

1 **MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL BUSINESS MEETING**
2 **HELD TUESDAY, SEPTEMBER 25, 2018 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 Mike Peterson, Council Member Mike Shelton, Council Member Scott
7 Bracken, Council Member Tali C. Bruce, Council Member Christine Mikell
8

9 **Staff Present:** Interim City Manager Bryce Haderlie, City Attorney W. Shane Topham, Police
10 Chief Robby Russo, Public Works Director Matt Shipp, Community Economic
11 Development Director Michael Johnson, Assistant Fire Chief Mike Watson,
12 City Planner Andrew Hulka
13

14 **Excused:** City Recorder Paula Melgar, Public Relations Specialist Dan Metcalf
15

16 **1.0 WELCOME**
17

18 1.1 Mayor Mike Peterson called the meeting to order at 7:00 p.m.
19

20 1.2 The Pledge of Allegiance was led by Council Member Shelton.
21

22 **2.0 ACKNOWLEDGMENTS**
23

24 2.1 Mayor Peterson reported on the acknowledgements for the City's Annual Beautification
25 Awards of homes that were nominated for maintaining their landscaping in various ways.
26

27 2.2 Community Economic Development Director, Michael Johnson, provided a brief introduction
28 to the program and stated that the award is given to property owners across the City to
29 recognize effort put into yards and properties to keep the City beautiful. The following
30 properties chosen were nominated by fellow residents:
31

32 District 1 – Don and Nancy Tripp

33 District 2 – John Meyer

34 District 3 – Carter Residence

35 District 4 – Dennis and Edy Wright

36 City Staff Choice Award – Robert and Laura Bridges

37 Non-Residential Property Award Chosen by Mayor Peterson – Title Guarantee Building
38

39 **3.0 CITIZEN COMMENTS**
40

41 3.1 Michelle Quist reported that she is running for County Council in District 4. She is an attorney
42 by trade, a mom, and a passionate advocate for community involvement. She believed her
43 skills and interests will benefit the Council. She will focus on the County budget, which spends
44 70% on criminal justice and public safety as those important issues to her. Ms. Quist expressed
45 interest in raising awareness and preventing youth suicide as Utah is ranked fifth in the nation.
46 As the County budget and spending continue to escalate, it was her desire that someone watch
47 those budget items and ensure that more is note spent than is being taken in.
48

1 3.2 Jonathan Blackburn reported that he has lived in Sandy City and Cottonwood Heights the
2 majority of his life and he walks his children Oakdale Elementary where they attend school.
3 He expressed concern with pedestrian safety along Creek Road and stated that the sidewalks
4 are peppered with utility poles and mailboxes. He suggested the crosswalks be improved along
5 with flashing lights or flags to improve visibility and ensure safety.
6

7 3.3 Nicole Bangerter stated that on June 10, 2016, she and her son were crossing Creek Road at a
8 designated crosswalk at approximately 1535 East and were struck by a car. As a result of her
9 injuries, she was forced to leave her job and has been getting physical therapy for the past two
10 years. Her son still has issues with PTSD and has had to give up sports he was involved in
11 including cross country running and swimming. Ms. Bangerter believed that flags or flashing
12 LED lights may have slowed down the driver. Her younger son witnessed the accident and
13 two months ago, he was waiting again at the light to use the crosswalk when a car that stopped
14 for him in the crosswalk was struck from behind. She emphasized the importance of safety.
15

16 3.4 Richard Lee from ExteNet Systems, was present in support of Ordinance 307. He thanked the
17 staff for their support of wireless issues.
18

19 3.5 Eric Kraan reminded the Council of issues he felt may have been forgotten such as the status
20 of glass recycling. He suggested the City follow other cities and ban single use plastic bags.
21 He asked for clarification regarding trees cut down at Golden Hills Park and asked that safety
22 be a priority. Mr. Kraan invited all to learn about Vision Zero and suggested the newsletter
23 include traffic and pedestrian safety information. He encouraged the City to prioritize active
24 use.
25

26 3.6 Mayor Peterson confirmed that the Public Works Yard located at 3000 East and 6200 South
27 has been selected as a temporary site for glass recycling.
28

29 **4.0 PUBLIC COMMENTS**

30 31 **4.1 Wasatch Boulevard Master Plan – Community Economic Development Director,** 32 **Michael Johnson.**

