MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL BUSINESS MEETING
HELD TUESDAY, SEPTEMBER 25, 2018 AT 7:00 P.M. IN THE COTTONWOOD HEIGHTS
CITY COUNCIL CONFERENCE ROOM LOCATED AT 2277 EAST BENGAL
BOULEVARD, COTTONWOOD HEIGHTS, UTAH

Members Present: Mayor Mike Peterson, Council Member Mike Shelton, Council Member Scott
Bracken, Council Member Tali C. Bruce, Council Member Christine Mikell

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

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

1.0 WELCOME

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

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

2.0 ACKNOWLEDGMENTS

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

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

District 1 – Don and Nancy Tripp
    District 2 – John Meyer
    District 3 – Carter Residence
    District 4 – Dennis and Edy Wright
City Staff Choice Award – Robert and Laura Bridges
    Non-Residential Property Award Chosen by Mayor Peterson – Title Guarantee Building

3.0 CITIZEN COMMENTS

3.1 Michelle Quist reported that she is running for County Council in District 4. She is an attorney
by trade, a mom, and a passionate advocate for community involvement. She believed her
skills and interests will benefit the Council. She will focus on the County budget, which spends
70% on criminal justice and public safety as those important issues to her. Ms. Quist expressed
interest in raising awareness and preventing youth suicide as Utah is ranked fifth in the nation.
As the County budget and spending continue to escalate, it was her desire that someone watch
those budget items and ensure that more is not spent than is being taken in.

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

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

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

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

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

4.0 PUBLIC COMMENTS

4.1 Wasatch Boulevard Master Plan – Community Economic Development Director, Michael Johnson.

4.1.1 Mr. Johnson presented the staff report and stated this is the first time the Wasatch Boulevard Master Plan has been presented and considered by the City Council although it has been in the works much longer. The City received $85,000 from the Wasatch Front Regional Council with a match of $10,000 to look at the corridor with a focus on active transportation, vehicular transportation, neighborhoods, and land use. If adopted, the plan would become a guiding document to seek additional funding, establish implementation measures, partner with UDOT to formulate City policy, and allocate a future budget. The collaboration process was reviewed. Mr. Johnson reported that the first step is to establish corridor goals, which was originally done by the project team consisting of UDOT, UTA, staff, Bike Utah and Move Utah. Their first Open House was held to receive public feedback. Mr. Johnson reported that much of the corridor has adequate vehicle capacity through 2024. Future projections anticipate that much of the corridor will exceed service capacity by 2040. Mr. Johnson noted that the weighted metric was intended to determine which goals are favorable and which were not. He explained that there was a need to conduct testing in a way that is understandable, which resulted in the creation of various scenarios.
4.1.2 The first was to use existing plans and let the corridor grow, mature, and evolve. The next focused development in various locations along the corridor with less intense uses at the gravel pit. The third contained no development along the corridor and placed it all at the gravel pit. The third included reducing the speed limit, which would require a study to determine if it was warranted. It was also thought that the right-of-way needs to be designed to incentivize motorists to drive more slowly.

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

The main objectives included:

- A canyon-oriented, walkable space at the gravel pit that incorporates some of the Recreation Village ideas. The development of major transit hubs was recommended.

- A connected network of pathways and trails for transportation and recreation along the entire corridor. A shared use pathway similar to the Big Cottonwood Canyon Trail would be separated from the road itself and allow cyclists to use the road but allow recreational cyclists to use it if they feel safe doing so.

- A balanced, livable roadway capacity and sustainable canyon access south of Big Cottonwood Canyon. This is where most residents will access their neighborhoods. The focus would be on the main portion of Wasatch Boulevard.

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

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

4.1.6 Mayor Peterson opened the public hearing.

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

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

4.1.9 Laura Bridges asked how much longer the gravel pit will be in operation. Mayor Peterson confirmed that portions of the gravel pit are near completion while other parts will continue for several years.
4.1.10 Dennis Wright stated that a number of exits and entrances from the neighborhoods access Wasatch Boulevard and are not being maintained. He asked if there were any plans for improvement.

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

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

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

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

5.0 STANDING MONTHLY REPORTS

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

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

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

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

5.2 Financial Report – Interim City Manager, Bryce Haderlie.

5.2.1 Interim City Manager, Bryce Haderlie, presented the Financial Report for the month of August 2018 and stated that they are only two months into the fiscal year based on the report. He thanked City Treasurer, Dave Muir, for his preparation on the upcoming audit and his handling of additional responsibilities within the department. He reported that sales taxes for the previous fiscal year reflected an increase of 5.5%. Energy Use Taxes were flat and slightly under budget. He reminded the Council that those numbers are based on energy consumption.
Franchise Taxes were approximately 1% below the prior year. Expenditures were within budget. Mr. Haderlie thanked the various departments for their diligence and keeping their spending in check. He reported that Class C Road Funds were down the 1st quarter. He commented that this is something the City does not have control over as it is set by funds received through the Gas Tax and allocated based on population and lane miles in the City. General Fund expenditures were below the budgeted amounts. Court fees and costs were reviewed. Mr. Haderlie explained that this trend seems to be that they will continue to spend more than is being taken in in court fines.

5.3 Unified Fire Report – Assistant Chief, Mike Watson.

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

6.0 ACTION ITEMS

6.1 Consideration of Ordinance 307 Granting Telecommunications Franchise to ExteNet Systems, Inc.

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

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

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

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

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

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


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

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

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

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

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

6.4.2 MOTION: Council Member Shelton moved to approve Resolution 2018-60. The motion was seconded by Council Member Bracken. Vote on motion: Council Member Shelton–Aye, Council Member Bracken–Aye, Council Member Mikell–Aye, Council Member Bruce–Aye, Mayor Peterson–Aye. The motion passed unanimously.
6.5 Consideration of Resolution 2018-61 Approving an Exception to the Fencing Requirement for a Flag Lot at 7989 South Royal Lane.

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

6.5.2 MOTION: Council Member Bracken moved to approve Resolution 2018-61. The motion was seconded by Council Member Bruce. Vote on motion: Council Member Shelton—Aye, Council Member Bracken—Aye, Council Member Mikell—Aye, Council Member Bruce—Aye, Mayor Peterson—Aye. The motion passed unanimously.

7.0 CONSENT CALENDAR

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

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

8.0 ADJOURN BUSINESS MEETING AND RECONVENE WORK SESSION.

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

8.2 The meeting adjourned at 8:30 p.m.
I hereby certify that the foregoing represents a true, accurate and complete record of the Cottonwood Heights City Council Business Meeting held Tuesday, September 25, 2018.

Teri Forbes
Teri Forbes
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Minutes Secretary

Minutes Approved: October 23, 2018