

OF THE COTTONWOOD HEIGHTS CITY COUNCIL ADMINISTRATION OF OATH OF OFFICE HELD TUESDAY, JANUARY 2, 2024, AT 5:30 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL CHAMBERS, LOCATED AT 2277 EAST BENGAL BOULEVARD, COTTONWOOD HEIGHTS, UTAH. THE PUBLIC MEETING WAS ALSO BROADCAST VIA ZOOM.

Members Present: Mayor Mike Weichers, Departing Council Member Scott Bracken, Newly Sworn-In Council Member Suzanne Hyland, Council Member Shawn E. Newell, Council Member Matt Holton, Council Member Ellen Birrell

Staff Present: City Manager, Tim Tingey; City Attorney, Shane Topham; Records, Culture, and Human Resources Director, Paula Melgar; HR Manager/Deputy City Recorder, Maria Devereux, Communications Manager, Beatriz Mayorga; Community and Economic Development Director, Michael Johnson; Police Chief, Robby Russo; Administrative and Financial Services Director, Scott Jorges; IT Manager, Matt Ervin; Public Works Director/City Engineer, Matt Shipp

1.0 WELCOME – Mayor Mike Weichers.

Mayor Mike Weichers called the meeting to order at 5:30 p.m. and welcomed those present. He recognized important attendees in the audience including Salt Lake County Mayor Jenny Wilson, Marci Houseman from the Sandy City Council, Clint Morris from the Layton City Council, and the former Cottonwood Heights City Mayor Kelvyn Cullimore.

2.0 POSTING OF COLORS – Color Guard – Cottonwood Heights Police Department.

The Color Guard from the Cottonwood Heights Police Department Posted the Colors.

3.0 PLEDGE OF ALLEGIANCE – Council Member J. Scott Bracken.

The Pledge of Allegiance was led by Departing City Council Member Scott Bracken.

4.0 REMARKS – Mayor Mike Weichers and City Council Members.

Council Member Birrell expressed excitement about the Administration of the Oath of Office ceremony that would welcome two new City Council Members. She was thankful to everyone willing to serve in public office including those who ran, won, and are currently serving. Council Member Birrell was also grateful for the work done by City Staff. Something that she did not take for granted in the United States was freedom of speech and a government by and for the people. In these tumultuous times, a peaceful transfer of power is important to recognize. She reiterated her excitement about the new Council Members and looked forward to the work to come.

Council Member Newell was excited to have the opportunity to work with two additional individuals. There are many responsibilities in municipal government but it is wonderful to be able to serve community members and constituents. The opportunity to serve is not something he

took for granted. He believed the two individuals who would join the City Council felt the same way and he looked forward to working with them. As for the Administration of the Oath of Office ceremony, he was thrilled to see so many people from the community had attended.

Council Member Holton reported that only a few months ago he was appointed to the position. He always knew Cottonwood Heights was an amazing community but going out and knocking on the doors of residents allowed him to meet and speak with many wonderful people. Many he had spoken to wanted to make sure Cottonwood Heights is a great place to raise a family. Safety is a priority for residents as is a sense of belonging. There are people in the community who do not have much family around so Cottonwood Heights must have a family-type of environment. Council Member Holton felt it was important that people love to live in Cottonwood Heights and that everyone feels welcome in the community.

Council Member Bracken noted that a lot has been accomplished and changed over the last 19 years. For the most part, those changes have been for the better. Some of the accomplishments included the conversion of a school to a park, building City Hall, and establishing a Police Department. He looked forward to seeing how the City continues to grow. Council Member Holton pointed out that Council Member Bracken has served on the City Council for 19 years. He was there when the City incorporated and has contributed a great deal.

