



CITY COUNCIL MINUTES

Wednesday, April 8, 2015

Approved April 22, 2015

The following are the minutes of the Regular City Council Meeting of the Herriman City Council. The meeting was held on **Wednesday, April 8, 2015 at 5:00 p.m.** in the Herriman City Community Center Council Chambers, 13011 South Pioneer Street (6000 West), Herriman, Utah. Adequate notice of this meeting, as required by law, was posted in the Community Center, on the City's website, and delivered to members of the Council, media, and interested citizens.

Presiding:

Mayor Pro Tempore Coralee Wessman-Moser

Council Members Present:

Mike Day, Matt Robinson, and Craig B. Tischner

Staff Present:

Gordon M. Haight II, Assistant City Manager
Tami Moody, Director of Administration & Communications
Jackie Nostrom, City Recorder
Alan Rae, Finance Director
Danie Bills, Events Manager
Blake Thomas, City Engineer
Clint Smith, Unified Fire Authority Chief
Dwayne Anjewierden, Unified Police Chief
Cathryn Nelson, Chief Building Official
Monte Johnson, Operations Director
Travis Dunn, Human Resource Manager
Heather Upshaw, Planner III

Participating Electronically (Work Meeting):

Carmen Freeman, Mayor
Brett Wood, City Manager
Tami Moody, Director of Administration and Communications
John Brems, City Attorney

5:00 PM - WORK MEETING: *(Front Conference Room)*

5:07:26 PM COUNCIL BUSINESS

Mayor Pro Tempore Coralee Wessman-Moser called the meeting to order.

A. Review of this evening's agenda

B. Administrative Reports

1. **5:07:52 PM Discussion pertaining to Health Insurance** – Travis Dunn, Human Resource Manager

Human Resource Manager Travis Dunn introduced Doug Peterson with Gallagher. Mr. Peterson thanked the Council for the opportunity to present the available health insurance options. He offered a brief overview of the City's medical renewal history and explained that every organization will have a bad year once in a while. Mr. Peterson explored other insurance carrier options that have been solicited, and noted that the cost increase is still under negotiation. The Council consensus determined that cost increase to health insurance would be covered equally between the City and Employees.

C. [5:25:30 PM](#) Closed Session

1. The Herriman City Council may convene in a closed session to discuss the character, professional competence, or physical or mental health of an individual, pending or reasonable imminent litigation, and the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205

COUNCILMEMBER ROBINSON MOVED TO ADJOURN THE CITY COUNCIL WORK MEETING TO CONVENE IN A CLOSED SESSION TO DISCUSS PENDING OR REASONABLE IMMINENT LITIGATION, AND TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, AS PROVIDED BY UTAH CODE ANNOTATED §52-4-205. COUNCILMEMBER DAY SECONDED THE MOTION.

The vote is recorded as follows:

Councilmember Mike Day	Aye
Councilmember Matt Robinson	Aye
Councilmember Craig B. Tischner	Aye
Councilmember Coralee Wessman-Moser	Aye
Mayor Carmen Freeman	Aye

The motion passed unanimously.

The Council reconvened the work meeting by consensus.

2. [6:42:12 PM](#) Discussion regarding the Dosedall Property – Gordon Haight, Assistant City Manager

Assistant City Manager Gordon Haight introduced Mr. Jim Dosedall and explained that he was attending the meeting to present a potential subdivision proposal near Fort Herriman Cove. Mr. Dosedall expressed his appreciation to the Council for the opportunity to speak, and offered a brief background of his property situation. He noted that in order for him to build a home on the property that he would have to cross City property, and would exceed the 30% grade in certain places to access the property. Mr. Dosedall requested feedback from the Council. The Council consensus was that they did not want to set a precedence to allow access across City property, and to keep grading less than 30%. Mr. Dosedall expressed his frustrations to the Council. Mayor Tempore Moser suggested that Mr. Dosedall work directly with staff to come up with a suitable alternative.

D. [6:57:11 PM](#) Adjournment

COUNCILMEMBER TISCHNER MOVED TO ADJOURN THE WORK MEETING AT 6:46 P.M. COUNCILMEMBER ROBINSON SECONDED THE MOTION, AND ALL VOTED AYE.

7:00 PM - GENERAL MEETING:

1. [7:05:51 PM](#) CALL TO ORDER

Mayor Pro Tempore Coralee Wessman-Moser called the meeting to order and welcomed those in attendance. She excused Mayor Carmen Freeman from the meeting as he is attending the League Conference in Saint George.

