

**MINUTES OF THE CITY OF WEST JORDAN
CITY COUNCIL MEETING**

Wednesday, April 27, 2016

6:00 p.m.

Council Chambers

8000 South Redwood Road

West Jordan, Utah 84088

COUNCIL: Mayor Kim V. Rolfe, and Council Members Dirk Burton, Jeff Haaga, Zach Jacob, Chris M. McConnehey, and Sophie Rice. Councilmember Nichols was excused.

STAFF: Mark Palesh, City Manager; David Brickey, City Attorney; Melanie Briggs, City Clerk; David Oka, Economic and Community Development Director; Brian Clegg, Parks Director; Ryan Bradshaw, Finance Director; Wendell Rigby, Engineering & Public Works Director; Marc McElreath, Fire Chief; Doug Diamond, Police Chief; Jared Smith, Risk Manager; Judge Ronald Kunz; Scott Langford, City Planner; Larry Gardner, Senior Planner, and Julie Brown, Events Coordinator.

I. CALL TO ORDER

Mayor Rolfe called the meeting to order at 6:00 p.m.

II. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jay Thomas.

III. PRESENTATIONS

ANNUAL REPORT FROM JUDGE KUNZ

Hon. Ronald Kunz provided 2015 court statistics to the Council. He also explained that because he would be up for reelection in the fall, the Judicial Performance Evaluation Committee had done an extensive study of him as well as the West Jordan Justice Court as a whole. A summary of that study was available to the public and he would make the entire study available to any member of the Council that was interested.

UPDATE ON RECYCLING MARKET

Wendell Rigby turned the time over to Larry Gibbons, Director of Business Development at Rocky Mountain Recycling. Mr. Gibbons presented a great deal of information on the general state of the recycling market.

IV. COMMUNICATIONS

STAFF COMMENTS/REPORTS

Wendell Rigby-

- Updated the Council on the status of the LED lighting project

Marc McElreath-

- The Fire Department held a CERT (Community Emergency Response Team) class over the weekend with 15 residents completing the course. The department was scheduling another class for later in the year.

Doug Diamond-

- Thanked those members of the Council who had attended the recent graduation ceremony for the Citizens Academy.
- April was Child Abuse Prevention month and the Cops for Kids fundraising event had recently taken place. For the twelfth consecutive year, West Jordan was the event's top fund raiser, raising over \$5,000. A total of \$22,000 was raised for the Children's Justice Center located here in our City.
- An expensive bicycle had recently been stolen from a resident. The officer who took the theft report sought donations and contributed his own money in order to purchase a new bike for the young victim.
- Another officer came into contact with a disabled assault victim who was without both shirt and shoes. With his own funds, the officer purchased shoes and a shirt for the gentleman but told no one. The gentleman later informed someone else in the department what had taken place and expressed his appreciation.

CITY COUNCIL COMMENTS/REPORTS

Councilmember Rice-

- Said she was excited for the upcoming Comcast Cares Day which would take place on the following Saturday.

Councilmember Jacob-

- Recently attended a Salt Lake County convention and spoke with Senator Thatcher about a new cell phone application called *Safe Utah*. The app was funded by the State and would put users in direct contact with a crisis center. Senator Thatcher would make a presentation at a future City Council meeting.

Councilmember Burton-

- Expressed appreciation to the Welby Stake for their recent clean-up day.

Councilmember McConnehey-

- Would not be able to participate on the Western Stampede Committee as planned and wondered if there was any objection to Councilmember Burton taking his place. The rest of the Council agreed to the change.

Mayor Rolfe-

- Explained that he was on the ZAP Board for Salt Lake County. There was \$50 million available from the ZAP tax with almost \$200 million in applications for those funds.

V. CITIZEN COMMENTS

Steve Jones, West Jordan resident, spoke against the clean air resolution, saying that it was nothing more than a political maneuver.

Alexandra Eframo, West Jordan resident, asked the group to pause to reflect upon common goals before beginning the business of the meeting. She addressed a variety of topics.

- She complimented Judge Kunz on his ability to treat everyone with equal respect.
- She indicated that she was still waiting for an apology from a particular councilmember.
- She felt a councilmember had failed to conduct enough research to determine that Joyful Welcome was a charity as opposed to a business.
- She stated that the majority of the members of Utah's House of Representatives voted against discontinuing use of a gas chamber when euthanizing animals that were terminally ill. She spoke in favor of using an injection in those circumstances.
- Encouraged Chief Diamond to bring the two officers that he had mentioned to a future Council meeting so that they could be thanked by the public.

Craig Dearing, West Jordan resident, inquired as to the reason why some charitable organizations must have a public hearing in order to waive fees.

David Brickey, City Attorney, explained that the Utah Legislature had set forth a process and that essentially, although the City Manager could make a recommendation, it was the Council itself who made the decision.

Mr. Dearing continued his comments by speaking in favor of approving the fee waiver for the Day of Hope Car Show as well as Resolution 16-69, the agreement related to having a 2016 Independence Day Carnival.

Carol K. Maea, a Taylorsville resident, addressed the issue of euthanasia.

There was no one else who wished to speak.

VI. CONSENT ITEMS

- a. Approve minutes of March 23, 2016 as presented**
- b. Approve an exchange of services in lieu of fees for the 4H Renegades riding club**
- c. Approve an exchange of services in lieu of fees for the 4H Gamblers riding club**

- d. Approve an exchange of services in lieu of fees for the Exchange Club**
- e. Approve an exchange of services in lieu of fees for the Sheriff's Posse riding club**
- f. Approve Resolution 16-65, adopting the 2016 Drinking Water system Master Plan Update and to have staff prepare an updated Drinking Water System Capital Facility Plan**
- g. Approve Resolution 16-66, authorizing the Mayor to execute a contract with Advanced Paving and Construction, LLC for the Jordan River Trail Improvements Project, for an amount not to exceed \$146,250.00**
- h. Approve Resolution 16-67, authorizing the Mayor to execute a Professional Services Agreement with Zions Public Finance, Inc. for the Water Resource and Secondary Water Study, in an amount not to exceed \$25,676.00**
- i. Approve Resolution 16-68, authorizing the Mayor to execute a contract with Stantec Consulting Services, Inc., for the Barney's Wash Detention Basin Relocation Project, for an amount not to exceed \$154,866.00**

MOTION: Councilmember Haaga moved to approve all Consent Items. The motion was seconded by Councilmember McConnehey.

A roll call vote was taken

Councilmember Burton	Yes
Councilmember Haaga	Yes
Councilmember Jacob	Yes
Councilmember McConnehey	Yes
Councilmember Nichols	Absent
Councilmember Rice	Yes
Mayor Rolfe	Yes

The motion passed 6-0.

VII. PUBLIC HEARING

RECEIVE PUBLIC INPUT AND CONSIDER FOR APPROVAL A WAIVER OF FEES FOR THE CHILDREN'S JUSTICE CENTER DAY OF HOPE CAR SHOW ON AUGUST 1, 2016 IN AN AMOUNT OF \$4,060.00

Brian Clegg presented the following information for the Council's consideration.

3-4-1: WAIVER OF FEES AND FINES, GENERALLY:

For purposes of this chapter, "waiving" an amount also means writing off, forgiving and/or compromising such an amount. Any fees or other monies legally required by this code to be paid to the city may not be waived, unless:

- A. City Attorney Determination: Determined by the city attorney to be legally uncollectible.
- B. City Manager Authority: Any fee, fine, interest, penalty or other money legally required by this code to be paid by a citizen, applicant or respondent to the city in connection with a city provided service or a license/permit may be waived by the city manager:
 - 1. Value For Value Settlements: If the waiver of fees or claims confers a substantially equivalent benefit on the city consistent with law, provided that any such waiver/forgiveness of an amount exceeding fifteen thousand dollars (\$15,000.00) must be approved by the city council; or
 - 2. Rectifying Errors: In an amount not to exceed five hundred dollars (\$500.00) in any one instance, to rectify an alleged error by city personnel or to rectify any other perceived inequity.
 - 3. Doubtful/Uncollectible Amounts: Once the city has made reasonable efforts to collect an unpaid fee, fine, interest, penalty or other money legally owed to the city, or has otherwise determined in good faith that the amount is practically uncollectible; provided that any amount totaling more than one thousand dollars (\$1,000.00) per account may not be waived without city council approval.

The city manager may delegate some or all of this authority to department heads and other managers in city government by administrative directive.

