

Murray City Municipal Council Chambers Murray City, Utah

Tuesday, April 19th, 2022

The Murray City Municipal Council met on Tuesday, April 19th, 2022, at 6:30 p.m. (or as soon as possible thereafter) for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

The public was able to view the meeting via the live stream at www.murraycitylive.com or <https://www.facebook.com/Murraycityutah/>. A recording of the City Council meeting can be viewed [HERE](#).

Council in Attendance:

Kat Martinez	District #1
Pamela Cotter	District #2
Rosalba Dominguez	District #3 – Conducting
Diane Turner	District #4
Garry Hrechkosy	District #5
Jennifer Kennedy	Council Director
Patti Johnson	Council Office Administrator III

Administrative Staff in Attendance:

Brett Hales	Mayor
Doug Hill	Chief Administrative Officer
Tammy Kikuchi	Chief Communication Officer
GL Critchfield	City Attorney
Laura Bown	Deputy City Recorder
Brenda Moore	Finance and Administration Director
Craig Burnett	Police Chief
Steve Olson	Fire Battalion Chief
Danny Astill	Public Works Director
Ben Ford	Wastewater Superintendent
Jared Hall	Community and Economic Development Director
Rob White	IT Director
Cameron Kollman	IT Technician
Kim Sorensen	Parks & Recreation Director
Robyn Colton	HR Director

Others in Attendance:

Loran Pasalich	Brian Plamondon	Pam Sanders	R. Donell L. Benjamin
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Opening Ceremonies

Call to Order – Council member Dominguez called the meeting to order at 6:30 p.m.

Pledge of Allegiance – The Pledge of Allegiance was led by Rosalba Dominguez.

Approval of Minutes

Council Meeting - March 8, 2022

MOTION

Councilmember Diane Turner moves to approve the meeting minutes. The motion was SECONDED by Councilmember Pam Cotter.

Council roll call vote:

Ayes: Councilmember Turner, Councilmember Hrechkosy, Councilmember Martinez, Councilmember Cotter, Councilmember Dominguez

Nays: None

Abstentions: None

Motion passed 5-0

Special Recognition

1. Murray City Council Employee of the Month, Jared Hall, Community and Economic Development Director

Presenting: Danny Astill, Director of Public Works and Rosalba Dominguez, Councilmember

Councilmember Rosalba Dominguez and Danny Astill, Director of Public Works introduced Jared Hall, as the April recipient for Employee of the Month. Hall newly appointed Director of Economic Development. He will receive a certificate; a \$50 gift card; and his name will appear on the plaque located in the Council Chambers.

Councilmember Dominguez shared that Jared has always shown his ability to diffuse difficult situations with his calm demeanor and soothing voice. However, these are not all of his talents. Jared is always willing to share his talents and experience not just in the planning division but also in assisting the building division with his language skills. He is

often asked to help the building division at the counter to use his Spanish language skills and act as an interpreter. On occasion, Jared has been willing to accompany the City building officials to a job site where he has been able to act as an interpreter to help a property owner or contractor understand what is being required.

Danny Astill shared that while he served as Interim Director for Community and Economic Development. Hall goes above and beyond for the Building and Planning offices and he creates good customer relations with citizens, developers, and builders.

Hall thanked the council and Mayor for the special recognition.

Councilmembers thanked Hall for his service, and they appreciate him being a part of Murray City.

Special Presentation

1. Mayor Brett Hales' Fiscal Year 2022-2023 Budget Address.

Presenting: Brett A. Hales, Mayor

Mayor Hales consulted with and acknowledged the department heads and directed Budget Director Brenda Moore to propose a 2022-2023 budget for Murray City.

The Mayor thanked Brenda Moore and all the Department heads for their hard work.

2. Consider a resolution acknowledging receipt of the Fiscal Year 2022-2023 tentative budget from the Mayor and the Budget Officer and referring the Mayor's tentative budget for review and consideration to the Budget and Finance Committee of the Murray City Municipal Council.

Presenting: Mayor Brett A. Hales

Resolution number: R22-19

Councilmember Kat Martinez moves to adopt the Resolution. The motion was SECONDED by Councilmember Diane Turner.

Council roll call vote:

Ayes: Councilmember Turner, Councilmember Hrechkosy, Councilmember Martinez, Councilmember Cotter, Councilmember Dominguez

Nays: None

Abstentions: None

Motion passed 5-0

Mayor Hales thanked Doug Hill, Tammi Kikuchi, and Kathy Miller for their help during the budget process .

