

Murray City Municipal Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 20th day of September, 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
Janet Towers,	Executive Assistant to the Mayor
Jennifer Kennedy,	City Recorder
Frank Nakamura,	City Attorney
Janet Lopez,	Council Administrator
Craig Burnett,	Police Chief
Jon Harris,	Deputy Fire Chief
Doug Hill,	Public Services Director
Justin Zollinger,	Finance Director
Tim Tingey,	Administrative and Development Services Director
Bruce Turner,	Power Department Operations Manager
Trong Le,	Senior IT Technician
Murray Youth Excel Club Citizens	

5. Opening Ceremonies

5.1 Pledge of Allegiance – Bianca Cherenfont

Mr. Nicponski asked Sheri VanBibber to introduce the Murray Youth Excel Club.

5.2 Approval of Minutes

5.2.1 Council Meeting – September 6, 2016

Mr. Brass made a motion to approve the minutes

Ms. Turner seconded the motion

Voice vote taken, all “ayes.”

5.3 Special Recognition

5.3.1 Murray City Council Employee of the Month Jason Lundberg, Golf Course Irrigation Specialist.

Staff Presentation: Brett Hales, Councilmember
Doug Hill, Public Services Director

Mr. Hales said the Council started the Employee of the Month program a few years ago. They felt it was important to be able to recognize and show appreciation to the City’s employees. He 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. Hales noted that Mr. Lundberg has worked for Murray City for 20 years.

Mr. Hill said Mr. Lundberg is one of those employees that you love to be around. He is always happy and very dedicated to the Golf Course. Mr. Lundberg is responsible for the entire irrigation system at the Golf Course which is 150 acres. With how hot it has been this past summer, you can imagine how hard he had to work to keep the Golf Course green.

Mr. Hill stated the Golf Course is in the best condition he has seen it in the 25 years he has worked for Murray City. That is attributed to Mr. Lundberg as well as Dave Carruth, Golf Course Superintendent and Cory Nelson, Assistant Greens Superintendent.

Mr. Hill stated Mr. Carruth wrote in a statement that Mr. Lundberg is the kind of individual that volunteers to come down to the Golf Course in the

evenings, on his own time, just to make sure everything is working.

Mr. Lundberg is a great golfer. He was a semi-finalist to appear on the show “Big Break” which was on the Golf Channel. Mr. Hill congratulated Mr. Lundberg on being Employee of the Month.

Mr. Lundberg introduced his family. He thanked the Mayor and Council for all they have done in the last few years. It has been refreshing and nice. He stated he has worked with Mr. Carruth and Mr. Nelson for 20 years and they have taught him everything he knows about the Golf Course.

5.3.2 Murray City 32nd Annual Beautification Awards Program for 2016.

Presentation: Darin Bird, Shade Tree and Beautification Commission

Mr. Bird and other members of the Shade Tree and Beautification Commission announced the Beautification Award Winners:

District 1

Lundberg Residence
1212 Willow Run Drive

District 2

Grandinetti Residence
932 West Bryanston Cove

District 3

Wilde Residence
564 Spruce Glen Road

District 4

Collins Residence
6007 South Ragsdale Drive

District 5

Parsons Residence
5634 South Hillside Drive

Special Recognition Award

Murray School District
5094 South Commerce Drive

Dr. Steven Hirase, Murray School District Superintendent, thanked the Commission for this award and recognition; it was unexpected. Murray is such a great and beautiful place to be. There are parts of

Murray that maybe need a little bit of an upgrade. The School District was pleased that they were able to get enough property to relocate their facilities and add to the beauty of the City.

Multi-Family Residence

Vine Gate Apartments
6152 South Vine Hill Road

Business

Enginuity Automotive
5926 Stratler Street

Mayor's Award

Tucket Residence
905 Germania Place

Xeriscape

Sharp Residence
24 West Creek Drive

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

Rebecca Heaton – Murray Youth Excel Club

Ms. Heaton said the Murray Youth Excel Club is kind of like the high school version of the Exchange Club; they work under the Exchange Club's guidance. Their platform is to promote Americanism where they encourage education and respect for the flag and freedom shrines. They promote volunteerism and service for the community and advocate for the prevention of child abuse and domestic violence.

