



CITY COUNCIL MINUTES

Wednesday, April 27, 2016
Approved May 11, 2016

The following are the minutes of the City Council Meeting of the Herriman City Council. The meeting was held on **Wednesday, April 27, 2016 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.

<u>Presiding:</u>	Mayor Pro Tempore Coralee Wessman-Moser
<u>Council Members Present:</u>	Mayor Carmen Freeman, Jared Henderson, Nicole Martin, and Craig B. Tischner
<u>Staff Present:</u>	Brett geo. Wood, City Manager Gordon Haight, Assistant City Manager Tami Moody, Director of Administration and Communications Jackie Nostrom, City Recorder John Brems, City Attorney Alan Rae, Finance Director Justun Edwards, Water Director Dwayne Anjewierden, Chief of Police Cathryn Nelson, Chief Building Official Jonathan Bowers, Assistant City Engineer Monte Johnson, Operations Director

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

COUNCIL BUSINESS

Mayor Pro Tempore Coralee Wessman-Moser called the meeting to order, and indicated that Mayor Freeman would join the meeting later this evening.

A. Review of this evening's agenda

B. Administrative Reports

1. **5:06:05 PM Salt Lake County Animal Services Report** – Michelle Jones, Animal Control Officer

Animal Services Director Talia Butler thanked the Council for the opportunity to present. She presented a short video of what services the department provides to the municipality.

5:11:27 PM Councilmember *Craig B. Tischner* arrived

Director Butler stated that the department is committed to provide leading-edge programming, top quality public safety, phenomenal veterinary care, innovating no-kill sheltering, and the best customer and pet service in the state of Utah. She added that they are honored to serve the citizens of Herriman and proud of the resources that are provided to the community. Salt Lake County Animal Services is the sole provider of multiple industry leading initiatives that could not be accomplished without the support of Elected Officials and contract cities.

Director Butler informed the Council that Herriman has a dedicated Animal Control Officer, Michelle Jones. She explained that Officer Jones offers field microchipping for pet owners which correlates to the high animal return to owner rate in Herriman. Salt Lake County Animal Services employs specialized staff that can answer to any type of animal call which makes the department unique. Director Butler reviewed the Salt Lake County Animal Shelter field operations including: 24/7 public safety, high return to owner rate, fast response time, emergency response, experienced staff, emergency equipment, field microchips, and community support.

Shelter operations consist of adoption programs, pet adoption clinics, kitten nursery, emergency capacity, leading-edge care, promotions, animal enrichment, training resources, experienced staff, and quarantine and isolation. Clinic operations provide emergency care, free microchips, free vaccines, free low-income sterilizations, clinics and events, and are the only shelter that has a veterinary program.

Director Butler reviewed the programs available through the County Animal Services including: humane education, community training, fosters and volunteers, outreach and events, book buddies and youth programs, free feline fix, intervention, safe haven, media and public relations, and rescuers and partnerships. She expressed her gratitude for the grants and partnerships that have made the County Animal Services what it is today. Salt Lake County Animal Shelter is the largest no-kill shelter in Utah.

Director Butler outlined the contract history for Herriman City from 2009 to present. She indicated that the County is requesting a five-percent increase over last year. Councilmember Henderson asked how many other contract cities have a dedicated officer. Director Butler responded that Herriman City is the only one that has a dedicated officer. The Animal Control officer in Herriman is extremely busy as the call volume has increased. City Manager Brett Wood suggested that the increased call volume explains the reasoning for the response time. Director Butler added that Herriman has experienced tremendous residential growth which requires a larger population area to patrol. She informed the Council that the contract does not have a separate charge for the dedicated officer, and observed that the County is subsidizing 16-percent of the operational costs associated with the Herriman contract.

City Manager Wood explained to the Council that Herriman City researched the option to hire an in-house Animal Control Officer, and noted that the financial burden comes from the actual animal shelter facility. Councilmember Henderson asked to review the rotation schedule cost difference. Director Butler confirmed that she would provide the information.