- C. Support Of Charitable Entities: After following the procedures required by Utah code section 10-8-2(2) or any successor provision, the city council may waive fees otherwise due to the city, and may otherwise provide financial and nonfinancial support to a charitable entity providing services to the citizens of the city.
- D. Settling Litigation And Pre-litigation Claims By Or Against The City: A claim made by or against the city may be compromised, in whole or in part, without city council approval, up to an amount payable by, or to be paid to, the city of fifteen thousand dollars (\$15,000.00), if the city attorney determines that such a compromise is in the best interests of the city. Notwithstanding the foregoing, prior to settling any claim by or against the city, the mayor shall be notified of any claim over five thousand dollars (\$5,000.00), and if deemed necessary the mayor shall call a special/emergency council meeting. (2001 Code § 1-1-120; Ord. 09-19, 7-14-2009)

Pursuant to City Code Section 3-4-1, the City Council may waive fees otherwise due to the City, and may otherwise provide financial and nonfinancial support to a nonprofit entity providing services to the citizens of the City, if the City complies with section 10-8-2 of the Utah Code. Section 10-8-2 limits the charitable contribution to a nonmonetary contribution, such as fee waivers and City services. It also limits the total charitable contributions for the fiscal year to 1% of the City's budget for that fiscal year and requires a public hearing prior to approval.

The Children's Justice Center was a nonprofit corporation and requested nonmonetary contributions for the Day of Hope Car show valued at \$4,060.00 as follows:

Day of Hope Car Show requested services:

<u>Requested Item</u>	<u>Cost/Value</u>
• Police - K9 Demonstration, Vehicles (6 @ \$55 per hour)	\$1650
• Police Chief and Fire Chief as Judges	\$ 0.00
• Mayor or designee to select a car award winner	\$ 0.00
• Fire Apparatus display (\$171 per hour)	\$855
• Post event information on City Website	\$ 0.00
• Post event information on lobby kiosk	\$ 0.00
• Display poster in city locations	\$ 0.00
• Share event information electronically / social media (\$10/boost)	\$20
• Park fees	
○ Deposit	\$500
○ Set up / Cleaning	\$150
○ Park Pavilion rentals:	\$375
○ Staff support (8a – 6p=10hrs) 10hrs x \$25	\$250
• Encroachment permit	\$260
• Permission to park cars on the park grass	\$ 0.00
TOTAL:	\$4,060

Mayor Rolfe opened the public hearing.

Alexandra Eframo, West Jordan resident, spoke in favor of the City approving the waiver of fees.

Jessica Wendell of the Children's Justice Center explained that they sought the fee waiver so that all funds raised would go directly to benefit the young crime victims they served each year. She also took the opportunity to thank Chief Diamond for the support he and his department provided during the recent Cops for Kids event.

Chief Diamond explained that he currently served as the Chairperson of the Advisory Board of the Center in Salt Lake County. He indicated that the Center provided thousands of dollars' worth of training for West Jordan officers each year, including forensic interview techniques. He stated that the partnership between the City and the Children's Justice Center was invaluable.

There was no one else who wished to speak. Mayor Rolfe closed the public hearing.

MOTION: Councilmember McConnehey moved to waive fees for park rental, encroachment permits and additional City services not to exceed \$5,000 for the 2016 Children's Justice Center Day of Hope Car Show in August 2016. The motion was seconded by Councilmember Burton.

A roll call vote was taken

Councilmember Burton	Yes
Councilmember Haaga	Yes
Councilmember Jacob	Yes
Councilmember McConnehey	Yes
Councilmember Nichols	Absent
Councilmember Rice	Yes
Mayor Rolfe	Yes

The motion passed 6-0.

VIII. BUSINESS ITEMS

REPORT AND UPDATE ON THE CITY OF WEST JORDAN'S FISCAL YEAR 2015-2016 3RD QUARTERLY REPORT

For Period Ending March 30, 2016

Purpose

The Quarterly Report is intended to give unaudited, summary information to the user about West Jordan City's revenue and expenses for the first quarter of fiscal year 2016, which will end June 30, 2016. The report includes information about the City's General Fund and Enterprise Funds. This report gives City Management and the City Council the opportunity to see the financial status of the City within its major funds and make decisions accordingly.

Content

This report contains the current and prior year quarterly information and the year-to-date totals for each fund. In addition, it includes a forecasted total for each number. The forecasts are based on the expenditure and revenue percentages from the previous year. The numbers are not final and may change. The only time that Financial Statements are final is after the City has completed its annual audit and issued its Comprehensive Annual Financial Report (CAFR).

General Fund Summary Revenues	Approved Annual Budget	Year to Date (Current)	Year to Date (Prior)	March 2016 (Current Year)	March 2015 (Prior Year)	Forecast (Current Year)	% Budget to Forecast	Difference	% Difference
Property Taxes	\$ 11,770,868.00	\$ 11,181,490.90	\$ 10,086,512.73	\$ 140,566.75	\$ 40,792.36	\$ 11,770,868.00	100.0%	\$ -	0.0%
Sales Taxes	\$ 16,297,401.00	\$ 9,076,786.51	\$ 9,508,336.19	\$ 1,217,521.65	\$ 1,252,709.22	\$ 15,649,631.91	96.0%	\$ (647,769.09)	-4.0%
Franchise Taxes	\$ 5,939,513.00	\$ 4,741,286.36	\$ 4,629,785.75	\$ 600,847.05	\$ 542,405.55	\$ 6,773,266.23	114.0%	\$ 833,753.23	14.0%
Telecommunications Taxes	\$ 1,219,200.00	\$ 680,167.24	\$ 711,120.09	\$ 100,361.30	\$ 108,369.34	\$ 1,079,630.54	88.6%	\$ (139,569.46)	-11.4%
Fee in Lieu - Vehicles	\$ 1,150,000.00	\$ 633,396.53	\$ 643,310.54	\$ 51,260.88	\$ 68,887.72	\$ 989,682.08	86.1%	\$ (160,317.92)	-13.9%
Other Taxes	\$ 51,000.00	\$ 184,709.58	\$ 116,311.52	\$ 31,286.34	\$ 35,230.13	\$ 194,431.14	381.2%	\$ 143,431.14	281.2%
Licenses and Permits	\$ 1,708,400.00	\$ 1,757,534.03	\$ 1,364,841.68	\$ 321,665.29	\$ 180,222.63	\$ 2,703,898.51	158.3%	\$ 995,498.51	58.3%
Intergovernmental	\$ 4,535,781.00	\$ 3,032,646.61	\$ 2,229,064.98	\$ 451,259.90	\$ 677,431.75	\$ 4,535,781.00	100.0%	\$ -	0.0%
Ambulance Fees	\$ 1,526,265.00	\$ 1,384,862.16	\$ 1,222,874.96	\$ 172,433.44	\$ 129,426.83	\$ 1,846,482.88	121.0%	\$ 320,217.88	21.0%
Charges for Services	\$ 1,683,757.00	\$ 1,284,951.83	\$ 1,390,290.97	\$ 179,932.16	\$ 192,708.03	\$ 1,809,791.31	107.5%	\$ 126,034.31	7.5%
Interfund Charges	\$ 4,276,552.00	\$ 3,207,414.15	\$ 3,088,736.28	\$ 356,379.35	\$ 343,192.92	\$ 4,276,552.00	100.0%	\$ -	0.0%
Fines and Forfeitures	\$ 1,500,000.00	\$ 1,037,660.28	\$ 1,111,715.67	\$ 167,138.28	\$ 176,888.89	\$ 1,383,547.04	92.2%	\$ (116,452.96)	-7.8%
Miscellaneous Income	\$ 511,634.00	\$ 360,414.04	\$ 845,937.26	\$ 80,321.82	\$ 26,494.95	\$ 480,552.05	93.9%	\$ (31,081.95)	-6.1%
Events	\$ 233,445.00	\$ 232,018.79	\$ 64,587.93	\$ 4,934.00	\$ 691.00	\$ 257,798.66	110.4%	\$ 24,353.66	10.4%
Total Revenues	\$ 52,403,816.00	\$ 38,795,339.01	\$ 37,013,426.55	\$ 3,875,908.21	\$ 3,775,451.32	\$ 53,751,913.34	102.6%	\$ 1,348,097.34	2.6%

