

Murray City Municipal Council Chambers Murray City, Utah

The Murray City Municipal Council met on Tuesday, April 16, 2019 at 6:30 p.m. for a meeting held in the Murray City Center Council Chambers, 5025 South State Street, Murray, Utah.

Council Members in Attendance:

Dave Nicponski, Chair	District #1
Dale Cox, Vice Chair	District #2
Jim Brass	District #3
Diane Turner	District #4
Brett Hales	District #5

Others in Attendance:

Blair Camp	Mayor	Jan Lopez	Council Director
G.L. Critchfield	City Attorney	Jennifer Kennedy	City Recorder
Doug Hill	Chief Administrative Officer	Jennifer Heaps	Communications & Public Relations Director
Craig Burnett	Police Chief	Brenda Moore	Acting Finance Director
Danny Astill	Public Works Director	Jon Harris	Fire Chief
Matt Erkelens	Forestry Supervisor	Kim Sorensen	Parks & Recreation Director
Bruce Turner	Power Department Operations Manager	Melinda Greenwood	Community & Economic Development (CED) Director
Robert White	IT Director	Joe Goodman	Water Distribution Supervisor
Pattie Johnson	City Council	Mike Dykman	Administrative Assistant Chief
Citizens			

Opening Ceremonies

Call to Order – Mr. Nicponski called the meeting to order at 6:30 p.m.

Pledge of Allegiance – The Pledge of Allegiance was led by Michael Romero

Approval of Minutes

Council Meeting – March 19, 2019

MOTION: Mr. Hales moved to approve the minutes. The motion was SECONDED by Ms. Turner. Voice vote taken, all “ayes.”

Special Recognition

1. Murray City Council Resident Service Award to Thomas Richard Henry for outstanding community service.

Staff Presentation: Jim Brass, Councilmember

Mr. Brass spoke about Mr. Henry's many accomplishments and contributions to the community. He presented Mr. Henry with the Resident Service Award.

Mr. Henry said this award is very special to his heart and that no one person can do all this. He has had many friends who have been part of everything he has done.

2. Murray City Council Employee of the Month, Joe Goodman, Water Distribution Supervisor.

Staff Presentation: Brett Hales, Councilmember and Danny Astill, Public Works Director

Mr. Hales said the Council started the Employee of the Month Program because they felt it was important to recognize the City's employees. He presented Mr. Goodman 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. Goodman for all he does for the City.

Mr. Astill spoke about the responsibilities of Mr. Goodman's job and the accomplishments he's had during his ten years with the city.

3. Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah declaring Friday, May 3, 2019 as Murray Arbor Day.

Mayor Camp read the Joint Resolution.

MOTION: Mr. Brass moved to adopt the Joint Resolution. The motion was SECONDED by Mr. Hales.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

Mayor Camp presented the Joint Resolution to Matt Erkelens, Forestry Supervisor
Mr. Erkelens thanked the City Council and Mayor.

Citizen Comments – Comments are limited to 3 minutes unless otherwise approved by the Council.

Alexander Teemsma – Murray City, Utah

Mr. Teemsma said he and his wife have been operating a short-term rental out of their property, through Airbnb, for the past ten months, but after the city received a complaint from one of their neighbors, they have been asked to discontinue. The Teemsma's received a letter and met with Mark Boren, where they learned they are in violation of an ordinance. They hope Murray City, with the support of its citizens, will revisit the ordinance. Until then, they will comply with the ordinance and stop running their short-term rental.

Public Hearings

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

1. Consider an ordinance amending the City's Fiscal year 2018 – 2019 Budget.

Staff Presentation: Brenda Moore, Acting Finance Director/Controller

Ms. Moore explained this is an amendment to the budget for the current year. The city has received \$237,000 of additional revenue from things such as the Zoo, Arts, and Parks, reimbursements for equipment for firefighting in California, and various other grants. Those funds will be allocated to various areas in the General Funds that have had unexpected expenses. There is no financial impact to the city; the revenue coming in is offsetting the additional expenses that are going out.

Ms. Moore said the city has also received approximately \$344,000 worth of grants and direct reimbursements for firefighting.

Jimmy Johns Corporation is giving the city \$6,000 to help sponsor some Parks and Recreation programs.

The Division of Forestry and Fire is giving the city a grant for vegetation improvements along the Jordan River Parkway as well as a grant to the Police Department for overtime so they can help patrol the Jordan River Parkway.

Ms. Moore said another item in this amendment is to authorize the Director of Finance and Administration to transfer any amounts from the General Fund to the Capital Projects Fund at the end of the year if the General Fund's fund balance will be over the allowable state amount of 25%. She explained this is necessary in order to stay in compliance with the law.

Ms. Moore said in the Capital Projects fund, money is being authorized for Valley Communications which will pay 50% of the new fire stations alerting system. Money is also being transferred from the Capital Projects Fund to the Perpetual Care Fund for the

Cemetery Niche project.

It was determined that the Munis billing system should be paid for by the Enterprise Funds since they are the direct recipients and will be the ones using that system. Therefore, money is being put back into reserves from the Capital Projects Fund and the Enterprise Funds that will be using the Munis system will increase their budgets for system support and maintenance.

The public hearing was open for public comments. No comments were given, and the public hearing was closed.

MOTION: Mr. Brass moved to adopt the ordinance. The motion was SECONDED by Ms. Turner.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

Business Items

1. Consider a resolution providing notice of a pending land use ordinance to amend the provisions of the City's Sign Code, Chapter 17.48, dealing with off premises signs relating to electronic message centers and applicable definitions.

