

Murray City Municipal Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 19th day of April, 2016 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
Dave Nicponski,	Councilmember – Conducted

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
Craig Burnett,	Police Chief
Gil Rodriguez,	Fire Chief
Doug Hill,	Public Services Director
Kim Sorensen,	Park Superintendent
Susan Gregory,	Heritage Center Director
Lane Page,	Cemetery
Michele Carter,	Cemetery
Dave Carruth,	Golf Course
Marci Williams,	Park Center Director
Soni Hirasuna,	Park Center Assistant Director
Cory Plant,	Recreation Director
Glen Nielson,	Parks Department
Amanda Smith,	Park Center
Ron Larsen,	Parks Department
Becky Hansen,	Parks Department
Brenda Moore,	Controller
Blaine Haacke,	Power Department General Manager
Greg Bellon,	Power Department Assistant General Manager
Bruce Turner,	Power Department Operations Manager
Geneal Nelson,	Shade Tree Commission
Citizens	

4. Opening Ceremonies

4.1 Pledge of Allegiance – Dave Carruth

4.2 Approval of Minutes

4.2.1 Council Meeting – April 5, 2016

Ms. Turner motioned to defer minutes until May 3, 2016

Mr. Brass seconded the motion

Voice vote taken, all “ayes.”

4.3 Special Recognition

4.3.1 Murray City Council Employee of the Month, Glenn Lundberg, Murray City Generation/Substations Supervisor.

Staff Presentation: Brett Hales, Councilmember

Blaine Haacke, General Manager – Power Department

Mr. Hales said that Mr. Lundberg has been with the City for 39 years. The Council started the Employee of the Month a few years ago because they felt it was important to be able to recognize the City’s employees. Mr. Haacke has a lot of compliments regarding Mr. Lundberg that he is going to share. However, there was one thing that Mr. Haacke wrote that Mr. Hales thought was really great, and that is that Mr. Lundberg is a great leader and also a great follower, which is a great thing. Sometimes you get a lot of leaders and there are no followers and then no one can learn anything new.

Mr. Hales presented Mr. Lundberg with a certificate, a \$50 gift card and told him that his name would appear on the plaque located in the Council Chambers. He expressed his appreciation to Mr. Lundberg for all he does for the City.

Mr. Haacke said when he asked his two senior staff members who the Power Department could recognize as employee of the month, they both mentioned Mr. Lundberg, which Mr. Haacke thought was an easy choice. Mr. Lundberg has been very loyal and it is pretty important to have loyalty. Mr. Lundberg has worked with four General Managers. He is quiet yet people look up to him.

Mr. Lundberg was hired in December 1977 as an apprentice electrician, making \$4.77 an hour. He went through the apprenticeship program and eventually became a journeyman electrician. Since 1999, he has been the

lead worker; that is quite a few years to be a leader. He is involved with all the Power Department's substation maintenance as well as rebuilds that have had to be done throughout the years. The hardest part of Mr. Lundberg's job, as well as all the technician jobs, is to stay on top of the technology. He has been able to do that and show management where changes were needed.

Mr. Haacke stated he appreciates Mr. Lundberg's support.

4.3.2 Utah Recreation and Parks Association names Murray City Parks and Recreation as Outstanding Department Class II.

Staff Presentation: Mayor Ted Eyre

Mayor Eyre said Janet Towers, Executive Assistant to the Mayor, discovered a little bit about Murray Park through some investigation and hard work. Murray Park was established in 1918; however development of the park did not start until 1924. Since then it has developed into a first class park. It is recognized throughout Utah as one of the best parks in the entire state.

Last month, the Utah Recreation & Parks Association selected Murray as the Outstanding Department Class II City and presented a plaque to the representatives from the Parks Department in recognition of that.

Mayor Eyre invited all members of the parks department that were in attendance to stand for recognition. He told them the City really appreciates what they do and the beauty and activities they bring into our community. He presented the award to Doug Hill, Public Services Director.

Mr. Hill thanked the staff that make Murray Parks and Recreation such a great place to work. They are a great provider of services to the citizens. Almost everywhere he goes, people talk about what Murray Parks and Recreation does and the facilities we have. It takes support and effort from everybody, but really, it's all of these people that are here tonight that deserve the credit. It has been his honor and privilege to work side by side with them. He thanked them all.