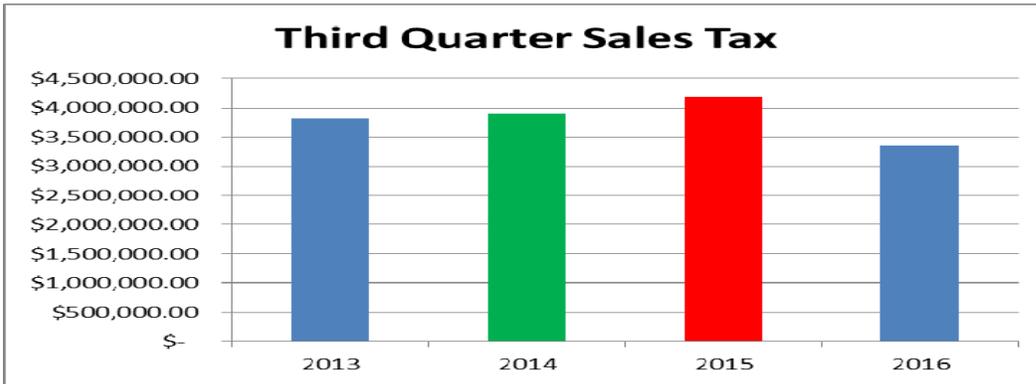
General Fund Summary	Approved Annual Budget	Year to Date (Current)	Year to Date (Prior)	March 2016 (Current Year)	March 2015 (Prior Year)	Forecast (Current Year)	% Budget to Forecast	Difference	% Difference
Revenues	\$ 52,403,816.00	\$ 38,795,339.01	\$ 37,013,426.55	\$ 3,875,908.21	\$ 3,775,451.32	\$ 53,751,913.34	102.6%	\$ 1,348,097.34	2.6%
Expenditures									
<i>Personnel Expenses</i>									
City Manager	\$ 1,506,617.00	\$ 1,135,488.96	\$ 1,026,784.97	\$ 113,703.25	\$ 98,508.18	\$ 1,476,135.65	98.0%	\$ 30,481.35	-2.0%
Admin Services	\$ 1,502,878.00	\$ 1,033,840.04	\$ 1,103,316.17	\$ 89,311.48	\$ 105,022.15	\$ 1,343,992.05	89.4%	\$ 158,885.95	-10.6%
Finance	\$ 1,732,809.00	\$ 1,265,719.81	\$ 1,110,003.06	\$ 129,650.02	\$ 117,801.00	\$ 1,645,435.75	95.0%	\$ 87,373.25	-5.0%
City Attorney	\$ 1,621,698.00	\$ 1,155,925.23	\$ 1,090,300.21	\$ 115,337.68	\$ 111,256.92	\$ 1,502,702.80	92.7%	\$ 118,995.20	-7.3%
Human Resources	\$ 337,489.00	\$ 288,008.40	\$ 285,894.44	\$ 26,541.67	\$ 28,438.02	\$ 374,410.92	110.9%	\$ (36,921.92)	10.9%
Development	\$ 1,519,308.00	\$ 1,032,783.93	\$ 1,035,896.82	\$ 107,003.67	\$ 103,124.77	\$ 1,342,619.11	88.4%	\$ 176,688.89	-11.6%
Economic Development	\$ 142,509.00	\$ 27,638.78	\$ 114,335.67	\$ 2,988.33	\$ 15,384.22	\$ 35,930.41	25.2%	\$ 106,578.59	-74.8%
Courts	\$ 740,468.00	\$ 523,596.41	\$ 513,539.77	\$ 52,717.07	\$ 52,040.98	\$ 680,675.33	91.9%	\$ 59,792.67	-8.1%
Police	\$ 14,163,439.00	\$ 10,679,987.94	\$ 9,611,352.43	\$ 1,081,778.33	\$ 1,083,468.30	\$ 13,883,984.32	98.0%	\$ 279,454.68	-2.0%
Fire	\$ 8,747,756.00	\$ 6,862,431.13	\$ 6,217,879.30	\$ 698,368.78	\$ 760,446.69	\$ 8,921,160.47	102.0%	\$ (173,404.47)	2.0%
Public Works	\$ 3,816,823.00	\$ 3,042,991.30	\$ 2,753,823.87	\$ 308,488.76	\$ 268,734.58	\$ 3,955,888.69	103.6%	\$ (139,065.69)	3.6%
Parks	\$ 1,683,010.00	\$ 1,132,605.20	\$ 1,049,294.01	\$ 87,863.33	\$ 72,862.08	\$ 1,472,386.76	87.5%	\$ 210,623.24	-12.5%
Total Personnel Expenses	\$ 37,514,804.00	\$ 28,181,017.13	\$ 25,912,420.72	\$ 2,813,752.37	\$ 2,817,087.89	\$ 36,635,322.27	97.7%	\$ 879,481.73	-2.3%
<i>Operating Expenses</i>									
City Manager	\$ 1,937,542.00	\$ 1,133,962.54	\$ 991,452.95	\$ 116,371.15	\$ 112,554.87	\$ 1,532,381.81	79.1%	\$ 405,160.19	-20.9%
Admin Services	\$ 3,581,883.00	\$ 1,958,491.14	\$ 1,602,350.82	\$ 134,760.10	\$ 191,933.16	\$ 2,880,134.03	80.4%	\$ 701,748.97	-19.6%
Finance	\$ 464,085.00	\$ 316,588.51	\$ 237,474.77	\$ 35,076.97	\$ 41,657.62	\$ 452,269.30	97.5%	\$ 11,815.70	-2.5%
City Attorney	\$ 348,487.00	\$ 183,093.84	\$ 132,194.74	\$ 6,104.75	\$ 10,377.87	\$ 247,424.11	71.0%	\$ 101,062.89	-29.0%
Human Resources	\$ 159,820.00	\$ 80,681.67	\$ 67,603.63	\$ 6,424.49	\$ 2,215.41	\$ 110,522.84	69.2%	\$ 49,297.16	-30.8%
Development	\$ 137,253.00	\$ 47,218.10	\$ 82,617.31	\$ 3,481.18	\$ 30,386.69	\$ 59,022.63	43.0%	\$ 78,230.38	-57.0%
Economic Development	\$ 312,909.00	\$ 180,036.78	\$ 100,866.62	\$ 68.15	\$ 18,533.81	\$ 216,911.78	69.3%	\$ 95,997.22	-30.7%
Courts	\$ 56,825.00	\$ 39,674.01	\$ 30,441.86	\$ 5,337.13	\$ 5,811.62	\$ 56,677.16	99.7%	\$ 147.84	-0.3%
Police	\$ 3,489,474.00	\$ 2,117,407.13	\$ 2,655,884.02	\$ 177,350.42	\$ 236,804.65	\$ 3,113,834.01	89.2%	\$ 375,639.99	-10.8%
Fire	\$ 2,009,390.00	\$ 1,434,082.91	\$ 1,507,727.57	\$ 151,769.55	\$ 174,512.34	\$ 2,048,689.87	102.0%	\$ (39,299.87)	2.0%
Public Works	\$ 3,495,092.00	\$ 1,868,205.97	\$ 1,694,578.64	\$ 230,512.40	\$ 235,845.53	\$ 3,113,676.62	89.1%	\$ 381,415.38	-10.9%
Parks	\$ 2,041,177.00	\$ 735,423.81	\$ 832,181.75	\$ 79,083.11	\$ 138,537.28	\$ 1,690,217.21	82.8%	\$ 350,959.79	-17.2%
Total Operating Expenses	\$ 18,033,937.00	\$ 10,094,866.41	\$ 9,935,374.68	\$ 946,339.40	\$ 1,199,170.85	\$ 15,521,761.36	86.1%	\$ 2,512,175.64	-13.9%
<i>Transfers Out</i>									
Admin Services	\$ 750,000.00	\$ 562,500.00	\$ 562,500.00	\$ 62,500.00	\$ 62,500.00	\$ 750,000.00	100.0%	\$ -	0.0%
Public Works	\$ 2,538,548.00	\$ 1,238,692.00	\$ 1,897,157.82	\$ 241,822.36	\$ (23,634.42)	\$ 2,538,548.00	100.0%	\$ -	0.0%
Total Transfers	\$ 3,288,548.00	\$ 1,801,192.00	\$ 2,459,657.82	\$ 304,322.36	\$ 1,470,781.50	\$ 3,288,548.00	100.0%	\$ -	0.0%
Total Expenditures	\$ 58,837,289.00	\$ 40,077,075.54	\$ 38,307,453.22	\$ 4,064,414.13	\$ 5,487,040.24	\$ 55,445,631.63	94.2%	\$ 3,391,657.37	-5.8%
Operating Surplus (Deficit)	\$ (6,433,473.00)	\$ (1,281,736.53)	\$ (1,294,026.67)	\$ (188,505.92)	\$ (1,711,588.92)	\$ (1,693,718.29)			

General Fund

Notes to the General Fund

1. The City receives sales tax revenues 60 days after collection by the retailers.
2. November and December are the primary months for property tax collections.

