

MINUTES OF COUNCIL REGULAR MEETING – JUNE 25, 2019

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, JUNE 25, 2019, AT 6:30 P.M. IN THE COUNCIL CHAMBERS, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER AND CONDUCTED BY MAYOR BIGELOW.

THE FOLLOWING MEMBERS WERE PRESENT:

Ron Bigelow, Mayor
Lars Nordfelt, Councilmember At-Large
Don Christensen, Councilmember At-Large
Tom Huynh, Councilmember District 1
Steve Buhler, Councilmember District 2
Karen Lang, Councilmember District 3

ABSENT:

Jake Fitisemanu, Councilmember District 4

STAFF PRESENT:

Paul Isaac, Acting City Manager/Assistant City Manager/ HR Director
Nichole Camac, City Recorder

Nicole Cottle, Assistant City Manager/General Counsel/ CED Director
Eric Bunderson, City Attorney
Jim Welch, Finance Director
Scott Buchanan, Acting Police Chief
John Evans, Fire Chief
Russell Willardson, Public Works Director
Layne Morris, CPD Director
Nancy Day, Parks and Recreation Director
Sam Johnson, Strategic Communications Director
Jake Arslanian, Public Works Department
Vicky Jeppson, Police Department

OPENING CEREMONY

Steve Buhler conducted the Opening Ceremony. He displayed a YouTube video titled 'April 1865, The Month That Saved America', in honor of the upcoming Independence Day Holiday. This video discussed the Civil War and acceptance of different races, beliefs, and the future of the United States of America. Councilmember Buhler stated that 154 years later, the Country still has a long ways to go, but hopefully everyone can work together to make America stronger.

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APPROVAL OF MINUTES OF REGULAR MEETING HELD JUNE 16, 2019

The Council considered the Minutes of the Regular Meeting held June 16, 2019. There were no changes, corrections or deletions.

Councilmember Lang moved to approve the Minutes of the Regular Meeting held June 16, 2019. Councilmember Christensen seconded the motion.

A voice vote was taken and all members voted in favor of the motion.

COMMENT PERIOD

A. PUBLIC COMMENTS

Doyle Griffith stated that he missed doing the Pledge of Allegiance today. Mr. Griffith stated that he would like to apologize for expressing a disappointment in the way he was dealt with in regards to Code Enforcement. He indicated that he met some people in the parking lot following the meeting and shared conversations with fellow residents that went through the same experiences. Mr. Griffith stated that it is not in his character to complain or infringe on people simply doing their jobs. He indicated he has been working hard to meet compliance on his property and is going to continue to do so. Mr. Griffith stated that he received a loan from the City but he has had difficulty with reaching compliance due to issues with the contractor and the City. He requested that the Contractor have the ability to extend his time to get everything done and not be used as leverage.

David Madsen stated that he resides in District 4. He indicated that he has been interested for a long time in vehicle charging stations and is here tonight in support of the resolution to approve some these in the City. Mr. Madsen stated the he feels it's important to incentivize new businesses and entities the come to the City to have vehicle charging stations in their parking lots as well.

Adam Lee stated that he was a troubled youth and is appreciative to attend the meeting.

B. CITY MANAGER COMMENTS

Paul Isaac, Acting City Manager, had no comments.

C. CITY COUNCIL COMMENTS

Steve Buhler stated that he would like to know what steps economic development would take in promoting charging stations for businesses.

RESOLUTION 19-72: AUTHORIZE THE PURCHASE OF ELECTRIC VEHICLE CHARGING STATIONS AND RELATED EQUIPMENT AND SERVICES FROM ELECTRIC HIGHWAY COMPANY

Mayor Bigelow discussed proposed Resolution 19-72 that would authorize the purchase of electric vehicle charging stations and related equipment and services from Electric Highway

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Company.

Written documentation previously provided to the City Council included information as follows:

This resolution authorizes the City to accept the bid of Electric Highway Company in regards to the Volkswagen Environment Mitigation Trust Funding Assistance Grant. In order to properly follow procurement codes for items being purchased off State Contract that exceed \$30,000, council approval is needed. Note that the funding for this is not yet secured, but that this is a required step for properly meeting the grant conditions.

This resolution also authorizes the City to proceed with the Environment Mitigation Trust Funding Assistance Grant in regards to purchase of equipment and installation of Electric Vehicle Charging Stations upon officially receiving grant funding.

In November 2017, City staff was instructed to apply for the Volkswagen Environment Mitigation Trust Funding Assistance Grant, which would qualify the City for installation and equipment costs associated with installing Electric Vehicle Charging Stations. West Valley City was conditionally accepted to receive this grant of up to \$140,564 provided it meet certain conditions, two of which were getting two approved bids from the State Contract and compiling documentation that all proper procurement codes were followed.