33
34 4.1.1 Mr. Johnson presented the staff report and stated this is the first time the Wasatch Boulevard
35 Master Plan has been presented and considered by the City Council although it has been in the
36 works much longer. The City received \$85,000 from the Wasatch Front Regional Council with
37 a match of \$10,000 to look at the corridor with a focus on active transportation, vehicular
38 transportation, neighborhoods, and land use. If adopted, the plan would become a guiding
39 document to seek additional funding, establish implementation measures, partner with UDOT
40 to formulate City policy, and allocate a future budget. The collaboration process was reviewed.
41 Mr. Johnson reported that the first step is to establish corridor goals, which was originally done
42 by the project team consisting of UDOT, UTA, staff, Bike Utah and Move Utah. Their first
43 Open House was held to receive public feedback. Mr. Johnson reported that much of the
44 corridor has adequate vehicle capacity through 2024. Future projections anticipate that much
45 of the corridor will exceed service capacity by 2040. Mr. Johnson noted that the weighted
46 metric was intended to determine which goals are favorable and which were not. He explained
47 that there was a need to conduct testing in a way that is understandable, which resulted in the
48 creation of various scenarios.

1
2 4.1.2 The first was to use existing plans and let the corridor grow, mature, and evolve. The next
3 focused development in various locations along the corridor with less intense uses at the gravel
4 pit. The third contained no development along the corridor and placed it all at the gravel pit.
5 The third included reducing the speed limit, which would require a study to determine if it was
6 warranted. It was also thought that the right-of-way needs to be designed to incentivize
7 motorists to drive more slowly.
8

9 4.1.3 Mr. Johnson confirmed that the second scenario was preferred and used to create a new option.
10 The new scenario contains a balance and achieves all of the goals effectively but also takes into
11 account what the public felt was desirable and valuable along the corridor.
12

13 The main objectives included:

- 14 • A canyon-oriented, walkable space at the gravel pit that incorporates some of the
15 Recreation Village ideas. The development of major transit hubs was recommended.
16
- 17 • A connected network of pathways and trails for transportation and recreation along the
18 entire corridor. A shared use pathway similar to the Big Cottonwood Canyon Trail
19 would be separated from the road itself and allow cyclists to use the road but allow
20 recreational cyclists to use it if they feel safe doing so.
21
- 22 • A balanced, livable roadway capacity and sustainable canyon access south of Big
23 Cottonwood Canyon. This is where most residents will access their neighborhoods.
24 The focus would be on the main portion of Wasatch Boulevard.
25

26
27 4.1.4. Mr. Johnson explained that the most convenient place to review the presentation in its entirety
28 would be from the Community Development webpage where there is a direct link to the
29 Wasatch Boulevard Master Plan. The intent was to provide a record of all Planning
30 Commission Meeting minutes and public comments received at the next meeting.
31

32 4.1.5 Council Member Mikell asked if there is a significant difference between the current number
33 of cars and speed versus a decrease in speed. Mr. Johnson clarified that they review the level
34 of service, which is generally quantified by the amount of time a driver waits at an intersection.
35

36 4.1.6 Mayor Peterson opened the public hearing.
37

38 4.1.7 Eric Kraan asked if the New Master Plan has been simplified and is easier to read than the
39 previous draft, which he found it to be confusing and difficult to understand. He requested
40 additional time to review the information.
41

42 4.1.8 Lynne Kraus thanked Mr. Johnson for reconfiguring the Master Plan document but felt it was
43 still very large. He suggested it be further simplified.
44

45 4.1.9 Laura Bridges asked how much longer the gravel pit will be in operation. Mayor Peterson
46 confirmed that portions of the gravel pit are near completion while other parts will continue for
47 several years.

1
2 4.1.10 Dennis Wright stated that a number of exits and entrances from the neighborhoods access
3 Wasatch Boulevard and are not being maintained. He asked if there were any plans for
4 improvement.
5

6 4.1.11 Woody Noxon expressed support for the study that reduced activity near the entrance to the
7 Canyon. He believed that separating thru traffic from local traffic will benefit the City and
8 suggested frontage-type lanes that would run north and south. Mr. Noxon appreciated the idea
9 of separating recreational traffic into a major road on either side as opposed to splitting it. He
10 asked that the link to the study be made available on the City's website.
11

12 4.1.12 Edy Wright expressed concern with the swamp and asked if it was the City's intent to place a
13 parking lot there. She believed that the proposed location is overly encumbered. She
14 commented on the length of Kings Hill Drive and questioned the additional increase.
15

16 4.1.13 Jonathan Blackburn believed that a parking lot near the swamp would be an ideal location for
17 bike trails or walking paths.
18

19 4.1.14 There were no further public comments. The public hearing was closed.
20

21 **5.0 STANDING MONTHLY REPORTS**

23 **5.1 Cottonwood Heights Police Department Victim Advocate Report – Nicole Huntsman.**