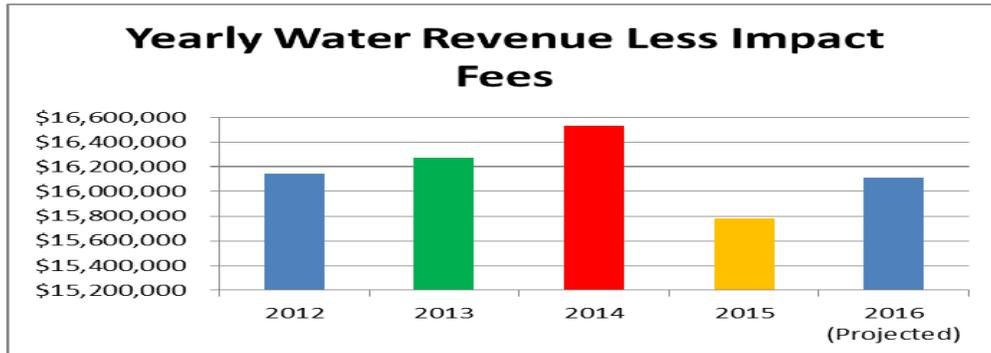
3. MET & Telecommunication taxes are received 45-60 days after they are billed to the customer.
4. Class C Road revenues are paid bi-monthly and are received 60 to 90 days after collection.



Water Fund Summary	Approved Annual Budget	Year to Date (Current)	Year to Date (Prior)	March 2016 (Current Year)	March 2015 (Prior Year)	Forecast (Current Year)	% Budget to Forecast	Difference	% Difference
Revenues									
Charges for Services	\$ 17,518,062.00	\$ 12,082,278.58	\$ 11,756,700.80	\$ 683,249.66	\$ 854,096.04	\$ 16,109,704.77	92.0%	\$ (1,408,357.23)	-8.0%
Impact Fees	\$ 1,000,000.00	\$ 563,691.00	\$ 421,024.00	\$ 46,878.00	\$ 37,762.00	\$ 939,485.00	93.9%	\$ (60,515.00)	-6.1%
Total Revenues	\$ 18,518,062.00	\$ 12,645,969.58	\$ 12,177,724.80	\$ 730,127.66	\$ 891,858.04	\$ 17,049,189.77	92.1%	\$ (1,468,872.23)	-7.9%
Expenses									
Personel Expense	\$ 1,739,596.00	\$ 1,245,294.80	\$ 1,100,175.24	\$ 118,082.11	\$ 112,760.13	\$ 1,618,883.24	93.1%	\$ 120,712.76	-6.9%
Operating Expense	\$ 14,129,151.00	\$ 9,028,010.23	\$ 8,460,360.86	\$ 662,625.22	\$ 1,082,289.36	\$ 12,037,346.97	85.2%	\$ 2,091,804.03	-14.8%
Capital Projects	\$ 6,100,786.00	\$ 1,538,490.95	\$ 4,739,165.72	\$ 199,045.43	\$ 64,082.03	\$ 6,100,786.00	100.0%	\$ -	0.0%
Transfer	\$ 25,000.00	\$ 18,749.97	\$ 18,749.97	\$ 2,083.33	\$ 2,083.33	\$ 25,000.00	100.0%	\$ -	0.0%
Bond Fee	\$ 3,500.00	\$ 2,000.00	\$ 3,000.00	\$ -	\$ -	\$ 3,500.00	100.0%	\$ -	0.0%
Bond Interest	\$ 126,060.00	\$ 62,979.56	\$ 69,958.54	\$ -	\$ -	\$ 126,060.00	100.0%	\$ -	0.0%
Bond Principle	\$ 665,000.00	\$ -	\$ -	\$ -	\$ -	\$ 665,000.00	100.0%	\$ -	0.0%
Total Expenses	\$ 22,789,093.00	\$ 11,895,525.51	\$ 14,391,410.33	\$ 981,836.09	\$ 1,261,214.85	\$ 20,576,576.21	90.3%	\$ 2,212,516.79	-9.7%
Operating Surplus (Deficit)	\$ (4,271,031.00)	\$ 750,444.07	\$ (2,213,685.53)	\$ (251,708.43)	\$ (369,356.81)	\$ (3,527,386.44)	1.8%	\$ 743,644.56	1.8%

Water Fund

1. Impact Fees are projected to be near \$939,485
2. Water Revenue less Impact Fees is projected to be the 2nd lowest in five years.

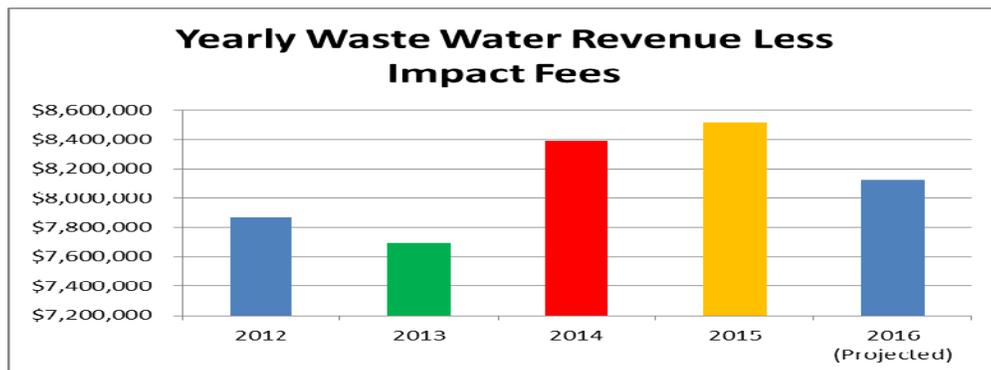


3. \$1,200,000 to \$1,300,000 in Water Fees collected has been designated by the City Council each year for Capital Replacement.

Waste Water Fund Summary	Approved Annual Budget	Year to Date (Current)	Year to Date (Prior)	March 2016 (Current Year)	March 2015 (Prior Year)	Forecast (Current Year)	% Budget to Forecast	Difference	% Difference
Revenues									
Charges for Services	\$ 8,539,822.00	\$ 6,092,967.82	\$ 6,320,792.50	\$ 577,495.50	\$ 696,705.06	\$ 8,123,957.09	95.1%	\$ (415,864.91)	-4.9%
Impact Fees	\$ 650,000.00	\$ 382,087.00	\$ 290,668.17	\$ 33,845.00	\$ 26,190.00	\$ 509,449.33	78.4%	\$ (140,550.67)	-21.6%
Total Revenues	\$ 9,189,822.00	\$ 6,475,054.82	\$ 6,611,460.67	\$ 611,340.50	\$ 722,895.06	\$ 8,633,406.43	93.9%	\$ (556,415.57)	-6.1%
Expenses									
Personel Expense	\$ 966,839.00	\$ 584,645.57	\$ 476,144.15	\$ 59,181.25	\$ 56,182.51	\$ 760,039.24	78.6%	\$ 206,799.76	-21.4%
Operating Expense	\$ 6,249,791.00	\$ 4,641,734.12	\$ 4,220,655.60	\$ 492,362.31	\$ 549,355.01	\$ 6,188,978.83	99.0%	\$ 60,812.17	-1.0%
Capital Projects	\$ 4,970,884.00	\$ 2,226,998.87	\$ 2,190,290.76	\$ 814,001.42	\$ 129,133.45	\$ 4,970,884.00	100.0%	\$ -	0.0%
Transfer	\$ 25,000.00	\$ 18,749.97	\$ 18,749.97	\$ 2,083.33	\$ 2,083.33	\$ 25,000.00	100.0%	\$ -	0.0%
Total Expenses	\$ 12,212,514.00	\$ 7,472,128.53	\$ 6,905,840.48	\$ 1,367,628.31	\$ 736,754.30	\$ 11,944,902.07	97.8%	\$ 267,611.93	-2.2%
Operating Surplus (Deficit)	\$ (3,022,692.00)	\$ (997,073.71)	\$ (294,379.81)	\$ (756,287.81)	\$ (13,859.24)	\$ (3,311,495.64)	-3.9%	\$ (288,803.64)	-3.9%

Waste Water Fund

1. Impact Fees are projected to be over \$509,449, this is lower than budgeted
2. Waste Water Revenue less Impact Fees is projected to be the lowest in the previous three years.



3. \$750,000 in Waste Water Fees collected has been designated by the City Council each year for Capital Replacement.