In obtaining the bids, City staff was limited to 5 State approved vendors, who had been pre-vetted to simplify the process for governmental entities. All aspects from labor, equipment costs, and materials were pre vetted by the State to ensure they are at the lowest possible cost. City staff was able to obtain two complete bids from Electric Highway Company and Lilypad EV. After analyzing both proposals, staff decided that the bid by Electric Highway Company was preferable as their chosen EV charging equipment represents lower long-term maintenance and service costs, and they are also based in Sandy City, UT, versus Lilypad EV being based in Kansas City, KS. With both vendors being on the State Contract and pre-approved Staff was not bound to go with the lowest bidder, but rather the one which it felt would provide the best service and expertise to the City.

Staff seeks the permission of the City Council to proceed with this project upon successful receipt of the grant. If all conditions are met the administrators of the grant will require a Volkswagen Eligible Mitigation Action Agreement to be signed. This agreement may or may not need council approval, but if the latter is the case Staff would seek in this resolution to garner the Council's approval to proceed with the project and agreement if it aligns with City priorities.

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Councilmember Buhler stated that these charging stations are free to the public but they cannot be abused. He added that if they ran full time all month the total cost to the City would be approximately \$30.

Upon inquiry by Mayor Bigelow there were no further questions from members of the City Council, and he called for a motion.

Councilmember Buhler moved to approve Resolution 19-72.

Councilmember Christensen seconded the motion.

A roll call vote was taken:

Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

RESOLUTION 19-73: AUTHORIZE THE PURCHASE OF STREET LIGHTS FOR THE 2540 SOUTH ROADWAY PROJECT

Mayor Bigelow discussed proposed Resolution 19-73 that would authorize the purchase of street lights for the 2540 South Roadway Project.

Written documentation previously provided to the City Council included information as follows:

Mountain States Lighting is the supplier for the city standard street lights. Mountain States provides a substantial savings if the city purchases lighting products directly and supplies them to the contractor.

This resolution is for the purchase of nine acorn style light poles for use in the residential portion of the project, and 18 industrial style lights for use on the east end of the project. The total cost for the lights is \$43,479.

The project is being funded through State and County transportation funds. It is anticipated that the road construction will be completed in fall 2019.

Councilmember Christensen noted that these are all LED lights which will be less expensive to run, are more efficient, and are more environmentally friendly.

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Upon inquiry by Mayor Bigelow there were no further questions from members of the City Council, and he called for a motion.

Councilmember Christensen moved to approve Resolution 19-73.

Councilmember Nordfelt seconded the motion.

A roll call vote was taken:

Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

RESOLUTION 19-74: AUTHORIZE THE PURCHASE OF TRAFFIC SIGNAL EQUIPMENT FOR THE 2540 SOUTH ROADWAY PROJECT

Mayor Bigelow discussed proposed Resolution 19-74 that would authorize the purchase of traffic signal equipment for the 2540 South Roadway Project.

Written documentation previously provided to the City Council included information as follows:

As part of the 2540 South Roadway Project a new traffic signal will be built at Beagley Lane and 7200 West. The new signal will be owned and maintained by West Valley City and Magna Metro Township. Per the construction contract with M.C. Green Construction, West Valley City will provide the traffic signal equipment to the contractor for installation. UDOT runs a warehouse that furnishes signal equipment to state road projects and is willing to provide them to the city as well.

The estimate for products to be purchased is \$69,381. This city council action authorizes the Public Works Department to issue a purchase order to UDOT for traffic signal equipment, not to exceed \$75,000.

The project is being funded through State and County transportation funds. It is anticipated that the road construction will be completed in fall 2019.

Upon inquiry by Mayor Bigelow there were no further questions from members of the City Council, and he called for a motion.

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Councilmember Lang moved to approve Resolution 19-74.

Councilmember Huynh seconded the motion.

A roll call vote was taken:

Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

RESOLUTION 19-75: AUTHORIZE CHANGE ORDER NO. 2 TO THE CONTRACT WITH MORGAN PAVEMENT MAINTENANCE FOR THE 2017 ASPHALT POLYMER TREATMENT PROJECT

Mayor Bigelow discussed proposed Resolution 19-75 that would authorize the purchase of traffic signal equipment for the 2540 South Roadway Project.

Written documentation previously provided to the City Council included information as follows:

Morgan Pavement satisfactorily completed the work in the 2017 Asphalt Polymer Treatment Project, and it is proposed that they treat additional roads under the same contract.

This change order authorizes Morgan Pavement to treat approximately 165,000 square yards of various neighborhood roadways, at a cost of \$256,621.56.

Upon inquiry by Mayor Bigelow there were no further questions from members of the City Council, and he called for a motion.

Councilmember Buhler moved to approve Resolution 19-75.

