
City Council

January 5, 2016



City Council Chambers
10000 Centennial Parkway, Ste. 211
Sandy, Utah 84070

Scott Cowdell	District 1
Maren Barker	District 2
Kristen Coleman-Nicholl	District 3
Chris McCandless	District 4
Steve Fairbanks	At-large
Linda Martinez Saville	At-large
Stephen P. Smith	At-large

Agenda

Web address to view complete packet: <http://sandy.utah.gov/government/city-council.html>

The Sandy City Council has adopted Rules of Procedure which are available at the rear of the Council Chambers and online at: <http://sandy.utah.gov/government/city-council/procedure-guidelines.html>. Public comments during the Citizen Comment portion of the City Council meeting, or those offered during a Public Hearing may not exceed 3 minutes. If you wish to comment on an agenda item(s), please hold your comments until that item is being discussed. Work Session items may or may not occur prior to 7:00 PM. Items not concluded during the Work Session will occur in the regular Council Meeting at the conclusion of other official business. Consent Calendar items have been previously considered or are otherwise routine in nature and will be considered in a single motion unless a Council Member wishes to discuss an item separately. In compliance with the Americans with Disabilities Act, reasonable accommodations for individuals with disabilities will be provided upon request. For assistance, please call (801) 568-7141.

Present: City Council: Chairwoman Kris Coleman-Nicholl, Scott Cowdell, Steve Fairbanks, Chris McCandless, Linda Martinez Saville, Stephen Smith. Absent: Maren Barker.

Council Office Executive Director Michael Applegarth

Administration: Mayor Tom Dolan, CAO Byron Jorgenson, Deputy Mayor John Hiskey, City Attorney I. Rob Wall, Assistant CAO Scott Bond, Assistant CAO Korban Lee, Redevelopment Agency Director Nick Duerksen, Economic Development Assistant Kasey Dunlavy, Administration Public Relations Nicole Martin, Public Works Director Rick Smith, Public Utilities Director Shane Pace, Director of Finance & Human Resources Brian Kelley, Parks and Recreation Director Scott Earl, Community Development Director Mike Coulam, Police Chief Kevin Thacker.

Note Taker: Pam Lehman

5:00 Dinner/Work Session

- A. Special Recognition and Farewell to Council Member Dennis Tenney (Held)

7:00 Council Meeting

1. Opening Remarks/Prayer/Pledge of Allegiance
The Opening Prayer was offered by **Boy Scout Layne Stewart**, of Troop 749.
The Pledge of Allegiance was led by **Boy Scout Drayson Motoshaw**, of Troop 749.

2. **Citizen Comments** [7:01:53 PM](#)

Steve Van Maren, 11039 Lexington Circle, expressed appreciation to Chris McCandless for comments made the Oath of Office ceremony regarding Mr. Van Maren. Mr. Van Maren jokingly asked “does that mean I wasn’t mean enough?” He also challenged the newly appointed Council members to read the Utah Constitution.

At approximately 8:15 p.m. it was brought to Chairwoman Kris Coleman Nicholl’s attention that there was a resident who did not understand what Citizen Comments was for, and asked if she could be allowed to speak. [8:15:49 PM](#)

SeoKim Brown, 1969 Southbridge Way, Sandy, received a parking citation on a vehicle parked in front of her home. She was unaware of the City’s ordinance prohibiting parking on streets between November 1st to April 30th, between the hours of 12:00 a.m. and 7:00 a.m. She asked the Council to change the ordinance to make it so it applies only to when there is a snow storm.

Rick Smith explained that vehicles that are parked on streets during and after snow storms narrow the streets and prohibit plows from removing the snow. This becomes a public safety concern. There is no way that anyone can predict the effects of a snow storm. [8:19:42 PM](#)

Scott Cowdell expressed empathy for Mrs. Brown. He knows of several people in Historic Sandy that have been cited because residents have no other place to park their vehicles other than the street. He understands the need for the ordinance to ensure the safety of our streets in the event of a snow storm.