Solid Waste Fund Summary	Approved Annual Budget	Year to Date (Current)	Year to Date (Prior)	March 2016 (Current Year)	March 2015 (Prior Year)	Forecast (Current Year)	% Budget to Forecast	Difference	% Difference
Revenues									
Charges for Services	\$ 3,596,157.00	\$ 2,876,839.73	\$ 2,893,388.95	\$ 325,036.75	\$ 382,704.60	\$ 3,835,786.31	106.7%	\$ 239,629.31	6.7%
Miscellaneous	\$ -	\$ 204.00	\$ 408.00	\$ -	\$ -	\$ 816.00		\$ 816.00	
Total Revenues	\$ 3,596,157.00	\$ 2,877,043.73	\$ 2,893,796.95	\$ 325,036.75	\$ 382,704.60	\$ 3,836,602.31	106.7%	\$ 240,445.31	6.7%
Expenses									
Personel Expense	\$ 125,805.00	\$ 183,600.71	\$ 105,778.93	\$ 18,473.49	\$ 12,024.27	\$ 238,680.92	189.7%	\$ (112,875.92)	89.7%
Operating Expense	\$ 4,223,978.00	\$ 2,503,766.99	\$ 2,414,758.98	\$ 278,386.50	\$ 341,358.00	\$ 3,793,586.35	89.8%	\$ 430,391.65	-10.2%
Transfer	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	
Total Expenses	\$ 4,349,783.00	\$ 2,687,367.70	\$ 2,520,537.91	\$ 296,859.99	\$ 353,382.27	\$ 4,032,267.27	92.7%	\$ 317,515.73	-7.3%
Operating Surplus (Deficit)	\$ (753,626.00)	\$ 189,676.03	\$ 373,259.04	\$ 28,176.76	\$ 29,322.33	\$ (195,664.96)	14.0%	\$ 557,961.04	14.0%

Solid Waste Fund

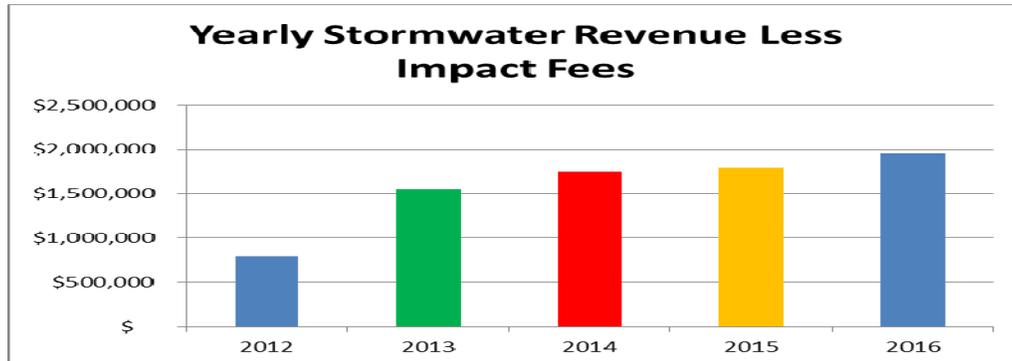
- The Solid Waste Fund has been growing over the last 10 years in order to save for a Transfer Station. Trans-Jordan Landfill has informed the City that they will be paying for the Transfer Station. It was the Council’s decision to move \$4,000,000 from the Solid Waste Fund to the Storm Water Fund for Capital Project Funding. At this point projections show that the Solid Waste Fund will be near \$500,000 cash at the end of this fiscal year.
- year.



Stormwater Fund Summary	Approved Annual Budget	Year to Date (Current)	Year to Date (Prior)	March 2016 (Current Year)	March 2015 (Prior Year)	Forecast (Current Year)	% Budget to Forecast	Difference	% Difference
Revenues									
Charges for Services	\$ 1,775,693.00	\$ 1,460,749.10	\$ 1,308,446.52	\$ 226,784.12	\$ 165,252.55	\$ 1,947,665.47	109.7%	\$ 171,972.47	9.7%
Impact Fees	\$ 500,000.00	\$ 744,135.86	\$ 819,658.01	\$ 91,205.22	\$ -	\$ 992,181.15	198.4%	\$ 492,181.15	98.4%
Total Revenues	\$ 2,275,693.00	\$ 2,204,884.96	\$ 2,128,104.53	\$ 317,989.34	\$ 165,252.55	\$ 2,939,846.61	129.2%	\$ 664,153.61	29.2%
Expenses									
Personel Expense	\$ 807,749.00	\$ 576,643.76	\$ 453,943.19	\$ 52,540.24	\$ 43,296.54	\$ 749,636.89	92.8%	\$ 58,112.11	-7.2%
Operating Expense	\$ 510,294.00	\$ 518,065.90	\$ 456,034.11	\$ 51,516.60	\$ 61,128.86	\$ 690,754.53	135.4%	\$ (180,460.53)	35.4%
Capital Projects	\$ 1,559,161.00	\$ 1,925,610.68	\$ 894,939.82	\$ 194,476.03	\$ 445,027.44	\$ 1,559,161.00	100.0%	\$ -	0.0%
Total Expenses	\$ 2,877,204.00	\$ 3,020,320.34	\$ 1,804,917.12	\$ 298,532.87	\$ 549,452.84	\$ 2,999,552.42	104.3%	\$ (122,348.42)	4.3%
Operating Surplus (Deficit)	\$ (601,511.00)	\$ (815,435.38)	\$ 323,187.41	\$ 19,456.47	\$ (384,200.29)	\$ (59,705.81)	24.9%	\$ 541,805.19	24.9%

Storm Water Fund

1. Impact Fees are projected to be over \$900,000.
2. Storm Water Revenue less Impact Fees is projected to be the up from the previous two years. However, this will increase as the City Council has approved an increase to Commercial Billing to take effect in January.



3. \$4,000,000 in cash was transferred in Fiscal Year 2015 from the Solid Waste Fund to the Storm Water Fund to increase the Capital Project funding.

DISCUSSION AND POSSIBLE ACTION REGARDING ORDINANCE 16-19, REZONE FROM P-F (PUBLIC FACILITIES) TO R-1-8C (SINGLE-FAMILY RESIDENTIAL 8,000 SQUARE FOOT LOTS), PROPERTY LOCATED AT 8200 SOUTH 6700 WEST, THE BOYER COMPANY/SPENCER MOFFAT, APPLICANT

David Oka turned the time over to Larry Gardner who explained that the applicant was requesting two map amendments. The first was an amendment to the Future Land Use Map from Public Facilities to Medium Density Residential and relocating the Parks and Open Lands map portion to where the wash was generally located on the property. Currently the Parks and Open Lands map portion ran along 8200 South. The second change was an amendment to the Zoning Map from PF (Public Facilities) to R-1-8C (Single Family Residential 8,000 square foot lot minimum, house size C). The amendments all affected the same 40-acre piece of property, on the northeast corner of 8200 South and SR-111. The property was currently owned by Jordan School District but was under contract to be purchased by the Boyer Company. Overall the parcel was 50 acres in area. The School District purchased the property for a potential high school site but had since decided to locate a future high school to a different location. The School District would be keeping 10 acres on the south east portion of the site for a future elementary school. Those 10 acres would remain Public Facilities on the Land Use and Zoning Maps.

If the land use map amendment and rezoning were approved, the applicant was proposing to subdivide the property and construct single family dwellings. A concept plan showing how the development might be constructed was attached for reference purposes only and did not bind the developer or the City. The Medium-Density Residential Land Use

designation according to the General Plan had an established density range of 3.1 to 5.0 dwelling units per acre. The applicant’s intent was to subdivide the property into 146 single family lots and one ten-acre parcel. The concept plan as provided showed the proposed roadway design and lot configuration. The average lot size would be within the parameters set by the Zoning Ordinance with the smallest lot being 8,000 sq. ft. The gross density of the project was expected to be 3.65 units per acre. The site was an irregular polygon in shape and sloped from west to east. The property had historically been used for dry-farming. An unnamed wash ran through the site and would be left exposed. It is anticipated the wash would be landscaped. The design of the wash would be part of the subdivision process.

III. GENERAL INFORMATION & ANALYSIS

The subject property’s surrounding zoning and land uses were as follows:

	Future Land Use	Zoning	Existing Land Use
North	High Density Residential	PC	Multi-Family Residential
South	Public Facilities and Low Density Residential	PF and PC	School and Single Family
East	Low Density Residential	LSFR	Church, Open Ground
West	Medium Density Residential, Neighborhood Commercial, Parks and Open Space	PC	Single Family, Convenience Store, Park/Detention Pond

IV. FINDINGS OF FACT

Section 13-7C-6: Amendments to the Land Use Map

According to City Code, Section 13-7C-6), any amendments to the general plan, including maps, shall be approved only if the following are met.

Finding A: *The proposed amendment conforms to and is consistent with the adopted goals, objectives, and policies set forth in the City General Plan.*

Discussion: The applicant is proposing to amend the Future Land Use Map from Public Facilities to Medium Density Residential and relocating the Parks and Open Lands map reference from adjacent to 8200 South to the location where the unnamed wash runs.

