

**MINUTES OF COUNCIL REGULAR MEETING – MARCH 8, 2016**

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, MARCH 8, 2016, AT 6:30 P.M. IN THE COUNCIL CHAMBERS, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER AND CONDUCTED BY MAYOR PRO TEM VINCENT.

THE FOLLOWING MEMBERS WERE PRESENT:

Steve Vincent, Mayor Pro Tem  
Lars Nordfelt, Councilmember At-Large  
Tom Huynh, Councilmember District 1  
Karen Lang, Councilmember District 3  
Steve Vincent, Councilmember District 4

ABSENT: Ron Bigelow, Mayor (Excused)  
Don Christensen, Councilmember At-Large (Excused)  
Steve Buhler, Councilmember District 2 (Excused)

STAFF PRESENT:

Wayne Pyle, City Manager  
Nichole Camac, City Recorder

Paul Isaac, Assistant City Manager/HR Director  
Nicole Cottle, Assistant City Manager/CED Director  
Eric Bunderson, City Attorney  
Jim Welch, Finance Director  
Lee Russo, Police Chief  
John Evans, Fire Chief  
Layne Morris, CPD Director  
Russell Willardson, Public Works Director  
Kevin Astill, Parks and Recreation Director  
Sam Johnson, Strategic Communications Director  
Jake Arslanian, Public Works Department

**OPENING CEREMONY**

The Opening Ceremony was conducted by Councilmember Huynh who asked members of the City Council, City staff, and the audience to rise and recite the Pledge of Allegiance.

**APPROVAL OF MINUTES OF REGULAR MEETING HELD FEBRUARY 23, 2016**

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The Council read and considered Minutes of the Regular Meeting held February 23, 2016. There were no changes, corrections or deletions.

Councilmember Nordfelt moved to approve the Minutes of the Regular Meeting held February 23, 2016. Councilmember Huynh seconded the motion.

A voice vote was taken and all members voted in favor of the motion.

### COMMENT PERIOD

Upon inquiry by Mayor Pro Tem Vincent the following individuals addressed the City Council during the comment period:

#### A. PUBLIC COMMENTS

Josh Shenerman, 2749 South Lake Street, addressed the City Council. Mr. Shenerman stated he had supported and pushed for the Skate Park for the past 14 years. He expressed his happiness that the City was finally at this stage and indicated he was excited to see this project move forward. He also added this would be a great place for children from within and outside the City.

Isaac Chavez, 3255 South 1939 West, addressed the City Council. Mr. Chavez stated there was a walkway behind his house with a significant amount of vandalism. He indicated he would like this blocked off or removed since it served no purpose and was a hazard to him and his neighbors.

Mike Ambramovitz, 131 E Vidas Avenue, address the City Council. He stated he was not a resident of West Valley City but was excited about the new Skate Park and would like to be involved in the process of its construction. He advised regarding his background in design and construction and expressed a desire to be involved in conversations with Stapp Construction in order to help the City ensure the Skate Park was good quality.

Robert Erickson, 2559 S Derby Street, addressed the City Council. Mr. Erickson expressed concern with children walking along Crystal Avenue when there were no sidewalks. He indicated many children walked in the road and this was a safety concern in the neighborhood. He further indicated some of his neighbors had been burning objects with very potent smells in barrels. He explained he had contacted the Fire Department but that had not seemed to stop the problem and he wanted to know how he could help resolve this issue.

#### B. CITY MANAGER COMMENTS

City Manager, Wayne Pyle, stated that Josh Shenerman had stood by the Skate Park project for several years and he commended Mr. Shenerman on his dedication to the project. Mr. Pyle stated there was design for the project in place

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and the City Council would consider approval of the bid during next week's Regular Council Meeting. The City Manager also added that Mr. Amramovitz or Mr. Shenerman could talk to the Parks and Recreation Director, Kevin Astill, to discuss consulting or providing input on the project.

Mr. Pyle advised he was aware of the walkway spoken of by Mr. Chavez. He agreed that it had become an issue. He explained the Council had discussed closing the walkway with the neighborhood several years ago but decided to keep it open. He indicated the City Council would need to determine if this was something they wanted to pursue again.