A. [7:06:07 PM](#) Invocation and Pledge

Scout DJ Reitz offered the invocation. Scout Troop #1806 led the audience in the Pledge of Allegiance.

B. [7:08:24 PM](#) Approval of the Minutes February 25, 2015 & March 11, 2015

COUNCILMEMBER DAY MOVED TO APPROVE THE MINUTES OF FEBRUARY 25, 2015 AND MARCH 11, 2015 AS WRITTEN. COUNCILMEMBER ROBINSON SECONDED THE MOTION, AND ALL VOTED AYE.

C. Mayor's Comments

There were no comments.

D. Council Recognitions

There were no recognitions.

2. [7:08:42 PM](#) PUBLIC COMMENT

Mayor J. Lynn Crane, informed the Council that the Jordan School District Board of Education passed a resolution to express appreciation to the legislators within Jordan District Boundaries and to the City Councils of Bluffdale, Herriman, Riverton, South Jordan and West Jordan. He quoted the resolution.

Tracy Barlow, 12607 Sondrio Street, suggested that the Council revisit the Animal Control Ordinance, and she offered a short anecdote to explain her concern of the ordinance.

Bruce Ingleby, 4868 Red Mountain Circle, Riverton, expressed his appreciation to the Council for their consideration of the Interlocal Agreement to maintain access of Bobcat Drive, and encouraged approval of the resolution.

3. REPORTS, PRESENTATIONS AND APPOINTMENTS

A. [7:19:34 PM](#) Arbor Day 2015 Proclamation – Jacob Ernest, Parks Technician

Parks Technician Jake Ernest introduced himself to the Council and highlighted the accomplishments of the department that allowed the City to receive the title of Tree City USA. Technician Ernest recited the 2015 Arbor Day Proclamation.

COUNCILMEMBER DAY MOVED TO APPROVE THE 2015 ARBOR DAY PROCLAMATION. COUNCILMEMBER ROBINSON SECONDED THE MOTION, AND ALL VOTED AYE.

B. [7:22:17 PM](#) Fair Housing Month Proclamation – Bryn McCarty, City Planner

Assistant City Manager Gordon Haight offered a brief history of the Fair Housing Month Proclamation and recommended support of the proclamation.

COUNCILMEMBER ROBINSON MOVED TO APPROVE THE FAIR HOUSING MONTH PROCLAMATION. COUNCILMEMBER DAY SECONDED THE MOTION, AND ALL VOTED AYE.

4. [7:23:06 PM](#) CONSENT AGENDA

- A. **Approval of an extension to the Salt Lake County Animal Service contract** – John Brems, City Attorney
- B. **Approval of an extension to the Salt Lake County Public Works contract** – John Brems, City Attorney

COUNCILMEMBER ROBINSON MOVED TO APPROVE THE CONSENT AGENDA AS WRITTEN. COUNCILMEMBER TISCHNER SECONDED THE MOTION.

The vote is recorded as follows:

Councilmember Mike Day	Aye
Councilmember Matt Robinson	Aye
Councilmember Craig B. Tischner	Aye
Councilmember Coralee Wessman-Moser	Aye
Mayor Carmen Freeman	Absent

The motion passed unanimously with Mayor Freeman being absent.

5. DISCUSSION AND ACTION ITEMS

- A. [7:23:32 PM](#) **Discussion and consideration of an ordinance rezoning 12626 Herriman Main Street from A-1 (Agricultural) to C-2 (Commercial)** – Bryn McCarty, City Planner
City Planner Bryn McCarty offered a brief overview of the proposed rezone and reviewed the Zoning Conditions that were recommended by the Planning Commission. She relayed the hesitation of the applicant limiting the businesses that could be placed at the proposed location. Planner McCarty suggested that the Council could prohibit uses at the location instead of having approved uses. Councilmember Robinson expressed his hesitation to prohibit uses and how that could be negatively portrayed. Mayor Pro Tempore Moser suggested approving the rezone with the acceptable uses, and amending the list at a later date if necessary.

COUNCILMEMBER DAY MOVED TO APPROVE ORDINANCE NO. 2015-05 TO REZONE 12626 SOUTH HERRIMAN MAIN STREET FROM A-1 (AGRICULTURAL) TO C-2 (COMMERCIAL). COUNCILMEMBER TISCHNER SECONDED THE MOTION.

