



CITY COUNCIL AGENDA

Wednesday, September 9, 2015
Approved September 23, 2015

The following are the minutes of the Regular City Council Meeting of the Herriman City Council. The meeting was held on **Wednesday, September 9, 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 Carmen Freeman

Council Members Present:

Mike Day, Matt Robinson, Craig B. Tischner and Coralee Wessman-Moser

Staff Present:

Brett geo. Wood, City Manager
Gordon M. Haight II, Assistant City Manager
Jackie Nostrom, City Recorder
Tami Moody, Director of Administration and Communications
John Brems, City Attorney
Alan Rae, Finance Director
Danie Bills, Events Manager
Blake Thomas, City Engineer
Dwayne Anjewierden, Unified Police Chief
Clint Smith, Unified Fire Authority Chief
Cathryn Nelson, Chief Building Official
Justun Edwards, Water Director
Monte Johnson, Operations Director

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

5:05:02 PM COUNCIL BUSINESS

Mayor Freeman called the meeting to order.

A. Review of this evening's agenda

B. Administrative Reports

1. **5:05:13 PM Deer Mitigation Program Report** – Justun Edwards, Water Director
Water Director Justun Edwards updated the Council on the Deer Mitigation Program., and outlined the public input that was offered during the Open House that was held August 13, 2015. He indicated that the first meeting with interested specialists had been conducted. The draft plan that will be submitted to the Division of Wildlife Resources (DWR) will include

both lethal and non-lethal methods to keep Herriman City's options available. Once comments from the DWR have been received, the plan will be presented to City Council for formal consideration and adoption. The plan is required to be readopted prior to the 2018 season.

Director Edwards proposed entering into a contract with Humphries Archery to manage the Deer Mitigation Program. He noted some contents of the recommended contract: provide trained specialists, manage hunting schedule of specialists, manage tracking and reporting, required notifications, and the management of processing the animals. The contract could also cover the management of non-lethal methods at the discretion of the Council. Director Edwards solicited direction from the Council. Councilmember Moser expressed her support of looking into a contract for those services. Director Edwards indicated that he would move forward and discuss terms of the contract with Humphries Archery and City Attorney John Brems.

Mayor Freeman asked if a study had been conducted about the success rate of relocation. He told a short anecdote about a sheep that had been relocated, and ultimately returned to the location where he had been purchased. Director Edwards responded that survival rate studies are being conducted, but was unaware of any efforts to entice animals to remain in the relocation area.

2. [5:16:00 PM](#) **Public Communication relating to HB 362** – Tami Moody, Director of Administration and Communications

Director of Administration and Communications Tami Moody requested direction from the Council on if Herriman City should take a position on HB 362 or maintain neutrality on the issue.

[5:17:07 PM](#) *Councilmember Matt Robinson arrived*

Director Moody indicated that Elected Officials can advocate for or against a proposition by speaking independently, not using city email or city funds to make their position known. If the City takes a position, a brief statement could be included in the newsletter; however, the City would have to provide arguments supporting and opposing the proposition. Council consensus concluded that the City should provide educational information to the residents about the proposition.

3. [5:30:07 PM](#) **Presentation of the proposed development plan related to the proposed Dansie Annexation** – Bryn McCarty, City Planner

City Planner Bryn McCarty observed the proposed annexation area and the reviewed the process of the proposed development. She indicated that the applicant would need to submit an application for a rezone and a Planned Unit Development (PUD), the required public hearing would be scheduled, and the rezone along with the annexation would need to be approved prior to November 1, 2015.

Planner McCarty informed the Council that the developer for the annexation area met with Councilmember Moser and staff, and determined that they needed to implement recommended changes prior to presenting the proposed development plan to the Council. She noted that the developer mentioned that they would like to solicit feedback from each Council Member prior to the presentation. Councilmember Moser relayed her feelings and recommendations of the proposed development plan to the Council. She expressed her confidence that the proposal would be reworked. Councilmember Robinson reiterated his low tolerance level of high density. Mayor Freeman added that Planning Commissioner

Blayde Hamilton suggested that the further west Herriman was developed, the lower the density.

4. Other Updates

Assistant City Manager Gordon Haight informed the Council of a code enforcement issue regarding a private driveway abutting a rear yard fence on a neighboring property. He indicated that a complaint had been received about the potential hazard the situation has caused. It was determined that the City would try and mitigate the situation, and provide the property owner with options.

