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City of Taylorsville
CITY COUNCIL MEETING
Minutes

Wednesday, December 2, 2020
Council Chambers
2600 West Taylorsville Blvd., Room No. 140
Taylorsville, Utah 84129

BRIEFING SESSION

Attendance-

Mayor Kristie Overson

Council Members:

Council Chair Meredith Harker
Councilmember Dan Armstrong
Councilmember Anna Barbieri (Electronic)
Councilmember Ernest Burgess
Councilmember Curt Cochran

City Staff:

John Taylor, City Administrator
Scott Harrington, Chief Financial Officer
Duane Anjewerden, UPD Precinct Chief
Jamie Brooks, City Recorder (Electronic)
Tracy Cowdell, City Attorney
Wayne Harper, Economic/Community Dev. Dir.
Kristy Heineman, Council Coordinator
Kim Horiuchi, Communications Director
Richard Rich, Unified Fire Authority Captain
Jay Ziolkowski, Police Transition Team Liaison

Others: Brady Cottam and Mason Harker

6:00 BRIEFING SESSION

Chair Meredith Harker conducted the Briefing Session, which convened at 6:03 p.m. A roll call was conducted, wherein all councilmembers were present. Councilmember Barbieri attended electronically as did the city recorder.

1. Review Agenda

The agenda for the 6:30 p.m. city council meeting was reviewed.

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Tracy Cowdell recommended that the City Council convene a closed session after the regular meeting in order to discuss the character and/or professional competence of an individual, as well as reasonably imminent litigation.

2. Adjourn

Chair Meredith Harker declared the briefing session adjourned at 6:06 p.m.

REGULAR MEETING

Attendance-

Mayor Kristie Overson

Council Members:

Council Chair Meredith Harker
Councilmember Dan Armstrong
Councilmember Anna Barbieri (Electronic)
Councilmember Ernest Burgess
Council Member Curt Cochran

City Staff:

John Taylor, City Administrator
Scott Harrington, Chief Financial Officer
Duane Anjeweiden, UPD Precinct Chief
Jamie Brooks, City Recorder (Electronic)
Brady Cottam, UPD Lieutenant
Tracy Cowdell, City Attorney
Wayne Harper, Economic/Community Dev. Dir.
Kristy Heineman, Council Coordinator
Kim Horiuchi, Communications Director
Richard Rich, Unified Fire Authority Captain
Jay Ziolkowski, Police Transition Team Liaison

Others: Lynn Handy, Mason Harker, Margaret Harper, Samuel Harper, Susan Stanley, Amanda Tye and Nicole Tye

1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS

Chair Meredith Harker called the meeting to order at 6:30 p.m. and welcomed those in attendance. A roll call was conducted wherein all councilmembers were present. Councilmember Barbieri attended electronically, as did the city recorder.

Tracy Cowdell pointed out to Chair Harker that the administration recommended that the Council hold a closed, executive session to discuss the character or competency of an individual as well as reasonably imminent litigation.

1.1 Opening Ceremonies – Pledge/Reverence – *Council Chair Harker* (Opening Ceremonies for January 6, 2021 to be arranged by *Councilmember Barbieri*)

Chair Harker directed the Pledge of Allegiance and spoke briefly about lessons learned in 2020, particularly the importance of resiliency, flexibility and adaptability.

The Chair then turned the time over to Mason Harker who played The First Noel and Angels We Have Heard on High on the city's grand piano. It was likely to be the last time the instrument would be played in city hall as it would soon be moved to the new performing arts building.

1.2 Mayor's Report

Mayor Kristie Overson expressed her appreciation to Council Coordinator Kris Heineman who was responsible for the beautiful Christmas décor in the Council Chambers.

The Mayor had recently attended ribbon cuttings for Nothing Bundt Cakes, Lolo Hawaiian BBQ and Bubbles, Drinks and More. She expressed appreciation to the City Council for funding the *Shop Local* program and listed several businesses that had been popular recipients of the *Shop Local* bucks.