Councilmember Huynh seconded the motion.

A roll call vote was taken:

Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes

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Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

CONSENT AGENDA

A. RESOLUTION 19-76: RATIFY THE CITY MANAGER'S REAPPOINTMENT OF MATHEW LOVATO TO THE WEST VALLEY CITY PLANNING COMMISSION FOR A TERM FROM JULY 1, 2019 TO JULY 1, 2023

Mayor Bigelow discussed proposed Resolution 19-76 that would ratify the City Manager's reappointment of Mathew Lovato to the West Valley City Planning Commission for a term from July 1, 2019 to July 1, 2023.

Written documentation previously provided to the City Council included information as follows:

The Planning Commission is composed of seven members and one alternate member appointed and reappointed by the City Manager with the advice and consent of the City Council.

Mathew Lovato has been recommended for reappointment as a member of the Planning Commission. He has been serving as a member of the Planning Commission since November 3, 2015. Mathew Lovato's term will run from July 1, 2019 to July 1, 2023.

Mathew Lovato has worked in the City for 27 years and is currently employed by Discover. He holds an MBA and has served on the City's Clean and Beautiful Committee. We believe Mathew Lovato will continue to be a valuable asset to the City in serving on the Planning Commission.

B. RESOLUTION 19-77: RATIFY THE CITY MANAGER'S REAPPOINTMENT OF ABIGAIL M. DIZON-MAUGHAN TO THE PROFESSIONAL STANDARDS REVIEW BOARD FOR A TERM COMMENCING JULY 1, 2019 AND ENDING JULY 1, 2021

Mayor Bigelow discussed proposed Resolution 19-77 that would ratify the City Manager's reappointment of Abigail M. Dizon-Maughan to the Professional Standards Review Board for a term commencing July 1, 2019 and ending July 1, 2021.

Written documentation previously provided to the City Council included information as follows:

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This resolution reappoints Abigail Dizon-Maughan as a member of the Professional Standards Review Board for a two year term commencing on July 1, 2019 and ending on July 1, 2021.

The Professional Standards Review Board reviews all allegations of police misconduct from a citizen's perspective and makes various recommendations to the Police Chief regarding these incidents.

C. RESOLUTION 19-78: RATIFY THE CITY MANAGER'S REAPPOINTMENT OF BARBARA FIELDS TO THE PROFESSIONAL STANDARDS REVIEW BOARD FOR A TERM COMMENCING JULY 1, 2019 AND ENDING JULY 1, 2021

Mayor Bigelow discussed proposed Resolution 19-78 that would ratify the City Manager's reappointment of Barbara Fields to the Professional Standards Review Board for a term commencing July 1, 2019 and ending July 1, 2021.

Written documentation previously provided to the City Council included information as follows:

This resolution reappoints Barbara Fields as a member of the Professional Standards Review Board for a two year term commencing on July 1, 2019 and ending on July 1, 2021.

The Professional Standards Review Board reviews all allegations of police misconduct from a citizen's perspective and makes various recommendations to the Police Chief regarding these incidents.

D. RESOLUTION 19-79: RATIFY THE CITY MANAGER'S REAPPOINTMENT OF MICAH BRUNER TO THE PROFESSIONAL STANDARDS REVIEW BOARD FOR A TERM COMMENCING JULY 1, 2019 AND ENDING JULY 1, 2021

Mayor Bigelow discussed proposed Resolution 19-79 that would ratify the City Manager's reappointment of Micah Bruner to the Professional Standards Review Board for a term commencing July 1, 2019 and ending July 1, 2021.

Written documentation previously provided to the City Council included information as follows:

This resolution reappoints Micah Bruner as a member of the Professional Standards Review Board for a two year term commencing on July 1, 2019 and ending on July 1, 2021.

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The Professional Standards Review Board reviews all allegations of police misconduct from a citizen's perspective and makes various recommendations to the Police Chief regarding these incidents.

E. RESOLUTION 19-80: RATIFY THE CITY MANAGER'S REAPPOINTMENT OF MATHEW LOVATO AS A MEMBER OF THE WEST VALLEY CITY CLEAN & BEAUTIFUL COMMITTEE FOR A TERM COMMENCING JULY 1, 2019 AND ENDING JUNE 30, 2023

Mayor Bigelow discussed proposed Resolution 19-80 that would ratify the City Manager's reappointment of Mathew Lovato to the Professional Standards Review Board for a term commencing July 1, 2019 and ending June 30, 2023.

Written documentation previously provided to the City Council included information as follows:

Mathew Lovato is willing to serve as a member of the West Valley City Clean and Beautiful Committee.

Members of the West Valley City Clean and Beautiful Committee are appointed for a four year term by the City Manager with the advice and consent of the City Council.