C. [6:13:23 PM](#) Adjournments

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

7:00 PM - GENERAL MEETING:

1. [7:02:11 PM](#) CALL TO ORDER

Mayor Freeman called the meeting to order and welcomed those in attendance.

A. [7:02:36 PM](#) Invocation and Pledge

The Invocation was offered by Councilmember Day. The Pledge of Allegiance was led by Scout Troop #1742 and #1021.

B. [7:05:01 PM](#) Approval of Minutes **August 12, 2015; August 18, 2015; August 26, 2015** COUNCILMEMBER MOSER MOVED TO APPROVE THE MINUTES OF AUGUST 12, 2015, AUGUST 18, 2015, AND AUGUST 26, 2015 AS CORRECTED. COUNCILMEMBER ROBINSON SECONDED THE MOTION, AND ALL VOTED AYE WITH COUNCILMEMBER TISCHNER ABSTAINING FROM VOTING ON THE AUGUST 18, 2015 AND AUGUST 26, 2015 CITY COUNCIL MINUTES.

C. Mayor's Comments

Mayor Freeman recognized City Council candidate David Watts representing District #4. He offered condolences to the family of Michael Burkman who was tragically killed in an automobile accident.

D. [7:06:18 PM](#) Council Recognitions

There were no Council Recognitions.

2. [7:06:25 PM](#) PUBLIC COMMENT

Steve Garret, 5443 west Genoa Court, expressed his appreciation to the City Council candidates for their efforts in running a fair campaign. He expressed his concern over the growth of Herriman and the financial situation of the City and protected property rights.

3. REPORTS, PRESENTATIONS AND APPOINTMENTS

A. [7:12:10 PM](#) Mountain View Corridor Safety Update – Blake Thomas, City Engineer City Engineer Blake Thomas informed the Council that Utah Department of Transportation (UDOT) has installed recent improvements along Mountain View Corridor as he turned the time over to UDOT Project Director Joseph Kammerer. Director Kammerer spoke to the City Council regarding updates on Mountain View Corridor and new sections that are in the process of being built. Recent acquired property will allow UDOT to connect Mountain View Corridor to 2100 North in Utah County with estimated completion in the next four to five years. The northern boundary will also be extended between 5400 south and 4100 south in 2016, and eventually connecting to Interstate 80 by 2020.

Mayor Freeman expressed the need for an increased number of arteries that will accommodate traffic flow that extend east-west. He also relayed the necessity to install additional safety measures in regards to the synchronization of the traffic signals as well as their noticeability. UDOT Region Director Nathan Lee responded that UDOT has addressed safety options for the signals. He informed the Council of the safety enhancements that have been implemented to improve and build road systems that are least impactful and provide a safe traffic route. Optical programmable signals have been installed at certain intersections along Mountain View Corridor to avoid driver confusion for traffic flow going east-west. The system makes the further signal light not appear until after the driver has passed the first intersection. Also, yellow reflective tape has been placed around the signals in order to bring better attention to the light immediately in front of the driver. Another enhancement is the Advanced Early Warning System which is a flashing warning that a light is going to turn red at the intersection. A peer-to-peer system has also been installed which will simultaneously have both lights red or green to increase safety.

Director Lee encouraged pedestrians to use the stop buttons when crossing the roads to increase safety. Councilmember Day asked about the statistics of distracted driving accidents. Director Lee responded that distracted driving accidents are one of the top five contributors to accidents. Councilmember Robinson questioned the next course of action should the high number of accidents continue to be a problem. Director Lee noted that possible intersection design similar to Bangerter Highway and build out of the center section of Mountain View Corridor would be the next step.

Police Chief Anjewierden addressed the Council Stating that the Unified Police Department (UPD) has applied for a grant that would fund an educational program to discourage distracted driving. He noted that the information is mainly focused on young drivers; however, would be valuable information for all drivers.

4. DISCUSSION AND ACTION ITEMS

A. [7:53:36 PM](#) Discussion and consideration of a rezone located at 7360 West 13300 South from A-1 to A-.25 – Bryn McCarty, City Planner

City Planner Bryn McCarty oriented the Council of the location of the proposed rezone. She indicated that the approval of the ordinance was contingent on the annexation petition being approved. Planner McCarty informed the audience of the meaning to “annex property into Herriman City”. She noted that the requested zoning is compliant with the General Plan.