Stephen Smith would be in favor of having further discussion on this. His frustration comes when rules are inconsistently applied, especially when some are cited and others are not. There is room for moderation in the ordinance.

Linda Martinez Saville agreed with Mr. Smith’s comments. She lives near an assisted living facility and knows that there are cars that are parked on streets days and weeks after a snowstorm. Legally they should move, but some do not. This also applies to sidewalks being plowed within a 24 hour period. Both of these issues need to be address. People need to feel safe in their community.

Steve Fairbanks-reiterated that the City already has an ordinance in place for snow removal on sidewalks. He asked the Police Chief if had statistics on the number of parking citations issued during the months of November thru April.

Chief Thacker did not know. Generally his Officer’s respond if a call comes into their office. They do not have time to go out and look for violators.

Steve Fairbanks would be surprised if there was a significant amount of citations issued for this violation.

Chris McCandless would like to be educated further with the City doing a better job in educating the public. He recommended that this item be placed on an agenda for discussion along with a report from the Police Department on the number of accidents caused as a result of vehicles being parked on City streets.

Kris Coleman Nicholl asked the Police Chief to put some numbers together to present to the City Council.

SeoKim Brown asked the Council to communicate with residents through the Sandy Newsletter that there is no overnight parking through November 1st thru April 30th, and if they park on the street, they will be ticketed.

Nicole Martin noted that as a result of Mrs. Brown's comment, Staff strengthened and clarified the statement in the newsletter that no parking is allowed on city streets from November 1st thru April 30th.

3. **Agenda Planning Calendar Review** [7:03:32 PM](#)

Kris Coleman Nicholl reviewed the first Agenda Planning Calendar for the month of January.

4. **Council Member Business** [7:03:39 PM](#)

Scott Cowdell informed the Council that he retired from the Canyon School District. He will receive e-mail correspondence through his home e-mail address.

5. **Council Office Director's Report** [7:04:35 PM](#)

No Report was given.

6. **Mayor's Report** [7:04:44 PM](#)

Mayor Dolan reported on the following: Hale Center Theater construction is behind schedule based on piling installation, a group interested in building a full service hotel in the City, Hamilton Partners regarding office buildings on State Street, appointment of Chairwoman Kris Nicholl as the City's representative to the Council of Governments (COG).

Scott Cowdell asked for an update on the improvements to the South Towne Mall.

Nick Duerksen presented a brief update. Improvements have begun for the interior and exterior of the mall.

7. **CAO Report** [7:08:33 PM](#)

Byron Jorgenson asked for updates from the following:

Chief Thacker informed the Council of a proposal from Animal Services to hire three non-benefited part time positions titled Kennel Techs to assist in the care of animals and office duties. He presented statistics on euthanasia of animals for 2015 at the Sandy Animal Shelter:

Kris Nicholl expressed appreciation for the “great” work Animal Services is doing. Chief Thacker also complimented Animal Services Director Ian Williams.

Byron Jorgenson reminded the Council of the Administration Retreat scheduled for Friday, January 22, 2016 and Saturday January 23, 2016, at Daniels Summit. He informed the Council of annexations in the Granite area that will be coming to them in the near future, and installation of a new phone system in the City.

Consent Calendar

- 8. Approval of the November 10, 2015 City Council Minutes Page 3
- 9. Approval of the November 17, 2015 City Council Minutes
- 10. Approval of the December 1, 2015 City Council Minutes
- 11. Approval of the December 8, 2015 City Council Minutes
- 12. Ordinance #16-01 – Amending Chapter 23 to change the height regulations for buildings within the CBD Zoning Districts.
- 13. Ordinance #16-02 – Amending Chapter 2 to change the guarantee for improvements section of the code.

