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**City of Taylorsville**  
**CITY COUNCIL MEETING**  
*Minutes*

**Wednesday, October 16, 2013**  
**Council Chambers**  
**2600 West Taylorsville Blvd., Room No. 140**  
**Taylorsville, Utah 84129**

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**BRIEFING SESSION**

**Attendance:**

Mayor Jerry Rechtenbach

**Council Members:**

Council Chairman Dama Barbour  
Vice-Chairman Kristie Overson  
Council Member Ernest Burgess  
Council Member Brad Christopherson  
Council Member Larry Johnson

**City Staff:**

John Inch Morgan, City Administrator  
John Brems, City Attorney  
Cheryl Peacock Cottle, City Recorder  
Jessica Springer, Council Coordinator  
Mark McGrath, Community Development Director  
John Taylor, Community Service Division Director  
Donald Adams, Economic Development Director  
Tracy Wyant, UPD Precinct Chief  
Aimee Newton, Communications Director  
Jay Ziolkowski, UFA Bureau Chief

**Excused:** Scott Harrington, Chief Financial Officer

**BRIEFING SESSION**

**1. Review Agenda**

18:01:19 Chairman Dama Barbour conducted the Briefing Session, which convened at 6:01 p.m. City Recorder Cheryl Peacock Cottle conducted a Roll Call, wherein all Council Members were present.

18:01:55 The agenda for the City Council Meeting was reviewed.

1 Council Members agreed that Taylorsville Planning Commission Members do a great job.

2  
3 18:03:47 Vice-Chair Kristie Overson thanked Community Development Director Mark McGrath  
4 for answering several questions she had earlier in the day on scheduled planning matters.

5  
6 18:05:12 Council Member Ernest Burgess cited the proposed five-year agreement with VECC  
7 and noted some good conditions included in the contract.

8  
9 18:06:53 City Recorder Cheryl Peacock Cottle gave clarification on the resolution to approve  
10 poll workers appointed by Salt Lake County.

11  
12 **3. Adjourn**

13  
14 18:09:42 Chair Barbour declared the Briefing Session adjourned at 6:09 p.m.  
15  
16  
17

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18  
19 **REGULAR MEETING**

20  
21 **Attendance:**

22  
23 Mayor Jerry Rechtenbach  
24

25 **Council Members:**

26  
27 Council Chairman Dama Barbour  
28 Vice-Chairman Kristie Overson  
29 Council Member Ernest Burgess  
30 Council Member Brad Christopherson  
31 Council Member Larry Johnson

25 **City Staff:**

26  
27 John Inch Morgan, City Administrator  
28 John Brems, City Attorney  
29 Mark McGrath, Community Development Director  
30 Mike Schoenfeld, UPD Precinct Lieutenant  
31 Cheryl Peacock Cottle, City Recorder  
32 Jessica Springer, Council Coordinator  
33 John Taylor, Community Service Division Director  
34 Donald Adams, Economic Development Director  
35 Aimee Newton, Communications Director  
36 Jay Ziolkowski, UFA Bureau Chief  
37 Wayne Harper, Economic Development Specialist

38  
39 **Excused:** Scott Harrington, Chief Financial Officer  
40

1 **Citizens:** Joan White, Pam Roberts, Royce Larsen, Ken Acker, Ted Jensen, Jerry Milne, Kaitlin  
2 Spas, Randy Feil, Donna Thomas, JoAnna Turner, Kevin Jacobs, Katie Hatch, Ilse Wilson,  
3 Chantel Tomene, Kiteuge Kasongo, Jeremy Paetsch, Heather Paetsch, Karen Chapman, Matt  
4 Olsen, Scouts from Troop 493

5  
6 **1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS**

7  
8 18:30:45 Chairman Dama Barbour called the meeting to order at 6:30 p.m. and welcomed those  
9 in attendance. City Recorder Cheryl Peacock Cottle conducted a Roll Call, wherein all Council  
10 Members were present.

11  
12 **1.1 Opening Ceremonies – Pledge of Allegiance**  
13 **– Council Member Johnson**

14  
15 18:30:54 UPD Lt. Mike Schoenfeld directed the Pledge of Allegiance.

16  
17 **1.2 Reverence – Council Member Johnson (Opening Ceremonies**  
18 **For November 6, 2013 to be arranged by Youth Council)**

19  
20 18:32:58 Council Member Larry Johnson offered the Reverence.