A copy of the Budget will be available on the City's website: www.murray.utah.gov.

Citizen Comments

The meeting was open for public comment.

No citizen comments were given, and the open public comment period was closed.

Consent Agenda

- 1. Consider confirmation of the Mayor's appointment of Brian Plamondon to the Parks and Recreation Advisory Board for a term from January 2022 to January 2025.**

Presenting: Mayor Hales

Mayor Hales introduced Brian Plamondon as his recommendation to serve on the Parks and Recreation Advisory Board. Mayor Hales expressed his appreciation for Plamondon's willingness to serve. Plamondon's term will be from January 2022 to January 2025.

MOTION:

Councilmember Garry Hrechkosy moved to approve the confirmation of the Mayor's appointment. The motion was SECONDED by Councilmember Kat Martinez.

Council roll call vote:

Ayes: Councilmember Turner, Councilmember Hrechkosy, Councilmember Martinez, Councilmember Cotter, Councilmember Dominguez.

Nays: None

Abstentions: None

Motion passed 5-0

Plamondon thanked the council for the opportunity and looks forward to serving on the Parks and Recreation Advisory Board.

Public Hearings

Staff, sponsor presentations, and public comments will be given prior to Council action on the following matter. The Council Meeting Agenda Packet can be found [HERE](#).

- 1. Consider an ordinance amending Sections 17.144.020 and 17.144.030 of the Murray City**

Municipal Code relating to permitted and conditional uses in the G-O Zone.

Presentation: Jared Hall,

PowerPoint Presentation: Attachment A - Amending Sections 17.144.020 and 17.144.030 of the Murray City Municipal Code relating to permitted and conditional uses in the G-O Zone.

Committee of the Whole presentation

Ordinance: O22-17

Presentation

Jared Hall shared a PowerPoint with the purpose of the proposed ordinance to amend Sections 17.144.020 and 17.144.030 of the Murray City Municipal Code relating to permitted and conditional uses in the G-O Zone.

It was proposed that Sections 17.144.020 and 17.144.030 of the Murray City Municipal Code relating to permitted and conditional uses in the G-O Zone be amended as follows:

The planning staff is proposing changes to the permitted and conditional uses allowed in the G-O Zone. The majority of the uses impacted by these proposed amendments are found in the “personal services” category of the city's Standard Land Use Code. The proposed amendments involve only additions and changes to the lists of permitted and conditional uses; no changes to other regulations such as parking, building height, or buffering are included. The purpose of the G-O Zone is “To provide for a wide variety of general office uses in an attractive office environment.” This zone is often used in buffer or transition areas separating commercial/industrial uses from residential areas.

Staff believes that the scope of personal service business and office activities in the G-O Zone can be expanded without negative impacts on the purpose of the zone. Expanding the availability of basic personal services that are more popular and have less of an impact than they may have been in previous years will allow property owners to attract tenants to aging developments, better maintain them, and even encourage re-investment where possible.

The G-O Zone allows most business and professional service uses as permitted uses. The G-O Zone currently allows only three activities from the personal services categories: Massage Therapy (6296) as a permitted use and Beauty and Barber Services (6230) and Portrait Photography (6221) as conditional uses. Staff proposes moving some personal services to the permitted use list, as well as adding others not currently allowed to both the permitted and conditional uses allowed. Redline/strikeout versions of the use tables in Sections 17.144.020 and 17.144.030 are available, but the proposed changes and their effects can be very simply summarized as shown below:

- Move LU #6230 Beauty and Barber Services, and LU #6221 Portrait Photography from the list of Conditional Uses to the list of Permitted Uses.
- Add LU #6222 Commercial Photography, LU #6254 Shoe Repair, LU #6255 Shoeshine Stands, LU #6297 Reiki, Spiritual Healing Art, LU #6299 Life coaching, consulting, LU #6316 Direct mail advertising (office only), LU #6319 Other advertising services NEC (office only), and LU #6493 Watch & Jewelry Repair & Engraving to the list of Permitted Uses.
- Add LU #6213 Dry Cleaning, LU #6295 Body Art & Tattoo Studios, LU #6496 Locksmiths (office only), and LU #6499 Camera & Musical Instrument Repair to Conditional Uses.

Councilmembers discussed different uses and the impacts in that type of zone.

Citizen Comments

The public hearing was open for public comment.