The City Manager advised that the Fire Department or Police Department could look into ways of addressing the concern regarding burning toxic materials in barrels. He stated constructing the sidewalk along Crystal Avenue was something that had been discussed with the City Council but it would be a very expensive million dollar project that could not be funded at this time. He further indicated that conversations would continue regarding this matter.

### C. CITY COUNCIL COMMENTS

Councilmember Huynh offered congratulations to Mr. Shenerman on his dedication to the Skate Park project over the past 14 years. He expressed agreement with Mr. Erickson that constructing sidewalks along Crystal Avenue was important and necessary.

### SPECIAL RECOGNITIONS

Mayor Pro Tem Vincent noted a scout group had arrived late to the meeting and he returned to the special recognition portion of the agenda. He invited a member of Scout Troop No. 546 to make introductions. The scouts were in attendance at the meeting to complete requirements for the Citizenship in the Community and Communications merit badges.

### RESOLUTION NO. 16-50, APPROVING THE PURCHASE OF REPLACEMENT LED LIGHTING FROM UTILITY COST MANAGEMENT CONSULTANTS FOR THE FAMILY FITNESS CENTER

City Manager, Wayne Pyle, presented proposed Resolution No. 16-50 that would approve purchase of replacement LED lighting from Utility Cost Management Consultants in an amount not to exceed \$86,804.23 for the Family Fitness Center.

Written information previously provided the City Council included the following:

The Parks and Recreation Department had publicly advertised for proposals to change to LED lighting at the Fitness Center in order to reduce energy use. Seven companies responded with various plans and incentives. All bidders were scored in seven categories

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by four staff members. UCMC had the best score and was the recommended bidder. Total cost of the project before incentives would be \$86,804.23. It was expected that an incentive from Rocky Mountain Power would help reduce the cost of \$50,349.23. Switching to LED lighting at the Fitness Center would produce an annual savings of approximately \$13,601.89 for the cost of power.

Upon inquiry by Mayor Pro Tem Vincent there were no further questions from members of the City Council, and he called for a motion.

Councilmember Lang moved to approve Resolution No. 16-50, a Resolution Approving the Purchase of Replacement LED Lighting from Utility Cost Management Consultants for the Family Fitness Center. Councilmember Nordfelt seconded the motion.

A roll call vote was taken:

Ms. Lang	Yes
Mr. Huynh	Yes
Mr. Nordfelt	Yes
Mayor Pro Tem Vincent	Yes

Unanimous.

**RESOLUTION NO. 16-51, APPROVING AN AMENDMENT TO AN EXISTING AGREEMENT BETWEEN WEST VALLEY CITY AND WASTE MANAGEMENT OF UTAH, INC. FOR RESIDENTIAL SOLID WASTE COLLECTION AND CURBSIDE RECYCLING, TO EXTEND THE AGREEMENT THROUGH JUNE 30, 2018, AND ELIMINATING A FUEL SURCHARGE**

City Manager, Wayne Pyle, presented proposed Resolution No. 16-51 that would approve Amendment No. 2 to the Agreement with Waste Management for Residential Solid Waste Collection and Curbside Recycling.

Written information previously provided to the City Council included the following:

The proposed Resolution would approve an amendment to an existing agreement with Waste Management of Utah, Inc. extending the contract to June 30, 2018, and eliminating a fuel surcharge.

The City's current agreement with Waste Management would expire June 30, 2016, and the City had the option to extend the agreement or rebid. Due to cost reductions from Waste Management, a contract extension would be the best option for West Valley City.

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Although diesel fuel prices had dropped significantly since the original contract had been signed in 2011, the City had been paying a monthly fuel surcharge between \$3,500 and \$4,000. The fuel surcharge calculation had been modified in 2012 because Waste Management used natural gas fuel instead of diesel.

Waste Management had also intended to request a recycling rate increase, potentially as high as \$90,000 annually, due to high contamination rates in the recycled waste stream and new lows in the recycled commodity markets. Given these factors, rebidding initially appeared to be the best way to get the lowest cost. However, when Waste Management was informed the City intended to rebid the contract, they offered to reduce the City's cost by eliminating the fuel surcharge (\$45,000 annually) and forego a recycling rate increase request. Given these cost reductions and the current low recycled commodity market, extending the contract for an additional two years would be the City's best option.