Chamber West had recently held their fall conference and she, along with the mayors of West Jordan and West Valley had updated the group on the happenings on the west side of the Salt Lake Valley. She was grateful for the working relationships Taylorsville had with its neighbors.

There was also a recent workshop via Zoom regarding transportation projects, economic development, housing and other critical issues which provided an opportunity to look, listen and learn about what was happening in the southwest quadrant of the valley.

She and economic development director Wayne Harper recently had the opportunity to speak to Utah Transit Authority's local advisory Board of Trustees regarding the mid-valley Bus Rapid Transit (BRT) project. She had learned that the capital projects plan for BRT was approved by that Board, a project which had literally been in the works for ten years or more.

Wayne Harper recently arranged a tour of the performing arts center. The facility was lovely and finishing work had begun. The Mayor looked forward to the opening which was most likely to take place in January.

The sales tax numbers were looking strong, and totals exceeded those from the previous year which was amazing considering the pandemic. The City would continue to be frugal and was preparing for mid-year budget adjustments in January.

A microburst storm had ripped through a small portion of District 5 approximately three weeks before. The City had provided eight dumpsters to help with clean up as well as green waste containers. Many landfill vouchers had been distributed and the event was a perfect example of neighbors helping neighbors and strangers helping one another.

Mayor Overson stated that 2020 had clearly been the best of times and also the worst of times. Despite so much adversity, everyone rallied and provided assistance to one another. Taylorsville was an amazing community and the Mayor expressed her appreciation to all the residents, the other elected officials and also the staff.

1.3 Citizen Comments

Chair Meredith Harker reviewed the Citizen Comment Procedures for the audience. She then called for any citizen comments.

Taylorsville resident Margaret Harper wished to discuss a pie shaped piece of city-owned property just south of Taylors Ridge Cove. Two years ago her neighbors had asked most of the residents in the neighborhood if they could take down a fence in order to build a home. The neighbors agreed but were told that the fence would be replaced. Instead, unattractive asphalt chips had been placed where the fence had been, and she did not believe they were compliant with City code. The area with the asphalt chips was increasingly being used as a roadway. She indicated City staff had been contacted but rather than consulting with all fourteen households in the area, only two were contacted. She and her neighbors requested a remedy to the problem.

Greg VanderWerff stated that he also lived on Taylors Ridge Cove and wished to speak on the same topic. He stated that some in the neighborhood felt the problem was about access. He stated it was a question of egress. He stated that there was still access to the new home as well as the one behind it. The lane was the same width that it always had been, but it had been moved with heavy equipment. He stated that private property owners did not have the right to change city property without permits and that is what had happened.

There were no additional citizen comments, and Chair Harker closed the citizen comment period.

2. APPOINTMENTS

There were no appointments.

3. REPORTS

3.1 Unified Fire Report – *Captain Richard Rich*

Unified Fire Authority Captain Richard Rich had changed the report format and encouraged feedback from the Council. He pointed out a correction to the turnout time for Fire responses. It was roughly 2 minute 25 second range as opposed to what was indicated in the report. Call volume remained fairly stable but was beginning to trend upward a bit.

UFA Strategic Plan was being finalized with input from all partner cities, to ensure the plan was in concert with what the partners wished to see. Captain Rich hoped to have a final draft in December so that it could be presented to the Board in January.

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Councilmember Burgess asked about the change in dispatch response. Captain Rich responded that data was still being gathered, so it was not yet clear if the call volume was reasonably even between West Valley and Taylorsville regarding the closest responding unit.

Wildland fire season was finally wrapping up and involved all western states with the sole exception of Montana. UFA was still sending small incident management teams to some events and there was a possibility that they would be used for vaccine distribution in the future.

The captain's promotion list was now in place and would be good for 18 months.

A class of 36 recruits was currently in the background investigation phase and was expected to be finalized in December.

Councilmember Cochran asked if the number of recruits in the testing and hiring process equaled the number of retirees. Captain Rich responded that wasn't quite the case but explained that UFA was currently over-hiring by eleven in an effort to make up some ground.