R. Donell L. Benjamin, District 3

R. Donnell Benjamin shared he is opening a body art studio in the proposed land-use G-O zone. He is in favor of the code amendments for his business categories of the G-O zone regulations as recommended.

MOTION

Councilmember Pam Cotter moves to adopt the ordinance. The motion was SECONDED by Councilmember Roaslaba Dominguez.

Council roll call vote:

Ayes: Councilmember Turner, Councilmember Hrechkosy, Councilmember Martinez, Councilmember Cotter, Councilmember Dominguez

Nays: None

Abstentions: None

Motion passed 5-0

Business Item

- 1. Consider a resolution approving the Mayor's appointment of Ben Ford as the alternate representative to the Central Valley Reclamation Facility Board. Mayor Brett Hales presenting.**

Presentation: Mayor Brett Hales, Public Works Director
Proposed Representative: Ben Ford, Wastewater Superintendent
Resolution R22-20

Presentation

Mayor Hales introduced Ben Ford and recommends that the council appoint Ben Ford as the alternate representative to the Central Valley Reclamation Facility Board. Ford has already been attending the meetings and will replace Danny Astill due to his upcoming retirement.

MOTION: Councilmember Garry Hrechkosy moved to adopt the resolution. The motion was SECONDED by Councilmember Diane Turner.

Council roll call vote:

Ayes: Councilmember Turner, Councilmember Hrechkosy, Councilmember Martinez, Councilmember Cotter, Councilmember Dominguez

Nays: None

Abstentions: None

Motion passed 5-0

Councilmembers thanked Ford for his willingness to serve.

Benjamin Ford thanked the Council for this opportunity, and he is excited to serve on this board.

2. Consider an ordinance amending section 12.24.180 of the Murray City Municipal Code related to fees for use of the Murray Park outdoor swimming pool.

Presentation: Kim Sorensen, Parks and Recreation Director
Ordinance O22-18

Presentation

Kim Sorensen shared a proposal to amend Section 12.24.180 of the Murray City Municipal Code relating to fees for use of the Murray Park Aquatic Center.

The proposed fees are based on the average admissions to other outdoor pools in the valley and making sure the city is covering costs.

Councilmembers discussed the proposed fee rates, the challenges of maintaining a pool and staff, and the average fees in the valley.

MOTION: Councilmember Kat Martinez moved to adopt the ordinance. The motion was SECONDED by Councilmember Diane Turner.

Council roll call vote:

Ayes: Councilmember Turner, Councilmember Martinez, Councilmember Dominguez

Nays: Councilmember Hrechkosy, Councilmember Cotter

Abstentions: None

Motion passed 3-2

Councilmembers thanked Sorensen for the presentation. They asked him to look at the significant increase of the after-hours rental fee at the outdoor pool from \$150 to \$450 as well as the feasibility of offering discounts for Murray Residents for daily rates at the swimming pool. They asked that further discussions could occur at a later date.

3. Consider an ordinance enacting Section 12.24.135 of the Murray City Municipal Code relating to trespassing on golf course property

Presentation: Kim Sorensen, Parks and Recreation Director

Committee of the Whole presentation on [April 5, 2022](#)

Ordinance O22-19

Presentation

Kim Sorensen shared a proposal to amend Section 12.24.135 of the Murray City Municipal Code relating to trespassing on Golf Course property. The change clarifies that entrance to or exit from any golf course is allowed only through designated access points.

Councilmember Hrechkosy asked what the penalty will be if someone accesses the golf course.

Attorney Critchfield shared that it would be a Class B Trespass charge.

MOTION: Councilmember Diane Turner moved to adopt the ordinance. The motion was SECONDED by Councilmember Garry Hrechkosy.

Council roll call vote:

Ayes: Councilmember Turner, Councilmember Hrechkosy, Councilmember Martinez, Councilmember Cotter, Councilmember Dominguez

Nays: None

Abstentions: None

Motion passed 5-0

Councilmembers thanked Sorensen for the presentation.

4. Consider a resolution authorizing the execution of a renewal of the agreement for auditing services with HBME, LLC.

Presentation: Brenda Moore, Finance and Administration Director
Resolution R22-21

Presentation

Brenda Moore shared in April 2019, after selection by a committee consisting of city council members and city council staff a 3-year contract with HBME, LLC for audit services was approved by council resolution and signed. The contract contained a 2-year renewal option. This proposal is to have the Council extend the contract for 2 more years. The cost is outlined in the contract. The fee increase proposed is \$2,100 in the first year and \$900 in the second year. The fee for statement prep and federal single audits remain the same. The Federal single audit will be necessary until we spend the America Rescue Plan Act (ARPA) funds.

