shipp,
13 Public Relations Specialist Dan Metcalf
14

15 **YCC Member:** Nicole Cunningham
16
17

18 **1.0 WELCOME**
19

20 1.1 Mayor Kelvyn Cullimore called the meeting to order at 7:00 p.m.
21

22 1.2 The Pledge of Allegiance was led by Mayor Cullimore.
23

24 **2.0 CITIZEN COMMENTS**
25

26 2.1 Nicole Omer paid tribute to Councilman Tyler and Mayor Cullimore and recognized the
27 contributions made by both to the City. She appreciated Councilman Tyler's unique
28 perspectives, moral courage, and integrity. Many hours were spent debating issues allowing
29 them to come to a unanimous decision after reworking concerns. She believed that their
30 leadership brought better decisions for the residents and something she hoped would continue.
31 She recognized Mayor Cullimore's vision and foresight.
32

33 2.2 Mayor Cullimore thanked Ms. Omer and commented that nothing happens without a consensus
34 and without teamwork. He commented that the Council Members have worked very well
35 together.
36

37 2.3 Brett Besser, a Brighton Way resident, asked about the idea of getting some sort of right-of-
38 way or at least a pedestrian access between upper and lower Danforth. When the water tank
39 was installed around 1987, he was told that it would be listed as a flood zone. He asked if the
40 north half is developable at this point and suggested that the City determine if it is listed as a
41 flood plain. If so, he asked what could be done to open it up to the intended public right of
42 way.
43

44 2.4 Mayor Cullimore reported that they found the documents from the County that helped support
45 the position mentioned by Mr. Besser. He thanked Mr. Besser for his persistence in the matter
46 and for his good memory from the time he served on the Cottonwood Heights Community
47 Council. It is true that the County imposed a right-of-way requirement to connect pedestrian
48 access from upper Danforth to lower Danforth as a condition of their conditional use approval

1 to improve the north half of the cemetery. They never followed through, however, and the
2 conditional use permit to allow the cemetery use on the north half of the property expired. The
3 new information provided leaves the flood plain issue still unresolved with respect to whether
4 it can ever be developed given the position of that water tank. He recommended staff check
5 what impact having the water storage tank in that position may have on the future development
6 of the cemetery's north half.
7

8 **3.0 STANDING MONTHLY REPORTS**

9
10 **3.1 Police Report – Police Support Supervisor, Candie Terry.**

11
12 3.1.1 Police Support Supervisor, Candie Terry, presented the Police Report for the month of
13 November and reviewed calls for service by source. There were 420 911 calls, 570 on-view
14 calls, and 804 phone calls. 580 Priority 1 calls were reported, 375 Priority 2, and 317
15 Priority 3. The average response time for Priority 1 calls was 3:23, Priority 2 was 6:12, and
16 Priority 3 was 7:17. District 1 submitted 209 reports, District 2 submitted 100, District 3 had
17 146, and District 4 had 96. Top crime categories for District 1 included accidents, theft,
18 alarms, domestic violence, and burglary. There were 98 adult arrests and six juvenile arrests.
19 247 traffic citations were issued with nine DUIs and 187 warnings. There were 42 property
20 accidents and four that included injuries. The process for testing methamphetamines was
21 reviewed. The safety message included vehicle warm ups. It was recommended that cars not
22 be left unattended.
23

24 **4.2 Public Works Report – Public Works Director, Matt Shipp.**

25
26 4.2.1 Public Works Director, Matt Shipp, presented the Public Works Report for November 2017
27 and stated that the first snow storm resulted in three inches of snow on the east bench with
28 102 tons of salt used. Of the 102 tons, 85 tons included the high-performance mix.
29

30 Permission was received from UDOT to combine the Fort Union Boulevard and Highland
31 Drive intersection expansion with the work on the I-215 on ramp at Highland in order to assure
32 the least amount of inconvenience to the public.
33

34 93 hours were spent maintaining equipment. Staff is ready and well prepared for the next
35 storm.
36

37 Mr. Shipp reported that the pavement study was ongoing and staff expects to report back to
38 the Council the first part of January. The High T intersection is working through a punch list
39 and staff was aware of items that need attention. Mr. Shipp stated that crack sealing is also
40 ongoing.
41

42 **5.0 ACTION ITEMS**

43
44 **5.1 Consideration of Ordinance 285 Adopting the 2017 Annual Meeting Schedule for the**
45 **City Council and Planning Commission.**
46

