

NORTH SALT LAKE CITY
CITY COUNCIL MEETING – WORK SESSION
OCTOBER 4, 2011

Mayor Arave called the meeting to order at 6:05 p.m.

PRESENT: Mayor Len Arave
Council Member Stewart Harman
Council Member Brian Horrocks
Council Member Conrad Jacobson
Council Member Matt Jensen
Council Member Stan Porter

STAFF PRESENT: Brian Passey, Assistant City Manager and Finance Director; Ken Leetham, Economic Development Director; Rod Wood, Public Works Director; Paul Ottoson, City Engineer; David Church, City Attorney; Craig Black, Police Chief; Brent Moyes, Golf Course Director; Marta Nielsen, Administrative Assistant; Linda Horrocks, Minutes Secretary.

1. PAUL OTTOSON – ENGINEER’S REPORT

Paul Ottoson addressed the city council about the possibility of declaring certain City-owned properties as surplus and deeding the parcels to the adjacent property owners. The City Parks Department is currently maintaining many areas in the City that could or should be maintained. The first group of parcels that were brought up were the parcels along the north side of 900 North Street from Berkshire to Fox Hollow Drive. Mr. Ottoson stated that these parcels were originally deeded to the city from Woodside Homes. The reason for this was because the City did not want to maintain the landscaped swale which was originally approved on the plans, but instead wanted to pipe the storm water and landscape a flatter area above the pipe. The Council agreed to have staff talk to the adjacent owners and see if they would be interested.

The second parcel is a landlocked piece the city has owned for many years within the boundaries of land owned by NSLC Stockyards at 232 W. Center Street. The current property owner has been using the City property for years as storage for cars. The Council asked staff to contact the owner and have him pay for the property.

The third parcel is at the southwest corner of Orchard Drive and Sycamore Drive. The City tried to deed this to the previous owner a few years ago to no avail. Again, the Council asked staff to contact the new owner and see if this property could be deeded to them.

The final parcel discussed is a narrow parcel along the north side of Eaglewood Drive between 725 East Street and the home at 769 East Eaglewood Drive. The adjacent owner of this parcel is within the boundaries of Bountiful City and there is a concrete panel fence abutting our parcel. It was decided to not pursue this parcel at this time and to wait until the adjacent parcel develops.

2. ROD WOOD – PUBLIC WORKS

Rod Wood reported that the golf course parking lot is being resurfaced, and they hope to get it finished quickly before inclement weather hits.

Council Member Harman asked about a traffic control device for Fox Hollow Drive (and/or Danby).

3. ACTION ITEMS

The list of action items was reviewed. Completed items were removed from the list. Incomplete items will remain on the carry-over list.

Mayor Arave asked if costs for the City Hall Corner landscaping could be taken out of park impact fees – include it as part of Hatch Park. Brian Passey will provide an answer to the Mayor later.

4. APPROVE MINUTES

The City Council minutes of September 20, 2011 were reviewed and amended. **Council Member Harman moved to approve the work session and regular session minutes of September 20, 2011 as amended. Council Member Porter seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman and Jacobson.**

5. ADJOURN

Mayor Arave adjourned the meeting at 7:02 to begin the regular session.

NORTH SALT LAKE CITY
CITY COUNCIL MEETING – REGULAR SESSION
OCTOBER 4, 2011

Mayor Arave called the meeting to order at 7:08 p.m. Council Member Horrocks offered the invocation and led those present in the Pledge of Allegiance.

PRESENT: Mayor Len Arave
Council Member Stewart Harman
Council Member Brian Horrocks
Council Member Conrad Jacobson
Council Member Matt Jensen
Council Member Stan Porter

STAFF PRESENT: Brian Passey, Assistant City Manager and Finance Director; Ken Leetham, Economic Development Director; Rod Wood, Public Works Director; Paul Ottoson, City Engineer; David Church, City Attorney; Craig Black, Police Chief; Marty Peterson, Emergency Manager; Marta Nielsen, Administrative Assistant; Linda Horrocks, Minutes Secretary.

OTHERS PRESENT: Sean Kelly, BSA Troop 1916; Steve Kelly, Allen Tidwell, Marco Rodriguez, residents; Ben Lowe and Steve Lowe, Compass Development; Emma Dugal, BDAC.

1. CITIZEN COMMENT

Marco Rodriguez, Kensington Drive, addressed the Council. He stated he has had many issues with parking in his neighborhood, and asked how the City could solve this issue. He said his neighbor, who just moved out, is trying to sell his home. Potential buyers come to the home but continue to see cars parked in front of the house and along the street and do not want to purchase the home. Mr. Rodriguez said he and his wife cannot even find a place to park. Mayor Arave suggested he and his neighbors get a petition together to bring to the Council, and suggested the issue be put on a future City Council agenda.