Councilmembers discussed the proposed fee increase and the typical timeframe that cities keep the same auditor.

MOTION: Councilmember Garry Hrechkosy moved to adopt the resolution. The motion was SECONDED by Councilmember Kat Martinez.

Council roll call vote:

Ayes: Councilmember Turner, Councilmember Hrechkosy, Councilmember Martinez, Councilmember Cotter, Councilmember Dominguez

Nays: None

Abstentions: None

Motion passed 5-0

Councilmembers thanked Moore for the presentation.

5. Consider a resolution establishing the spending plan framework for the City's allocation of American Rescue Plan Act (ARPA) funds and electing the standard allowance under ARPA for the reduction in revenue due to the COVID-19 Public Health Emergency.

Presentation: Brenda Moore, Finance and Administration Director
PowerPoint Presentation: Attachment B – Establishing the spending plan framework for the City's allocation of American Rescue Plan Act (ARPA) funds and electing the standard allowance under ARPA for the reduction in revenue due to the COVID-19 Public Health Emergency.

Resolution R22-22

Presentation

Brenda Moore proposed the following direction on how the City will spend the \$5.7 million in ARPA funds the City will receive. The Mayor's budget is being prepared and it will be helpful to know what should be included in these funds.

The Mayor and Brenda Moore propose the following uses:

- a) \$1,000,000 to the Wastewater fund, as previously talked about which will help lessen the fee increase necessary to meet the fund's obligations.
- b) \$1,000,000 to the Storm Water fund. Every property owner in Murray City pays stormwater fees, therefore every property owner will benefit from these funds. Using some of the ARPA funds in this way will lessen the probability that at the end of the current rate increase cycle another one will need to be immediately implemented. The fiscal year 2023, is year 4 of 5-year rate increase schedule. These funds will allow Storm Water to move up the timeline for some projects of the master plan identified and correct some areas that may flood in 10 years' storms. \$1 million is approximately 37% of Storm Water's annual fee revenue of \$2.8 million.
- c) \$3,789,356 of the funds to be classified as lost revenue and will use the Treasury lost revenue exemption. Lost revenue may be used for any government service. Because these funds are "one-time revenue" and not ongoing revenue best practices say we use them for "one-time expense" and suggest we transfer the money to the Capital Project Fund to be used for facilities, equipment, and maintenance.

Councilmembers discussed the proposed uses and possibly other uses of the ARPA funds.

MOTION: Councilmember Pam Cotter moved to adopt the resolution. The motion was **SECONDED** by Councilmember Kat Martinez.

DISCUSSION:

Councilmembers discussed the next steps in deciding what to do with the ARPA funds and when the Capital Improvement Plan (CIP) committee will meet.

Council roll call vote:

Ayes: Councilmember Turner, Councilmember Martinez, Councilmember Cotter

Nays: Councilmember Hrechkosy, Councilmember Dominguez

Abstentions: None

Motion passed 3-2

Councilmembers thanked Moore for her presentation.

Mayor's Report and Questions

The Mayor thanked the council for the discussion throughout the meeting and looks forward to working on the upcoming budget with the council.

Council members shared thanks to the presenters and staff.

Adjournment

The meeting was adjourned at 7:54 p.m.