Councilmember Martin indicated that it would be interesting to know the cost difference compared to the one-minute response time difference. Police Chief Dwayne Anjewierden suggested that the statistics would be skewed. Director Butler informed the Council that she would compile response times for Riverton City for comparison.

2. [5:48:44 PM](#) Discussion relating to the 2016-2017 Herriman City Tentative Budget
– Alan Rae, Finance Director

Finance Director Alan Rae informed the Council that due to scheduling conflicts it has been requested to approve the tentative budget ahead of schedule. Approving the tentative budget makes the information available to the public prior to the public hearing, and can be adjusted until formal adoption of the final budget in June. Director Rae reviewed minor changes to the working budget document since the last meeting.

3. [5:58:37 PM](#) Discussion pertaining to the cost of a City-Wide Survey – Nicole Martin, Council Member

Councilmember Nicole Martin recommended that the Council adopt a policy to regularly survey the residents to elicit feedback. The results of the survey would determine the citizen opinions and perceptions of the City's programs and performance. She indicated that she spoke with a credible survey company to get a rough cost estimate. The initial investment would be approximately \$15,000, with additional surveys at a considerable cost savings of approximately \$5,000.

Councilmember Tischner questioned the return percentage rate of respondents. Councilmember Martin suggested that the estimated return rate would be discussed through the Request for Proposal (RFP) process to ensure the survey would be statistically valid. She indicated that the survey uses a dual approach utilizing previously provided email information, and a small mail distribution. Councilmember Martin outlined the benefits associated with a survey including: establishing a baseline rating for resident services, assessing the City's progress in service area, identifying the most important issues currently facing the City, encouraging resident engagement in the City's direction, evaluating resident satisfaction, gauging residents contact with the City, encouraging an internal culture of continual improvement, and bolstering resident confidence in responsiveness.

Councilmember Tischner asked if the Council would be able to produce City specific questions. Councilmember Martin confirmed, and added that subsequent surveys should maintain the same questions for consistency to determine improvements. She noted that the most cost effective manner to conduct the survey would be through electronic means.

4. [6:11:13 PM](#) Additional Items

Mayor Pro Tempore Moser reminded the Council that it is important to remember that there would be no decisions made during the public hearings, and to keep an open mind. Councilwoman Martin observed the importance of the public hearing process and the need to refrain from communicating final positions until after hearing from the public. The Council determined that they would allow two minutes for each public hearing participant.

COUNCILMEMBER TISCHNER MOVED TO REORDER THE AGENDA FOR THE COUNCIL TO CONVENE IN CLOSED SESSION. COUNCILMEMBER MARTIN SECONDED THE MOTION, AND ALL VOTED AYE.

COUNCILMEMBER MARTIN MOVED TO TEMPORARILY RECESS THE CITY COUNCIL WORK MEETING TO CONVENE IN A CLOSED SESSION TO DISCUSS 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 was recorded as follows:

Councilmember Jared Henderson	Aye
Councilmember Coralee Wessman-Moser	Aye
Councilmember Craig B. Tischner	Aye
Councilmember Nicole Martin	Aye
Mayor Carmen Freeman	Absent

The motion passed unanimously with Mayor Freeman being absent.

The Council reconvened the City Council work meeting by consensus at 6:51 p.m.

C. [6:51:39 PM](#) Adjournment

COUNCILMEMBER HENDERSON MOVED TO ADJOURN THE CITY COUNCIL WORK MEETING. COUNCILMEMBER MARTIN SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

7:00 PM - GENERAL MEETING:

1. [7:00:42 PM](#) CALL TO ORDER

Mayor Pro Tempore Coralee Wessman-Moser called the meeting to order, and indicated that Mayor Freeman would be delayed.

A. [7:01:11 PM](#) Invocation and Pledge

The Invocation was offered by Austin King, and the Pledge of Allegiance was led by Scout Troop #1989.