One of the most noticeable things the Excel Club does for the prevention of child abuse is to tie flags out in front of City Hall during the month of April to promote child abuse awareness. In addition, they put a pinwheel out for each child who had a reported case of child abuse in Murray. They also put on the Haunted Trail in October. All the funds raised from that go towards the prevention of child abuse. Last year they raised about \$8,000.

Ms. Heaton said the Excel Club would like to thank the police officers for all they have done for them considering the criticism of officers that has been going on across the nation. The Excel Club presented them with heat packs to thank the officers for "taking the heat off of them."

Ms. VanBibber said the Exchange Club added up the amount of hours their youth volunteered last year. They work all summer long volunteering across the state. They did over 1,500 hours of service last year. They stand out in a national way. She thanked all the youth for their time.

Mr. Hales said he has been to some of the Excel Club's meetings and he can't believe the amount of time the youth put in. It's great that the Excel Club is represented by several different schools. He told the youth they are great examples for the City.

Ms. Turner and Mr. Camp thanked the youth for all they do.

Mr. Nicponski said he is encouraged and heartened by the work the youth do. He also thanked them for their service.

7. Consent Agenda

7.1 None scheduled.

8. Public Hearings

8.1 None scheduled.

9. Unfinished Business

9.1 None scheduled.

10. New Business

10.1 Consider a resolution approving an Interlocal Cooperation Agreement between Murray City ("City") and the Redevelopment Agency of Murray City ("RDA") to buy, sell and exchange real property in the Central Business Districts.

Staff presentation: Tim Tingey, Administrative and Development Services Director

Mr. Tingey said the Redevelopment Agency (RDA) is an entity created by the state to facilitate redevelopment in specific areas. One of the areas they focus on is the downtown area, where City Hall is located right now. It's called the Central Business District Area. The RDA's purpose is to facilitate the redevelopment and economic development opportunities.

A few years ago, the City acquired some land in this area with bond proceeds and there were specific requirements that the land was to be used for public facilities. If not, there could be an opportunity for a value for value exchange to get those properties into the hands of the RDA to facilitate redevelopment. This resolution and agreement does that. It includes exchanges of property, value for value, between the properties the RDA owns and properties the City owns. The exchange will allow for these properties to work towards economic development and redevelopment.

Mr. Tingey stated he is recommending approval of the resolution. He thinks it is important for future redevelopment possibilities in this area.

Mr. Camp made a motion to approve the resolution
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

- 10.2 Consider a resolution approving an Interlocal Cooperation Agreement between the City and the Utah Department of Transportation (“UDOT”) for Transportation Alternative Program (“TAP”) funds to construct and maintain a Jordan Canal Trail from 6400 South to Fontaine Bleu Drive.

Staff presentation: Doug Hill, Public Services Director

Mr. Hill said one of the projects the City Council funded in the budget this year was a trail along the Salt Lake City Canal between Fontaine Bleu Drive and Wheeler Farm. The City wrote a grant to UDOT to help fund this project. The City received \$100,000 to go towards the section between 6400 South and Fontaine Bleu Drive with a promise that next year, the City will receive an additional \$100,000 for the section between Wheeler Farm and 6400 South. This agreement is a Cooperative Agreement with UDOT which would allow the City to accept those monies and put it towards construction of that trail.

Mr. Hill stated the Attorney’s office and his office are working with Salt Lake City Public Utilities to formalize an agreement that will allow the City to begin work on this trail. Attorneys from Salt Lake City and Murray City are working towards an agreement as to what type of trail will be constructed and any conditions that may go along with the construction of the trail. He hopes the agreement will be finalized and be able to be brought to the Council within the next couple of months.

Ms. Turner said she is excited to get this project going. She and her husband walk this route often and it will be a wonderful addition to that area of the City. She thanked Mr. Hill for all he has done to make this happen.

Ms. Turner made a motion to adopt 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

- 10.3 Consider an ordinance enacting Chapter 3.52 of the Murray City Municipal Code relating to No Fault Power Department Claims.

Staff presentation: Frank Nakamura, City Attorney

Mr. Nakamura said over the years when there are outages or a disruption of power, the City has taken the position that it is not liable for anything that results from that disruption of power. The City feels that it has immunity in these types of cases. However, it is good public relations to work with our citizens, at times, depending on the kind of burden the outage places on them.