Laura Bown, Deputy City Recorder

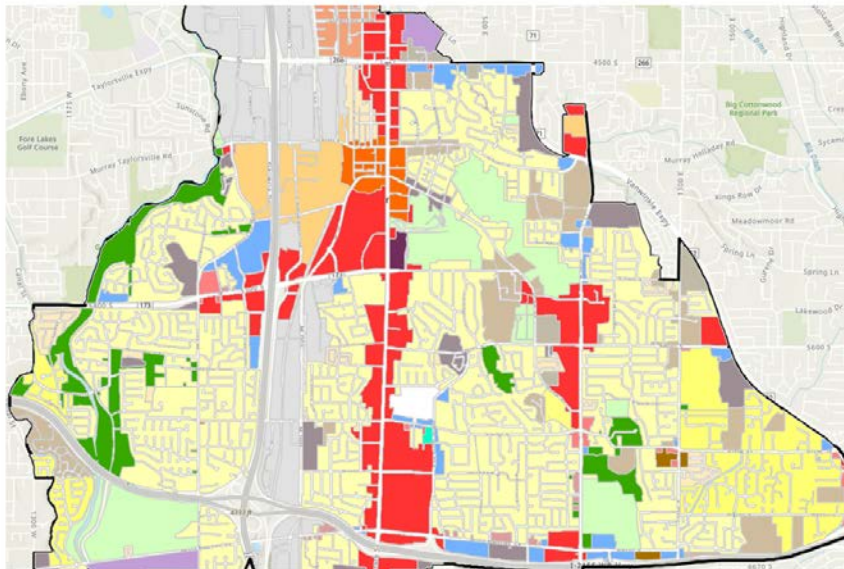


Attachment A

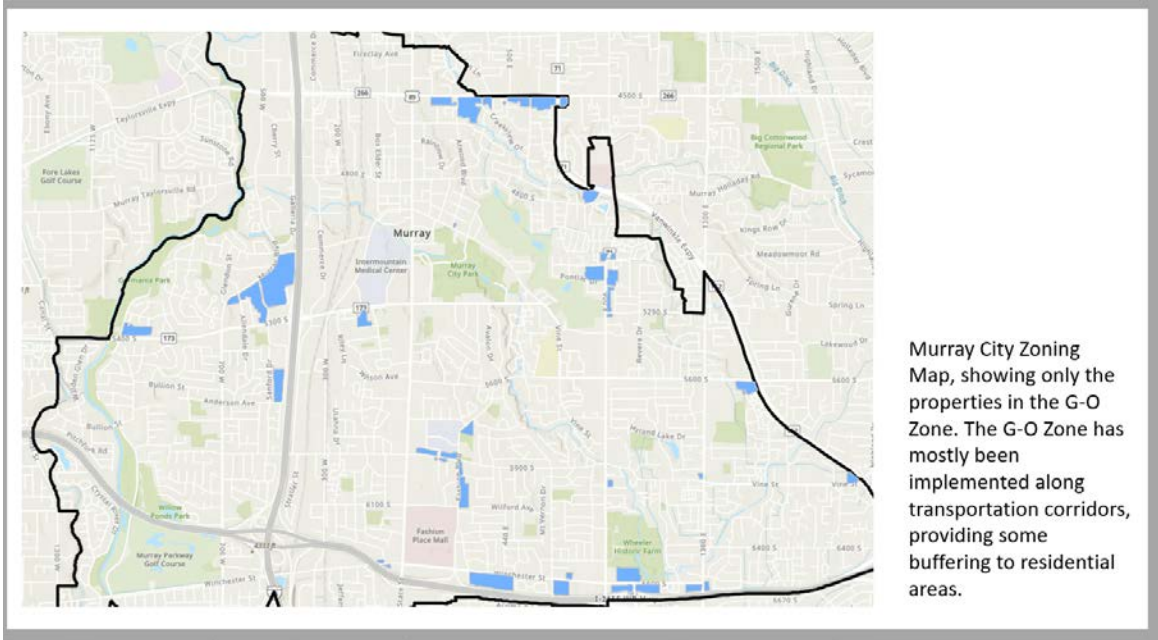
Power Point presentation by Jared Hall - Amending Sections 17.144.020 and 17.144.030 of the Murray City Municipal Code relating to permitted and conditional uses in the G-O Zone.

Applicant: Planning Division

Request: Amend Sections 17.144.020 and 17.144.030 to allow changes to the permitted and conditional uses allowed in the G-O, General Office Zone



Murray City Zoning Map.
The properties located in the G-O Zone are shown in blue.



Photographs of several office buildings and complexes in the G-O Zone.

Proposed Amendments Summary

1. MOVING from CONDITIONAL to PERMITTED USES:

Beauty & Barbering Services and Portrait
Photography

2. ADDING to PERMITTED USES:

Commercial Photography, Shoe Repair, Reiki, Life
Coaching & Consulting, Direct Mail & Other
Advertising Offices, and Watch & Jewelry Repair

3. ADDING to CONDITIONAL USES:

Dry Cleaning, Body Art & Tattoo Studios, Locksmiths,
and Camera & Musical Instrument Repair

Planning Commission

- A public hearing was held by the Planning Commission on February 17, 2022.
- Notices were sent to all affected entities, and to city departments for review.
- The Planning Commission voted 6-0 to forward a recommendation of approval to the City Council.

