

# Murray City Municipal Council Chambers Murray City, Utah

---

**T**he Municipal Council of Murray City, Utah, met on Tuesday, the 17<sup>th</sup> day of March, 2015 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:

Blair Camp,	Council Chair – Conducted
Brett Hales,	Councilmember
Diane Turner,	Councilmember
Jim Brass,	Councilmember – Excused
Dave Nicponski,	Councilmember

Others who attended:

Ted Eyre,	Mayor
Jan Wells,	Chief Administrative Officer
Jennifer Kennedy,	City Recorder
Frank Nakamura,	City Attorney
Janet Lopez,	Council Administrator
Janet Towers,	Executive Assistant to the Mayor
Rondi Knowlton,	Mayor's Office
Craig Burnett,	Police Chief
Gil Rodriguez,	Fire Chief
Jeff Ellis,	Battalion Chief
Tim Tingey,	Administrative and Development Services Director
Sheri Van Bibber,	Murray Exchange Club
Scouts	
Citizens	

## 5. Opening Ceremonies

5.1 Pledge of Allegiance – Jeff Elis, Battalion Chief

5.2 Approval of Minutes

5.2.1 Council Meeting – February 17, 2015

5.2.2 Council Meeting – March 3, 2015

Ms. Turner made a motion to approve the minutes

Mr. Hales seconded the motion

Voice vote taken, all “ayes.”

Mr. Camp acknowledged the members of the Murray Youth Council who were in attendance.

5.3 Special Recognition

5.3.1 Murray City Council Employee of the Month, Robert White, Information Technology, Network Administrator.

Staff presentation: Tim Tingey, Administrative and Development Services Director  
Brett Hales, Councilmember

Mr. Hales said the Council started the Employee of the Month a couple of years ago. They felt it was important to be able to recognize the City’s employees. He stated Mr. White is “Mr. IT”; he knows how to fix anything. Mr. White has been a valuable asset to Murray City for the past 18 years. He presented Mr. White with a certificate, a \$50 gift card and told him his name would appear on the plaque located in the Council Chambers. He expressed his appreciation to Mr. White for all he does for the City.

Mr. Hales told Mr. White that the City is lucky to have him and they know there are a lot of great things Mr. White will be doing for the City with the New City Hall down the road and things like that.

Mr. Tingey said he will be talking about the facts of Mr. White. He has ten personal and ten work facts.

- 1) He is originally from the New Port Beach area in California and is an expert surfer;
- 2) He is a passionate USC and LA Lakers fan;
- 3) He loves to read many different books;
- 4) He has served in the Military;

- 5) He loves just about all sports and has played most sports. He has also been a soccer coach for many years;
- 6) He does not like carrot cake;
- 7) He just had a birthday this past Sunday;
- 8) He is a big California Baptist University fan. He is especially fond of their soccer team;
- 9) He had a hip replacement with no pain medication;
- 10) He has a great and wonderful family.

Mr. Tingey continued with the 10 work facts of Mr. White.

- 1) He is passionate about his work in IT and has unsurpassed knowledge in this field;
- 2) When a project needs to be completed, he focuses on it with determination until it gets done. Even when he is not here, he is constantly following up with his staff;
- 3) He struggles with vacations. He is constantly concerned about projects;
- 4) He keeps his desk clean;
- 5) He manages five great staff and really promotes the team concept. He is a great leader and is amazing about giving his staff credit for their work;
- 6) He has a knack for assigning the right person for the job and is a good delegator;
- 7) He believes in cross-training;
- 8) He is ambitious and an overachiever;
- 9) He is a problem solver. He identifies solutions and works hard to implement ideas.
- 10) He is a great leader and manager and one of the great assets here at Murray City.

Mr. Tingey thanked Mr. White for all he does.

Mr. White stated he thinks a manager is only as good as their staff and he has a great staff. They break their backs trying to get things accomplished. He has had staff working with him for years and it has been wonderful. He thanked the Council for the recognition saying he really owes it all to his staff and what they do. This award is really to his team as much as it is to him.

Mr. White said it is a pleasure to work here. He loves it and it has been wonderful to work here for the last 18 years. Mr. White introduced his family.

