

Murray City Municipal Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 4th day of December, 2012 at 6:30 p.m., for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

Roll Call consisted of the following:

Jim Brass,	Council Chair
Brett Hales,	Council Member - Conducted
Darren Stam,	Council Member
Jared Shaver,	Council Member
Dave Nicponski,	Council Member

Others who attended:

Daniel Snarr,	Mayor
Jan Wells,	Chief of Staff
Jennifer Kennedy,	City Recorder
Frank Nakamura,	City Attorney
Gil Rodriguez,	Fire Chief
Justin Zollinger,	Finance Director
Doug Roberts.	Police Department
Scouts	
Citizens	

7. OPENING CEREMONIES

7.1 Pledge of Allegiance-Dylan Brock, Boy Scout

Mr. Hales stated that there is a tradition in Murray, to have the Scouts in attendance introduce themselves, their leaders, and which Merit Badges they are working on.

The Scouts introduced themselves.

7.2 Approval of Minutes

None scheduled

7.3 Special Recognition:

None Scheduled

8. CITIZEN COMMENTS (Comments are limited to 3 minutes unless otherwise approved by the Council.)

None given.

Citizen comment closed

9. CONSENT AGENDA

9.1 None scheduled.

10. PUBLIC HEARINGS

10.1 None scheduled

11. UNFINISHED BUSINESS

11.1 None scheduled.

12. NEW BUSINESS

12.1 Consider a Resolution acknowledging completion and receipt of the independent audit for fiscal year 2011-2012 and order that notice be published pursuant to

Section 10-6-152 if the Utah Code.

Staff Presentation: Justin Zollinger, Finance Director

Mr. Zollinger stated that the City's financial statements have been prepared, completed, audited and are now available for public use. The 2012 CAFRA is on the website and if anyone has comments or questions that they would like to discuss, his door is always open. He added that the City's financial position has improved.

Mr. Hales agreed that the financial numbers have improved greatly. He said that the Council has gone over those numbers themselves and it looks great.

Council consideration of the above matter.

Mr. Shaver made a motion to adopt the Resolution.

Mr. Stam 2nd the motion.

Call vote recorded by Jennifer Kennedy.

A Mr. Nicponski

A Mr. Stam

A Mr. Brass

A Mr. Shaver

A Mr. Hales

Motion passed 5-0

12.2 Consider an ordinance repealing Sections 2.46.110 and 2.46.120 and enacting Chapter 2.47 of the Murray City Municipal Code relating to the Murray City Ethics Commission.

Staff presentation: Frank Nakamura, City Attorney

Mr. Nakamura stated that the 2012 Utah Legislature enacted a statute that would establish a State Ethics Commission. The purpose of that was review alleged violations of the ethics code. He pointed out that the ethics code has been in place for a number of years, but the State has decided that they want to have an ethics commission. They have also provided, with that ethics commission, that if cities want to create their own, then these complaints under the ethics laws would go to a commission that the City established. What Murray has recommended is that the City would like to make their decisions on a local level and if there are complaints, they should be handled by the City, its commission, and the residents on the commission. That is the purpose of this Ordinance.

Mr. Nakamura added that there is also a process for the commission that governs how it will deal with complaints and allegations. This is patterned after the State provisions and he appreciates that it is very detailed, but that is the way that the State has prepared the process. They feel that these complaints should be dealt with on a local level. If the Council does not pass an ordinance and establish a commission, it defaults to the State Commission and he does not feel that the City wants its complaints reviewed at that level.

Mr. Nicponski asked who defines the complaint and decides whether it should go forward to the Ethics Commission.

Mr. Nakamura said that the complaints go to the Ethics Commission automatically when a complaint is filed. There is a very specific process as to sworn statements that they have to sign, how many citizens have to sign it and there has to be direct evidence, not hearsay. There are very specific provisions to the type of information before it ever reaches the commission. When it reaches the commission, there is a process that the Chair can summarily look at the complaint and if it doesn't meet the criteria, if it is hearsay with no direct evidence, then the Chair of the commission can summarily dismiss the complaint before it goes through the process. That is to protect the reputations and frivolous types of complaints that are made to harass or just because someone is disgruntled.