Mayor Weichers reported that Council Member Bracken was honored at the last City Council Meeting in December 2023. He has been a voice of wisdom for the Council and the Council Members wished him well. Mayor Weichers re-watched the Oath of Office ceremony from when he became Mayor and saw former Council Member Douglas Peterson, who passed away last year. It reminded him of how fleeting life can be. The City of Cottonwood Heights will always honor his service. Mayor Weichers stressed the importance of local government. He next read the following three different quotes aloud:

- Mobilize your friends and neighbors to understand that your day-to-day involvement with local government matters far more than a referendum on the White House every four years.
- In local government, it is very clear to your customers – your citizens – whether or not you’re delivering. Either that pothole gets filled in or it doesn’t. The results are very much on display and that creates a very healthy pressure to innovate.
- When you are in local government, you are on the ground, and you are looking into the eyes and hearts of the people you are there to serve. It teaches you to listen, it teaches you to be expansive in the people with whom you talk to, and I think that that engagement gives you political judgment.

Mayor Weichers reiterated his excitement about the City Council and the new members.

5.0 ADMINISTRATION OF OATH OF OFFICE TO NEWLY ELECTED COUNCIL MEMBERS – City Recorder, Paula Melgar.

City Recorder, Paula Melgar, swore in the newly elected officials, Matt Holton, representing District 1, and Suzanne Hyland, representing District 2. The Oath of Office was administered.

5.1 Remarks – Council Member Matt Holton – Cottonwood Heights Council District 1.

Council Member Holton thanked all for their support. He also expressed his appreciation to members of the community who shared their vision for Cottonwood Heights. It was his goal to move that vision forward. Council Member Holton praised former Council Member Peterson and noted that he was an anchor of the community. It is important to recognize those who have served and continue their impressive legacy. Many amazing individuals have fought for the City and he hoped to do the same during his time serving on the City Council.

5.2 Remarks – Council Member Suzanne Hyland – Cottonwood Heights Council District 2.

Council Member Hyland reported that she and her husband have lived in five states and 13 different cities. There are always good things to focus on and that attitude has turned into a motto for her family, which is “Do good things with good people.” Council Member Hyland has lived in Cottonwood Heights for 18 years. She pointed out that Utah has a lot of important values including family, education, economic opportunity, public safety, clean water, access to public health, and recreation. The intention was to preserve those values and what works in the area. Council Member Hyland ran for the City Council seat because she was concerned about the impacts of growth. She recognized that that is an issue throughout Utah. Cottonwood Heights will need to be careful about the tradeoffs made. It is important to look at all challenges in a creative manner.

Council Member Hyland noted that there is a book called, “The Creative Habit: Learn It and Use It For Life,” by Twyla Tharp. Something she remembered from that book was the idea that civilization has been around for so long that there are no more original ideas. However, people can look at what has been done by others and repackage it beautifully. Council Member Hyland looked forward to working with the Council Members and City Staff to do just that. She believed it was possible to creatively meet the challenges that face Cottonwood Heights. Council Member Hyland thanked all who voted for her to serve on the City Council.

6.0 ADJOURN

Mayor Weichers reported that at 6:00 p.m. there will be a brief Work Session. After the Work Session, the City Council will move to the Cullimore Community Room to hold a reception for the New City Council Members. A short Business Meeting was to take place at 7:00 p.m.

The Work Session adjourned at 5:57 p.m.

MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL WORK SESSION HELD TUESDAY, JANUARY 2, 2024, AT 6:00 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL CHAMBERS, LOCATED AT 2277 EAST BENGAL BOULEVARD, COTTONWOOD HEIGHTS, UTAH. THE PUBLIC MEETING WAS ALSO BROADCAST VIA ZOOM.

Members Present: Mayor Mike Weichers, Council Member Ellen Birrell, Council Member Shawn E. Newell, Council Member Matt Holton, Council Member Suzanne Hyland

Staff Present: City Manager, Tim Tingey; City Attorney, Shane Topham; Records, Culture, and Human Resources Director, Paula Melgar; Community and Economic Development Director, Michael Johnson; Police Chief, Robby Russo; Administrative and Financial Services Director, Scott Jurgens; IT Manager, Matt Ervin; Public Works Director/City Engineer, Matt Shipp

1.0 WELCOME – Mayor Mike Weichers.

Mayor Mike Weichers called the meeting to order at 6:14 p.m.