Mr. Camp asked that items 5.3.2 and 5.3.3 be taken together; no objections were made.

- 5.3.2 Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah in support of the Murray Exchange Club by recognizing and declaring April 2015 as Child Abuse Prevention Month.
- 5.3.3 Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah in support of the Family Support Center by recognizing and declaring April 2015 as Child Abuse Prevention Month.

Staff presentation: Mayor Ted Eyre

Mayor Eyre recognized Sheri Van Bibber from the Murray Exchange Club and Bonnie Peters from the Family Support Center. He said Murray City supports these Resolutions and has for a number of years. He asked Ms. Van Bibber and Ms. Peters to speak as to their feelings about Child Abuse Prevention Month.

Ms. Van Bibber introduced Anna Heaton with the Murray Youth Council.

Ms. Heaton said in Murray City there were 63 cases of child abuse and neglect; 129 cases of domestic violence with a child present; 32 cases of sexual abuse of a child; 2 cases of sexual exploitation of a minor; 1 case of sexual enticing of a minor via the internet; and 2 cases of sexual rape of a child. The total cases were 229 for this past year.

Ms. Van Bibber stated those numbers have declined from last year where there were about 323 cases. When they looked at the statistics over 2014, the numbers have grown across the United States due to the economic decline. Murray is doing a good job. The Exchange Club hosts places across the United States for child abuse prevention and they do not actually have to host a piece in Utah because of what is already in place here. They try to give money, resources, service and support where they can. On April 1<sup>st</sup>, the youth government will be at City Hall planting the pinwheels and tying the ribbons for all the cases of child abuse that are represented.

Ms. Van Bibber invited everyone to either participate or come visit the Haunted Woods in October. The funding for that goes towards the prevention of child abuse. They earned about \$8,000 last year. Their goal is \$20,000 this year so they can give stipends to organizations throughout the community.

Ms. Peters said she appreciates April being declared Child Abuse Prevention Month. It is unfortunate that we have the statistics that were just read and that there are over 9,000 children in the State of Utah that have been abused. She added these are substantiated abuse cases, not just

allegations.

Ms. Peters thanked the City and Council for their support against child abuse and for supporting the Family Support Center for so many years. They have been in operation for almost 40 years. Child abuse is something that can be overcome if people learn better parenting practices, learn about the things that cause child abuse and if we can assist parents as they are reaching out for help.

Ms. Peters added most of the services the Family Support Center offers are free for parents and families. For things, such as therapy, where there is a charge, it is a sliding fee scale. They want to help everyone.

Mr. Hales made a motion to adopt both Resolutions

Ms. Turner seconded the motion

Call vote recorded by Jennifer Kennedy

  A   Ms. Turner  
  A   Mr. Hales  
  A   Mr. Nicponski  
  A   Mr. Camp

Motions passed 4-0

Mayor Eyre said he has only been involved with this for a few years, but each year the numbers have been coming down. He thinks a lot of that is because of the work these two groups are doing. The Utah Highway Patrol has a motto out there for “Zero Fatalities”. Wouldn’t it be neat if one day we could say we have eliminated child abuse? He presented Ms. Van Bibber and Ms. Peters with the Resolutions.

**6. Citizen Comments** (Comments are limited to 3 minutes unless otherwise approved by the Council.)

David Koerte, Andres Guzman, Mike Paap, Corban and Logan Cherry – Hillcrest Jr. High.

Mr. Guzman said they are here to speak tonight because they would like a skate park in Murray. They want to keep kids out of trouble because there is nowhere for kids to practice skating or biking in Murray. Kids don’t have anywhere to ride without going onto private property or their houses. He thinks having a skate park would keep kids out of trouble and keep them from having to travel to other places where there is a skate park.

Mr. Koerte said another reason why he thinks Murray should have a skate park is because it will keep kids busy and off the streets so they are not getting into trouble.

Mr. Logan Cherry stated a skate park can keep kids fairly physically fit. Kids now days

are spending a lot more time on their video games than they are outside.