Motion: **Chris McCandless** made the motion to approve items on the consent calendar with amendments to the November 17, 2016 City Council meeting minutes. [7:15:26 PM](#)

Second: **Steve Fairbanks**

Vote:

McCandless-yes,
 Fairbanks-yes,
 Smith-yes,
 Saville-yes,
 Cowdell-yes,
 Barker-absent
 Nicholl-yes. **Unanimous, 1 absent**

7:05 Public Hearing

- 14. **Finance Department** is requesting the City Council adopt **Resolution #16-04C** increasing appropriations and transferring funds within the Special Revenue Funds and Debt Service Funds. [7:17:49 PM](#) Page 46

Discussion: **Brian Kelley** noted that this was a public hearing to consider opening the Fiscal Year Budget for 2016 to amend the Special Revenue Funds and Debt Service Fund regarding two items:

Amphitheater Capital Project to complete funding for seating expansion at the Amphitheater; and **Hale Center Theater Project** for interest payment to be made this Spring and Bond issuance costs.

Chairwoman Kris Coleman Nicholl opened the Public Hearing. As there were no comments, the hearing was closed.

Council Discussion followed.

Motion: Chris McCandless made the motion to adopt **Resolution #16-04 C**, increasing appropriations and transferring funds within the Special Revenue Funds and Debt Service Funds as detailed in Exhibit A and B as presented by Staff.

Second: Stephen Smith

Vote:

McCandless-yes,
Smith-yes,
Fairbanks-yes,
Saville-yes,
Coddell-yes,
Barker-absent
Nicholl-yes. **Unanimous. 1 absent**

Request from Community Development Department [7:23:49 PM](#)

Mike Coulam presented a proposal to the City Council to hire a part time Tech Assistant for the Community Development Department. They are asking to fund the position from Council Contingency.

Council Discussion followed. [7:25:59 PM](#)

Chairwoman Kris Nicholl instructed Mr. Coulam to act accordingly.

Proposal Good Shepherd Lutheran Church [7:31:14 PM](#)

Mike Applegarth reported that the Council expressed interest in contributing to the Mile Stone Foster Youth House sponsored by the Good Shepherd Lutheran Church. This action requires a 14 day public hearing notice along with the completion of a study. The item could be scheduled on the agenda calendar later this month.

Chris McCandless asked to be notified of the public hearing. The Pastor would like to be present when this item comes before the Council.

Recess City Council Meeting for Redevelopment Agency Meeting. [7:32:18 PM](#)

Stephen Smith motioned to adjourn Council Meeting, seconded by **Scott Coddell**. **All in favor.**
(Barker absent)

Redevelopment Agency Meeting

15. **Resolution RD 16-01** – a resolution of the Redevelopment Agency of Sandy City authorizing the Executive Director to sell residential lots owned by the Sandy City Redevelopment Agency. Page 65

Assistant Redevelopment Agency Director Kasey Dunlavy briefed the Council on the residential lots owned by the Redevelopment Agency.

Motion: Scott Cowdell made the motion to approve **Resolution RD 16-01**, authorizing the Executive Director to sell residential lots owned by the Sandy Redevelopment Agency.

Second: Chris McCandless

Vote

Cowdell, yes,

McCandless-yes,

Fairbanks-yes,

Nicholl-yes,

Smith-yes,

Saville-yes

Barker- Absent. **6 in favor, 1 absent**

Approval of RDA Minutes for November 10, 2015.

Motion: Stephen Smith made the motion to approve the November 10, 2015 RDA meeting minutes.

Second: Scott Cowdell

Vote: The Council voted verbally in the affirmative to the motion.

(Barker-absent)

Motion to adjourn Redevelopment Agency Meeting.

Motion: Stephen Smith made the motion, seconded by **Chris McCandless**. **All in Favor** (Barker absent).

[7:35:51 PM](#)

Council Items

16. Public meeting to receive public comment on the proposed sale by Sandy City to Arbor Segó Lily Office, LLC of approximately 1.94 acres of land located at 126 West Segó Lily Drive. [7:35:59 PM](#)

Redevelopment Agency Director Nick Duerksen briefed the Council on the reasons for receiving public comments on the proposed sale of Arbor Segó Lily property located at 126 West Segó Lily Drive. Title 11, Chapter 1, of City Code requires that a public meeting be held when a piece of property is to be sold of significant value, which is defined as over \$40,000.00. He briefed the Council on the history of the property. No motion or action was required from the Council.