The vote is recorded as follows:

Councilmember Mike Day	Aye
Councilmember Matt Robinson	Aye
Councilmember Craig B. Tischner	Aye
Councilmember Coralee Wessman-Moser	Aye
Mayor Carmen Freeman	Absent

The motion passed unanimously with Mayor Freeman being absent.

- B. [7:28:28 PM](#) **Discussion and consideration of an ordinance amending section 10-6-1 of the Herriman City Code relating to the noticing requirements for a rezone** – Bryn McCarty, City Planner
City Planner Bryn McCarty reviewed the policy for posting notice on properties, and explained that the amendment would be to require a sign to be placed on every property for ten days prior to a rezone. Councilmember Day expressed his appreciation to staff for the change.

COUNCILMEMBER DAY MOVED TO APPROVE ORDINANCE NO. 2015-06 AUTHORIZING A TEXT CHANGE TO SECTION 10-6-1 OF THE LAND USE ORDINANCE REGARDING NOTICES FOR A REZONE. COUNCILMEMBER ROBINSON SECONDED THE MOTION.

The vote is recorded as follows:

Councilmember Mike Day	Aye
Councilmember Matt Robinson	Aye
Councilmember Craig B. Tischner	Aye
Councilmember Coralee Wessman-Moser	Aye
Mayor Carmen Freeman	Absent

The motion passed unanimously with Mayor Freeman being absent.

- C. [7:30:43 PM](#) **Discussion and consideration of an ordinance to rezone 14979 South Juniper Crest Road from A-1 (Agricultural) to R-1-15 (Residential)** – Bryn McCarty, City Planner
City Planner Bryn McCarty oriented the council of the rezone proposal. She explained that the development would have quarter and third acre lots. Mayor Pro Tempore Moser asked about the density recommendation of 2.6 units to the acre. Planner McCarty explained that the condition could be less if set by the Council.

COUNCILMEMBER TISCHNER MOVED TO APPROVE ORDINANCE NO. 2015-07 TO REZONE 14979 SOUTH JUNIPER CREST ROAD FROM A-1 (AGRICULTURAL) AND FR-2.5 TO R-1-15 WITH A ZONING CONDITION 1.7 UNITS PER ACRE. COUNCILMEMBER DAY SECONDED THE MOTION.

The vote is recorded as follows:

Councilmember Mike Day	Aye
Councilmember Matt Robinson	Aye
Councilmember Craig B. Tischner	Aye
Councilmember Coralee Wessman-Moser	Aye
Mayor Carmen Freeman	Absent

The motion passed unanimously with Mayor Freeman being absent.

- D. [7:37:00 PM](#) **Discussion and consideration of a text change to remove Planned Unit Development (PUD) as a conditional use in the FR zones** – Bryn McCarty, City Planner
City Planner Bryn McCarty relayed the Planning Commission recommendation to remove the Planned Unit Development as a conditional use in all of the FR zones. She explained that projects that had been approved prior to the text change would be considered legal nonconforming. Councilmember Day explained that the removal of the conditional use would not inhibit developers from implementing a Planned Unit Development, and that they would have to follow the proper process to rezone the property to a zone that would allow that specific condition. This was verified. Mayor Pro Tempore Moser informed the audience of what a Planned Unit Development entailed.

Assistant City Manager Gordon Haight explained that the reasoning behind the removal is to not change the characters of surrounding areas, and added that development further west should typically be less dense. Assistant City Manager Haight reiterated that the City is not indicating that property cannot be developed, but that that it outlines a process for approval. The Council agreed.

COUNCILMEMBER ROBINSON MOVED TO APPROVE ORDINANCE NO. 2015-08 AMENDING THE LAND USE ORDINANCE TO REMOVE PLANNED UNIT DEVELOPMENTS

AS A CONDITIONAL USE IN THE FR ZONE. COUNCILMEMBER TISCHNER SECONDED THE MOTION.

The vote is recorded as follows:

Councilmember Mike Day	Aye
Councilmember Matt Robinson	Aye
Councilmember Craig B. Tischner	Aye
Councilmember Coralee Wessman-Moser	Aye
Mayor Carmen Freeman	Absent

The motion passed unanimously with Mayor Freeman being absent.