Council consideration of the above matter.

Mr. Brass made a motion to adopt the Resolution.
Mr. Nicponski 2nd the motion.

Call vote recorded by Jennifer Kennedy.

- A Mr. Nicponski
- A Mr. Stam
- A Mr. Brass
- A Mr. Shaver
- A Mr. Hales

Motion passed 5-0

13. MAYOR

13.1 Mayor's Report

Mayor Snarr said that he feels these are exciting times in Murray. He reminded everyone that this Saturday, the FrontRunner will be making free runs for the public. They are asking people to bring a can of food and contributions to the Utah Food Bank. They will be running all day to Provo. He had the opportunity to take it yesterday and it was a very quiet ride allowing him to see the Jordan Narrows from the second deck. If anyone needs additional information on the new line, the UTA website has information.

Mayor Snarr stated that the announcement has been made, and there is a sign on the outside of Sears at the Fashion Place Mall that they will be closing their doors at the end of January, 2013. The mall has future plans for this very valuable space. Until the confirmation is made by General Growth, he is supposed to say that he really doesn't know what is going in there.

Mayor Snarr and Tim Tingey had the opportunity to meet with Sutter Medical. They are very excited about how successful they have been in Murray and about the location. They are looking at hiring an additional 500 people.

The Mayor also met with Select Health. They have already taken two stories of the Phoenix College portion of that building, which is separate from the Select Health building, and as others abandon their leases or their leases come due, Select Health will be taking over more space. They are looking at hiring between 300-400 additional employees over the next year and a half. The issue there is going to be parking and whether or not they are going to be able to accommodate that number of employees.

Mayor Snarr said that last Friday morning, Salt Lake County began to remove and demolish the grandstands at the old County fairgrounds. That cleanup will be completed by Friday and most of the debris is already gone. It has been a pretty quick process. They will scrape it off and leave it and sometime in the spring they will come in to put in the curb and gutter. They will bring in additional road base and engineered fill and put in the additional 60 parking stalls. They will also start building new restrooms and start the process of looking into what it will take to reorient the one rugby field into two fields that will go north and south versus the one that goes east and west. They will also make enhancements to the sod. He and Kim Sorenson had an opportunity to meet with the County and they are going to meet every agreement that they entered into with Murray regarding how they will expend that money that they received from the selling of that .63 acres of property for parking for the Marriott Hotel. They are actually going beyond their commitment as they are looking at doing some retaining on that property where it slopes down to the area where the Farmer's Market is held so that they can get better distance for the reorientation of the rugby fields.

Mayor Snarr announced that the Murray Symphony will join with the Mapleton Choir from Utah County, and will be required to play "I'm a Utah Man" when they come up for the Christmas concert. To his excitement, the Mayor will be there to listen to that. He said that they are actually not required to sing "I'm a Utah Man", but he will encourage

them to. The concert will be held at the Murray High School this Saturday at 7:30 p.m. It is a free concert and he said that the Murray Symphony is incredible as he is sure the Mapleton Choir is as well. They have performed across the State in many different venues and he has heard that they are incredible as well. Mayor Snarr noted that they are asking for people to bring in a can of food to give to the Utah Food Bank. He has not missed one of the symphony's concerts since he has been there and it is a very special Christmas event and invited everyone to attend the concert.

Mayor Snarr said that they are committed to open the Chick-Fil-A at the first of February, 2013. The new park-n-ride for the commuter rail will be open but the landscape won't be finished until spring since the sod is not in the best shape right now for planting. The sprinkler system is in and they have worked very quickly on that site to get that wrapped up.

13.2 Questions of the Mayor

The Mayor wished the Council a Merry Christmas and Mr. Hales returned the sentiment, stating that this is the last City Council Meeting until next year.

14. ADJOURNMENT

Jennifer Kennedy, City Recorder