Findings

1. The proposed text amendments have been carefully considered and provide additional opportunity and flexibility for the continued viability of properties and developments located within the G-O Zone.
2. The proposed text amendments support the goals and objectives of the General Plan by facilitating a mix of uses while maintaining appropriate transitions and buffers between commercial corridors and residential areas.
3. The proposed text amendments are consistent with the purpose of the G-O, General Office Zone as contained in Chapter 17.144 of the Murray City Land Use Ordinance.
4. The Planning Commission voted 6-0 to forward a recommendation of approval to the City Council on February 17, 2022.

Recommendation

Based on the background, analysis, and the findings in this report, Staff and the Planning Commission recommend that the City Council **APPROVE** the proposed text amendments to Sections 17.144.020 and 17.144.030 of the Murray City Land Use Ordinance as reviewed in the Staff Report.

Attachment B

Power Point presentation by Brenda Mooree: Establishing the spending plan framework for the City's allocation of American Rescue Plan Act (ARPA) funds and electing the standard allowance under ARPA for the reduction in revenue due to the COVID-19 Public Health Emergency.

Why we are here

The American Rescue Plan Act (ARPA) created the Coronavirus State and Local Fiscal Recovery Fund (CSLRF).

Murray will receive a total of \$5,789,356 from the CSLRF.

As I prepare the FY2023 budget I would like to include how these funds will be spent.

The Mayor and I have agreed on the following allocation and am presenting it to Council for approval.

ELIGIBLE USE CATEGORIES

- | | |
|--|--|
| 1 Public Sector Revenues | Providing government services up to the amount of revenue loss due to the pandemic. Allows up to \$10 million revenue loss standard allowance. |
| 2 Public Health & Economic Response | Responding to COVID-19's public health impact, along with its economic harms. |
| 3 Premium Pay for Essential Workers | Offering additional support to workers who bear the greatest health risks of their service in critical sectors. |
| 4 Water, Sewer & Broadband Infrastructure | Providing funding to critical water, sewer, and stormwater projects, along with high-speed broadband infrastructure. |
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My Guiding Principals for ARPA Funds

- They are “one-time money” and should be used on “one-time expenditures”
- The funds should be used on long lasting projects.
- The use of the funds should be simple, easy to understand and track.
- The use of the funds should benefit as many citizens as possible.

PROPOSED USE OF FUNDS

- \$1,000,000 to the Wastewater Fund for system improvements.
 - \$1,000,000 to the Storm Water Fund for system improvements. Every property owner in Murray City pay's storm water fees.
 - \$3,789,356 of the funds to be classified as lost revenue and use the lost revenue exemption. The funds will be moved to the CIP fund to be used for facilities, equipment and maintenance.
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Storm Water Fund

Unassigned Fund Balance June 30,2021 \$765,186. It will be less at the end of FY2022.

Fiscal Year	Priority	Description	Justification	FY 2023 Department Requests	Year 2 FY 2024 Requests	Year 3 FY 2025 Requests	Year 4 FY 2026 Requests	Year 5 FY 2027 Requests
Storm Water Fund								
2023		Clover Meadows Dr to 5400 S along 5400 S to 1020 W ID# P3	Peak flow from the 10-year storm is greater than the capacity of the existing pipes.	925,000				
2024		Cherry St, Jensen Ln and 500 W to Jordan River	Peak flows greater than the capacity of existing pipes		252,000			
2025		Street Sweeper	Wear and maintenance			320,000		
2025		3/4 ton Pickup Truck	Replacement - Lynn Potter			50,000		
2026		5600 South Storm Drain Phase 1 - Woodoak Ln & 900 East from 820 East to 5600 South	Extend Storm Drain from Woodoak Ln to 5600 South in advance of full reconstruction from 900 East to 1300 East				1,700,000	
2027		5600 South Storm Drain Phase 2 - 900 East to 1080 East and 5600 South to 5730 South	Extend Storm Drain east on 5600 South to 1080 East and south to 5730 South to provide drainage for 5600 South and to the neighborhoods south of 5600 South					900,000
2027		Labrum Ave to 725 E, 725 E to Little Cottonwood Creek	Peak flow from the 10-year storm is greater than the capacity of the existing pipes.					2,227,000
				925,000	252,000	370,000	1,700,000	3,127,000

QUESTIONS & DISCUSSION