Mr. Corban Cherry stated another reason for a skate park is because when kids are sitting at home, they get bored. If they can actually go outside and do something they will be happier. If kids are happy their parents are happy because their kids are happy.

Mr. Guzman added a skate park would not be expensive to maintain and it would be worth it.

Mr. Koerte said Murray has a very good reputation right now. If there were a skate park it will keep the crime rates low because kids will stay out of trouble and will be doing something active.

Mr. Koerte stated some suggestions for the skate park would be to post an age limit so kids do not get hurt and put in a water fountain so kids don't get thirsty.

Mr. Nicponski thanked the young men for coming before the Council and advocating for a skate park. He told them they have an advocate in him as a Councilmember; he thinks Murray should have a skate park. He added these are the type of kids that show up at a skate park. There is a study being done this year to analyze the City's park system and see what the people want. Hopefully a skate park will be right up there.

Steve Ellefsen – 121 West American Avenue, Murray, Utah

Mr. Ellefsen said he is a 14 year employee with the Murray City Fire Department and a 13 year resident. He is also an Engineer at Station 83 and was recently elected as Union Vice President for the Fire Department. As a resident and employee it is Mr. Ellefsen's goal to work with the Mayor, City Council, and Finance Director to make Police and Fire compensation a priority and finally fix wage compression for all Police Officers and Firefighters.

Over the last 13 years, he has seen employee compensation and fixing wage compression take a backseat to more exotic items such as UTOPIA, streets, and talk of building a performing arts center. In the next couple of months, as the Union Vice President, he hopes to show how the Murray City pay scale is basically antiquated and inequitable. Mr. Ellefsen reiterated he looks forward to working with the Mayor, City Council, and Finance Director on finding a solution for fixing wage compression for all Murray City Police Officers and Firefighters.

Mercedes Zel Pappas – Utah Charities

Ms. Zel Pappas said they have recently purchased a property at 291 East 4500 South which she hope in the future can be made more handicap accessible. As a charity in Murray, they came back to what they consider the heart of Utah, which is Murray. She is a resident and wants to put as much positive as she can into the community. She is here to introduce herself to the Council. Utah Charities intends on being here, continuing to grow and be a major part of the community.

Mr. Camp asked the scouts in attendance to introduce themselves and state their troop number and the badge they are working on.

**7. Consent Agenda**

7.1 None scheduled.

**8. Public Hearings**

8.1 Public Hearing #1

8.1.1 Staff and sponsor presentations and public comment will be given prior to Council action on the following matter:

Consider an Ordinance relating to Land Use; amends the General Plan from Residential Single-Family Low Density to Office and amends the Zoning Map from R-1-8 to G-O for the properties located at approximately 20 East and 29 West Winchester Street, Murray City, Utah. (Ken Bell and Steve McPhie applicants.)

Staff Presentation: Tim Tingey, Administrative and Development Services Director.

Mr. Tingey said there was a Public Hearing held on February 5, 2015 at the Planning Commission meeting where they had public comment on this item. This is one of the unique situations where you have a property that is zoned residential. The General Plan has the future land use for this property being residential and this is a proposal to change both the General Plan and the zoning from the Residential R-1-8 to General Office G-O.

Mr. Tingey stated there are some unique circumstances related to this. The property is located on Winchester Street which is a high traffic street. On the north side across the street there is General Office uses and zones. To the east of the property is property that is zoned C-D-C, or retail oriented, but also a general office use. Where there are these unique circumstances, the General Plan allows for flexibility in looking at these on a case by case basis with these specific issues. In addition to that, there is also the location of I-215 which is adjacent to the property. The property is basically surrounded by commercial-type uses as well as the freeway.

Based on that staff recommended approval of both of these changes after the public hearing and the Planning Commission forwarded a recommendation of approval.

Mr. Bell reiterated the unique nature of the location of this property. It is a peninsula of residential amongst freeways and office buildings. They feel the best use for this property would be for something other than a home.

They are excited to be involved with Murray City. They have properties in other places and are grateful to be part of this city.

Mr. Bell stated they have no immediate plan to change anything that is there, however, there is a cell tower on the property and at some point in time they will probably construct an office building or something at that location.

