

MINUTES OF COUNCIL REGULAR MEETING – DECEMBER 17, 2019

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, DECEMBER 17, 2019, AT 6:35 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
Don Christensen, Councilmember At-Large
Lars Nordfelt, Councilmember At-Large
Tom Huynh, Councilmember District 1
Steve Buhler, Councilmember District 2
Jake Fitisemanu, Councilmember District 4

ABSENT:

Karen Lang, Councilmember District 3

STAFF PRESENT:

Wayne T Pyle, City Manager
Nichole Camac, City Recorder

Paul Isaac, Assistant City Manager/ HR Director
Steve Pastorik, Acting CED Director
Eric Bunderson, City Attorney
Jim Welch, Finance Director
Colleen Jacobs, Police Chief
John Evans, Fire Chief
Russell Willardson, Public Works Director
Layne Morris, CPD Director
Jason Erikson, Acting Parks and Recreation Director
Sam Johnson, Strategic Communications Director
Jake Arslanian, Public Works Department

OPENING CEREMONY

Councilmember Steve Buhler conducted the Opening Ceremony. He stated that the Council would be recognizing ESL Students later on the agenda. He presented a news video that detailed West Valley City's ESL program. Councilmember Buhler stated that it has been almost a decade since the program was first developed. He discussed how important

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it is to learn English and over 1,000 students have graduated from the program since its inception.

SPECIAL RECOGNITIONS

Mayor Bigelow welcomed Representative Elizabeth Weight.

APPROVAL OF MINUTES OF REGULAR MEETING HELD DECEMBER 10, 2019

The Council considered the Minutes of the Regular Meeting held December 10, 2019. There were no changes, corrections or deletions.

Councilmember Fitisemanu moved to approve the Minutes of the Regular Meeting held December 10, 2019. Councilmember Christensen seconded the motion.

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

AWARDS, CEREMONIES AND PROCLAMATIONS

A. PRESENTATION OF ENGLISH LANGUAGE AWARDS TO STUDENTS FROM GRANITE PEAKS LEARNING CENTER

Students from Granite Peaks Learning Center introduced themselves and received recognition for gaining levels in English Language education.

Councilmember Huynh shared personal stories of learning English. He stated that he is thankful to live in the United States. He indicated that it's not perfect but it's the best country in the world. He stated that it's important to make a contribution to society and the local community.

COMMENT PERIOD

A. PUBLIC COMMENTS

Josh Cameron stated that he is appreciative of the ESL presentation. He indicated that he is thankful that West Valley is the face of many different cultures and beliefs. Mr. Cameron stated that HB411 may not solve air quality, but it lets people know that the City is ready to have serious conversations regarding renewable energy. He indicated that everyone needs to work together to accomplish this goal.

Chris Bell stated that he is here to ask the Council to vote in favor of resolution 19-167. He indicated that this will allow residents the ability to have the option of having clean energy in their homes. Mr. Bell stated that the process may be tough but it will be worth it.

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Vicki Samuelson stated that she is the Co-President of the League of Women Voters. She requested a resolution honoring the 100th anniversary of the organization.

Alan Naumann stated he supports the 100% clean energy initiative. He indicated that there is a possibility that renewable energy will cost less in the long run. Mr. Naumann discussed the cost of solar energy and thanked the Council for process. He indicated that he feels heard and is thankful for all the work West Valley City staff and Council members have done to put a resolution on the agenda. Mr. Naumann stated that this is a bi-partisan issue and detailed votes in the legislature and local municipalities and counties.

Mike Markham wished the Council a Merry Christmas and Happy New Year. He stated that he hopes revenues continue to increase for the City.

Joann Palmer stated that she has lived in the City since it was incorporated. She indicated that she travels downtown often on the weekends and is grateful for the Trax station at City Hall but was unhappy to have received a parking ticket over the weekend for parking in the City's parking lot. Mr. Palmer stated that she understands not allowing UTA customers to park in the City parking lot during City hours but she would ask the City to consider allowing riders to park in the lot on the weekends. She indicated that she travels at night and doesn't feel safe walking to the parking garage.

Representative Elizabeth Weight stated that she is in support of the resolution for HB411. She indicated that she feels its very important for the younger generation and added that it is a step toward better air quality. She urged the Council to approve the resolution.

B. CITY MANAGER COMMENTS

Wayne Pyle, City Manager, had no comments.

C. CITY COUNCIL COMMENTS

Upon inquiry, members of the City Council had no comments.

ORDINANCE 19-48: AMEND SECTION 1-2-105 OF THE WEST VALLEY CITY MUNICIPAL CODE TO AMEND CERTAIN FIRE DEPARTMENT FEES

Mayor Bigelow discussed proposed Ordinance 19-48 that would amend section 1-2-105 of the West Valley City Municipal Code to amend certain Fire Department Fees.

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

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The West Valley City Fire Department charges fees for plan reviews for new and remodeled structures within the city. Those plan reviews include, but are not limited to, Hood systems, Spray booths, Sprinkler systems, Fireworks, Combustible storage, and inspection fees. Other Fire Prevention plan reviews and inspections as needed within the city and are consistent with industry standards. It is proposed that authorization be given by the City Manager to approve such changes as needed.

Some proposals are wording clarification only. Others are new fees added because of more modern fire prevention designs such as Residential Sprinkler systems. Changes have been, and are continuously be made, to the International Fire Code which create necessary avenues for permits and fees.

These new changes are indicated on the attached documentation.

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 Ordinance 19-48.

Councilmember Huynh seconded the motion.

