



CITY COUNCIL MINUTES

Wednesday, October 28, 2015

Amended #1*

Approved November 17, 2015

The following are the minutes of the Regular City Council Meeting of the Herriman City Council. The meeting was held on **Wednesday, October 28, 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 (via phone), Craig B. Tischner and Coralee Wessman-Moser

Staff Present:

Brett geo. Wood, City Manager
Gordon 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
Jonathan Bowers, Assistant City Engineer
Dwayne Anjewierden, Unified Police Chief
Cathryn Nelson, Chief Building Official
Justun Edwards, Water Director
Monte Johnson, Operations Director
Travis Dunn, Human Resources Manager

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

5:00:24 PM COUNCIL BUSINESS

Mayor Carmen Freeman called the meeting to order, and excused Councilmember Matt Robinson from the work meeting.

- A. Review of this evening's agenda
- B. Administrative Reports

1. [5:01:32 PM](#) **Building Occupancy Resumption Program (BORP)** – Cathryn Nelson, Building Official
Building Official Cathryn Nelson introduced Professional Structural Engineer Mr. Brent Maxfield and turned the time over to him for his presentation. Mr. Maxfield thanked the Council for the opportunity to present the Building Occupancy Resumption Program (BORP). He explained that the BORP program was initiated from an earthquake in San Francisco that allows building owners to pre-certify private post-earthquake inspection of their building by qualified engineers and specialty contractors that are certified. The BORP program consists of three basic phases. The first is the assessment of the building and preparation of a BORP program, including a building-specific post-earthquake inspection plan. The second phase includes annual update and renewal activities, the maintenance portion of the work. The third phase is the post-disaster implementation of the program.

The purpose of the emergency inspection program would allow quick and thorough evaluation of possible damage to a structure by a qualified individual that is familiar with the design and life-safety systems of the building. The inspection could facilitate rapid decisions regarding the closure or re-occupancy of building areas. Prearranged emergency inspection would reduce inspection delays as the City Inspectors would be dispatched to the areas of greatest public hazard. Mr. Maxfield reviewed the inspection placards and the evaluation forms that would be used in an emergency inspection. After the placards are posted on the property they become legal documents and cannot be removed without jurisdictional approvals. Councilmember Moser asked about the training time commitment for the inspectors. Mr. Maxfield estimated that the training would take approximately four hours; however, a prerequisite to the program is to obtain an approved type of credential. Building Official Nelson noted that all Herriman City inspectors are certified to conduct a BORP inspection.

2. [5:26:44 PM](#) **Water Department report** – Justun Edwards, Water Director
Water Director Justun Edwards offered a brief project overview regarding current projects that are under construction, recently completed projects, and projects that are currently being designed. He reviewed culinary and secondary water information systems, and noted that all valves and hydrants are tested annually. Director Edwards presented statistics indicating the year to date amount of work orders, blue stakes, inspections, and water quality testing the department has completed.

3. [5:36:34 PM](#) **Discussion regarding trail names and state grant application** – Gordon Haight, Assistant City Manager
Assistant City Manager Gordon Haight presented the proposed trail names that had been submitted by the Trails Committee and asked if there were any concerns about the names so trail name signs could be installed. Assistant City Manager Haight informed the Council of the trail grant that was granted to Herriman City, and added that the next application for the grant had to be submitted April 2016.

4. [5:41:08 PM](#) **Discussion pertaining to the Jordan Valley Water Board nominations** – Brett Wood, City Manager
City Manager Brett Wood informed the Council that he received a letter from Jordan Valley Water Conservancy District indicating that the current term of Lynn Crane as a member of the Board of Trustees will expire February 2016. Mr. Crane is willing to serve an additional four-year term. City Manager Wood explained that the Governor may not appoint Mr. Crane for a third term, and suggested an alternative board member be submitted with the City's nomination. He recommended Councilmember Matt Robinson as an alternate representative, and added that he is willing to accept the appointment. He distributed

information regarding the compensation that board members would receive, and explained that the resolution would be placed on the November 17, 2015 City Council agenda for consideration. The Council expressed their support of the nomination recommendation.

5. [5:46:26 PM](#) **Review Retreat Agenda** – Brett Wood, City Manager
City Manager Brett Wood informed the Council that the Retreat has been scheduled for January 8th and 9th and reviewed the tentative agenda.

6. **Legal Department update** – John Brems, City Attorney
This item was not discussed.

7. **Other updates**

C. [5:53:25 PM](#) **Adjournment**

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

The vote is recorded as follows:

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

The motion passed unanimously.

7:00 PM - GENERAL MEETING:

1. [7:03:51 PM](#) **CALL TO ORDER**

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

A. [7:04:26 PM](#) **Invocation and Pledge**

The Invocation was offered by Scout Seth Martin. The Pledge of Allegiance was led by Scout Troop #1015.

B. [7:07:06 PM](#) **Approval of Minutes**

October 14, 2015

COUNCILMEMBER MOSER MOVED TO APPROVE THE OCTOBER 14, 2015 MINUTES AS CORRECTED. COUNCILMEMBER TISCHNER SECONDED THE MOTION, AND ALL VOTED AYE.