24
25 5.1.1 Victim Advocate, Nicole Huntsman, presented the Victim Advocate Report and stated that
26 there were 635 victims served during the 2016-2017 fiscal year. The 2017-2018 report
27 indicated that a total of 607 victims were served consisting of 30 child abuse cases, 17 sexual
28 assaults, 47 protective order violations, and 235 incidents of domestic violence. Their core
29 advocacy contacts increased to 680, legal advocacy increased to 235, and personal advocacy
30 increased to 1,481. Ms. Huntsman reported that she has worked with 397 victims since the
31 previous report. Criminal services provided included 540 criminal justice cases, 206 legal
32 advocacy cases, 170 crisis counseling sessions, 488 follow up contacts, and 133 in-person
33 referrals. She noted that she attended multiple trainings and participated in the Quality
34 Improvement Committee.
35

36 5.1.2 Council Member Bracken thanked Ms. Huntsman for her service.
37

38 5.1.3 Police Chief, Robby Russo, commended Ms. Huntsman for her efforts and the high quality of
39 service she provides.
40

41 **5.2 Financial Report – Interim City Manager, Bryce Haderlie.**

42
43 5.2.1 Interim City Manager, Bryce Haderlie, presented the Financial Report for the month of August
44 2018 and stated that they are only two months into the fiscal year based on the report. He
45 thanked City Treasurer, Dave Muir, for his preparation on the upcoming audit and his handling
46 of additional responsibilities within the department. He reported that sales taxes for the
47 previous fiscal year reflected an increase of 5.5%. Energy Use Taxes were flat and slightly
48 under budget. He reminded the Council that those numbers are based on energy consumption.

1 Franchise Taxes were approximately 1% below the prior year. Expenditures were within
2 budget. Mr. Haderlie thanked the various departments for their diligence and keeping their
3 spending in check. He reported that Class C Road Funds were down the 1st quarter. He
4 commented that this is something the City does not have control over as it is set by funds
5 received through the Gas Tax and allocated based on population and lane miles in the City.
6 General Fund expenditures were below the budgeted amounts. Court fees and costs were
7 reviewed. Mr. Haderlie explained that the trend seems to be that they will continue to spend
8 more than is being taken in in court fines.
9

10 **5.3 Unified Fire Report – Assistant Chief, Mike Watson.**

11
12 5.3.1 Assistant Chief, Mike Watson, presented the monthly Unified Fire Report for August 2018
13 and stated that Stations 110 and 116 closed with 177 total calls, of which 131 were medical
14 and 46 were fire. Station 110 closed with 105 calls, 83 of which were medical and 22 fire.
15 Station 116 closed with 72 total calls, 48 of which were medical and 24 were fire. Top
16 categories included falls, sick person, unknown problem/man down with alarms being the top
17 fire call. Station 110 received 40 Advanced Life Support (ALS) calls, of which 23 resulted in
18 transport and 43 Basic Life Support (BLS) calls, of which 21 resulted in transport. Station
19 116 closed with 30 total transports, of which 16 were ALS transports and 14 BLS transports.
20 The Customer Service Report included a Station 110 tour, an offsite talk and demo, and two
21 visits to The Little Gym and the Highland Point Community Apartments. Station 116
22 conducted one station tour for 12 people. Fire prevention activities were reviewed. Chief
23 Watson reported that it is Child Passenger Safety Week. He directed those interested to the
24 website, which contains safety tips on passenger safety, child passenger safety, and child seat
25 information. Local events were to take place in West Valley City.
26

27 **6.0 ACTION ITEMS**

28
29 **6.1 Consideration of Ordinance 307 Granting Telecommunications Franchise to ExteNet**
30 **Systems, Inc.**

31
32 6.1.1 Mayor Peterson reported that the above ordinance grants a Telecommunications Franchise to
33 ExteNet Systems, Inc.
34

35 6.1.2 Council Member Bruce pointed out that since the fiber optic cables exist throughout the City,
36 she wanted the residents to know that the Council is doing all they can to maintain the
37 beautification of the City based on legislative guidelines.
38

39 **6.1.3 MOTION:** Council Member Shelton moved to approve Ordinance 307. Council Member
40 Bruce seconded the motion. Vote on motion: Council Member Shelton–Aye, Council
41 Member Bracken–Aye, Council Member Mikell–Aye, Council Member Bruce–Aye, Mayor
42 Peterson–Aye. The motion passed unanimously.
43

1 **6.2 Consideration of Resolution 2018-58 Approving Employment Agreement with B. Tim**
2 **Tingey.**
3

4 6.2.1 Mayor Peterson reported that the above resolution approves the appointment of B. Tim Tingey
5 as the New Cottonwood Heights City Manager. Mr. Tingey will replace Bryce Haderlie, who
6 served as Interim City Manager.
7