B. [7:02:29 PM](#) Approval of Minutes

February 17, 2016; March 29, 2016;
March 30, 2016; March 31, 2016;
April 13, 2016; April 20, 2016

COUNCILMEMBER MARTIN MOVED TO APPROVE THE MINUTES OF FEBRUARY 17, 2016; MARCH 29, 2016, MARCH 30, 2016; MARCH 31, 2016; APRIL 13, 2016; AND APRIL 20, 2016 AS WRITTEN. COUNCILMEMBER TISCHNER SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

C. Mayor's Comments

D. [7:02:58 PM](#) Council Recognitions

Mayor Pro Tempore Moser commended Fort Herriman Middle School on their sold out production of *Annie*.

2. [7:03:24 PM](#) PUBLIC COMMENT

Reed Chadwick, 11892 South Quarry Ridge Cove, introduced himself and indicated that he had declared candidacy for District 11 of the Utah State Board of Education. He indicated that he would recommend different curriculums to fit the needs of students.

3. MAYOR AND COUNCIL COMMENTS

A. [7:05:59 PM](#) City Council Board and Committee Reports

Councilmember Jared Henderson informed the audience that the Community Garden has begun cultivation efforts.

Mayor Pro Tempore Moser complemented the Youth Council for their coordinated service project to clean up Herriman City parks and trails tomorrow, April 28, 2016 from 4:00p.m.-6:00p.m. beginning at Rosecrest Park.

4. REPORTS, PRESENTATIONS AND APPOINTMENTS

A. [7:06:48 PM](#) Proclamation for Economic Development Week – Gordon Haight, Assistant City Manager

Assistant City Manager Gordon Haight indicated that economic development is an important element in the City's growth to become sustainable and improve the quality of life for residents. 2016 is recognized as the 90th anniversary of the International Economic Development Council and is "The Year of the Economic Developer". Assistant City Manager Haight recommended approval of the proclamation. Councilmember Martin expressed her support of economic development and any directly applicable training. She explained that she was involved with the implementation of the Economic Development Committee that was designed to bring stakeholders together.

COUNCILMEMBER HENDERSON MOVED TO APPROVE THE ECONOMIC DEVELOPMENT WEEK PROCLAMATION. COUNCILMEMBER MARTIN SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

5. [7:09:53 PM](#) CONSENT AGENDA

A. **Monthly Financial Report** – Alan Rae, Finance Director

COUNCILMEMBER MARTIN MOVED TO APPROVE THE CONSENT AGENDA AS WRITTEN. COUNCILMEMBER HENDERSON SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

6. PUBLIC HEARING AGENDA

COUNCILMEMBER MARTIN MOVED TO REORDER THE PUBLIC HEARING AGENDA IN THE FOLLOWING ORDER: PUBLIC HEARING ITEM NUMBER A, B, D, AND THEN C. COUNCILMEMBER TISCHNER SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

A. [7:10:56 PM](#) **Public Hearing to discuss the Culinary and Secondary Water System Master Plan** – Justun Edwards, Water Director

Water Director Justun Edwards indicated that the Water Master Plan and Impact Fee Facilities plan have not been updated for several years, as he turned the time over to Bowen Collins & Associates Principal Keith Larsen for his presentation.

Principal Larsen indicated that Herriman has been a rapidly growing community in the southwest corner of the Salt Lake Valley. To meet the needs of future growth, the Water Master Plan needs to be updated. The City has required new development to build secondary water pipes over the past several years. Some of the lines are now currently serving customers in the vicinity of the Blackridge Reservoir; however, many pipes are currently dry with no connection to secondary water sources. Bowen, Collins & Associates completed an update to the water system master plan. The purpose of the study is to further develop the implementation plan for development of a secondary water system to help meet the future outdoor water demands of Herriman City, and to reflect new plans for the secondary system to incorporate anticipated changes into the General Plan. The 10-year cost summary to support development for both culinary and secondary water systems is projected to be in excess of \$58 million dollars.