2.0 REVIEW OF BUSINESS MEETING AGENDA – Mayor Mike Weichers.

The Business Meeting agenda was reviewed and discussed. Mayor Weichers reported that there were four Action Items. The first was Resolution 2024-01 – Approving an Interlocal Cooperation Agreement with Salt Lake County for Aerial Imagery. Community and Economic Development Director, Michael Johnson, reported that the agreement is entered into almost annually. The County funds the flight of aerial imagery each year and the City pays via contract to have access to and use of the imagery in perpetuity. He explained that the imagery is used for the GIS mapping in the City, which all of the departments utilize.

The second Action Item on the agenda was Resolution 2024-02 – Approving Re-Appointments to the Historic Committee. City Manager, Tim Tingey, reported that Gayle Conger and Carol Woodside are long-time members of the Committee. Both are wonderful and do a lot for historic preservation in the community. The re-appointment was for additional terms to the Historic Committee and he recommended approval from the City Council. The next item on the agenda was Resolution 2024-03 – Adopting Amended and Restated Internal Policies for the City Council. Mr. Tingey explained that there had been discussions about the item at a previous City Council Meeting. City Attorney, Shane Topham, added additional wording that related to Closed Meetings and consent on recordings. Approval was recommended by City Staff.

Council Member Birrell had a comment related to the change in verbiage for Resolution 2024-03. She wanted to understand the clause that stated that there could be no notations made by any Council Members during a Closed Meeting. She wanted to understand where that language came from because she was unable to find it in the State Statute. Mr. Topham stated that it pertained to the Open and Public Meetings Act concerning Closed Meetings. The intention was to define examples of a Closed Meeting violation. It does not make sense to have a Closed Meeting if

written notes can be circulated following that meeting. That was the reason for the language. Council Member Birrell did not see how taking notes during a Closed Meeting for recollection purposes would be an issue. It has been proven scientifically that human memory is flawed. Being able to make notations that could spark more accuracy made sense to her.

Council Member Birrell reiterated that it was prudent for an individual to be able to take notes during a Closed Meeting under certain circumstances. She referenced 52-4-206.1.B in the State Statute, which states that the public body would in essence keep a record and that the public body may keep detailed written notes. She asked that the City Council reconsider the idea of not being permitted to make written notes during a Closed Meeting. She felt that was an overreach and did not feel comfortable with the language proposed as it did not appear in the State Statute. Mr. Topham explained that there are certain circumstances where Closed Meetings are not recorded, which included discussions about the competence of an individual and security measures. It would be possible for Council Members to re-listen to any recorded Closed Meetings.

The last Action Item on the agenda was Resolution 2024-04 – Approving an Interlocal Cooperation Agreement with UDOT for Road Improvements. Public Works Director/City Engineer, Matt Shipp, explained that this was an agreement between Cottonwood Heights and Utah Department of Transportation (“UDOT”). UDOT insisted that the City sign an Interlocal Agreement for reimbursement. There had been a discussion a few months back with himself, the Police Department, and the City Council about the intersection at Fort Union Boulevard and Wasatch Boulevard. The discussions had to do with making the temporary cones permanent with a raised concrete island. That had been completed and UDOT wanted an Interlocal Agreement signed to state that reimbursement would occur. UDOT came in below the cost that the Council approved.

Mr. Tingey added that the reimbursement pertains to the area on Fort Union Boulevard where the work had been requested. The other section on the east side of Wasatch Boulevard was the section that UDOT is working on. The Interlocal Agreement reimbursement was for the work on Fort Union Boulevard and not the other portion. Council Member Birrell noted that the intersection has been a danger and concern to her constituents in District 4 for a long time. Previously, the City Council supported a Horrocks Engineers study. The study included recommendations about how to manage winter traffic. Along Fort Union Boulevard, there were no specific recommendations made about the area around the mouth of Big Cottonwood Canyon.