- 1 5.1.1 Mayor Cullimore reported that the above ordinance adopts a calendar for scheduling of
2 various City Council, Planning Commission, Architectural Review Commission, and Board
3 of Adjustment Meetings.
4
- 5 **5.1.2 MOTION:** Councilman Bracken moved to approve Ordinance 285. The motion was
6 seconded by Councilman Peterson. Vote on motion: Councilman Shelton-Aye, Councilman
7 Bracken-Aye, Councilman Peterson-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye.
8 The motion passed unanimously.
9
- 10 **5.2 Consideration of Ordinance 286-A Approving Rezone of Realty at 3422 East Fort Union**
11 **Blvd. from R-1-8 to MU-ZC.**
12
- 13 5.2.1 Mayor Cullimore reported that there are two options associated with the above ordinance.
14 The Council can either approve or deny the rezone request for property located at 3422 East
15 Fort Union Boulevard from R-1-8 to MU-ZC. Staff has met with the applicant and established
16 zoning conditions.
17
- 18 5.2.2 Councilman Tyler commended the applicant for negotiating well with staff and the Planning
19 Commission.
20
- 21 **5.2.3 MOTION:** Councilman Tyler moved to approve Ordinance 286-A. The motion was
22 seconded by Councilman Shelton. Vote on motion: Councilman Shelton-Aye, Councilman
23 Bracken-Aye, Councilman Peterson-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye.
24 The motion passed unanimously.
25
- 26 **5.3 Consideration of Ordinance 286-A Denying Rezone of Realty at 3422 East Fort Union**
27 **Blvd. from R-1-8 to MU-ZC**
28
- 29 5.3.1 Mayor Cullimore reported the above is deemed unnecessary.
30
- 31 **5.4 Consideration of Resolution 2017-64 Approving an Independent Contractor Agreement**
32 **with Greg Curtis d/b/a Curtis Consulting and d/b/a GTC Consulting for Governmental**
33 **Affairs Consulting/Lobbying.**
34
- 35 5.4.1 Mayor Cullimore reported that the above resolution approves retaining a consultant or lobbyist
36 to work on behalf of the City. Past experience has shown that they have been very beneficial
37 to the city. The City currently uses Brian Allen and his firm as the primary lobbyists in
38 addition to Greg Curtis from Curtis Consulting. The expenditures are very moderate
39 compared to other municipalities. It was expected that the City will spend approximately
40 \$70,000 on lobbying in the coming year.
41
- 42 5.4.2 Councilman Peterson commented that the return on investment over the years has well
43 exceeded what the City has spent.
44
- 45 **5.4.3 MOTION:** Councilman Peterson moved to approve Ordinance 2017-64. The motion was
46 seconded by Councilman Tyler. Vote on motion: Councilman Shelton-Aye, Councilman
47 Bracken-Aye, Councilman Peterson-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye.
48 The motion passed unanimously.

- 1 **5.5 Consideration of Resolution 2017-65 Adopting Amended and Restated Internal Policies**
2 **for the City Council.**
3
- 4 5.5.1 Mayor Cullimore reported that the above resolution adopts amended and restated internal
5 policies for the City Council. Internal policies are followed by the Council that include items
6 such as travel reimbursements, use of City computers, phones, and interactions with the public
7 and staff.
8
- 9 **5.5.2 MOTION:** Councilman Shelton moved to approve Resolution 2017-65. The motion was
10 seconded by Councilman Bracken. Vote on motion: Councilman Shelton-Aye, Councilman
11 Bracken-Aye, Councilman Peterson-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye.
12 The motion passed unanimously.
13
- 14 **6.0 CONSENT CALENDAR**
- 15
- 16 **6.1 Approval of the City Council Business Minutes of ADU Public Forum of October 8.**
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- 18 **6.2 MOTION:** Councilman Peterson moved to approve the City Council Business minutes of
19 the ADU Public Forum of October 8, 2017. The motion was seconded by Councilman Tyler.
20 The motion passed with the unanimous consent of the Council.
21
- 22 **7.0 ADJOURN BUSINESS MEETING AND RECONVENE WORK SESSION**
23
- 24 **7.1 MOTION:** Councilman Bracken moved to adjourn the Business Meeting. The motion was
25 seconded by Councilman Shelton. The motion passed unanimously.
26
- 27 7.2 The meeting adjourned at 7:58 p.m.

1 *I hereby certify that the foregoing represents a true, accurate and complete record of the Cottonwood*
2 *Heights City Council Business Meeting held Tuesday, December 12, 2017.*

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10 Teri Forbes
11 T Forbes Group
12 Minutes Secretary
13
14 Minutes approved: January 2, 2018