

**Riverton City**  
**REGULAR CITY COUNCIL MEETING**  
**Minutes**  
**September 17, 2013**

**Riverton City Hall**  
**12830 South 1700 West**  
**Riverton, Utah 84065**

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**Attendance:**

Mayor William R. Applegarth

**Council Members:**

Council Member Brent Johnson  
Council Member Al Leavitt  
Council Member Sheldon Stewart  
Council Member Tracy Thaxton  
Council Member Roy Tingey

**City Staff:**

Lance Blackwood, City Manager  
Ryan Carter, City Attorney  
Joy Johnson, Deputy Recorder  
Trace Robinson, Public Works Director  
Andrew Aagard, Planning Department  
Sheril Garn, Recreation Department

**Citizens:** Michael Johnson, Wyoma Darlington, Paul Wayman, Taylor Spendlove, Kelly Renhart, George Reade, Jeff Bennion

**GENERAL BUSINESS**

**Call to Order and Roll Call** - Mayor Applegarth called the meeting to order at 6:30 p.m. and welcomed those in attendance. He then conducted a Roll Call and Council Members Johnson, Leavitt, Stewart, Thaxton and Tingey were present.

**Pledge of Allegiance** – Paul Wayman directed the Pledge of Allegiance.

**Presentations/Reports**

**Recognition of Boy Scout Troops** - No Boy Scouts were in attendance.

**Public Comments**

Mayor Applegarth explained the public comment procedure and welcomed public comments. There were no public comments and Mayor Applegarth closed the Public Comment period.

**STAFF REPORTS**

**Lance Blackwood, City Manager, called for Staff Reports** - No reports

**Safety Training** – No report

## **PUBLIC HEARINGS**

### **6:33:26 PM Public Hearing – regarding proposed amendments to the Land Use Element of the Riverton City General Plan, Amendments proposed by Riverton City**

A General Plan Open House was held prior to the City Council Meeting.

Andrew Aagard, City Planner, explained that Riverton City recently initiated a review of the Riverton City General Plan, Land Use Element. He explained that the Land Use Element, which is a map showing proposed future land uses for properties within Riverton City. Riverton City has proposed amendments to the Land Use Element to update future land use designations for specific properties within Riverton City boundaries. The update primarily affects existing vacant land within the City but also addressed land use designations for existing developed areas.

Mr. Aagard said that the Planning Commission, following several Work Sessions and Public Hearings, forwarded a recommended Land Use Map to the City Council. Their proposed amendments were based on the proposed Planning Commission Recommended Land Use Amendment Map. He said the City Council had reviewed and made initial comments on the Draft at a previous Work Session and the proposed map reflected recent rezone decisions made by the City Council. In addition, he said developed areas of the City have, through the proposed amendment, a designation in the General Plan that matches existing zoning and lot sizes.

Mr. Aagard said that a public hearing for the proposed amendments was held at the previous City Council Meeting as well as a Public Hearing at this meeting.

Mayor Applegarth said that the Council has reviewed the proposed General Plan, he then called for discussion.

**6:35:30 PM** Council Member Leavitt suggested removing the Business Transition District from the General Plan.

Discussion was held regarding the suggested removal of the Business Transition District and all Council Members concurred. They also agreed to postpone a decision regarding the Peterson property on 3600 West until April 1, 2014 and present their recommendation at that time.

Discussion was then held regarding completion of the road at Janice Drive and the need for Council to address the issue at a later date.

Mayor Applegarth opened a Public Hearing and called for public comments.

**6:47:58 PM** **Kevin Crane** commented on a parcel on Sunday Drive. He is the property owner of five acres in that area and he proposed that it be moved into the future study area.

**6:50:35 PM** **Don Enomoto** was interested in the intended uses for 12600 South and submitted his comments in writing during the week.

Mayor Applegarth stated that the General Plan was typically reviewed about every five years and it is a guide or a plan that may be changed by the City Council at any time.

[6:53:00 PM](#) There being no further comments, Mayor Applegarth declared the Public Hearing closed.

**Ordinance No. 13-17 – Amendments to the Land Use Element, Land Use Plan of the General Plan, designations for lands lying and situated within Riverton City, amendments proposed by Riverton City**

[6:54:03 PM](#) Council Member Tingey commented on the purpose of the General Plan.

[6:56:20 PM](#) Council Member Sheldon Stewart **MOVED** to adopt **Ordinance No. 13-17** amending the Riverton City General Plan Land Use Element Map, as shown and described in Exhibit “A” with the following exceptions:

1. That the parcel of undeveloped property, approximately 20 acres in size located at the approximate address of 12175 South 3600 West, on the east side of 3600 West, not be amended in accordance with the Riverton City General Plan Land use Element Map, as shown and described in Exhibit A at this time, but that the Riverton City Council table consideration of this parcel of ground until no later than April 1, 2014 to give the property owner an opportunity to present an application to rezone the property before the Riverton City Council.

