**Tooele City Council**

**Business Meeting Minutes**

Date: Wednesday, September 3, 2014

Time: 7:00 p.m.

Place: Tooele City Hall, Council Chambers

 90 North Main Street, Tooele Utah

**Council Members Present**:

Brad Pratt, Chair

Scott Wardle

Steve Pruden

Debbie Winn

Dave McCall

**City Employees Present**:

Mayor Patrick Dunlavy

Roger Baker, City Attorney

Glenn Caldwell, Finance Director

Michelle Pitt, City Recorder

Lisa Carpenter, Deputy Recorder

Jim Bolser, Public Works and Community Development Director

Chief Ron Kirby, Chief of Police

Paul Hansen, City Engineer

Heidi Peterson, Communities that Care Director

Minutes prepared by Elisa Jenkins

Chairman Pratt called the meeting to order at 7:00 p.m. He welcomed a Boy Scout in the audience who was working on his Citizenship in the Community Merit Badge.

1. **Pledge of Allegiance**

The Pledge of Allegiance was led by Jack Bell.

1. **Roll Call**

Brad Pratt, Present

Scott Wardle, Present

Dave McCall, Present

Steve Pruden, Present

Debbie Winn, Present

1. **Mayor’s Community Youth Recognition Awards**

Presented by Mayor Patrick Dunlavy, Heidi Peterson, and Chief Ron Kirby

Mayor Dunlavy stated that they do not present these awards in the summer and he is excited for the school year so they can present these awards again. He welcomed all that had come to support these students and said that it is his honor to recognize these students. He said that this award is very important to the Council and himself and it is one of the most important things that they do at City Council meeting. He also said that it is very important for youth to be recognized for the good things that they do. He introduced Chief Ron Kirby, Chief of Police and Ms. Heidi Peterson the Communities that Care Director.

Ms. Peterson thanked everyone for coming and supporting these students. She stated that the Communities that Cares department evaluates the risks that kids are up against in the community and then they put programs into place to help them. She mentioned that there are four programs that the Communities that Care program offers in the community which are; 1) Lions Quest in the Elementary Schools, 2) Life Skills Training in the Secondary Schools and 3) Guiding Good Choices which is a family program and 4) a new Suicide Prevention Program. She encouraged anyone interested in the Guiding Good Choices Program or the Suicide Prevention Program to contact her. She explained that the students receiving this award will receive a backpack filled with donations from various businesses in the community and she thanked those businesses for their donations. She thanked the Tooele School District and the teachers for their support of the Communities of Care program in the schools. She also thanked the Police Department for their role in this program.

Ms. Peterson then presented the Mayor’s Community Recognition Award to the following students:

Abigail Ward, Copper Canyon Elementary

Marissa Stephen, Harris Elementary

Connor Price, Harris Elementary

Benjamin Snarr, Overlake Elementary

Trevor Zaleski, Settlement Canyon Elementary

Andrew Crane, West Elementary

Ms. Peterson congratulated these students for their hard work in their families and the community.

Mayor Dunlavy asked the students to stand and he recognized them and congratulated them again for receiving this this award. He said that he is very proud of these students and noted that they will be the future leaders of the City. He also recognized the families for the important role they play in these young people’s lives. He thanked the teachers in the schools for helping the Communities that Care program succeed.

A brief recess was taken for a picture with the Mayor and the recipients of this award.

1. **Public Comment Period**

Chairman Pratt opened the public comment period to anyone would like to come forward and address the Council. No one came forward.

Chairman Pratt closed the public comment period at 7:29 p.m.

1. **Resolution 2014-40 A Resolution of the Tooele City Council Consenting to the Mayor’s Appointment of Brian Roth as the Director of the Parks and Recreation Department**

Presented by Mayor Patrick Dunlavy

Mayor Dunlavy stated that Kathy Bell retired from the City with 39 years of service to this community which left a vacancy for the Director of the Parks and Recreation Department. He recognized Ms. Bell in the audience and thanked her for her dedication and hard work and told her she would be missed. Mayor Dunlavy said that they received 33 applications for this position. He wanted to make sure that this selection was the right one and so he took his time and selected Brian Roth who is currently the Superintendent at the Golf Course. He does a great job at that position and he feels that Mr. Roth will do a great job as the new Director of the Parks and Recreation Department. He introduced Mr. Roth to the Council.