C. [7:07:19 PM](#) **Mayor's Comments**

Mayor Freeman recognized the candidates in attendance: Bethany Zeyer (District 1) and David Watts (District 4). He thanked the candidates for their participation in Meet the Candidates Night. Mayor Freeman complimented staff for their efforts in opening the 11800 South connection to the Mountain View Corridor. He also noted that City Officials attended a Corridor Preservation Fund Meeting on Tuesday in which Herriman City was awarded \$580,000. He thanked Assistant City Manager Gordon Haight and staff for their diligent work to help secure this funding.

D. [7:09:09 PM](#) **Council Recognitions**

There were no recognitions.

2. [7:09:16 PM](#) PUBLIC COMMENT

David Martin, 14919 South Aurora Vista Circle, indicated that he was attending the meeting with Scout Troop #1015, and they have been working on their Citizenship in the Community Badge. He expressed his appreciation to the Council and City Personnel for making Herriman a great City. Mr. Martin extended his support for the Dansie Annexation that is up for consideration. He also commended the City for their AA- bond rating, and recognized the hard efforts made to have a financially stable City.

Jordan Hansen, 13067 South Muzzle Loader Drive, expressed his concern about the recommended zoning designation related to the Dansie Annexation and the small commercial area for storage units. He indicated that the location was not adequate for storage units.

Leslie rose, 6564 West Peacemaker Way, informed the Council that she had reservations about zoning the annexation area to A-.25.

David Watts, 11461 Windom Road, suggested that the Financial Disclosures for the candidates should be required to be submitted sooner in order for voters to have knowledge of what companies or individuals are financially supporting candidates.

Rachel Moody, 6784 West Sharlaie Dawn Circle, indicated that she was supportive of the Dansie Annexation; however, had many concerns with the zoning aspect of the property. She questioned the Public Hearing relating to the development that has been scheduled next week, but the City Council was acting on the annexation tonight. Ms. Moody encouraged the Council not to change the zoning designation until residents had the opportunity to express their concerns.

Scott Alden, 6968 West Boulder Ridge Circle, seconded the last public comment offered. He expressed his concern that quarter acre lots in the area would not be adequate, and indicated that there should be a mandated scope of the community and outline how it should be presented.

3. [7:19:46 PM](#) CONSENT AGENDA

- A. **Approval of the Monthly Financial Report** – Alan Rae, Finance Director
COUNCILMEMBER DAY MOVED TO APPROVE THE CONSENT AGENDA AS WRITTEN.
COUNCILMEMBER TISCHNER SECONDED THE MOTION, AND ALL VOTED AYE.

4. DISCUSSION AND ACTION ITEMS

- A. [7:22:07 PM](#) ***Discussion and consideration of an ordinance adopted pursuant to section 10-2-407(3)(b) of the Utah Code, approving an annexation petition known as the Dansie Annexation; annexing such land into the city; and related matters** – Bryn McCarty, City Planner

City Planner Bryn McCarty informed the Council that the applicant has submitted a written request to withdraw the annexation petition. She explained that there were three options for the Council. First would be to approve the annexation petition, second would be to approve the annexation petition and delay the recordation, and third would be to deny the annexation petition.

COUNCILMEMBER MOSER MOVED TO APPROVE ORDINANCE NO. 2015-39 ADOPTED PURSUANT TO SECTION 10-2-407(3)(B) OF THE UTAH CODE, APPROVING AN ANNEXATION PETITION KNOWN AS THE DANSIE ANNEXATION; ANNEXING SUCH LAND INTO THE CITY; ASSIGNING ZONING DESIGNATION AS CONSTITUTED IN SALT LAKE COUNTY AS A-1 AND MAKING THAT EFFECTIVE JANUARY 1, 2016. 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	Nay

The motion passed with a vote 4:1.

B. [7:26:09 PM](#) Discussion and consideration of a resolution approving amendments to the Policy and Procedure manual – Travis Dunn, Human Resource Manager

Human Resources Manager Travis Dunn informed the Council that their recommendations have been incorporated into the policy and procedure amendments, and recommended approval. Mayor Freeman asked if the City Manager could authorize merit increases. City Manager Brett Wood responded that merit increases are based on high performance; however, would require budget approval from the Council.

COUNCILMEMBER MOSER MOVED TO APPROVE RESOLUTION NO. R31-2015 APPROVING AMENDMENTS TO THE HERRIMAN CITY POLICY AND PROCEDURE MANUAL. 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.

5. [7:28:09 PM](#) MAYOR AND COUNCIL COMMENTS

Mayor Freeman encouraged the audience to participate in the Municipal Election. He thanked the Herriman City employees for their hard work and dedication.

6. [7:29:34 PM](#) CALENDAR

A. Meetings

- October 29 – Joint City Council/Planning Commission Meeting 6:00 p.m.
- November 5 – Planning Commission work meeting 6:00 p.m.
- November 17 – Special City Council Meeting 5:00 p.m.

B. [7:30:46 PM](#) Events

- October 31 – Halloween
- November 3 – Election Day
- November 11 – Veterans' Day

Councilmember Moser informed the audience that the regularly scheduled City Council meeting falls on Veterans' Day this year, and would be cancelled to honor Veterans. She noted that a Special City Council meeting would be held in conjunction with the Board of Canvassers' Meeting on November 17, 2016.

7. 7:30:53 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*

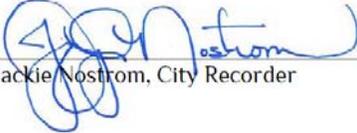
There was no closed session.

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, October 28, 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, October 28, 2015.



Jackie Nostrom, City Recorder