F. RESOLUTION 19-81: RATIFY THE CITY MANAGER'S REAPPOINTMENT OF MISTY SMITH AS A MEMBER OF THE WEST VALLEY CITY CLEAN & BEAUTIFUL COMMITTEE FOR A TERM COMMENCING JULY 1, 2019 AND ENDING JUNE 30, 2023

Mayor Bigelow discussed proposed Resolution 19-81 that would ratify the City Manager's reappointment of Misty Smith to the Professional Standards Review Board for a term commencing July 1, 2019 and ending June 30, 2023.

Written documentation previously provided to the City Council included information as follows:

Misty Smith is willing to serve as a member of the West Valley City Clean and Beautiful Committee.

Members of the West Valley City Clean and Beautiful Committee are appointed for a four year term by the City Manager with the advice and consent of the City Council.

G. RESOLUTION 19-82: RATIFY THE CITY MANAGER'S APPOINTMENT OF DARRELL KIRBY AS CHAIR OF THE WEST VALLEY CITY CLEAN AND BEAUTIFUL COMMITTEE FOR A TERM COMMENCING JULY 1,

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2019 AND ENDING JUNE 30, 2020

Mayor Bigelow discussed proposed Resolution 19-82 that would ratify the City Manager's appointment of Darrell Kirby as Chair of the West Valley City Clean and Beautiful Committee for a term commencing July 1, 2019 and ending June 30, 2020.

Written documentation previously provided to the City Council included information as follows:

This Resolution appoints Darrell Kirby as the Chairperson of the West Valley City Clean and Beautiful Committee for a term commencing July 1, 2019 and ending June 30, 2020.

The Chair of the West Valley City Clean and Beautiful Committee serves for a term of one year. Committee members have nominated Darrell and the City Manager has recommended his appointment. His term will commence July 1, 2019 and end June 30, 2020.

H. RESOLUTION 19-83: RATIFY THE CITY MANAGER'S REAPPOINTMENT OF STEVE LEHMAN AS THE CHAIRMAN OF THE LICENSE HEARING BOARD FOR A TERM COMMENCING JULY 1, 2019 AND ENDING JUNE 30, 2020

Mayor Bigelow discussed proposed Resolution 19-83 that would ratify the City Manager's reappointment of Steve Lehman as the Chairman of the License Hearing Board for a term commencing July 1, 2019 and ending June 30, 2020.

Written documentation previously provided to the City Council included information as follows:

This Resolution reappoints Steve Lehman as the Chairman of the License Hearing Board for a term commencing July 1, 2019 and ending June 30, 2020.

The License Hearing Board is composed of three members appointed and reappointed by the City Manager with the advice and consent of the City Council. Steve Lehman is willing to accept the reappointment as Chair of the License Hearing Board for a term commencing July 1, 2019 and ending June 30, 2020.

I. RESOLUTION 19-84: RATIFY THE CITY MANAGER'S REAPPOINTMENT OF LARS NORDFELT AS THE CHAIRMAN OF THE WEST VALLEY CITY AUDIT REVIEW COMMITTEE FOR A TERM

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COMMENCING JULY 1, 2019 AND ENDING JUNE 30, 2020

Mayor Bigelow discussed proposed Resolution 19-84 that would ratify the City Manager's reappointment of Lars Nordfelt as the Chairman of the West Valley City Audit Review Committee for a term commencing July 1, 2019 and ending June 30, 2020

Written documentation previously provided to the City Council included information as follows:

Lars Nordfelt is willing to serve as Chair of the Audit Review Committee.

The Audit Review Committee consists of five members who serve for a term of three years and a chair that serves for one year.

Upon inquiry by Mayor Bigelow there were no further questions from members of the City Council, and he called for a motion.

Councilmember Nordfelt moved to approve Resolutions 19-76 through 19-84 on the Consent Agenda.

Councilmember Christensen seconded the motion.

A roll call vote was taken:

Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

Councilmember Buhler noted that the 4th of July Holiday is next week and the only items on the City Council agenda are City initiated. He indicated that he would like to propose canceling the Regular Meeting.

Councilmember Buhler moved to cancel the July 2, 2019 Regular Meeting and move all scheduled items to the Regular Meeting of July 9, 2019.

Councilmember Huynh seconded the motion.

A roll call vote was taken:

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Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

MOTION TO ADJOURN

Upon motion by Councilmember Huynh, all voted in favor to adjourn.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL THE REGULAR MEETING OF TUESDAY, JUNE 25, 2019 WAS ADJOURNED AT 7:01 P.M. BY MAYOR BIGELOW.

I hereby certify the foregoing to be a true, accurate and complete record of the proceedings of the Regular Meeting of the West Valley City Council held Tuesday, June 25, 2019.

Nichole Camac, CMC
City Recorder