Staff Presentation: Melinda Greenwood, CED Director

Ms. Greenwood said this resolution would direct staff to go to the Planning Commission and work to make amendments in the city's land use code that would legislate electronic signs. The city has been working on the sign for the past year, but this portion has not been worked on yet. This resolution will allow staff to put a hold on any applications that would come in during the next 180 days while staff is working on and getting an amended ordinance passed.

MOTION: Ms. Turner moved to adopt the resolution. The motion was SECONDED by Mr. Brass.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye

Mr. Nicponski Aye

Motion passed 5-0

2. Consider a resolution declaring support for the Locally Preferred Alternative for the Midvalley Connector Bus Rapid Transit Project.

Staff Presentation: Melinda Greenwood, CED Director

Ms. Greenwood said in February 2019, representatives from the Utah Transit Authority (UTA) made a presentation to the city where they explained the process that UTA had recently gone through to determine a route for a Bus Rapid Transit (BRT). The Midvalley portion of the BRT will eventually go into Murray City, so UTA is asking the city to show it's support by adopting a resolution.

MOTION: Mr. Hales moved to adopt the resolution. The motion was SECONDED by Mr. Cox.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

3. Consider a resolution approving a Cooperation Agreement between Murray City and the Utah Division of Forestry, Fire and State Lands for a grant for the removal of invasive species and habitat improvement along the Jordan River Canal.

Staff Presentation: Kim Sorensen, Parks and Recreation Director

Mr. Sorensen said this agreement is for a \$22,500 grant to assist the city in cleaning-up a six-acre parcel of land the city owns located north of 4500 South on the eastside of the Jordan River. The grant does not require any kind of match. They will plant native trees and plants that can be controlled better than the ones that are currently there.

Mr. Hales asked how they got this grant.

Mr. Sorensen replied it was money the State Legislature appropriated last year.

MOTION: Ms. Turner moved to adopt the resolution. The motion was SECONDED by Mr. Hales.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

4. Consider an ordinance amending Chapter 13.40.050 (D) of the Murray City Municipal Code changing fees in the Murray City Cemetery.

Staff Presentation: Kim Sorensen, Parks and Recreation Director

Mr. Sorensen said they are preparing to add niche space to the cemetery. They did a survey of other cemeteries and their niche costs. The results of the survey indicated the cemetery needs to increase fees to keep up with the market and to ensure enough revenue comes in to keep up with the costs of niches.

The fees being recommended for adjustment are:

- Disinterment – standard and monument: \$1,300 for resident and non-resident
- Re-burial to double depth: \$2,000 for resident and non-resident
- Lettering for the niche: \$200 for resident and non-resident
- Opening and Closing the niche: 100 for resident and non-resident
- Niche for cremains: \$800/resident and \$900/non-resident
- Opening and closing double-depth: \$750 for the first for residents

Mr. Sorensen noted that the Parks and Recreation Advisory Board gave this proposal a unanimous approval.

MOTION: Mr. Brass moved to adopt the ordinance. The motion was SECONDED by Ms. Turner.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

5. Consider an ordinance amending Chapter 15.24 of the Murray City Municipal Code related to the Fire Code.

Staff Presentation: Mike Dykman, Administrative Assistant Chief

Mr. Dykman said over the years, this ordinance has become quite cluttered and confusing with detail variances from the International Fire Code as well as the Building Code. The ordinance was well intended and appropriate, but the ordinance has become somewhat outdated and inconsistent with other codes and standards, including the International Building Code. These inconsistencies lead to confusion within the Building Department, project developers and in fact, they may have been out of compliance with codes and standards adopted by the State of Utah.

The proposed amendment to Chapter 15.24 of the Murray City Municipal Code is intended to eliminate inconsistency and confusion. The timing of this coincides with the adoption of the International Fire Code by the Utah State Fire Prevention Board as well as the Utah Legislature. Plus, the most recent adoption of the fire codes and standards that accompany it go into effect on July 1, 2019.

The proposed ordinance outlines a fee schedule for permits that are commonly granted by the Fire Department as well as defines violations and penalties for failure to comply with the ordinance that are in line with State Law. The proposed ordinance also provides for an appeal process.

MOTION: Mr. Cox moved to adopt the ordinance. The motion was SECONDED by Mr. Hales.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

6. Consider a resolution of the Murray City Municipal Council approving the selection of HBME, LLC as the independent audit firm to provide auditing services and authorizing the execution of an agreement between the City and HBME, LLC.

Staff Presentation: Janet Lopez, Council Director

Ms. Lopez said the city recently did a request for proposal for an independent finance audit service. Seven proposals were received and reviewed by a committee based on their experience, qualifications of staff, scope of work, references, and costs. The company that was selected was HBME. The agreement is for three years with the option to extend for an additional two years.

MOTION: Mr. Hales moved to adopt the resolution. The motion was SECONDED by Ms. Turner.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

Mayor's Report and Questions

Mayor Camp reported on the following items:

- The Senior Recreations Center held a symposium last week to help seniors recognize and avoid fraud. They had about 75 participants.
- Approximately 500 responses have been received to the Parks and Recreation Master Plan survey.
- The Park Center will be closed this Sunday for Easter and starting May 1, it will be closed every Sunday as part of their regular summer hours.

Adjournment

The meeting was adjourned at 7:17 p.m.

Jennifer Kennedy, City Recorder