COUNCILMEMBER ROBINSON MOVED TO APPROVE **ORDINANCE NO. 2015-30** REZONING PROPERTY LOCATED AT APPROXIMATELY 7360 WEST 13300 SOUTH FROM A-1 TO A-.25. 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.

Councilmember Robinson expressed his support of the proposed development, and noted the density level is in line with the vision of Herriman City residents.

B. [7:58:58 PM](#) Discussion and consideration of a rezone located at 7447 Hi Country Road from A-1 to A-5 – Bryn McCarty, City Planner

City Planner Bryn McCarty informed the Council of the proposed rezone that would allow the applicant to subdivide the one acre parcel into two half acre parcels. Councilmember Day observed the lower density than required by the General Plan.

COUNCILMEMBER MOSER MOVED TO APPROVE **ORDINANCE NO. 2015-31** REZONING PROPERTY LOCATED AT APPROXIMATELY 7447 HI COUNTRY ROAD FROM A-1 TO A-5. 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.

C. [8:00:28 PM](#) Consideration of an Interlocal Agreement with Salt Lake County to provide for \$200,000 to be transferred to Herriman City to use for highway purposes – Brett Wood, City Manager

City Manager Brett Wood indicated that the Interlocal Agreement is to allow Salt Lake County to transfer money to the City to be used for highway purposes, and recommended approval of the agreement.

COUNCILMEMBER MOSER MOVED TO APPROVE **RESOLUTION NO. R28-2015** APPROVING AN INTERLOCAL COOPERATIVE AGREEMENT BETWEEN SALT LAKE COUNTY AND HERRIMAN CITY TO PROVIDE FOR \$200,000 TO BE TRANSFERRED TO HERRIMAN CITY TO USE FOR HIGHWAY PURPOSES. 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	Aye

The motion passed unanimously.

5. [8:02:01 PM](#) MAYOR AND COUNCIL COMMENTS

Mayor Freeman applauded staff for advocating an active lifestyle in the community. He expressed his support for HB 362 and encouraged voter support to help maintain the roads and trails in Herriman City, and noted that the quarter percent tax increase would not include any food items. It is a very low investment for the return of reduced traffic congestion. Mayor Freeman extended his appreciation to Mr. Steve Garrett for his remarks and his active involvement in the City. Property rights are protected in the constitution, and the City has no authority to stop growth.

Councilmember Mike Day expressed his support of HB 362 and stated the last time that gas taxes have been raised was 1997.

Councilmember Moser relayed her support of HB 362 for the reduction of traffic congestion. She complimented staff, the UFA, the UPD, and volunteers for the successful “dig off” that was hosted by Herriman City on September 2, 2015. She congratulated Tim Strap for his victory at the dig off.

Councilmember Robinson thanked the scouts for their attendance and participation in the City Council meeting.

6. 8:09:49 PM CALENDAR

A. Meetings

- September 17 – Planning Commission meeting 7:00 p.m.
- September 23 – City Council work meeting 5:00 p.m.; City Council meeting 7:00 p.m.

B. Events

- September 11 – Patriot Day
- September 24-28 – Children’s Theatre Production 7:00 p.m.; Butterfield Park

7. 8:10:11 PM ADJOURNMENT

COUNCILMEMBER TISCHNER MOVED TO ADJOURN THE CITY COUNCIL MEETING. COUNCILMEMBER MOSER SECONDED THE MOTION, AND ALL VOTED AYE.

8. RECOMMENCE TO WORK MEETING (IF NEEDED)

9. CLOSED SESSION (IF NEEDED)

A. *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*

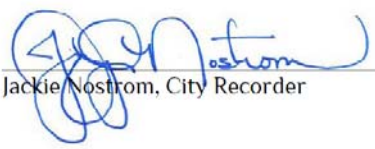
There was no closed session.

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

A. Social gathering will be at McDonald’s; 5108 West 13400 South, Herriman, UT

*This document constitutes the official minutes for the
Herriman City Council Meeting held on Wednesday, September 9, 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, September 9, 2015.


Jackie Nostrom, City Recorder