**Councilman McCall moved to approve Resolution 2014-40.** Councilwoman Winn seconded the motion. The vote was as follows: Councilman Pruden, “Aye”, Councilman Wardle, “Aye”, Councilman McCall, “Aye”, Councilwoman Winn, “Aye”, and Chairman Pratt, “Aye”.

Chairman Pratt welcomed Mr. Roth as the new Director of the Parks and Recreation Department. He also thanked Ms. Bell for the hard work she has done for the City and said that they will miss her.

1. **PUBLIC HEARING on Ordinance 2014-09 An Ordinance of Tooele City Amending Sections 4-8-4 and 7-22-3 of the Tooele City Code Relating to Right-of-Way Improvement Requirements**

Presented by Jim Bolser

Mr. Bolser said that this ordinance deals with right-of-way improvements requirements that come with new development. In many years past the old policy stated that you have to improve your half of the road which in turn the City ran into a lot of problems with roads being incomplete and causing safety concerns. A number of years ago that policy was amended to read what the City Code is today which says as you develop property you have to improve the road all the way to and including curb and gutter on the far side of the road. This ordinance is an effort to balance the concerns of economic development efforts as well as providing right of way improvements which provide for the safe travel of the general public. This ordinance trims back a little bit of the far side improvements while still requiring a minimum of 30 feet of asphalt and all improvements on your own side of the street being installed. The 30 feet of asphalt is slightly in excess of fire code requirements and provides enough width for at least one lane of traffic in each direction as well as some room in the center for a small median if needed. There are also provisions in the ordinance that deal with when the far side improves their property how they tie into the asphalt. The second referenced Section 7-22-3, is simply a reference back to the provisions that he has spoken of which are contained in Section 4-8-4 to make sure it is a nice clean reference of the amendments that are proposed. The Planning Commission has held a public hearing which no comments were made and they have forwarded a unanimous positive recommendation.

Chairman Pratt stated that this is a public hearing if anyone would like to come forward and address this issue. No one came forward.

Chairman Pratt closed the public hearing 7:39 p.m.

**Councilman Pruden moved to approve Ordinance 2014-09.** Councilman McCall seconded the motion. The vote was as follows: Councilman Pruden, “Aye”, Councilman Wardle, “Aye”, Councilman McCall, “Aye”, Councilwoman Winn, “Aye”, and Chairman Pratt, “Aye”.

1. **Rocky Mountain Care – Final Plat Approval Request**

Presented by Jim Bolser

Mr. Bolser said that this plat came before the Council last fall originally for final plat approval. At that time Rocky Mountain Care was negotiating with Mountain West Medical Center, which is directly to the east of this plat, for dedication of their portion of the road which is listed as 120 East. That is the existing concrete road that ties into the west side of the hospital that is there today. That dedication will allow that road to be dedicated and eventually improved in its entirety. The negation took longer than anticipated and as a result the plat has expired. Rocky Mountain Care is asking for approval of the exact same plat except now the right of way has been negotiated and dedicated for the eastern half by the hospital. They would like the plat approval to be reinstated so they can begin construction. The Planning Commission has forwarded a unanimous positive recommendation on this plat.

Chairman Pratt asked what will be improved on 120 East.

Mr. Bolser stated that the plans indicate that they will be improving their half of the road with a minimum of 30 feet of asphalt across the right of way. There is a small field between the road and the hospital and as that develops the remaining portion will be developed at that time. He stated that 120 East will have a minimum of 30 feet of asphalt.

**Councilwoman Winn moved to approve the final plat request for Rocky Mountain Care.** Councilman McCall seconded the motion. The vote was as follows: Councilman Pruden, “Aye”, Councilman Wardle, “Aye”, Councilman McCall, “Aye”, Councilwoman Winn, “Aye”, and Chairman Pratt, “Aye”.