8 **6.2.2 MOTION:** Council Member Bracken moved to approve Resolution 2018-58. The motion
9 was seconded by Council Member Bruce. Vote on motion: Council Member Shelton–Aye,
10 Council Member Bracken–Aye, Council Member Mikell–Aye, Council Member Bruce–Aye,
11 Mayor Peterson–Aye. The motion passed unanimously.
12

13 6.2.3 Mr. Tingey introduced himself and appreciated the opportunity to be part of such a great City.
14 He looked forward to working with the citizens, business owners, staff, and the Council
15 Members. He has worked in City Government for over 20 years after spending 11 years in
16 Pocatello, Idaho and 10 years as Administrative Services Director for Murray City. He was
17 educated in both Utah and Idaho and has had opportunities to teach during his career. He and
18 his wife, Gayle, have four children aged 24 to 14.
19

20 **6.3 Consideration of Resolution 2018-59 Approving Planning Commission Reappointments.**
21

22 6.3.1 Mayor Peterson reported that the above resolution approves the reappointment of Sue Ryser,
23 Graig Griffin, and Douglas Rhodes to the Planning Commission.
24

25 6.3.2 Council Member Bruce noted that the Council is cognizant of the number of real estate
26 interests on the Planning Commission and stated that the commissioners appointed come with
27 the highest recommendations.
28

29 **6.3.3 MOTION:** Council Member Bracken moved to approve Resolution 2018-59. The motion
30 was seconded by Council Member Shelton. Vote on motion: Council Member Shelton–Aye,
31 Council Member Bracken–Aye, Council Member Mikell–Aye, Council Member Bruce–Aye,
32 Mayor Peterson–Aye. The motion passed unanimously.
33

34 **6.4 Consideration of Resolution 2018-60 Declaring Certain Property Surplus.**
35

36 6.4.1 Mayor Peterson reported that the above resolution declares certain property surplus and
37 designates the price for unneeded personal property owned by the City including a 2010
38 Dodge Charger and a 2011 Ford Explorer from the Cottonwood Heights Police Department.
39

40 **6.4.2 MOTION:** Council Member Shelton moved to approve Resolution 2018-60. The motion
41 was seconded by Council Member Bracken. Vote on motion: Council Member Shelton–Aye,
42 Council Member Bracken–Aye, Council Member Mikell–Aye, Council Member Bruce–Aye,
43 Mayor Peterson–Aye. The motion passed unanimously.
44

1 **6.5 Consideration of Resolution 2018-61 Approving an Exception to the Fencing**
2 **Requirement for a Flag Lot at 7989 South Royal Lane.**
3

4 6.5.1 Mr. Johnson reported that in 2016, the subject property was subdivided and was originally
5 one large lot. The owner of the home applied to subdivide off the lot in front, essentially
6 creating a flag lot, which requires a private driveway for access. There is a provision in the
7 subdivision ordinance that allows exceptions to some underlying requirements of the Flag Lot
8 Ordinance in instances where unusually topographic, aesthetic, or other exceptional
9 conditions exist. The contractor proposing to construct a home on the lot, in addition to the
10 Royal Lane HOA President, and various neighbors have requested that a fence not be required
11 to be constructed along the access driveway due to aesthetic considerations. Mr. Johnson
12 explained that they are opposed to fencing in the subdivision as it is contrary to the aesthetics
13 they are trying to achieve. Staff had no concerns and no comments were received from
14 neighbors. He confirmed that the Planning Commission recommended approval.
15

16 **6.5.2 MOTION:** Council Member Bracken moved to approve Resolution 2018-61. The motion
17 was seconded by Council Member Bruce. Vote on motion: Council Member Shelton–Aye,
18 Council Member Bracken–Aye, Council Member Mikell–Aye, Council Member Bruce–Aye,
19 Mayor Peterson–Aye. The motion passed unanimously.
20

21 **7.0 CONSENT CALENDAR**
22

23 **7.1 Approval of the City Council Special Business Meeting for August 15, 2018.**
24

25 **7.2 MOTION:** Council Member Shelton moved to approve the City Council Special Business
26 Meeting Minutes of August 15, 2018. The motion was seconded by Council Member Bruce.
27 The motion passed with the unanimous consent of the Council.
28

29 **8.0 ADJOURN BUSINESS MEETING AND RECONVENE WORK SESSION.**
30

31 **8.1 MOTION:** Council Member Bruce moved to adjourn the Business Meeting. The motion
32 was seconded by Council Member Shelton. The motion passed with the unanimous consent
33 of the Council.
34

35 8.2 The meeting adjourned at 8:30 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, September 25, 2018.*

3
4

5 Teri Forbes

6 Teri Forbes
7 T Forbes Group
8 Minutes Secretary

9
10 Minutes Approved: October 23, 2018