The Impact Fee Facility Plan (IFFP) identifies demands placed upon City facilities by future development and evaluates how the demands should be met. The IFFP provides a technical basis for assessing impact fees throughout the City. It addresses the future infrastructure needed to serve the City, and to ensure the level of service standards are maintained for existing and future residents that utilize this service. The IFFP will be used as the basis of the Impact Fee Analysis.

[7:20:33 PM](#) Mayor Pro Tempore Moser opened the public hearing.

There were no public comments offered.

COUNCILMEMBER MARTIN MOVED TO CLOSE THE PUBLIC HEARING.
COUNCILMEMBER TISCHNER SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

B. [7:21:05 PM](#) **Public Hearing to discuss the Culinary and Secondary Water System Impact Fee Facilities Plan** – Justun Edwards, Water Director

Water Director Justun Edwards

[7:21:08 PM](#) Mayor Pro Tempore Moser opened the public hearing.

There was no public comment.

COUNCILMEMBER HENDERSON MOVED TO CLOSE THE PUBLIC HEARING.
COUNCILMEMBER MARTIN SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

D. [7:21:39 PM](#) **Public Hearing to discuss a proposed parking fee for the Blackridge Reservoir Parking Lot** – Tami Moody, Director of Administration and Communications

Director of Administration and Communications Tami Moody outlined a proposed second step in a mitigation effort to help with the overcrowding of Blackridge Reservoir to implement a fee to park at the facility. She offered a brief history of the popular amenity and related the difficulty in foreseeing the number patrons that utilize the reservoir. The safety concern continues to grow, and the City has considered options obtained from the public. The recommended proposal would include a parking fee of \$10 dollars per car, enforced from 9:00a.m. – 9:00p.m., beginning Memorial Day and extending through Labor Day. The fee would be charged to all patrons regardless of where they reside; however, walk-in visitors would not be charged to utilize the facility.

Director Moody informed the audience that studies have been performed including traffic counts, speed analysis, and parking fee breakdown. There still have been sight distance and street visibility concerns. The community offered options for the Council to consider. She indicated that the feasibility study outlined by Zion's Bank resulted in a justified fee of \$13.32 per vehicle to park. The City would recommend the proposed fee be reduced to \$10 for parking. Director Moody outlined associated costs for the proposal, and reviewed previously implemented mitigation efforts.

Director Moody explained that the basic law of human nature suggests that “When something costs us nothing, we tend to invest the same amount in it.” She added that the parking fee would place a value on the reservoir and could incline patrons to place a higher level of respect on the facility. The fundamental purpose of the fee would be to work in conjunction with previously approved methods to reduce the number of patrons visiting the park at a given time. Director Moody invited everyone to participate in the amenities Herriman offers, and suggested that the facility may become more enjoyable if it is not overcrowded.

Councilmember Tischner asked for Director Moody to elaborate on the option to not charge Herriman Residents to utilize the facility. Director Moody responded that it could be cumbersome with limited staff to determine where each patron resides. She reminded the audience that there is not a charge to utilize the public facility, and that the proposed fee to park would treat every patron equally. Riverton City also has invested in the secondary water of this facility. Councilmember Henderson asked if the community elicited options were from residents that surrounded the reservoir. Director Moody indicated that there were some suggestions presented from neighborhood meetings specifically held for that neighborhood, and additional ideas were presented in a city-wide public hearing.

[7:37:51 PM](#) Mayor Pro Tempore Moser opened the public hearing.

Tauni Hawker – 4731 West Copper Mine Drive, suggested that Herriman City residents should be given an option to purchase parking passes for the reservoir. She indicated that the proposed fee was excessive as that would be the same cost to park at any state park.

David Watts 14461 Windom Road, asked that Councilmember Martin recuse herself from the decision regarding this matter. He suggested that the proposal is an “over-reach” by the City due to negative media attention. Mr. Watts indicated that the street parking congestion

needed to be resolved, and it was by the implementation of the Parking Permit Program. He continued with the idea that charging a fee is unrealistic and irresponsible, as a monthly park fee is charged to each resident.