While Council Member Birrell was delighted that there had been discussions about how to better manage vehicle traffic during the peak winter season, she thought it was important to remember that the intersection is dangerous year-round for many reasons. For example, vehicles come from the north at high speeds around a blind curve and then through the intersection making it dangerous for motorists entering/exiting 7/11 and the Canyon Centre Parkway, and for bicyclists who ride through this intersection all twelve months of the year. Now that the concrete is in place, she thought the Council should further consider how to make the intersection safer. The concrete that has been poured will be helpful during the winter season but she felt that the year-round safety needs to be considered further. Council Member Birrell reiterated that the intersection remains dangerous for many reasons. She urged the Council Members to work with City Staff to make sure everything possible was being done to address existing issues on SR 190, SR 210, and Fort Union Boulevard.

Following the Action Items, the City Council would vote on the Consent Calendar, which included Meeting Minutes from the meetings held on December 5, 2023, and December 19, 2023.

3.0 REVIEW OF CALENDARS AND UPCOMING EVENTS

- 3.1 Utah Arts and Museums’ Traveling Exhibit – The Eyes Have It, January 2 through February 1, 2024, at City Hall Lobby.
- 3.2 City Hall will be Closed on Monday, January 15, 2024, for Martin Luther King Day.
- 3.3 Chinese New Year Celebration, Saturday, February 3rd from 10 a.m. until Noon, at City Hall Community Room.
- 3.4 City Hall will be Closed on Monday, February 19, 2024, for Presidents’ Day.
- 3.5 Musical Auditions (“Beauty and the Beast”) March 15, 16 and 23 at City Hall Community Room.
- 3.6 Easter Egg Hunt, Saturday, March 30, Beginning at 10 a.m. at Butler Park.

The calendar items were reviewed and discussed.

4.0 ADJOURN CITY COUNCIL WORK SESSION

MOTION: Council Member Hyland moved to ADJOURN the Work Session. The motion was seconded by Council Member Birrell. The motion passed with the unanimous consent of the Council.

The City Council Meeting adjourned at 6:25 p.m.

MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL BUSINESS MEETING HELD TUESDAY, JANUARY 2, 2024, AT 7:00 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL CHAMBERS LOCATED AT 2277 EAST BENGAL BOULEVARD, COTTONWOOD HEIGHTS, UTAH. THE PUBLIC MEETING WAS ALSO BROADCAST VIA ZOOM.

Members Present: Mayor Mike Weichers, Council Member Ellen Birrell, Council Member Shawn E. Newell, Council Member Matt Holton, Council Member Suzanne Hyland

Staff Present: City Manager, Tim Tingey; City Attorney, Shane Topham; Records, Culture, and Human Resources Director, Paula Melgar; HR Manager/Deputy City Recorder, Maria Devereux, Communications Manager, Beatriz Mayorga; Community and Economic Development Director, Michael Johnson; Police Chief, Robby Russo; Administrative and Financial Services Director, Scott Jorges; IT Manager, Matt Ervin; Public Works Director/City Engineer, Matt Shipp

1.0 WELCOME – Mayor Mike Weichers.

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

2.0 PLEDGE OF ALLEGIANCE

The Pledge was led by Council Member Hyland.

3.0 CITIZEN COMMENTS

City Manager, Tim Tingey, admitted into the record two public comments submitted ahead of the meeting from Mark Henderson and Casey Walker. They were forwarded to the City Council. One of the comments related to a water line break and the other had to do with fiber internet.

There were no further Citizen Comments.

4.0 ACTION ITEMS

4.1 Consideration of Resolution 2024-01 - Approving an Interlocal Cooperation Agreement with Salt Lake County for Aerial Imagery.

Mayor Weichers reported that the above item was discussed during the Work Session.

MOTION: Council Member Newell moved to APPROVE Resolution 2024-01 – Approving an Interlocal Cooperation Agreement with Salt Lake County for Aerial Imagery. The motion was seconded by Council Member Holton. Vote on Motion: Council Member Holton-Yes; Council

Member Hyland-Yes; Council Member Newell-Yes; Council Member Birrell-Yes; Mayor Weichers-Yes. The motion passed unanimously.

