

Murray City Municipal Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 4th day of August, 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
Brett Hales,	Councilmember
Diane Turner,	Councilmember
Jim Brass,	Councilmember – Conducted
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
Joe Tarver,	Assistant Police Chief
Gil Rodriguez,	Fire Chief
Tim Tingey,	Administrative and Development Services Director
Blaine Haacke,	Power Department General Manager
Scouts	
Citizens	

5. Opening Ceremonies

5.1 Pledge of Allegiance – Ethan Cable

5.2 Approval of Minutes

5.2.1 None scheduled.

5.3 Special Recognition

5.3.1 None scheduled.

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

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

No citizen comments given.

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 amending Sections 17.68.030(A) of the Murray City Municipal Code relating to landscaping and related improvements, including façade improvements.

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

Mr. Tingey stated this item was brought before the Planning Commission on July 2, 2015. This relates to landscaping improvements in the City. The City currently has three requirements for when someone is making improvements to their property where they have to bring the property completely up to the standards of the landscaping code.

Those conditions include a Conditional Use Permit and a Site Plan Review meaning that elements of the site are being changed. The third area that is

being talked about tonight is regarding making improvements to a property or building, whether it is an addition or enhancements to the building. The Ordinance states right now that if the value of the improvements that are being put in place are 25% of the market value of the building, not the property as a whole, then a standard kicks in and you are required to bring the whole site up to the landscaping code standards.

The concern with that is there have been a number of individuals and business owners come in wanting to make some enhancements to their building but are concerned the enhancements may be minor, but when the landscaping improvements are added on, it adds a big cost to the project.

Staff is recommending this modification which would bump that percentage from 25% up to 50%. There would also be an exemption for if it is just a façade enhancement; basically doing enhancements to the exterior of a building that will beautify it and make it better.

The Planning Commission recommended approval of this Ordinance change. Staff is recommending approval also.

Public Hearing Open for Public Comment

Michael Todd – 4861 South State Street, Murray, Utah

Mr. Todd said as a property owner of historic buildings it becomes very costly to do anything with them. He encouraged the Council to support this change. He thinks this is a great idea.

Public comment closed.

8.1.2 Council consideration of the above matter.

Ms. Turner 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
 A Mr. Brass

Motion passed 5-0

9. Unfinished Business

9.1 None scheduled.

10. New Business

- 10.1 Consider an Ordinance amending Chapter 12.15.030 of the Murray City Municipal Code relating to Pole Line Attachment Rate Formulas.

Staff presentation: Blaine Haacke, Power Department General Manager
Charles Crutcher, Power Department Engineer

Mr. Haacke said the Power Department has found a need to amend the existing code relating to pole attachments. Part of the responsibilities as a power utility is to put poles in the ground and wires on the poles. That is what they have done for 102 years and they will continue to do so.

Because they have right-of-ways in a lot of the back and front yards, many other utilities and other people want to attach things to the City's poles. People such as UTOPIA and Comcast that have wires that will parallel the City's wires, following the same right-of-way. The City does not allow them to do this for free; this is a revenue source that is calculated and based on the number of attachments they have on the City's poles.

According to GIS mapping, the City has 5,485 poles. Of that 3,800 are power poles, 1,600 are light poles and then it goes down from there. The City has about 1,000 steel poles and about 4,400 wood poles. Comcast attaches to 2,600 poles. Others that attach to our poles are Electric Lightwave, CenturyLink, Qwest, TCG of Utah, UTOPIA, and XO Communications. They all attach to the City's poles at some point. There are certain code and rules that are in place such as they cannot come within so many feet of the City's electrically charged conductors. The Power Department watches to ensure that does not happen.

Mr. Haacke reiterated this is a revenue source and they found there was a problem with the calculation they have had for a number of years. Charles Crutcher, Engineer, has been working with the City's Attorney's office to fine tune that calculation. It will bring in a little less money, but they feel more comfortable because it puts the City more in line with other utilities and the way they do their pole attachment fees.

Mr. Crutcher said he saw some errors when he looked at the calculation although he is not sure how they happened. He said he would take the blame because he did not look at it close enough it was previously approved.

In both the un-usable space and the useable space the expected life of the pole was left off. Right now the calculation just has the total cost of the pole figured into the calculation rather than dividing it by the 30 years that would be the expected life of the pole. That is one of the major changes.

The other change is that rather than adding a 10% carrying charge, it multiplied it by 10%. It would be 10 times the cost if they just added the carrying charge rather than making it a multiplication. Those are the two changes they would like to make to bring the fees more in line with what others are doing and be fairer also.

Mr. Camp asked what the overall budget impact would be.

Mr. Crutcher replied they budgeted \$125,000 for pole attachment fees this year. This could drop that number by as much as \$20,000. He has not run that calculation but feels it would be somewhere in that neighborhood.

Mr. Hales made a motion to approve the Ordinance
Mr. Camp seconded the motion

Call vote recorded by Jennifer Kennedy

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

Motion passed 5-0

11. Mayor

11.1 Report

Mayor Eyre said he and Tim Tingey, Administrative and Development Services Director, had a meeting with Mayor Ben McAdams, Salt Lake County, to go over some of the projects the City would like to ask for the County's assistance on. They expressed some of the long-term capital improvements, especially in the park. After the presentation Mayor McAdams gave the okay for the City to apply to receive money from the track fund to improve the Amphitheater. It would be a 50/50 match. Doug Hill, Public Services Director, put together the 42-page application for that.

Mayor Eyre said that project is on this year's track fund for consideration. If the City gets that, it will be a great benefit. He thanked Mr. Hill and his staff for putting the application together in such a short time.

Mayor Eyre stated the health insurance rates went up 8%, a little over \$300,000 last year. The City has decided to have a health fitness program that will be aided by Fitbit and would incentivize people to get fit. He recognized Best Buy for working with the City. Employees who would like to. can pick up a Fitbit on August 10, 2015. The cost is \$57 for employees. They are hoping this will encourage people to exercise, get fit, and decrease healthcare costs.

The KidsEat bins have been sent to all the departments. They have until August 12, 2015 to work on that. There is some friendly competition between the departments and the City is hoping to fill up those bins and help out Lynda Brown on that project.

Mayor Eyre stated there was a meeting this afternoon at Salt Lake County regarding putting H.B. 362, the gasoline tax bill, on the November ballot. The initial vote was 7-2 in favor of putting it on the ballot. The Mayor said he just received a text message stating the final vote was 7-2 as well.

Mayor Eyre thanked Mr. Haacke and others in the Power Department for putting together a tour of the hydro and gas turban plant. It took all morning long and was one of the most worthwhile four hours. The staff explained in detail where the City gets power from and spoke about the people that are behind the scenes that are doing so much to make the Power Department well-run and profitable.

11.2 Questions for the Mayor

12. **Adjournment**

Jennifer Kennedy, City Recorder