2. APPOINTMENT OF DEPUTY CITY RECORDER

Barry Edwards asked the City Council to appoint Marta Nielsen as Deputy City Recorder. This will allow her to attest signatures and fulfill other necessary duties.

Council Member Jacobson moved to appoint Marta Nielsen as North Salt Lake Deputy City Recorder. Council Member Porter seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman and Jacobson.

3. RESOLUTION NO. 2011-7R: NORTH SALT LAKE JUSTICE COURT
RECERTIFICATION

David Church stated that this recertification ordinance is passed every four years and commits the City to follow the rules and regulations of the court. He is required to write an opinion letter to the Council, and the judge and court reporter fill out information as well.

Council Member Horrocks moved to approve Resolution No. 2011-7R: North Salt Lake Justice Court Recertification. Council Member Jensen seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman and Jacobson.

4. ORDINANCE NO. 2011-19: NOISE ORDINANCE AMENDMENT

Barry Edwards reported that it was previously requested that the City's quiet hours be reduced from 11:00 p.m. to 10:00 p.m. Construction activities begin early, so it may not be wise to make the time later in the morning. Council Member Jensen stated that 10:00 p.m. in the summer could be too early, and suggested amending the ordinance to be effective during months of the traditional school year.

David Church stated that the Salt Lake County Board of Health has a noise ordinance that outlines specific decibel levels, distances, etc., and he said he would check with Davis County. Chief Black stated that the Health Department ordinance is now set up to regulate distances from the sound, or 50ft., and is no longer measured by decibels.

Council Member Harman moved to adopt Ordinance 2011-19 amending Title 4-4-2 of the Municipal Code with the amendment that in the summer months of June, July and August, the hours be extended until 11:00 p.m. Council Member Jensen seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman and Jacobson.

5. SURPLUS AND DISPOSAL OF WASHBURN HOUSE

Barry Edwards referred to the recently purchased Washburn house and suggested the City now declare it surplus property, and proceed to get bids to demolish the house.

Chief Black stated that he would like to use the home for some police training.

Council Member Harman moved that the City surplus the real property located on what is known as the Washburn lot, located at 103 North Main Street, and authorize the City Manager to secure its demolition. Council Member Porter seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman and Jacobson.

6. BDAC SUMMERFEST REPORT

Emma Dugal, Director of Bountiful Davis Arts Center, addressed the Council to report on the 2011 Summerfest. She said there were approximately 20,000 people in attendance, a record number. There were excellent international groups, artist booths, ethnic foods, a children's art

yard, etc. The planners were able to keep the even free of charge, once again, and she thanked the City for their support.

7. APPROVAL OF CONSULTING SERVICES AGREEMENT WITH DUTKO WASHINGTON, LLC

Barry Edwards stated that staff has proceeded to obtain government grant funds for the Springhill slide area. With such, it has been recommended by the Division of Homeland Security that the City obtain the services of a Washington D.C. representative to assist with this process. This consultant will start by arranging a visit with Representative Bishop to go through the homes, and at that point, the consultant will work to secure additional funding from the State of Utah. Mr. Edwards stated that he believes this process will put the City's project as the number one priority for funding. It would not be possible to get the funds needed without some assistance in Washington D.C.

Mr. Edwards added that the consultant could also help the City seek transportation grants. The consultant's fee is \$5,000 per month, and the City plans to retain him at least until money is secured from Big West Oil.

Council Member Harman asked about the agreement and the language referring to issues being disputed in the District of Columbia. David Church said he would change that, as he would not travel there for arbitration.

Council Member Porter moved to approve the signing of the consulting service agreement with Dutko Washington, LLC. Council Member Jacobson seconded the motion.

Council Member Harman stated that the motion should include the change of the choice of law resolution and change of dispute location, as well as being subject to review by the City Attorney.

Council Member Porter amended the motion to include the change of the choice of law resolution and change of dispute location, as well as being subject to review by the City Attorney. Council Member Jacobson seconded the amended motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman and Jacobson.

8. ACTION ON PROPOSED SITE PLAN FOR THE EAGLEWOOD LOFTS APARTMENT COMMUNITY – COMPASS DEVELOPMENT, APPLICANT

Ken Leetham approached the Council and showed a slide of the Eaglewood Lofts Phase 1 site plan, a nine-acre parcel. Eaglewood Lofts include 214 proposed apartment units, with a clubhouse and swimming pool. He stated that the plan complies with the City ordinances. Mr. Leetham reported that the Development Review Committee has been concerned about soil stability on the site. The City has hired a consulting engineer and he is recommending specific measures in order to allow building on the property. Compass Development has agreed to those methodologies to the development of the site. The condition of approval is that the developer

complies with the City Engineer's recommendation related to soils testing and other soils-related matters as they apply to this property.