21  
22 **1.3 Citizen Comments**

23  
24 18:33:16 Chairman Dama Barbour reviewed the Citizen Comment Procedures for the audience.  
25 She then called for any citizen comments.

26  
27 18:34:03 Aimee Newton presented a card signed by employees to Mayor Jerry Rechtenbach in  
28 honor of “Bosses’ Day.”

29  
30 18:34:57 There were no additional citizen comments, and Chairman Barbour closed the citizen  
31 comment period.

32  
33 18:35:01 Chair Barbour recognized scouts in attendance from Troop 493.

34  
35 **1.4 Mayor’s Report**

36  
37 No Mayor’s Report was presented.  
38  
39  
40  
41

1     **2.     APPOINTMENTS**

2  
3             **2.1     Curt Cochran, Full Time Member, Planning Commission, District 2 -**  
4                     *Chairman Barbour*

5  
6     Chair Barbour nominated Curt Cochran to serve on the Taylorsville Planning Commission,  
7     representing District 2.

8  
9     18:36:18 Vice-Chair Kristie Overson **MOVED** to appoint Curt Cochran as a member of the  
10     Taylorsville Planning Commission. Council Member Brad Christopherson **SECONDED** the  
11     motion. Chairman Dama Barbour called for discussion on the motion. There being none, she  
12     called for a roll-call vote. The vote was as follows: Johnson-yes, Christopherson-yes, Burgess-  
13     yes, Barbour-yes, and Overson-yes. **All City Council members voted in favor and the motion**  
14     **passed unanimously.**

15  
16             **2.2     Garl Fink, Re-Appointment, Planning Commission, District 5**  
17                     *- Chairman Barbour*

18  
19     Chair Barbour nominated Garl Fink for reappointment to the Taylorsville Planning Commission,  
20     representing District 5.

21  
22     18:37:04 Council Member Larry Johnson **MOVED** to reappoint Garl Fink as a member of the  
23     Taylorsville Planning Commission for District 5. Council Member Ernest Burgess **SECONDED**  
24     the motion. Chairman Dama Barbour called for discussion on the motion. There being none,  
25     she called for a roll-call vote. The vote was as follows: Johnson-yes, Christopherson-yes,  
26     Burgess-yes, Barbour-yes, and Overson-yes. **All City Council members voted in favor and**  
27     **the motion passed unanimously.**

28  
29     **3.     REPORTS**

30  
31             **3.1     Quarterly Report, Wasatch Front Waste and Recycling District**  
32                     *- Pam Roberts*

33  
34     18:37:59 Pam Roberts, of the Wasatch Front Waste and Recycling District, reported on  
35     sanitation services in Taylorsville for the previous quarter. She referenced messages of “Going  
36     Green” and “Reduce, Reuse, and Recycle.”

37  
38     Ms. Roberts reviewed statistics for collection and revenue. She cited a savings to Taylorsville  
39     residents of \$47,290 during the third quarter of 2013 for diversion. She illustrated breakdowns  
40     for curbside refuse, bulk refuse, recycling, and green waste. She presented comparisons for

1 Taylorsville for 2012 and 2013. Ms. Roberts noted that Taylorsville customers represent the  
2 largest city in the service district at 16.6%.

3  
4 18:42:14 Council Member Johnson asked for clarification on what can be placed in recycle cans.  
5 Ms. Roberts gave explanation on the type of clean items that should go in blue cans.

6  
7 18:43:42 Ms. Roberts further reviewed diversion rates for Taylorsville.

8  
9 18:45:21 Ms. Roberts gave an update on second can revenue and refunds. She explained that to  
10 date 117 customers have been entitled to a refund. She anticipated an annual revenue loss of  
11 \$700,000 due to second can returns. She cited an increase of \$5.00 per ton to tipping fees that  
12 will be implemented in 2014. She noted that this increase equates to \$500,000 increased costs to  
13 District residents.

14  
15 18:48:29 Council Member Burgess asked about costs for black cans and green cans. Ms.  
16 Roberts relayed that black cans cost \$180/annually or \$15/month. She explained that the green  
17 can is provided on a subscription basis and needs to support itself, so there is a one-time start-up  
18 fee of \$60, with a \$114 annual charge.

19  
20 18:50:30 Ms. Roberts clarified that refunds were given to eligible customers in relation to any  
21 erroneous charges for second cans over the last four years.

22  
23 18:51:00 Council Member Burgess cited the need to educate residents regarding green waste.  
24 Ms. Roberts agreed and described ways that promotion is being done.