4.2 Consideration of Resolution 2024-02 - Approving Re-Appointments to the Historic Committee.

Mayor Weichers reported that the above item was discussed during the Work Session. Council Member Birrell reported that she is the Liaison for the Historic Committee. The contributions that Gayle Conger and Carol Woodside have made to the Historic Committee were outstanding. She was thrilled that both were willing to continue with that work and benefit the City.

MOTION: Council Member Birrell moved to APPROVE Resolution 2024-02 – Approving Re-Appointment to the Historic Committee. The motion was seconded by Council Member Hyland. Vote on Motion: Council Member Holton-Yes; Council Member Hyland-Yes; Council Member Newell-Yes; Council Member Birrell-Yes; Mayor Weichers-Yes. The motion passed unanimously.

4.3 Consideration of Resolution 2023-03 - Adopting Amended and Restated Internal Policies for the City Council.

Mayor Weichers reported that the above item was discussed during the Work Session. Based on the comments shared during the Work Session, Council Member Birrell suggested tabling the item.

MOTION: Council Member Birrell moved to TABLE Resolution 2024-03 – Adopting Amended and Restated Internal Policies for the City Council, so there could be further consideration about the language. The motion was seconded by Council Member Hyland. Vote on Motion: Council Member Holton-No; Council Member Hyland-Yes; Council Member Newell-No; Council Member Birrell-Yes; Mayor Weichers-No. The motion failed 3-to-2.

Since the motion to table the Resolution failed to pass, another motion was made to approve.

MOTION: Council Member Holton moved to APPROVE Resolution 2024-03 – Adopting Amended and Restated Internal Policies for the City Council. The motion was seconded by Council Member Newell. Vote on Motion: Council Member Holton-Yes; Council Member Hyland-Yes; Council Member Newell-Yes; Council Member Birrell-No; Mayor Weichers-Yes. The motion passed 4-to-1.

4.4 Consideration of Resolution 2023-04 - Approving an Interlocal Cooperation Agreement with UDOT for Road Improvements.

Mayor Weichers reported that the above item was discussed during the Work Session. Council Member Hyland wondered if the number in the Interlocal Cooperation Agreement would change at all. This was denied. It was explained that the work was completed and the bill was sent. Mr. Tingey added that the estimate was \$35,000 but it came in at \$28,000. It was clarified that the work is for the concrete island. Council Member Birrell expressed concern about the safety of the

area, especially with regard to lane striping for bicyclists and pedestrians. There was discussion about the striping contract that would come before the Council shortly.

MOTION: Council Member Hyland moved to APPROVE Resolution 2024-04 – Approving an Interlocal Cooperation Agreement with UDOT for Road Improvements. The motion was seconded by Council Member Holton. Vote on Motion: Council Member Holton-Yes; Council Member Hyland-Yes; Council Member Newell-Yes; Council Member Birrell-Yes; Mayor Weichers-Yes. The motion passed unanimously.

5.0 CONSENT CALENDAR

5.1 Approval of the City Council Work Session, Board of Canvassers, and Business Meeting Minutes of December 19, 2023.

MOTION: Council Member Newell moved to APPROVE the Consent Calendar. The motion was seconded by Council Member Birrell. The motion passed with the unanimous consent of the Council.

6.0 ADJOURN CITY COUNCIL BUSINESS MEETING.

MOTION: Council Member Holton moved to ADJOURN the Business Meeting. The motion was seconded by Council Member Hyland. The motion passed with the unanimous consent of the Council.

The City Council Meeting adjourned at 7:18 p.m.

I hereby certify that the foregoing represents a true, accurate, and complete record of the Cottonwood Heights City Council Administration of Oath of Office, Work Session, and Business Meetings held Tuesday, January 2, 2024.

Teri Forbes

Teri Forbes
T Forbes Group
Minutes Secretary

Minutes Approved: _____