Regarding COVID-19, the fire stations were locked down tighter and firefighters were being asked to wear masks inside the firehouse. There had been a slight increase to the number of personnel testing positive for the virus, but service delivery was not yet being affected. Contingency plans were in place in case that changed. Currently there were 36 staff members (10% of the total) who had tested positive.

4. CONSENT AGENDA

4.1 Minutes –November 4, 2020 City Council Meeting

**MOTION: Councilmember Cochran moved to approve the minutes of November 4, 2020.
The motion was seconded by Councilmember Armstrong.**

Councilmember Burgess	Yes
Chair Harker	Yes
Councilmember Armstrong	Yes
Councilmember Cochran	Yes
Councilmember Barbieri	Yes

The motion passed 5-0

5. PLANNING MATTERS

There were no planning matters on the agenda

6. FINANCIAL MATTERS

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6.1 Resolution No. 20-45 - A Resolution of the City of Taylorsville approving the audit report for the Fiscal Year Beginning July 1, 2019 and Ending June 30, 2020 – *Scott Harrington/Rob Wood*

Scott Harrington explained that the books couldn't be closed exactly on June 30th due to a time lag between that date and when certain revenues were received by the City. Once the books were closed, Administration met with the Budget/Audit Committee and then with auditor Rob Wood. Field work began in October and there was an additional meeting with the Budget/Audit Committee in November. Spending had been proactively cut but in spite of most economic forecasts, the City had fared well despite COVID.

Councilmember Cochran asked how Taylorsville compared to what other cities were seeing revenue-wise. Mr. Harrington responded that it was much the same with other municipalities and with Salt Lake County, despite tourism taking a big hit. He expressed his appreciation to the efforts of Stephanie Snow, Shelley McLaughlin and everyone in the City who kept a close eye on the budget and watched costs closely.

Rob Wood stated that the City had strong fund balances, had appropriate budgetary controls in place and then went into greater detail regarding the Comprehensive Annual Financial Report (CAFR). He was giving Taylorsville the highest possible opinion regarding its financial status and performance for FY19-20.

Councilmember Burgess thanked Mr. Wood and the City Administration for their work on the audit and for presenting it to the City Council in a clear, understandable manner.

MOTION: Councilmember Cochran moved to approve Resolution No. 20-45, approving the audit report for the fiscal year beginning July 1, 2019 and ending June 30, 2020 as presented. The motion was seconded by Councilmember Burgess.

Councilmember Barbieri	Yes
Councilmember Cochran	Yes
Councilmember Burgess	Yes
Councilmember Armstrong	Yes
Chair Harker	Yes

The motion passed 5-0

6.2 Discussion involving a Fraud Risk Assessment – *Scott Harrington*

Mr. Harrington explained that the State Auditor had implemented a new requirement for an annual fraud risk assessment. He reviewed various mechanisms the City had in place and explained that ultimately, Taylorsville fell into the bottom of the low risk" category. Having a formal policy against fraud would be helpful as would having a fraud hot line. Councilmember Burgess felt it might be a good idea to put both into place if there was little expense involved. Mr. Wood pointed out that Taylorsville need only provide a prominent link to the State's fraud hotline in order to get

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credit on the survey for having such a hotline. He also commended the citizens that formed the Audit Committee which met periodically throughout the entire budget cycle. He noted that he did not see such outside involvement in other municipalities.

Councilmember also Armstrong expressed appreciation to the Budget/Audit Committee.

7. OTHER MATTERS

7.1 Ordinance No. 20-20 – An Ordinance of the City of Taylorsville authorizing the creation of the Taylorsville City Police Department to provide law enforcement services within the City of Taylorsville – Jay Ziolkowski

Mr. Ziolkowski explained that this ordinance was required pursuant to the City's transition team charter and timeline as well as the Bureau of Criminal Identification (BCI). It memorialized and recognized the fact that Taylorsville was creating its own police department.