The amended agreement would still allow Waste Management to request annual rate adjustments equal to the Consumer Price Index increase for the previously calendar year. For 2015, the CPI increased 1.8%.

Upon inquiry by Mayor Pro Tem Vincent there were no further questions from members of the City Council, and he called for a motion.

Councilmember Huynh moved to approve Resolution No. 16-51, a Resolution Approving an Amendment to An Existing Agreement Between West Valley City and Waste Management of Utah, Inc. for Residential Solid Waste Collection and Curbside Recycling, to Extend the Agreement Through June 30, 2018, and Eliminating a Fuel Surcharge. Councilmember Lang seconded the motion.

A roll call vote was taken:

Ms. Lang	Yes
Mr. Huynh	Yes
Mr. Nordfelt	Yes
Mayor Pro Tem Vincent	Yes

Unanimous.

**CONSENT AGENDA**

- A. RESOLUTION NO. 16-52, AUTHORIZING THE ACCEPTANCE OF A STORM DRAIN EASEMENT FROM WOLCOTT SALT LAKE LLC, ACROSS PROPERTY LOCATED AT 3433 WEST 2400 SOUTH**

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Mayor Pro Tem Vincent presented proposed Resolution No. 16-52 that would authorize the acceptance of a Storm Drain Easement from Wolcott Salt Lake LLC across property located at 3433 West 2400 South.

Written information previously provided to the City Council included the following:

The subject easement would allow West Valley City to own and maintain an existing storm drain and storm drain pump station on property owned by the Wolcott Salt Lake, LLC business.

Wolcott Salt Lake, LLC had signed a Storm Drain Easement in favor of West Valley City. Wolcott Salt Lake, LLC owned the property currently occupied by FedEx at 3433 West 2400 South. There was currently an existing 48” storm drain that crossed along the north and east boundaries of the property, along with an existing storm drain pump station. The storm drain took public storm water from the properties and streets in the Technology Park area to the north. The storm drain was currently located in a private easement. The Storm Drain Easement in favor of the City would allow proper maintenance of the storm drain and pump station to prevent flooding of properties and streets to the north.

**B. RESOLUTION NO. 16-53, APPOINTING JANICE FISHER AS WEST VALLEY CITY’S REPRESENTATIVE TO THE MAGNA MOSQUITO ABATEMENT DISTRICT BOARD OF TRUSTEES FOR A TERM COMMENCING MARCH 8, 2016 AND ENDING JANUARY 1, 2020**

Mayor Pro Tem Vincent presented proposed Resolution No. 16-53 that would appoint Janice Fisher as West Valley City’s representative to the Magna Mosquito Abatement District Board of Trustees for a term commencing March 8, 2016, and ending January 1, 2020.

Written information previously provided to the City Council included the following:

Janice Fisher had expressed a desire to serve on the Magna Mosquito Abatement District Board. Her appointment to the Board would be a term beginning March 8, 2016, and ending January 1, 2020.

Upon inquiry by Mayor Pro Tem Vincent there were no further questions from members of the City Council, and he called for a motion.

Councilmember Nordfelt moved to approve Resolution Nos. 16-52 and 16-53 as presented on the Consent Agenda. Councilmember Huynh seconded the motion.

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A roll call vote was taken:

Ms. Lang	Yes
Mr. Huynh	Yes
Mr. Nordfelt	Yes
Mayor Pro Tem Vincent	Yes

Unanimous.

**MOTION TO ADJOURN**

Upon motion by Councilmember Huynh all voted in favor to adjourn.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL THE REGULAR MEETING OF TUESDAY MARCH 8, 2016, WAS ADJOURNED AT 6:52 P.M. BY MAYOR PRO TEM VINCENT.

I hereby certify the foregoing to be a true, accurate and complete record of the proceedings of the Regular Meeting of the West Valley City Council held Tuesday, March 8, 2016.

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Nichole Camac  
City Recorder