The description of “Public Facilities” from the General Plan is:

“The Public Facilities designation is applied to areas where government buildings and facilities, schools, and major public utility facilities are located, or should be located in the future. These uses should be located in areas suitable and compatible with neighboring land uses, and should provide a buffer between land uses where appropriate. Public facilities should be located among compatible land uses and zones but should also be located to efficiently serve a growing community.”

The School District was not completely abandoning the site as a potential school site but was changing the school type from a High School to an Elementary School. Elementary schools were generally built upon 10 to 12 acre sites. Changing the Land Use Map from Public Facilities to Medium Density would be compatible with the surrounding uses.

The description of “Medium Density Residential” in the General Plan is:

“Medium Density Residential will include development providing for moderate intensity single-family attached/detached units as well as twin and town homes. Areas that should be designated as medium density residential uses should be preferred for infill developments that are well buffered from commercial and industrial uses.”

The applicant was proposing to construct all single family homes with no multi-family or twin homes and had submitted an application to change the zoning designation from PF to R-1-8C.

The General Plan states: *“lower density single-family residential uses are most preferred in West Jordan.”* The majority of the residential land use designation abutting SR-111 was of the “Medium Density” land use designation. The General Plan Land Use Map amendment to “Medium Density” was consistent with the goals of the plan in that the developer was proposing to construct all single family homes at this time.

Finding: The proposed amendment conformed to and was consistent with the adopted goals, objectives, and policies set forth in the City General Plan.

Finding B: *The development pattern contained on the land use plan inadequately provides the appropriate optional sites for the use and/or change proposed in the amendment.*

Discussion: At present there was approximately 506 acres of undeveloped land designated as “Medium Density” residential west of 5600 West (excluding the Highlands). The most appropriate optional site that was designated Medium Density was south and east of the proposed site, however the parcel was nearly 150 acres and was currently not for sale. The remainder of medium density sites would require “leap frog” development which was discouraged by the General Plan. Public Facility land uses such as government office schools etc. were generally located where a use existed or where it was best determined that a future need would exist. The School District purchased the 50 acres with the intent to

construct a future high school. The District had determined that a High School would better serve the community at a different location and that a 50-acre site was not large enough to meet current high school design needs. The District would keep a 10-acre piece for a future elementary school. Because the site would not be used for a public facility use such as the high school, the use that was most compatible with the area was single family housing.

Finding: The development pattern contained on the land use plan inadequately provided the appropriate optional sites for the use and/or change proposed in the amendment.

Finding C: *The proposed amendment would be compatible with other land uses, existing or planned, in the vicinity.*

Discussion: The proposed land use amendment would be compatible with the uses surrounding the site. The use to the North was multifamily. To the west was a convenience store located at the corner of SR-111 and 8200 South and single family dwellings. The uses to the East included a church and open ground planned to be future single family. To the South was a middle school and single family residential.

Finding: The proposed amendment would be compatible with other land uses, existing or planned, in the vicinity.

Finding D: *The proposed amendment constituted an overall improvement to the adopted general land use map and was not solely for the good or benefit of a particular person or entity.*

Discussion: The approval of the proposed amendment would be consistent with the apparent practice of placing Medium Density and High Density along major arterial roads, including Bacchus Highway. The School District would keep a 10-acre piece on 6700 West for a future elementary school. If the site would not be used for a public facility use such as a school, a use that was most compatible with the area was single family housing.

Finding: The proposed amendment constituted an overall improvement to the adopted general land use map and was not solely for the good or benefit of a particular person or entity.

Finding E: *The proposed amendment would not adversely impact the neighborhood and community as a whole by significantly altering acceptable land use patterns and requiring larger and more expensive public infrastructure improvements, including, but not limited to, roads, water, wastewater and*

public safety facilities, than would otherwise be needed without the proposed change.

Discussion: The amendment would not adversely impact the neighborhood. The concept plan showed that new roads for the proposed subdivision would not connect through existing neighborhoods. The new development would be connected to existing collector streets. A traffic study would be required with the subdivision application to help determine the most acceptable traffic configuration. Water was adequate in the area and no upgrades would be required. The applicant would work with the Fire Department to determine the best location for fire hydrants. Storm Water will be metered into the existing City systems. The wash running through the property would be left open and landscaped which would provide additional percolation of storm water passing through the development. Sanitary sewer lines would be required to be upsized downstream from this development to adequately handle the extra drainage created by this development (the site had been master planned as a school and single family had a higher impact on the sewer system). Public safety should not be adversely affected by the amendment and the subsequent development. The developer would be required to install any infrastructure required for this development.

Finding: The proposed amendment would not adversely impact the neighborhood and community as a whole by significantly altering acceptable land use patterns and requiring larger and more expensive public infrastructure improvements, including, but not limited to, roads, water, wastewater and public safety facilities, than would otherwise be needed without the proposed change.

Finding F: The proposed amendment was consistent with other adopted plans, codes and ordinances.

Discussion: The proposed amendment was not adverse to any other existing adopted plans, city codes or ordinances. The property was within the boundaries of the Jordan Hills Villages master planned development. However, the future development requirements of that plan expired in 2015. Moreover, nothing in that plan prevented the City from exercising its legitimate police power, which included rezoning of property.

Finding: The proposed amendment was consistent with other adopted plans, codes and ordinances.

Section 13-7D-7(A): Amendments to the Zoning Map

According to City Code, Section 13-7D-7(A), the following shall be met in approving any amendments to the Zoning Map.

Criteria 1: *The proposed amendment is consistent with the purposes, goals, objectives, and policies of the City's General Plan.*

Discussion: The subject property was proposed to be located within the Medium-Density Residential land use designation. This designation was created for those residential uses which fell between 3.1 and 5.0 dwelling units per acre. The applicant was proposing to change the zoning designation on 40 acres of land currently zoned as PF (Public Facilities) to R-1-8C with a density of 3.65 du per acre, which was consistent with the Medium Density Land Use designation of the General Plan.

Furthermore, Goal 4 Policy 2 states: "Single-family housing should be the primary residential development type in the city." The applicant's intent was to construct single family homes on the property. The concept plan showed a street system connecting to collector streets. The development would not have any cul-de-sacs and the lot sizes were comparable to other single family in the area. The proposed amendment conforms to and was consistent with the adopted goals, objectives, and policies set forth in the General Plan.

Finding: The proposed amendment was consistent with the purposes, goals, objectives, and policies of the City's General Plan.

Criteria 2: *The proposed amendment would result in compatible land use relationships and does not adversely affect adjacent properties.*

Discussion: The concept plan showed single-family lots with a minimum lot size of 8,000 sq. ft. in area. This lot size was comparable to other single family in the area. The zoning of the development to the north was PC (Planned Community) where the Serengeti Springs apartment complex existed. The properties to the west and south were single family comparable in lot area to the proposed development. The property to the east was part of the Highlands Master plan zoned LSFR and would be single family lots with a density of 1 to 3.5 units per acre.

The proposed subzone for home size would be a "C" which related to the following minimum living areas:

- 1 level dwelling (rambler/split entry) -2,400 sq. ft. minimum living space;
- Split level dwelling – 2,100 sq. ft. minimum living space; and,
- Multi-story dwelling (2 or more) – 2,400 sq. ft. living space.

The lot sizes and housing sizes were similar to what existed around the site. The property sloped from West to East. If this property was developed it would not be interconnected to any existing developments in the area.

The City Engineering Department had indicated that the City did not have the ability to service the project with water and sewer, with an upsized line downstream from the site. The storm drain system was adequate to handle flows from the development and would be designed to meet the specific needs of the development and to protect any existing washes or natural drainage areas.

Finding: The proposed amendment would result in compatible land use relationships and did not adversely affect adjacent properties.

Criteria 3: *The proposed amendment furthers the public health, safety and general welfare of the citizens of the city.*

Discussion: The R-1-8C zoning district had specific standards which would be met when the property was subdivided and developed. The R-1-8C zone was compatible with the existing zones and housing densities found in surrounding neighborhoods and would not harm the public health, safety or welfare of the city as a whole.

Finding: The proposed amendment furthered the public health, safety and general welfare of the citizens of the city.

Criteria 4: *The proposed amendment would not unduly impact the adequacy of public services and facilities intended to serve the subject zoning area and property than would otherwise be needed without the proposed change, such as, but not limited to, police and fire protection, water, sewer and roadways.*

Discussion: The Engineering Department had determined that water was adequate in the area and no upgrades would be required. The applicant would work with the Fire Department to determine the best location for fire hydrants. The Fire Department would review the proposed development at the time of subdivision application to ensure full serviceability. Storm Water would be metered into the existing City system. The wash running through the property would be left open and landscaped which would provide additional percolation of storm water passing through the development. Sanitary sewer lines would be required to be upsized downstream from this development to adequately handle the extra drainage created by this development (the site had been master planned as a school and single family had a higher impact on the sewer system). Garbage collection would be provided as part of the normal City garbage collection

service. The concept plan of the proposed development would have one road connection to 8200 South Street and two to 6700 West. There would not be any direct access from the property to Bacchus Highway, an arterial roadway. The addition of 146 homes should not change the traffic level of service for 8200 South, 6700 West or Bacchus Highway but a traffic impact study would be required as part of the subdivision submittal to determine if any and what mitigation measures would actually need to be taken.