Nathan Schwebach, 6901 West Intrigue Place, stated that there is a misconception of the state reservoir fees. The fee is a “day use” fee, and not a parking fee, and noted that the two amenities could not be compared. He questioned the study data and the methodology behind when the studies were conducted. He indicated that if a fee is warranted, it should be hourly to not penalize patrons that visit the amenity for a short duration.

Curtis Brinkerhoff, 14332 South Knapper Ridge Cove, divulged that the fee would deter people from the reservoir. He noted that he was not against a proposed fee; however, it should be lower. He said that it would not be difficult to distinguish fees for non-resident patrons, and recommended that parking stickers could be issued to Herriman residents. He added that it was unrealistic to spend the money to paint the parking spaces.

John McDonald, 13927 South Copper Peak Circle, expressed his opposition to the proposed fee, and thanked Director Moody for the work that has been conducted. He estimated that Herriman City has 42 parks, and suggested that additional traffic and congestion is something residents need to consider when purchasing a home next to an amenity. Mr. McDonald recommended letting the parking permit program have a chance to see if it resolves concerns. Parks and amenities are what make Herriman Different. He expressed his love for the parks, just not the fee.

[7:52:52 PM](#) Mayor Freeman arrived

Jessica Morton, 14273 Heartstone Circle, indicated that the parking fee could get expensive, and suggested to consider only charging a weekend parking fee.

Michael Kidwell, 5427 West Aurora Vista Drive, informed the Council that he did not agree with a parking fee, and recommended waiting to determine the outcome of the parking permit program.

Richard Brimhall, 5293 West Rose Summit Drive, stated that he was in support of the fee, and acknowledged the argument it could deter mothers using the amenity. He suggested not convoluting the issue. The parking permit program may help, but as a secondary caution a parking fee should be implemented.

Curt Noble, 14022 South Ivy Rose Court, explained that he likes to look at the data, and felt that the usage of the reservoir has grown since the studies have been conducted. He questioned whether implementation of a parking fee is appropriate at this time. Mr. Noble indicated that the City could not control the capacity of the reservoir, and it would exist even with the fee associated with parking. He asked the Council to remember that the reservoir is not the only amenity at the facility.

COUNCILMEMBER MARTIN MOVED TO CLOSE THE PUBLIC HEARING. COUNCILMEMBER HENDERSON SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

- C. [8:00:04 PM](#) **Public Hearing to discuss an appropriation of 31.2 acres of real property as a contribution for a soccer facility to be located in Herriman City – Gordon Haight, Assistant City Manager**

Assistant City Manager Gordon Haight oriented the council of the location of the 31.2 acres of property that the City has been contemplating an agreement with REAL Stadium as a contribution to have a soccer complex located in Herriman City. He indicated that the City would be reimbursed from sales tax funding and Tax Increment Financing reimbursements, noted that the contribution would be outlined in a future development agreement.

[8:01:57 PM](#) Mayor Pro Tempore Moser opened the public hearing.

There were no comments offered.

MAYOR FREEMAN MOVED TO CLOSE THE PUBLIC HEARING. COUNCILMEMBER HENDERSON SECONDED THE MOTION, AND ALL VOTED AYE.

7. DISCUSSION AND ACTION ITEMS

- A. [8:02:34 PM](#) **Discussion and consideration of a resolution approving an Interlocal Cooperative Agreement with Riverton City for a traffic signal at 13400 South 5200 West – Blake Thomas, City Engineer**

Assistant City Engineer Jonathan Bowers indicated that a traffic signal warrant was met for the intersection of 13400 South and 5200 West. The City boundary runs down 13400 South and requires an Interlocal agreement to have the cost to install the signal shared between Herriman and Riverton. The agreement defines the cost for the signal to be shared equally by Herriman and Riverton, and would be installed by Salt Lake County.