Ms. Turner said as someone who spends a lot of time at the Park Center, she really appreciates the staff there. As a result, she is also at the park a lot. She told the staff they were wonderful and thanked them for all they do.

Mr. Nicponski said he lives along the parkway and staff does an outstanding job maintaining it. It's probably maintained better than any other stretch of the parkway that goes into other cities.

- 4.3.2 Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah declaring Friday, May 6, 2016 as Murray Arbor Day.

Staff Presentation: Mayor Ted Eyre

Mayor Eyre said that Murray has had the opportunity to do this longer than any other city in Utah. This is the 39th consecutive year the City has been honored to be a Tree City USA recipient. When the City goes to the state awards, there is always representation from other cities that are receiving recognition for being members for 10, 12, 15, and as many as 20 years. Then they say, Murray City has been in first place for 39 years. It is a real thrill for the City to be able to do this.

Normally, and probably for all 39 years, Jim Hendrickson with the Shade Tree and Beautification Commission, has been here to receive this Resolution. Unfortunately he is unable to be here tonight.

Mayor Eyre read the Resolution in its entirety and presented it to Geneal Nelson who was there on behalf of the Shade Tree and Beautification Commission.

Ms. Nelson said she has been on the Shade Tree and Beautification Commission for three years. It is wonderful committee to be involved in. They are looking forward to Arbor Day in a few weeks.

Mr. Camp made a motion to approve the Resolution
Mr. Brass seconded the motion

Call vote recorded by Jennifer Kennedy

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

Motion passed 5-0

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

Ralph Wieben – 1033 West Sunberry Drive, Murray, Utah

Mr. Wieben stated he had three issues he wanted to ask about tonight. He lives by the parkway and he has noticed three of the trash containers have vanished from over there. There is one still remaining at a junction in the trail. He has two bags in his pocket right now of trash he has picked up from the parkway in that area. He picks up trash over there

all the time. He asked why the City was taking trash cans from that area.

Mr. Wieben stated his other question is regarding the parkstrip heading into Germania. As you approach the sign, there is a fence with a beautiful green parkstrip. The problem is, for the next two or three blocks, the parkstrip has been a blight. He spoke to Mr. Nicponski about his campaign sign last election season and that is when he found out the parkstrip is not his property; it's the City's. He wants to know why the City likes to make it pretty from the sign forward and not after it. It is beautiful from his neighbor on down, but it's nothing after that. He will continue to pick up the trash, but he would appreciate something being done about the parkstrip.

Mr. Wieben said he has German Shepherds and Huskies and he walks the parkway all of the time, all hours of the day and night. He has been in the military and has been around a little bit. The most he has ever seen happen on the parkway is people sneaking cigarettes down by the river. He is curious about the signs he has been seeing all over the place about "stop drug dealing" and "we see you." He likes a neighborhood watch and will be a part of it, but he doesn't like the signs getting stuck on the public benches and trees.

Joseph Breault – Candidate for the Utah State Legislature – District 40

Mr. Breault said most of District 40 does not encompass Murray City, but a small portion of it does. He wanted to come to the City Council meeting to hear the needs and concerns within his district and to make an appearance. He wants everyone to know that he does care about Murray City.

6. Consent Agenda

- 6.1 Consider confirmation of the Mayor's appointment of Sue Wilson to the Murray City Planning and Zoning Commission representing District 2 for a three-year term to expire January 15, 2019.

Mayor Eyre said he has had the opportunity to meet with Ms. Wilson and go over her application. She has been an office manager and has worked with an investment and development firm. She loves the City and has lived here since 1981. He thinks she will be a great addition to the Planning and Zoning Commission.

Mr. Camp said he knows Ms. Wilson and is really pleased to have her on the Planning and Zoning Commission representing District 2. He thanked her for her willingness to serve.

Mr. Camp made a motion to approve the Consent Agenda
Mr. Hales seconded the motion

Call vote recorded by Jennifer Kennedy

 A Mr. Camp
 A Mr. Brass

- A Ms. Turner
- A Mr. Hales
- A Mr. Nicponski

Motion passed 5-0

7. Public Hearings

7.1 Public Hearing #1

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

Consider an Ordinance amending Sections 13.30.050, 13.30.100 and 13.30.150 of the Murray City Municipal Code relating to ground water source protection recharge areas and protection zones.