Over the years the Power Department has decided that despite the fact that the City is not liable, they will see if they can provide some assistance. That was never formalized so it was decided with input from the Power Department Administration that the City would formulize this into a No Fault Fund. When there is a disruption of power and something happens to things, like a citizen's appliance or computer, the City will take a look at it and be able to offer some assistance, up to a maximum of \$5,000.

This would be under the condition that the City is not admitting any liability. They want to make sure there is not double coverage in the event a citizen has insurance coverage. Other factors that are looked at are things such as whether the act was intentional or gross negligence was involved. With these kinds of conditions it makes it easier for those who administer this to work with our citizens and provide them some assistance.

Mr. Nakamura stated this is a benefit and good public relations for the Power Department. It demonstrates how they appreciate their customers. The City has a similar fund for the Golf Course.

Mr. Hales made a motion to approve the ordinance
Ms. Turner 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

- 10.4 Consider an ordinance enacting Chapter 3.54 of the Murray City Municipal Code relating to No Fault Water and Sewer Claims.

Staff presentation: Frank Nakamura, City Attorney

Mr. Nakamura said this is a similar program that has been going on for some time. It had been formalized in a policy and has come into play many times. Again, the City takes the position of no liability and is immune in certain cases. However, it is good for public relations and is a benefit to the citizens.

The City has adjustors that go out and assess the damage. Once that is done, the City can look to this fund for payments for damage as a result of water and sewer lines. This is done under certain conditions and there are maximum amounts that can be paid. This is subject to the annual appropriation of funds. If the Council chooses not to fund a program like this, then the program can't exist.

Mr. Nicponski asked what the average incident cost is.

Mr. Nakamura responded that most of them do not exceed the maximum amount of \$5,000. He has seen claims for \$2,000 to \$3,000.

Mr. Brass asked how much money would be in each fund.

Justin Zollinger, Finance Director said this is being funded through the retained Risk Fund.

Mr. Nakamura said all of the City's claims, including the adjustment of the claims, are in the Risk Fund.

Mr. Brass made a motion to adopt the ordinance
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

11. **Mayor**

11.1 Report

Mayor Eyre said Public Power Day was held last Thursday at Murray Park. He thinks there were over 750 people who attended. The Power Department had all kinds of demonstrations and showed how all of their equipment works. Blaine Haacke, Power Department General Manager told everyone in attendance things about the Power Department such as the different resources we get power from and the advantages of having a power department within our own City.

Mayor Eyre said that Danny Astill, Water Superintendent and Joe Goodman, Water Distribution Supervisor from the Water Department entered a sample of Murray's water into the annual contest for the State Water Users Conference in St. George. Murray City won the best ground water taste for 2016.

Mayor Eyre stated one of Murray's elementary schools does a new program called Watch D.O.G.S. D.O.G.S. stands for "Dads of Great Students". They invite all the dads to come to the school one evening and have a pizza dinner with their student. After dinner, the students go into the library for an activity and the fathers go into the auditorium. Mayor Eyre said he was asked to speak at this event about the role that fathers play in their children's education.

There were about 50 dads there that night that Mayor Eyre got to speak to about the influence fathers can have on their children's education. Following the speech, each dad was asked to come up and sign-up for a day during the school year in which they would be willing to take a day off of work to come into the school and be with the students for an entire day; not just shadow their own student, but to go throughout the school. It was well received. Every one of the fathers came forward and signed up for a day to come to the school.

This program is sponsored by the P.T.A. and the intent is to get the fathers involved in the education process as much as the mothers are involved. Mayor Eyre stated he would like to see some of Murray's other elementary schools adopt a program like this.

Mayor Eyre said last week, the Mayor's Office received three letters from residents regarding the personnel that work at the Parks Department and how well they were treated by them. They also received a letter stating how the Police Department handled an incident for a citizen. The Mayor's Office receives letters, emails, and phone calls like this every single week where residents tell them how great the different departments and personnel are throughout the City.

Mayor Eyre said he attended the Utah League of Cities and Towns conference last week. There wasn't a day that somebody did not go up to him and say what a quality

City Murray is and how well run it has been for the last several decades. He thinks Murray stands out as an example as to how a city should run.

11.2 Questions for the Mayor

12. **Adjournment**

A handwritten signature in cursive script that reads "Jennifer Kennedy". The signature is written in black ink and is positioned above a horizontal line.

Jennifer Kennedy, City Recorder