COUNCILMEMBER TISCHNER MOVED TO APPROVE **RESOLUTION NO. R12-2016 APPROVING AN INTERLOCAL COOPERATIVE AGREEMENT BETWEEN HERRIMAN CITY, RIVERTON CITY, AND SALT LAKE COUNTY WITH RESPECT TO THE INSTALLATION OF A TRAFFIC SIGNAL LOCATED AT 13400 SOUTH 5200 WEST/MORNING CLOAK WAY.** COUNCILMEMBER MARTIN SECONDED THE MOTION.

The vote was recorded as follows:

Councilmember Jared Henderson	Aye
Councilmember Coralee Wessman-Moser	Aye
Councilmember Craig B. Tischner	Aye
Councilmember Nicole Martin	Aye
Mayor Carmen Freeman	Aye

The motion passed unanimously.

B. [8:04:38 PM](#) Discussion and consideration of a resolution approving the tentative budget for the fiscal year beginning July 1, 2016, and ending June 30, 2017 and Revised Budget for Fiscal Year 2015-2016– Alan Rae, Finance Director

Finance Director Alan Rae informed the Council that on April 11, 2016 the tentative budget for fiscal year 2016-2017 and the revised budget for fiscal year 2015-2016 was distributed. Approval of the tentative budget means that the Council has accepted it as their budget and makes it available to the citizens for public inspection and comment. The budget would still have to be adopted before it becomes the operating budget. Director Rae relayed the recommendation to approve tentative budget. A full copy of the budget with all requested corrections will be available for inspection on the City’s website in the morning. Councilmember Henderson clarified that the approval would allow the document to be available to the public, and that it could still change. Director Rae confirmed.

COUNCILMEMBER MARTIN MOVED TO APPROVE RESOLUTION NO. R13-2016 ACKNOWLEDGING RECEIPT OF A TENTATIVE BUDGET AND ADOPTING THE TENTATIVE BUDGET PURSUANT TO THE REQUIREMENTS OF UTAH CODE ANNOTATED 10-6-111 FOR THE FISCAL YEAR BEGINNING JULY 1, 2016, AND ENDING JUNE 30, 2017 AND THE REVISED BUDGET FOR FISCAL YEAR 2015-2016. COUNCILMEMBER HENDERSON SECONDED THE MOTION.

The vote was recorded as follows:

Councilmember Jared Henderson	Aye
Councilmember Coralee Wessman-Moser	Aye
Councilmember Craig B. Tischner	Aye
Councilmember Nicole Martin	Aye
Mayor Carmen Freeman	Aye

The motion passed unanimously.

8. [8:10:00 PM](#) CALENDAR

A. Meetings

- May 5 – Planning Commission meeting 7:00 p.m.
- May 11 – City Council work meeting 5:00 p.m.; City Council meeting 7:00 p.m.

B. Events

- May 2, 9 & 16 - Community Fishing 6:00 p.m.; Cove @ Herriman Springs
- May 3 – 4 – Farm Field Days (for schools only)
- May 8 – Mother’s Day

9. CLOSED SESSION (IF NEEDED)

A. *The Herriman City Council may temporarily recess the City Council meeting to 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*

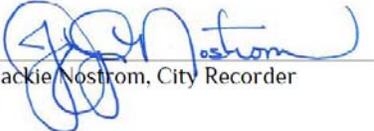
10. [8:10:41 PM](#) ADJOURNMENT

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

11. RECOMMENCE TO WORK MEETING (IF NEEDED)

*This document constitutes the official minutes for the
Herriman City Council Meeting held on Wednesday, April 27, 2016*

I, Jackie Nostrom, the duly appointed, qualified, and acting City Recorder for Herriman City, of Salt Lake County, State of Utah do hereby certify that the foregoing minutes represent a true and accurate, and complete record of this meeting held on Wednesday, April 27, 2016.


Jackie Nostrom, City Recorder