Council discussion followed.

Chairwoman Kris Nicholl opened the public hearing.

Steve Van Maren, 11039 Lexington Circle, commented that he believes City Staff did a great job in preparing the proposal. He had no objections.

Public Comment was closed as there were no further comments.

17. **Investment Policy Update** [7:54:28 PM](#)

Page
74

Brian Kelley provided an update on the Investment Policy. He touched on a few points then entertained comments from the Council.

Council discussion followed.

18. **Resolution #16-06 C** – Sandy City Council appointments to serve on citizen committees, boards, and commission for a term beginning January 1, 2016 and ending June 30, 2016. [8:01:17 PM](#)

Motion: Stephen Smith made a motion to adopt **Resolution #16-06 C** as follows:

Council members be appointed to serve on the following Sandy City Citizen Committees, Boards, and Commissions for a term beginning January 1, 2016, and ending June 30, 2016.

1. The Orchestra & Chorus of Sandy CityMaren Barker
2. Arts GuildMaren Barker
3. Association of Municipal CouncilsSteve Fairbanks
4. Auto Mall Review CommitteeChris McCandless
5. Beautification CommitteeLinda Martinez Saville
6. Board of Adjustment..... Linda Martinez Saville
7. CDBG CommitteeScott Cowdell, Stephen Smith
8. Chamber of Commerce BoardChris McCandless, Kris Nicholl (alt)
9. Civic Center Architectural Review Committee..Stephen Smith, Kris Nicholl (alt)
10. Council of Governments (COG) Representative.... Kris Nicholl,
Chris McCandless (alt) Steve Fairbanks (alt)

(One year appointment-January to January)

11. Hale Center Theater Executive Board Member ...Chris McCandless
12. Healthy Sandy Steering Committee...Steve Fairbanks, Maren Barker,
Scott Cowdell, Linda Martinez Saville
13. Historic Committee.....Scott Cowdell, Linda Martinez Saville (alt)
14. Jordan River CommissionChris McCandless
15. Planning Commission LiaisonScott Cowdell
16. Public Utilities Advisory BoardSteve Fairbanks, Chris McCandless

- 17. Parks, Recreation Trails Committee .Scott Cowdell, Stephen Smith
- 18. Salt Lake County Convention Facilities Advisory Bd.....Nichol Martin, Chris McCandless, Stephen Smith
- 19. Sandy City Employees Association.- ON HOLD
- 20. Sandy Club A Safe Place for Boys & Girls.....Scott Cowdell, Kris Nicholl
- 21. Sandy Little Cottonwood Canyons Tourism Cmt ...Chris McCandless, Stephen Smith [alt]
- 22. Sandy Pride Committee..... Maren Barker, Chris McCandless, Kris Nicholl, Linda Martinez Saville
- 23. Senior Center Advisory Council.....Linda Martinez Saville
- 24. Sister Cities- **ON HOLD**
- 25. Transportation Committee...Steve Fairbanks, Chris McCandless
- 26. ULCT Legislative Policy Committee.....Steve Fairbanks, Kris Nicholl [alt], Stephen Smith [alt]
(*Annual Appointment made by the League*)(3rd Monday during Session.)
- 27. Youth City Council LiaisonSteve Fairbanks

Second: Chris McCandless

Vote:

Smith=yes,
 McCandless=yes,
 Fairbanks=yes,
 Cowdell=yes,
 Saville=yes,
 Barker-absent
 Nicholl- yes. 6 in favor 1 absent.

At approximately 8:30 p.m., **Chairwoman Kris Coleman Nicholl** entertained a motion to adjourn City Council Meeting. **Chris McCandless** seconded the motion. The Council responded verbally in the affirmative to the motion.

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.

Kris Coleman Nicholl, Chairwoman
 Sandy City Council

Pam Lehman