**Public Hearing Open for Public Comment**

No comments given.

**Public comment closed.**

Mr. Camp asked if the parking requirements in the G-O Zone are adequate to keep parking off the street.

Mr. Tingey replied he thinks the parking will be adequate because they have parking requirements for different types of uses. If there is a proposal that goes through the process of a Conditional Use Permit or other, they would be required to have the minimum off street standards on site, not on the street. Based on that standard when a proposal comes and an approval process is in place, they will have to meet those standards on the site.

8.1.2 Council consideration of the above matter.

Mr. Nicponski made a motion to adopt the Ordinance  
Mr. Hales seconded the motion

Call vote recorded by Jennifer Kennedy

  A   Ms. Turner  
  A   Mr. Hales  
  A   Mr. Nicponski  
  A   Mr. Camp

Motion passed 4-0

**9. Unfinished Business**

9.1 None scheduled.

**10. New Business**

10.1 Consider a Resolution approving an Interlocal Agreement between the City and State of Utah – Utah Division of Forestry, Fire and State Lands relating to



services provided by the City to the State to assist in fighting wild land fires.

Staff presentation: Gil Rodriguez, Fire Chief

Chief Rodriguez stated this was brought about by the firefighters. They have many that are certified in wild land and they took it upon themselves to red card themselves. Right now there are about 25 firefighters that are red carded meaning they can go and fight these fires. With the new Type 6 vehicle the department has they are able to do this. They are asking if they can sign a contract with the State Lands so they can assist with either their Type 6 engine or paramedic vehicle.

Mr. Camp verified it would allow the City to be reimbursed.

Chief Rodriguez replied yes. He added some cities have done very well with it.

Mr. Nicponski asked if they can manipulate their staff so they don't need to have overtime.

Chief Rodriguez responded they would need to have the staff in place.

Ms. Turner made a motion to approve the Resolution

Mr. Nicponski seconded the motion

Call vote recorded by Jennifer Kennedy

  A   Ms. Turner  
  A   Mr. Hales  
  A   Mr. Nicponski  
  A   Mr. Camp

Motion passed 4-0

## 11. **Mayor**

### 11.1 Report

Mayor Eyre said he recently came back from a conference in Washington D.C. where there were conferences going on. One was the National League of Cities and Towns and the other was the APPA. The APPA conference was a great opportunity to talk about power situations. Murray City is the only city in Salt Lake County that has its own power. We joined with a number of other cities throughout the state back in Washington D.C. to join cities throughout the nation to discuss some of the problems and opportunities that face us. It was a great conference. Everyone had the opportunity to meet with Senator Orin Hatch and Senator Lee.

On February 26, the FCC passed a very important resolution that affects the state of Tennessee and North Carolina with regards to internet use. There are only 19 states in the union that have restrictions from legislation on broadband use and Utah is one of them. During the APPA Conference there was an opportunity to go into a breakout session regarding that FCC ruling. This meeting was very worthwhile and informative.

Mayor Eyre stated the Legislature is completed. There were about 1,200 bills considered and a number of them affected the City directly. We were very fortunate in the entire legislative session that nothing really damaging came out of there from any of those bills. One bill that was being watched very closely was HB-362, the transportation bill. It was combined with SB 160 or 161. There are now three new revenue sources to help us with transportation for years to come. The League of Cities and Towns and everyone else who was involved with it had a very narrow window of opportunity and were successful.

Mayor Eyre said another bill that was of interest was SB-199, which created a new level of government with the formation of metro townships. There was some concern with that bill to make sure the City did not have any forced annexation, which ended up not being part of that bill at all. It does not have any direct effect on Murray City.

Mayor Eyre recognized the fact that every week he meets with Mr. Tingey regarding a new development that wants to come into Murray. Recently there was a National Security Building that went through the process with Planning and Zoning on a Conditional Use Permit.

Mayor Eyre stated an employee in the Police Department was affected by an automobile accident this morning that killed her father and seriously injured her daughter. He extended his heartfelt concern for the family.

#### 11.2 Questions for the Mayor

### 12. Adjournment

---

Jennifer Kennedy, City Recorder