Mr. Leetham stated that the Council previously dealt with parking on September 20. The developers received approval for standards slightly different from the City's adopted parking code. This is possible and allowed since their project is in a designated "P" District, and those types of standards are flexible in this situation. The project meets open space requirements. In addition, the City agreed to accept Eaglegate and Village Center Drives as public streets. It was felt that the City would have much better control over future roadway needs such as expansion, if necessary, and that these roads should eventually be public streets.

Council Member Harman moved to approve the proposed site plan for the Eaglewood Lofts apartments subject to the plat being recorded, and that the developer comply with the City Engineer's recommendations related to soils testing and other soil-related matters as they apply to this property. Council Member Horrocks seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman and Jacobson.

9. REVIEW OF CITY LOGO DESIGN ENTRIES

Marta Nielsen stated that the designs shown tonight are entries submitted after communicating the Council's suggested changes to the artists.

Council Member Harman stated that he liked the combination of two of the designs – the sunset in #10 combined the current outside rim of the City's current logo. Council Member Jacobson stated that he did not prefer any of the new designs. Council Member Horrocks stated that he likes the original logo.

Mayor Arave asked Council Members Porter and Harman, and Linda Horrocks and Marta Nielsen to work on the logo project and bring two new logo alternatives back to the Council for review.

10. CONSIDERATION OF PROPOSED AMENDMENTS TO NORTH SALT LAKE CITY'S LAND USE DEVELOPMENT AND MANAGEMENT ACT AND ORDINANCE NO. 2011-13: AN ORDINANCE REVISING, CODIFYING AND COMPILING THE GENERAL ORDINANCES OF THE CITY OF NORTH SALT LAKE

Mayor Arave reviewed his questions and suggestions with Ken Leetham and the Council.

Council Member Jacobson moved to adopt Ordinance No. 2011-13 with discussed revisions, as well as allowing the City Manager and staff to make corrections. Council Member Harman seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman and Jacobson.

11. CITY MANAGER'S REPORT

Barry Edwards reported that the next City Council meeting will be in November, as he, Mayor Arave, and many staff members will be attending a FEMA conference the third week in October.

Mr. Edwards reported that he met with the General Plan Committee and made some suggestions. An open house for the General Plan update process (NSL Directions) will be held on October 25.

12. MAYOR'S REPORT

Mayor Arave reported that he met with the Camelot Homeowners Association, and they are ready to "go to war" to get a traffic light at the intersection of the Camelot entrance and Highway 89. Mayor Arave asked Barry Edwards to speak with Chris Peterson (UDOT) and let him know that the Camelot residents are gearing up for action.

13. COUNCIL REPORTS

Council Member Jacobson reported that if the Youth City Council can put together a haunted house for the Halloween season, they will. The Youth City Council is also helping with the 5K this Saturday as well as the Meet the Candidates night on the 13th.

Council Member Harman said he attended the appreciation luncheon and golf outing for local businesses. He received many comments of gratitude to the City for sponsoring the event.

Council Member Harman stated that the Uniting Neighbors would be hosting the "Earthquake Lady" at their next meeting, October 12 at 7:30 p.m. at City Hall.

Council Member Porter reported on the last Parks and Trails Advisory Board meeting. They met at Wild Rose Trailhead Park. The Board wanted to tweak the plan for the new east bench park. Council Member Porter invited Allen Tidwell to address the Council. Mr. Tidwell said the Parks and Trails Board thought there would not be anything to gain by having parking down below (in the proposed park), but to just have parking up at the end, with additional parking in the cemetery area. Barry Edwards stated that Kern River has already been given the grading plan, so it will be graded that way. The final improvements will not be made until later, so those small changes can be made, if the Council agrees.

Council Member Porter stated that another suggestion of the Board was to go ahead and improve and develop the wetlands – get more water in there and get the natural wetland vegetation growing. They also suggested additional parking in front of the cemetery area. We should have room to grow.

Council Member Porter stated that the Mel Banner Trail, recently approved, is well under way, and will be a nice trail. The City might want to plan some events for that trail.

Council Member Jensen reported that the NSL Live committee met last week to discuss future events. Next year, the committee plans to do similar activities to this year, although there will be less 5K races than this year. This Saturday's 5K race begins at 9am – starting on Crestpointe

Drive – below Wild Rose Trailhead Park. There will be a free 1K for kids, with candy, etc. He added that the Second Sunday Concert Series will feature a trio of chamber music this Sunday at 6pm at City Hall.

14. ADJOURN

Mayor Arave adjourned the meeting at 9:45 p.m.

Mayor

Secretary