E. [7:43:20 PM](#) Discussion and consideration of an Interlocal Agreement with Riverton City to maintain access along Bobcat Drive – Blake Thomas, City Engineer

City Engineer Blake Thomas offered a brief background of Bobcat Drive, and outlined the Interlocal Agreement with Riverton City to realign Bobcat Drive. He explained that the road will still be temporary, but will remain in place until Berry Creek Drive is constructed to alleviate any secondary access problems.

COUNCILMEMBER DAY MOVED TO APPROVE RESOLUTION NO. R08-2015 APPROVING AN INTERLOCAL AGREEMENT WITH RIVERTON CITY FOR THE RECONSTRUCTION OF BOBCAT DRIVE. COUNCILMEMBER TISCHNER SECONDED THE MOTION.

The vote is recorded as follows:

Councilmember Mike Day	Aye
Councilmember Matt Robinson	Aye
Councilmember Craig B. Tischner	Aye
Councilmember Coralee Wessman-Moser	Aye
Mayor Carmen Freeman	Absent

The motion passed unanimously with Mayor Freeman being absent.

6. [7:48:27 PM](#) MAYOR AND COUNCIL COMMENTS

Mayor Pro Tempore Moser expressed her appreciation to staff and dedicated volunteers for the successful Easter Egg Hunt that was held.

Councilmember Robinson expressed his admiration to the Boy Scouts that attended the meeting and conducted the Flag Ceremony in a professional manner.

7. [7:49:31 PM](#) CALENDAR

A. Meetings

- April 16 – Planning Commission 7:00 p.m.
- April 22 – City Council work meeting 5:00 p.m.; City Council 7:00 p.m.

B. Events

- April 13 – Community Fishing 6:00 p.m.; Cove @ Herriman Springs
- April 20 – Community Fishing 6:00 p.m.; Cove @ Herriman Springs
- April 24 – Arbor Day
- April 25 – Miss Herriman Pageant 7:00 p.m.; Herriman High School

8. [7:50:07 PM](#) ADJOURNMENT

COUNCILMEMBER ROBINSON MOVED TO ADJOURN THE CITY COUNCIL MEETING AND CONVENE IN THE COMMUNITY DEVELOPMENT RENEWAL AGENCY OF HERRIMAN CITY MEETING. COUNCILMEMBER DAY SECONDED THE MOTION, AND ALL VOTED AYE.

9. RECOMMENCE TO WORK MEETING (IF NEEDED)

3. **8:17:59 PM Planning Update** – Bryn McCarty, City Planner
City Planner Bryn McCarty offered an update of recently approved projects from the Planning Commission, and observed upcoming text changes. She reminded the Council that there would be a joint Planning Commission/City Council meeting on April 30th.

4. **8:37:37 PM Engineering Update** – Blake Thomas, City Engineer
City Engineer Blake Thomas offered capital project update of current projects that are in construction, in design, and observed ongoing items.

5. **9:08:35 PM Presentation of the Tentative Budget** – Alan Rae, Finance Director
Finance Director Alan Rae reviewed the process to approve the tentative budget, and distributed a draft of the tentative budget. He explained that over the next four weeks, the budget would be modified at the discretion of the Council. Director Rae offered a brief overview of the account structure and noted separated budgets. He continued with a brief synopsis of the overall budget. Mayor Pro Tempore Moser asked if budget increases were supported by department directors and administration. Director Rae responded that the presented budget was compiled of proposed changes from Managers, and would still be reviewed internally for any needed adjustments. Councilmember Tischner thanked Director Rae for the report.

6. Other Updates

E. 9:36:23 PM Adjournment

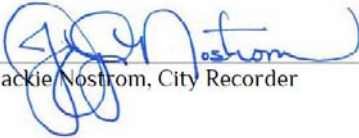
COUNCILMEMBER TISCHNER MOVED TO ADJOURN THE WORK MEETING. COUNCILMEMBER DAY SECONDED THE MOTION, AND ALL VOTED AYE.

10. SOCIAL GATHERING (No action will be taken on any items)

A. Social gathering will take place at McDonald's; 5108 West 13400 South, Herriman, UT

*This document constitutes the official minutes for the
Herriman City Council Meeting held on Wednesday, April 8, 2015*

I, Jackie Nostrom, do hereby certify that I am the duly appointed, qualified, and acting City Recorder for Herriman City, of Salt Lake County, State of Utah. I do hereby certify that the foregoing minutes represent a true and accurate, and complete record of this meeting held on Wednesday, April 8, 2015.


Jackie Nostrom, City Recorder