MOTION: Councilmember Cochran moved to approve Ordinance No. 20-20, authorizing the creation of the Taylorsville City Police Department to provide law enforcement services within the City of Taylorsville as presented. The motion was seconded by Councilmember Burgess.

Councilmember Armstrong	Yes
Councilmember Burgess	Yes
Chair Harker	Yes
Councilmember Barbieri	Yes
Councilmember Cochran	Yes

The motion passed 5-0

7.2 Resolution No. 20-46 – A Resolution of the City of Taylorsville approving the Use of Force policy for the Taylorsville City Police Department – Jay Ziolkowski

Mr. Ziolkowski explained that the Utah Chiefs of Police Association and the Department of Justice required that the Taylorsville Police Department have a Use of Force policy in place. It was important to get it in place early so that the department would be eligible to seek grants sooner rather than later. The policy contained specific language prohibiting choke holds except with regards to life safety issues. Mr. Ziolkowski did not anticipate any substantial changes to the policy as it was currently written.

In response to an inquiry from Councilmember Cochran, Mr. Ziolkowski explained this policy would guide Taylorsville officers in their pursuits, arrest control measures, etc. Councilmember Cochran then asked Tracy Cowdell if he had the opportunity to review the proposed policy. The City Attorney responded that he had "all the confidence in the world" in the policy.

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Councilmember Burgess appreciated the explanation of the policy, particularly for the benefit of the listening public. Mr. Ziolkowski agreed that having such a policy was paramount.

Mr. Taylor pointed out that the policy was the same one officers in the Taylorsville precinct of Unified Police were currently operating under. Mr. Cowdell added that it was a very well-vetted policy rooted in constitutional law.

MOTION: Councilmember Burgess moved to approve Resolution No. 20-46, approving the Use of Force policy for the Taylorsville City Police Department as presented. The motion was seconded by Councilmember Armstrong.

Councilmember Cochran	Yes
Councilmember Barbieri	Yes
Chair Harker	Yes
Councilmember Burgess	Yes
Councilmember Armstrong	Yes

The motion passed 5-0

8. NEW ITEMS FOR SUBSEQUENT CONSIDERATION (No Action)

8.1 Councilmember Burgess – nothing for subsequent consideration.

8.2 Councilmember Armstrong – nothing for subsequent consideration.

8.3 Councilmember Cochran – nothing for subsequent consideration.

8.4 Council Chair Harker – expressed her excitement at having a new police department in place

8.5 Councilmember Barbieri – had been contacted by several residents expressing their pleasure that the City had decided to create its own police department

9. NOTICE OF FUTURE PUBLIC MEETINGS (NEXT MEETING)

9.1 Planning Commission Work Session – Tuesday, Dec. 8, 2020 at 6:30 p.m.

9.2 Planning Commission Meeting – Tuesday, December 8, 2020 at 7:00 p.m.

**9.3 City Council Briefing Briefing/Meeting – Wednesday, December 16, 2020
CANCELLED**

9.4 Planning Commission Meeting – Tuesday, December 22, 2020 CANCELLED

9.5 City Council Briefing Session – Wednesday, January 6, 2021 at 6:00 p.m.

9.6 City Council Meeting – Wednesday, January 6, 2021 at 6:30 p.m.

9.7 Planning Commission Work Session- Tuesday, January 12, 2021 at 6:30 p.m.

9.8 Planning Commission Meeting – Tuesday, January 12, 2021 at 7:00 p.m.

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10. CALENDAR OF UPCOMING EVENTS

11. CLOSED SESSION (*Conference Room 202*)

- For the Purpose(s) Described in Statute U.C.A. 52-4-205

MOTION: Councilmember Armstrong moved to convene a closed session to discuss the professional competency and character of an individual, and to discuss reasonably imminent litigation. The motion was seconded by Councilmember Barbieri and Chair Harker declared the regular meeting in recess at 7:52 p.m.

12. ADJOURNMENT

Chair Harker declared the meeting adjourned after the closed session.



Jamie Brooks, City Recorder

Minutes approved: January 6, 2021