1. **Resolution 2014-42 A Resolution of the Tooele City Council Authorizing the Mayor to Sign a Contract with Newman Construction for Construction of the Rodeo Grounds Well Houses and Pump Line**

Presented by Paul Hansen

Mr. Hansen stated that as the Council is aware the City has a Culinary Water Master Plan that outlines a path forward as the City develops new water sources. The drilling of the Rodeo Ground well was completed last fall and they have now put out for bid the construction of the well house and the associated pump line that will deliver the water to the City’s system. They received 3 bids all within 2 ½% of each other. The apparent low bid was Newman Construction in the amount of $803,788. Newman Construction is the contractor currently building the Kennecott “B” well which is in process right now. This project will not include the pump as the City is buying that separately to save money. This contract will be for all other electrical and the well house.

**Councilman Pruden moved to approve Resolution 2014-42.** Councilman Wardle seconded the motion. The vote was as follows: Councilman Pruden, “Aye”, Councilman Wardle, “Aye”, Councilman McCall, “Aye”, Councilwoman Winn, “Aye”, and Chairman Pratt, “Aye”.

1. **Resolution 2014-41 A Resolution of the Tooele City Council Approving a Contract Scope and Price Adjustment with Broken Arrow Incorporated for Removal and Replacement of Additional Unsuitable Material along Tooele Boulevard South, Between Tooele Applied Technology Center (TATC) and 700 South**

Presented by Paul Hansen

Mr. Hansen said that this change order is related to the discovery that when they were grading the road and removing the topsoil they found a significant amount of material that was unsuitable to build on, it was either highly saturated or contained other organic material that would not provide a solid foundation for the road. At the direction of the City Broken Arrow removed the unsuitable material and had the area resurveyed and compared that with the final design surface. That additional quantity is the basis for this additional change order. This amount of additional unsuitable material would average about 6/10 of a foot over the entire site which is not a significant thickness but because of the size of the road it is a significant quantity. The amount of this change order is $82,225.21. The City does not anticipate having to spend quite that much because they will be able to use some of it on site, but they intend to remove most of it to leave the site esthetically clean. The site will be ready for marketing by the City.

**Councilman Pruden moved to approve Resolution 2014-41**. Councilman McCall seconded the motion. The vote was as follows: Councilman Pruden, “Aye”, Councilman Wardle, “Aye”, Councilman McCall, “Aye”, Councilwoman Winn, “Aye”, and Chairman Pratt, “Aye”.

1. **Minutes: August 20, 2014 Work Session and Business Session**

Chairman Pratt would like to present the minutes separately because Councilman Wardle was not in attendance at the business meeting.

Councilman McCall noted that he was not present at the work session meeting.

Mr. Baker noted as a point of order regarding minutes, that even though a Council member was not in attendance at the meeting it is still appropriate for them to approve the minutes if they are in order.

**Councilman Wardle moved to approve the Work Session Minutes for the meeting held August 20, 2014 as presented.** Councilwoman Winn seconded the motion. The vote was as follows: Councilman Pruden, “Aye”, Councilman Wardle, “Aye”, Councilman McCall, “Aye”, Councilwoman Winn, “Aye”, and Chairman Pratt, “Aye”.

**Councilman Pruden moved to approve the Business Meeting minutes for the meeting held August 20, 2014 as presented.**  Councilman McCall seconded the motion. The vote was as follows: Councilman Pruden, “Aye”, Councilman Wardle, “Aye”, Councilman McCall, “Aye”, Councilwoman Winn, “Aye”, and Chairman Pratt, “Aye”.

1. **Invoices**

Ms. Pitt stated that there were no invoices to present.

1. **Adjourn**

**Councilman Wardle moved to adjourn the meeting.** Councilman McCall seconded the motion. The vote was as follows: Councilman Pruden, “Aye”, Councilman Wardle, “Aye”, Councilman McCall, “Aye”, Councilwoman Winn, “Aye”, and Chairman Pratt, “Aye”.

The meeting adjourned at 7:51 p.m.

*The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.*

Approved this 17th day of September 2014

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Brad Pratt, Chair Tooele City Council