Finding: The proposed amendment would not unduly impact the adequacy of public services and facilities intended to serve the subject zoning area and property than would otherwise be needed without the proposed change, such as, but not limited to, police and fire protection, water, sewer and roadways.

Criteria 5: *The proposed amendment is consistent with the provisions of any applicable overlay zoning districts which may impose additional standards.*

Discussion: The property was not located within any overlay zone.

Finding: This criterion did not apply.

Larry Gardner explained that the applicant had agreed to increase the houses to “E” size.

There was no anticipated fiscal or asset impact.

Staff supported the proposed General Plan Future Land Use Map and Zoning Map amendments associated with this request, believing that the resulting residential development would be compatible with the General Plan, adjoining land uses and with the neighborhood.

MOTION: **Councilmember Burton moved to Rezone 40 acres from PF (Public Facilities) to R-1-8E zoning (Single-family residential 8,000 square foot lots, “E” size homes) on property located at 6700 West 8200 South. The motion was seconded by Mayor Rolfe.**

Councilmember McConnehey spoke in opposition to the motion, stating that he would prefer to see 9,000 to 10,000 square foot lots.

Mayor Rolfe pointed out that the applicant had stated at a previous Council meeting that the lots would be larger than 9,000 square feet.

A roll call vote was taken

Councilmember Burton **Yes**
Councilmember Haaga **Yes**
Councilmember Jacob **No**
Councilmember McConnehey **No**
Councilmember Nichols **Absent**
Councilmember Rice **Yes**
Mayor Rolfe **Yes**

The motion passed 4-2.

DISCUSSION AND POSSIBLE ACTION REGARDING RESOLUTION 16-69, AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH BROWN’S AMUSEMENT FOR THE 2016 INDEPENDENCE DAY CARNIVAL

Brian Clegg presented the following information to the Council.

Evaluation of proposals

Evaluators	GCR	CB	PW	JB	Ave	Rank
Company A						
Experience/Qualification (15%)	5	4	4	4		
Understanding Project (15%)	4	4	4	4		
Methodology (15%)	3	3	3.5	3		
Management Plan (15%)	4	3	3	3		
Revenue to City (40%)	4	5	5	4		
Total	4	4.1	4.2	3.7	3.99	1
Company B						
Experience/Qualification (15%)	4	4	4	4		
Understanding Project (15%)	3	4	4	3		
Methodology (15%)	3	4	4	3		
Management Plan (15%)	3	4	4	3		
Revenue to City (40%)	4	4	4	4		
Total	3.55	4	4	3.55	3.775	2
Company C						
Experience/Qualification (15%)	4	4	4.4	4		
Understanding Project (15%)	4	4	4	4		
Methodology (15%)	3	5	4.5	4		
Management Plan (15%)	3	4	4	3		
Revenue to City (40%)	3	3	4.4	3		
Total	3.3	3.75	4.3	3.45	3.699	3

Firms:
 A – Brown’s Amusement
 B – City of Fun
 C – Midway West Amusement

Evaluators:
 GCR – G. Reid (outside event source)
 CB – C. Bullock (SLCO Fair)
 PW – P. Wellington
 JB – Julie Brown

Estimated City Expenses.

None of these had been budgeted and would be additions to current FY 2016/17 budget.

ESTIMATED CITY EXPENSES	
ITEM	ESTIMATED EXPENSE
MASS GATHERING PERMIT	\$500
RESTROOMS	\$5,000
RENTAL EQUIPMENT/TENTS <small>(ingress/egress)</small>	\$1,000
SOLID WASTE PICKUP	\$500
BARRICADES	\$550
ADDITIONAL WATER/CUPS	\$150
PARK STAFFING ESTIMATE	\$9422
FIRE STAFFING ESTIMATE	\$5,741
POLICE STAFFING ESTIMATE	\$11,894
ADMINISTRATION STAFFING	\$950
ADVERTISING <small>(RECOMMENDATION)</small>	\$8,000
	\$43,707

Councilmember Haaga inquired as to the reason that the City Manager did not recommend approval on this item.

Mark Palesh explained that when the budget had been prepared, this event had not been contemplated. If the Council approved the item, it would be added to the budget.

Councilmember Jacob inquired as to the costs of staffing.

Julie Brown explained that the event would not take City staff away from their normal duties. Instead, the work would be provided *in addition to* their normal duties.

Councilmember Haaga confirmed with Mark Palesh that if the Council approved the resolution, funds would be added to the 2016-2017 budget.

MOTION: Councilmember Burton moved to approve Resolution 16-69, authorizing the Mayor to execute a Professional Services Agreement with Brown’s Amusement for the 2016 Independence Day Carnival. The motion was seconded by Councilmember Jacob.

Councilmember McConnehey explained that he was opposed to passing the Resolution at this time as he had some concerns about the budget in general that had not yet been addressed. He was not opposed to discussing the issue later in the evening, or at the next meeting.

Councilmember Haaga spoke in favor of the motion.

Mayor Rolfe pointed out that this event would bring guaranteed revenue to the City of \$32,000.

A roll call vote was taken

Councilmember Burton	Yes
Councilmember Haaga	Yes
Councilmember Jacob	Yes
Councilmember McConnehey	Yes
Councilmember Nichols	Absent
Councilmember Rice	No
Mayor Rolfe	Yes

The motion passed 5-1.

MOTION: Councilmember McConnehey moved for a 5-minute recess. The motion was seconded by Councilmember Burton and all were in favor.

The meeting recessed at 7:15 p.m. and reconvened at 7:23 p.m.

PRESENTATION OF THE CITY MANAGER'S FY2016-2017 PROPOSED BUDGET

Mark Palesh, City Manager, presented his Proposed Budget, explaining that it would be available on-line after the meeting.

Councilmember McConnehey asked Mr. Palesh to address any changes he expected regarding the structure of employee compensation.

Mr. Palesh responded that his budget contained a 1.8% cost of living increase. As for a career ladder system, although it had not yet been funded, there was a process by which Department Heads could request that a ladder system be funded within their own departments.

Councilmember Jacob asked if the proposed budget included any proposed changes to utility fees.

Mark Palesh responded that changes were possible.

In response to an inquiry from Councilmember Haaga, Mark Palesh confirmed that his proposed budget included \$62.9 million in general fund expenditures with \$70 million in proposed revenue. Additionally, he stated that depending on how the Council decided to fund the new Public Works facility, there were additional green sheet items that he would like to add. Finally, as it currently stood, the proposed budget left a fund balance of 19.1% which was under the 25% maximum.

DISCUSSION AND POSSIBLE ACTION REGARDING DRIVE APPROACH LOCATED AT 8137 SOUTH PHEASANT RUN CIRCLE

Councilmember Burton described the issue involving the drive approach at 8137 South Pheasant Run Circle. He explained that he had visited the site, agreed that the situation was a problem and should be addressed. He later learned that there was an ordinance within City Code that prohibited the City from repairing drive approaches, limiting repair work to sidewalks and curbs. However, because it was a safety issue, he felt the Council had an opportunity to direct City staff to make the repair.

Mark Palesh pointed out that West Jordan maintained sidewalks within the City although many other municipalities did not. If City staff had been negligent, they would certainly have made the repairs. However, there was an existing problem with this particular drive approach which was unrelated to work done by City crews and he did not wish to set a precedent for making a repair in this type of situation.

Wendell Rigby estimated that approximately 10% of drive approaches in the City were currently in need of similar repair although perhaps not to the same extent. He estimated that if the City were to repair them all, it would cost between \$5-7 million.

David Brickey explained that City ordinance 8-5-2(b) stated that the “...*property owner will be responsible for all materials and labor costs for the repair or replacement of defective concrete within the property owner's driveway (whether such be sidewalk, curb, gutter or drive approach).*” If the Council decided to repair the concrete at this particular drive approach, he recommended completely changing the Ordinance, lest it appear that the City was willing to assist some residents, but not others. He had a letter from Streets Superintendent Richard Smolik which he would be happy to provide to the Council. He recommended that they first review Mr. Smolik’s letter and then make a decision about the Ordinance as a whole rather than make an exception for a single homeowner.