Staff Presentation: Doug Hill, Public Services Director

Mr. Hill said the City has a property located up near the mouth of Big Cottonwood Canyon referred to as McGhie Springs. It provides one of the largest amounts of water into the City's drinking water system.

Recently the well was moved at that location in order to produce more water. Around each well, whether it's this one or any other well in the City, there are what are called protection zones. These protection zones are put in place to prevent someone from developing or building something that would be harmful to the water system. For example, you wouldn't want to locate a gas station next to or on top of a well. Another area of concern is the location of septic systems. There are many other uses that you wouldn't want to put close to wells. That is why there are these protection zones that radiate away from the wells and regulate what can be built within them.

By virtue of the City moving the location of the well at McGhie Springs, we have affected some adjacent properties that want to develop by building houses and putting in some septic systems. We had to take a look at our Ordinance and find the proper language which would still allow somebody to develop property that they own but at the same time would protect the well from any potential contaminants that could migrate over years to the aquifer.

They are proposing, in this Ordinance language that would only be pertinent in this area of McGhie Springs, to allow somebody whose property is located in more than one protection zone to be able to put in a septic system in the least restrictive protection zone as long as it is far enough away from the City's well. The Salt Lake Valley Health Department would also have

to approve the septic system, which they do for all septic systems in Salt Lake County.

Mr. Camp said the Council had an opportunity to have their questions answered in the Committee of the Whole meeting so they have been well briefed on this.

Public Hearing Open for Public Comment

Max Reese – 977 East 5600 South, Murray, Utah

Mr. Reese said he is the Secretary of Little Cottonwood Tanner Ditch. When he read in the newspaper, “code relating to the ground source protection recharge areas and protection zone” he thought he would stop by since they are responsible for most of the recharge in Murray with their irrigation water. However, what is being done in McGhie Springs is a different area.

Ralph Wieben – 1033 West Sunberry Drive, Murray, Utah

Mr. Wieben asked if the City currently allows septic systems in Murray proper. He is curious because it was said that this would allow someone to develop their property to include a septic system.

Mr. Nicponski recommended Mr. Wieben speak with Mr. Hill after the meeting for clarification.

Public comment closed.

7.1.2 Council consideration of the above matter.

Ms. Turner made a motion to adopt the Ordinance
Mr. Brass seconded the motion

Frank Nakamura said in answer to Mr. Wieben’s question, this deals with those wells that are outside of the City’s jurisdiction. Septic systems are prohibited within our jurisdiction. These are unique situations where we have a well we need to protect outside of our jurisdiction.

Mr. Brass noted there are properties with existing septic systems up in this area.

Mr. Nakamura stated there are.

Call vote recorded by Jennifer Kennedy

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

A Mr. Nicponski

Motion passed 5-0

7.2 Public Hearing #2

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

Consider an Ordinance amending the City's Fiscal Year 2015 – 2016 Budget.

Staff Presentation: Brenda Moore, Controller

Ms. Moore said the following budget amendments are before the Council tonight to be changed in the fiscal year 2015-2016 budget.

We are requesting to increase the General Fund by \$649,702 from the Capital Projects Fund Reserves and appropriate that money to fund road improvements along 1300 East. Originally this money was from the State. We thought the money could be used for both Vine Street and 1300 East, but it could not. The County helped the City with the Vine Street project. More projects have been identified that could be done along 1300 East and the City would like to do those projects.

We would like to increase the General Fund by \$50,000 from General Fund Sales Tax to install a wireless internet access system throughout Murray Park. This was originally going to be done in pieces, but it will save the City a substantial amount of money if it is done all at once.

There were a few huge snowstorms this year which all seemed to occur on holidays and weekends. Due to that, there are overtime budgets that have been stretched. We need to increase funds in the General Fund, Storm Water Fund, Water Fund, and Waste Water Fund to cover this overtime for snow removal. This will be paid for out of reserves.