2. Eliminating the Business Transitional District along Redwood Road between 11800 South 12600 South, and

3. Eliminate the future study area for the property east of 4570 currently designated as R-4 Special Designation.

Council Member Thaxton **SECONDED** the motion. Mayor Applegarth called for discussion on the motion; there being none, he called for a Roll Call Vote. The vote was as follows: Johnson-Yes, Leavitt-Yes, Stewart-Yes, Thaxton-Yes and Tingey-Yes. **The motion passed unanimously.**

**DISCUSSION/ACTION ITEMS**

**Ordinance No. 13-18 - Amending Title 13 Chapter 15 of the Riverton City Municipal Code to update Pollutant Discharge Standards Public Sewer Systems within Riverton City**

City Attorney Ryan Carter explained that Title 13, Chapter 15 of the Riverton City Code (the “Sewer Ordinance”) requires residents to connect to the sewer system of the South Valley Sewer District. The Sewer Ordinance also regulates discharge standards of sewage by persons, businesses, or other entities to restrict or prohibit certain pollutants (such as petroleum products, industrial chemicals, etc.) from entering the sewer system.

Mr. Carter said Riverton City was recently contacted by legal counsel for the South Valley Sewer District and advised that a number of federal regulations that restrict discharge of pollutants into sewers had changed. Mr. Carter responded by working with South Valley Sewer District counsel to amend the Sewer Ordinance to update pollutant discharge standards. He explained that pollutant discharge standards were updated under the ordinance by creating an appendix, which was incorporated by reference into the Ordinance.

[7:00:19 PM](#) Council Member Johnson **MOVED** to adopt **Ordinance No. 13-18** amending Riverton City Code, Title 13, Chapter 15, regulating the public’s access to and use of sewer

**facilities owned by the South Valley Sewer District.** Council Member Leavitt **SECONDED** the motion. Mayor Applegarth called for discussion on the motion; there being none, he called for a Roll Call Vote. The vote was as follows: Johnson-Yes, Leavitt-Yes, Stewart-Yes, Thaxton-Yes and Tingey-Yes. **The motion passed unanimously.**

## **CONSENT AGENDA**

Mayor Applegarth presented the following Consent Agenda:

- 1. Minutes:** RCCM 09-03-13
- 2. Bond Releases:** N/A
- 3. Resolution No. 13-45** – Approval of a contract with Okland Construction for the Construction of the Main Park Renovation Project
- 4. Resolution No. 13-46** – Adopting the Official Names of the Riverton City Park Buildings and Facilities

**7:01:33 PM** Council Member Thaxton **MOVED to approve the Consent Agenda as presented.** Council Member Tingey **SECONDED** the motion. Mayor Applegarth called for discussion on the motion; there being none, he called for a Roll Call Vote. The vote was as follows: Johnson-Yes, Leavitt-Yes, Stewart-Yes, Thaxton-Yes and Tingey-Yes. **The motion passed unanimously.**

## **ELECTED OFFICIAL REPORTS**

**7:02:28 PM Mayor Bill Applegarth** – reminded Council Members of the Burt Brothers Grand Opening on September 19<sup>th</sup>. He also commented that the City of Riverton experienced no flooding last week when the heavy rains fell. He feels it is a direct result of all the Storm Water Retention policies that have recently been implemented by Engineering Staff, which is developing a system that is working. Mayor Applegarth commended City Engineer Trace Robinson, Tom Beesley and others for their efforts regarding flood prevention.

**7:05:54 PM Council Member Brent Johnson** – spoke of the unbelievable recent rain wherein Herriman High School had two to three inches of mud in its main hall, the Bingham Canyon Mine received 2.6 to 3.6 inches in three hours. He commended the Engineering and Public Works Departments for their efforts in flood control. Mr. Johnson said he was thrilled that the contract was awarded for the construction and renovation of the Main City Park.

**7:10:30 PM Council Member Al Leavitt** – asked Mrs. Garn for an update for the Tithing Hill condo project. She said that an Eagle Scout moved the bark, trimmed around 50 trees and installed rings around the trees. Mrs. Garn said she is waiting for another scout to come forward and do the remaining trees.

**7:12:07 PM Council Member Sheldon Stewart** – spoke of a luncheon he attended with the South Valley Sanctuary and said he was a big proponent of the South Valley Sanctuary and the services they provide. Mr. Stewart also commented on the heavy rains and said that Rose Creek had some high water; however, he was very excited about Riverton City's flood prevention measures. He reminded Council and Staff of the Grand Opening of the Mountain View Park on

Monday, September 23<sup>rd</sup>. He said residents are already using the equipment and are very excited about the new park.

There was brief discussion regarding a new communications and information system that Sandy City recently launched.

7:22:45 PM Council Member Tracy Thaxton – No report

7:18:07 PM Council Member Roy Tingey – reported that Mosquito Abatement season was coming to a close and there were no reported cases of West Nile Virus in 2013. He also reported on a UFA Meeting and the main issue discussed was the move to a consolidated software product. He said that all City, County, and VECC emergency services would now be using one software product, which is an important and historic event that would benefit all citizens.

### UPCOMING MEETINGS

Mayor Applegarth reviewed the following tentative upcoming meetings:

1. October 1, 2013 – Regular City Council Meeting – 6:30 p.m.
2. October 15, 2013 – Regular City Council Meeting – 6:30 p.m.

### ADJOURN

7:23:35 PM Council Member Johnson **MOVED to adjourn**. Council Member Stewart **SECONDED** the motion. Mayor Applegarth called for discussion on the motion; there being none, he called for a vote. The vote was as follows: Council Member Johnson-Yes, Leavitt-Yes, Stewart-Yes, Thaxton-Yes and Tingey-Yes. **The motion passed unanimously.** The City Council Meeting adjourned at 7:25 p.m.

  
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Virginia Loader, MMC  
Recorder

Approved: CC 10-01-13