A roll call vote was taken:

Mr. Fitisemanu	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

RESOLUTION 19-167: SUPPORT AN INCREASE IN THE AMOUNT OF ENERGY DERIVED FROM RENEWABLE RESOURCES

Mayor Bigelow discussed proposed Resolution 19-167 that would support an increase in the amount of energy derived from renewable resources.

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

HB 411 was passed in 2019 and sets a framework for Municipalities to work with

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Rocky Mountain Power and the State Utility Commission to create an “Alternative Rate Structure” that would seek to create a net offset of electrical usage for participants with renewable sources by 2030. While the process created is not necessary to accomplish the goal, it did increase awareness toward paths and desirability towards accomplishment.

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 Resolution 19-167.

Councilmember Christensen seconded the motion.

Councilmember Fitisemanu thanked staff and the discussion among the council.

A roll call vote was taken:

Mr. Fitisemanu	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

CONSENT AGENDA

- A. **RESOLUTION 19-168: AUTHORIZE THE CITY TO ENTER INTO AN EASEMENT PURCHASE AGREEMENT AND ACCEPT AN UNDERGROUND RIGHT OF WAY EASEMENT WITH AND FROM HUNTER PARK PLAZA LIMITED LIABILITY COMPANY FOR PROPERTY LOCATED AT APPROXIMATELY 3550 SOUTH 5600 WEST**
Mayor Bigelow discussed proposed Resolution 19-168 that would authorize the City to enter into an Easement Purchase Agreement and accept an underground Right of Way Easement with and from Hunter Park Plaza Limited Liability Company for property located at approximately 3550 South 5600 West.

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

The Hunter Park Plaza Limited Liability Company parcel located at 3550 South 5600 West is one of several parcels affected by this project and which require acquisitions of Underground Right of Way Easements in favor of

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Rocky Mountain Power for the 3500 South Power Burial Project; approximately 5400 West to 6000 West. This project will be constructed in conjunction with the current phase of the Mountain View Corridor Project. As a Betterment to the Mountain View Corridor Project, is paying for the burial of overhead power lines between approximately 5400 West and 6000 West. Compensation for the purchase of the Underground Right of Way Easement and improvements is \$8,900.00 based upon the compensation estimate prepared by the DH Group, LLC. As part of this project we are also required to pay for the replacement of an existing 3-phase HVAC roof top unit with a new single-phase HVAC roof top unit as Rocky Mountain Power will no longer be providing 3-phase power to this site. Cost of the HVAC is \$9,425.00 based upon a bid for Jones Heating and Air Conditioning, Inc. Total compensation for this property is \$18,325.00.

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

Councilmember Fitisemanu moved to approve Resolution 19-168.

Councilmember Huynh seconded the motion.

A roll call vote was taken:

Mr. Fitisemanu	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

RESOLUTION 19-169: AUTHORIZE THE RENEWAL OF WEST VALLEY CITY'S AGREEMENT WITH TASER AXONBODY CAMERAS FOR USE BY THE POLICE DEPARTMENT

Mayor Bigelow discussed proposed Resolution 19-169 that would authorize the renewal of West Valley City's agreement With Taser Axonbody Cameras for use by the Police Department.

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

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The West Valley City Police Department has identified a need to equip its police officers with body-worn cameras as part of its continuing effort to improve transparency, protect its members from false and frivolous claims, and increase efficiency.

After extensive field testing of six (6) different camera units obtained from five (5) different vendors, the Police Department has determined the following criteria as being essential to pursuing purchase of this new platform:

- Head mounted - "It sees what the user sees."
- Eye protection - Consistent with current training
- Video Buffering
- Real-time user verification
- Quality low light recording capability
- Hi-resolution video recording
- Flexible mounting platform
- Integrated RMS interface that allows for seamless and consistent uploading and tagging of videos
- Cloud-based storage
- Ability to recover deleted videos
- Tiered user/administrator access
- Updating & Warranty
- Vendor stability

After consideration of the identified needs, one vendor - Taser International, possessed all of the desired features in their Axon Flex product.

Additionally, the Police Department was previously familiar with the Taser Axon Flex product having previously acquiring 15 units for field testing and deployment through the Valley Police Alliance.

In consideration of the fact that the Axon Flex Body-cam offered through Taser International was the only system that met all of the identified requirements deemed essential for a Body-worn camera platform for the Police Department, we recommend the City authorize a purchase of 175 units through Taser International via a "sole source" purchase agreement.

Body-worn cameras can help improve the high-quality public service expected of police officers and promote the perceived legitimacy and sense of procedural justice that communities have about their police departments. Furthermore, departments that are already deploying body-worn cameras have reported that the presence of cameras often improves the performance of officers as well as the

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conduct of the community members who are recorded. This is an important advance in policing. And, when officers or members of the public break the law or behave badly, body-worn cameras can create a public record that allows the entire community to see what really happened.

At the same time, the fact that both the public and the police increasingly feel the need to videotape every interaction can be seen both as a reflection of the times and as an unfortunate commentary on the state of police-community relationships in some jurisdictions. As a profession, policing has come far in developing and strengthening relationships with the communities they serve. Body-worn cameras can increase transparency and accountability by preserving an exact record of interactions occurring between the police and public.

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 19-169.

Councilmember Christensen seconded the motion.

A roll call vote was taken:

Mr. Fitisemanu	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

MOTION TO ADJOURN

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

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL THE REGULAR MEETING OF TUESDAY, DECEMBER 17, 2019 WAS ADJOURNED AT 7:32 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, December 17, 2019.

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Nichole Camac

Nichole Camac, CMC
City Recorder