The Streets Division broke the back of a backhoe and they need \$25,000 to repair it. It would cost \$140,000 to buy a new one and they are fine to repair the one they have. This money will come out of General Fund Reserves.

There is the possibility of a \$190,000 settlement that could be happening. We need to put that money in the Retained Risk Fund from the Retained Risk Fund Reserve so this can be paid when, and if, it does happen.

Our auditors have asked us to move our lease payments for our IBM AS400 from the Capital Projects Fund into the General Fund. The amount being

moved is \$25,200 so this payment can come out of the General Fund in the future.

We would like to move \$500,000 from the General Fund to the Murray Parkway Golf Fund to be used for a new sprinkler irrigation system. The Golf Course has saved a substantial amount of money for this project, but would like to get that system in as soon as possible. The maintenance on the current system is substantial and they aren't sure how much longer that system will last. In addition, the Golf Course used some of their reserves to pay for the Murray Parkway to be developed, so we feel it is appropriate to give them some money out of the General Fund for their sprinkler irrigation system.

We would like to transfer \$30,000 from the Redevelopment Agency Fund to the Capital Projects Fund to help pay for the Fireclay intersection light. It will be a year and a half before the County will be able to help us with this. It will cost us an extra \$30,000 to do it privately on our own, but it needs to be done soon because of traffic congestion in that area.

There is an opportunity to do a storm water project on 4500 South Commerce Drive before some other redevelopment takes place in that area. We would like to move \$215,625 from the General Fund Reserves into the General Fund for this project.

We would like to adjust the General Fund Target Reserve Percentage down from 25% to 24%. Because we have increased the amount of sales tax we are collecting, we don't need or want to have a 25% General Fund Reserve. The rate of 24% is still high enough for what the City needs.

Mr. Hales asked Ms. Moore what the percentage cap on reserves was.

Ms. Moore responded it is 25%.

Mr. Hales asked what the low was.

Ms. Moore replied it's around 5% or 6%. The City is never down that low.

Public Hearing Open for Public Comment

No public comments given.

Public comment closed.

7.2.2 Council consideration of the above matter.

Mr. Brass made a motion to adopt the Ordinance

Mr. Hales seconded the motion

Call vote recorded by Jennifer Kennedy

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

Motion passed 5-0

8. Unfinished Business

8.1 None scheduled.

9. New Business

9.1 Consider a Resolution approving an Interlocal Cooperation Agreement between the City and Murray City School District (“District”) for mutual use of facilities.

Staff presentation: Doug Hill, Public Services Director

Mr. Hill said Murray City and the Murray School District have a great relationship; particularly in relation to using each other’s facilities. The School district has facilities that the City uses which saves the City money because we don’t have to go out and build gymnasiums and soccer fields. On the other hand, the City has facilities that the School District uses so they don’t have to go out and build baseball and softball diamonds. We share each other’s facilities.

The City has had an agreement with the School District for 30+ years. This is an updated agreement that formalizes the current policies and practices of the City and School District. It allows the City to have priority use of School District facilities when they are not using them and the School District to have priority use of City facilities when we are not using them.

The School Board has already approved and signed this agreement.

Ms. Turner made a motion to adopt the Resolution
Mr. Camp seconded the motion

Call vote recorded by Jennifer Kennedy

 A Mr. Camp
 A Mr. Brass
 A Ms. Turner

A Mr. Hales
 A Mr. Nicponski

Motion passed 5-0

10. Mayor

10.1 Report

Mayor Eyre said David Grauer will be leaving Intermountain Medical Center (IMC). He has been the administrator there since 2004. Mr. Grauer has been a friend to this City and has cooperated with development to coordinate efforts between IMC and Murray City. Mayor Eyre wished him well in his new endeavors.

Linda Brown, the person behind Kids Eat, now has a facility over at Creekside School. She is doing 100 backpacks per week for kids to take home over the weekend. The City is looking forward to having another food drive for her in August.

Mayor Eyre said this upcoming Thursday at 10:15 am, the City will be participating in the Shake-out Drill where we will drop, cover, and hold. We will be expanding that this year and we will actually evacuate the building and do a head count of everybody outside to make sure everybody is accounted for.

10.2 Questions for the Mayor

11. Adjournment

Jennifer Kennedy, City Recorder