Councilmember Haaga disclosed that the homeowner in question was a personal friend. He also inquired as to ownership of the drive approach.

David Brickey responded that the driveway approach was owned by the property owner and the curb itself had an easement.

Jared Smith, Risk Manager, stated that although the *curb* might be the City's responsibility, if the City were to make repairs to the gutter it would make the homeowner's driveway even worse-- creating an even larger barrier.

Councilmember McConnehey stated that the biggest issue was the apron of the driveway which had dropped below the curb.

Councilmember Burton explained that he was not asking for the Ordinance to be changed, but that he believed situations like this could be handled on a case-by-case basis by the Council.

Mayor Rolfe felt that the Council should follow the Ordinance. He took an informal straw poll. The majority was in support of adhering to the Ordinance as written until it was changed.

MOTION: Councilmember Burton moved to suspend the rules to permit the property owner to speak and to answer any questions from the Council. The motion was seconded by Councilmember Haaga.

Councilmember McConnehey felt it would be more appropriate to have the homeowner work with the Council and staff to craft an ordinance that would accommodate their needs while still meeting the legal requirements set out by the City. Therefore, he was opposed to suspending the rules.

Mayor Rolfe spoke in favor of the motion since the property owners would have been able to speak for three minutes during Citizen Comments if they had been aware they would not be given the opportunity at this point in the meeting.

Councilmember McConnehey stated that he would not be opposed if the motion was amended to allow the property owners to have their three minutes of Citizen Comment time.

Councilmember Haaga called the question.

A roll call vote was taken

Councilmember Burton	Yes
Councilmember Haaga	Yes
Councilmember Jacob	Yes
Councilmember McConnehey	No
Councilmember Nichols	Absent
Councilmember Rice	No
Mayor Rolfe	No

The motion failed 3-3.

MOTION: Councilmember Burton moved to suspend the rules to permit the property owner to speak for three minutes and in addition, to respond to questions from the Council. The motion was seconded by Councilmember Haaga.

A roll call vote was taken

Councilmember Burton	Yes
Councilmember Haaga	Yes
Councilmember Jacob	Yes
Councilmember McConnehey	Yes
Councilmember Nichols	Absent
Councilmember Rice	Yes
Mayor Rolfe	Yes

The motion failed 6-0.

Dan Mickelson, homeowner at 8137 South Pheasant Run Circle, explained that when he moved in to the home there was no sign of sinkage when one looked to the street from the home. Someone from the City Streets department indicated to him that the depression had been caused by the vibration of machines that the City had used on the street. At one point, plans were made for the City to make the repairs. However, the Mickelson's were later informed that the repair order had been cancelled. He wished to point out that City employees had since been interviewed and denied every suggesting the damage was a result of the vibration of City equipment. He indicated that he would not have come up with the word 'vibration' since he was unfamiliar with the machinery used and whether or not it caused vibration. He concluded by indicating that he was asking no more than to have the property returned to its previous state.

Councilmember McConnehey inquired as to when the Mickelson's moved in to the home (October 2014), when the City worked on the street (October 2015). He also mentioned that when he had visited the property himself, he noticed what appeared to be some settling of the cement walkway approaching the front door of the home.

Councilmember Haaga mentioned that in some *other* pictures he had seen, he felt it was evident that property owned by the City had been damaged by a machine of some sort.

Councilmember Jacob felt that a large legal can of worms could be opened if the City took action that it was not legally responsible for. If the City were responsible for the damage, he would agree that the City should make the repairs.

Councilmember McConnehey pointed out that the City should do what was right—not just what it was legally responsible for. If we caused the damage, we should make the repairs.

However, it would be appropriate to ensure that our Code allowed us to make such a repair. He also had the following concerns:

- Damage extended back to 2011 at least
- There was damage to the walkway leading to the front door
- Portions of concrete did not appear to match other portions of concrete, indicating a prior history of problems

Councilmember McConnehey concluded his comments by indicating he did not feel it appropriate for the City to make the repairs.

Councilmember Rice pointed out that clay has a tendency to sink and that her neighborhood had had similar problems. The homeowners had taken responsibility for making their own repairs. She was not in favor of changing the Ordinance or accepting the liability that would come from making repairs in this situation.

Councilmember Burton wished to pull the item from the agenda.

DISCUSSION AND POSSIBLE ACTION ON THE UMBRELLA POLICY FROM OUR INSURANCE CARRIER ON WEST JORDAN CITY LLC AND ITS BOARD OF DIRECTORS

Councilmember Haaga pulled this item from the agenda.

DISCUSSION ABOUT MEETING THE UTAH CODE REQUIREMENT OF 10-3-819, 10-3-820, 10-3-822, 10-3-823 AND 10-3-825 REGARDING BONDS OF OFFICERS

Councilmember Haaga stated that the City should follow the law and provide bonds for certain positions as required by ordinance. He also pointed out that bonds had not been approved "*by the commission or council at the first meeting of the governing body in January following a municipal election*" as was also required by law. He asked Mark Palesh to direct staff to make sure that the City obtained sufficient bonds for elected officers of the City.

DISCUSSION AND POSSIBLE ACTION FOR REQUEST FOR PROPOSAL OF INSURANCE COVERAGE FOR THE CITY OF WEST JORDAN

Councilmember Haaga pulled this item from the agenda.

DISCUSSION AND POSSIBLE ACTION REGARDING RESOLUTION 16-70, SUPPORTING THE 'CLEAN AIR ACT'

Councilmember Burton read Resolution 16-70 aloud. He stated that he was a proponent of the resolution and felt that the City of West Jordan could set the standard for Salt Lake County and the State of Utah by showing that we were doing our part to help take care of the environment.

Councilmember Haaga left the meeting at 8:21 p.m.

Councilmember Jacob wished to clarify that the Resolution was a request only and that it would apply only to City vehicles.

Councilmember Rice pointed out that if it was a request only, perhaps the term “shall” should be removed from Section 1. She also noticed that “drive-through” businesses were not listed in the exceptions.

Mark Palesh mentioned that several months ago he had directed department heads to address idling within their department and come up with their own internal policies. The policies that had been developed were similar to the proposed resolution.

Mayor Rolfe felt this could be handled administratively.

Councilmember McConnehey indicated that although he supported the intent behind the resolution, he felt that there might be better ways to achieve the desired effect.

Councilmember Rice agreed that the issue should be handled administratively.

The Council directed Mark Palesh to implement appropriate administrative policies.

**DISCUSSION AND POSSIBLE ACTION REGARDING INCREASING
THE WESTERN STAMPEDE RODEO PURSE BY \$5,500.00**

Mayor Rolfe explained that another municipality was holding a rodeo on the same dates as the Western Stampede and had increased their purse by that amount. He felt that West Jordan needed to do the same in order to attract the best participants. The funding source would be the Council contingency fund which required formal action.

MOTION: Mayor Rolfe moved to increase the Western Stampede Rodeo purse by \$5,500.00. The motion was seconded by Councilmember Burton.

Mayor Rolfe explained that competition points earned by rodeo participants were directly related to the size of the purse awarded. Therefore, it was important to offer a purse at least as large as that offered by a competing rodeo. Additionally, larger purses attracted more skilled participants.

Councilmember Rice inquired whether the monies would come from the FY15-16 contingency fund or FY16-17.

Mayor Rolfe responded that approximately \$4,200.00 would come from FY15-16 with the remainder coming from FY16-17.

Councilmember McConnehey addressed the balance in the Council contingency fund and whether or not funds that had already been spent from that fund should actually have been pulled from the City Manager’s budget instead.

Mark Palesh stated that the expenditures could be reclassified as having come from the budgets of the open City Manager and Assistant City Manager's positions.

Mayor Rolfe stated that it was his understanding that the Council contingency fund could only be spent following a public vote by the Council.

Ryan Bradshaw explained that a conversation about moving funds from one year to the next was moot since it was not permitted in government accounting. The City could not use FY15-16 money to pay for services that would not be provided until FY16-17—regardless of when payment was actually made.

A roll call vote was taken

Councilmember Burton	Yes
Councilmember Haaga	Absent
Councilmember Jacob	No
Councilmember McConnehey	Yes
Councilmember Nichols	Absent
Councilmember Rice	Yes
Mayor Rolfe	Yes

The motion passed 4-1.

IX. REMARKS

There were no additional remarks.

X. ADJOURN

MOTION: Councilmember McConnehey moved to adjourn. The motion was seconded by Councilmember Burton and passed 5-0 in favor.

The meeting adjourned at 8:45 p.m.

The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.

KIM V ROLFE
Mayor

ATTEST:

MELANIE BRIGGS, MMC
City Clerk

Approved this 25th day of May 2016