25  
26 18:51:50 Council Member Johnson suggested labeling blue cans. Mr. Roberts described  
27 instructions that are embossed on newer blue cans.

28  
29 18:53:28 Ms. Roberts confirmed that the tipping fee was increased back in 2011. She relayed  
30 that the landfill is raising its fees by 19%, which is the second increase in three years. She said  
31 analysis is still ongoing as to any rate increase to be implemented by the District.

32  
33 18:54:10 Mayor Rechtenbach commended the Wasatch Front Waste and Recycling District and  
34 noted that they have not raised fees even though their costs have increased.

35  
36 18:54:32 Council Member Ernest Burgess inquired about basis for the landfill raising fees. Ms.  
37 Roberts explained that she has no say in the increase of landfill fees. She described a Landfill  
38 Council that serves as an advisory body in regard to fees. She relayed that both Salt Lake City  
39 and West Valley City representatives on the Landfill Council voted in favor of the fee increase  
40 and stated that rates for citizens will have to be raised. Ms. Roberts explained that this increase  
41 will become part of Salt Lake County's budgeting process. She expressed hope that a Salt Lake

1 County Council Meeting will be held specifically on the subject so that impact can be discussed.  
2 She observed that sanitation has experienced a budget shortfall and efforts are needed to restore  
3 the fund balance.

4  
5 **4. CONSENT AGENDA**

6  
7 **4.1 Minutes – RCCM 10-02-13**

8  
9 18:57:04 Council Member Brad Christopherson **MOVED** to adopt the Consent Agenda.  
10 Council Member Ernest Burgess **SECONDED** the motion. Chairman Dama Barbour called for  
11 discussion on the motion. There being none, she called for a roll-call vote. The vote was as  
12 follows: Johnson-yes, Christopherson-yes, Burgess-yes, Barbour-yes, and Overson-yes. **All**  
13 **City Council members voted in favor and the motion passed unanimously.**

14  
15 **5. PLANNING MATTERS**

16  
17 **5.1 Public Hearing - 6:30 p.m. - To Receive Public Comment Regarding**  
18 **Proposed Amendments to the Taylorsville Land Development Code**

19  
20 18:58:03 Community Development Director Mark McGrath described recommended  
21 housekeeping amendments to the Land Development Code. He cited a proposed development  
22 project on Redwood Road that resulted in close scrutiny of the existing ordinance. He referenced  
23 some inconsistencies in the ordinance, i.e. some confusing and redundant/unnecessary language.  
24 He gave one example of a practical change to standards for Planned Unit Developments. He said  
25 some language has also been altered to make the ordinance consistent with the General Plan.

26  
27 19:00:54 Mr. McGrath cited an additional number change needed on Page 16 to change  
28 maximum density per acre, as a planned unit development, from four to five.

29  
30 19:01:50 Mr. McGrath cited a needed change found by Vice-Chair Kristie Overson to the top of  
31 page nine (F) regarding private driveways and alleys. He explained that the existing ordinance  
32 allows four dwelling units off of a private driveway or alley and the proposal is to change that to  
33 10 units. He described confusing verbiage regarding the meaning of private driveways. Mr.  
34 McGrath suggested changing the language to “no more than two homes can be accessed off a  
35 private driveway; no more than 10 homes can be accessed off an alley.”

36  
37 19:04:47 Council Member Burgess asked for explanation on page seven (B) regarding  
38 landscaping adjacent to the public right-of-way. Mr. McGrath gave explanation on a specific  
39 change regarding a requirement that the first 10 feet behind a sidewalk be landscaped. He cited  
40 the need to avoid a situation that is often seen in the City where the back property line is all the  
41 way up to the sidewalk in a double-frontage situation. He said that the change specifically says

1 that the 10 feet of landscaping behind the sidewalk cannot be part of the adjacent property  
2 owner's back yard.

3  
4 19:07:02 Vice-Chair Overson thanked Mr. McGrath for spending time with her earlier in the day  
5 and noted the tedious nature of refining this ordinance. She expressed appreciation to Mr.  
6 McGrath for his cleanup efforts.

7  
8 19:07:38 Council Member Burgess asked for clarification in regard to senior projects referenced  
9 on Page Eight. Mr. McGrath gave examples of Senior Projects as Planned Unit Developments.  
10 He noted one difference in that less parking space is required in a Senior Project. He also said  
11 that a PUD built as a building is more likely with a Senior Project. He observed that the  
12 recommended change will give developers more flexibility.

13  
14 19:10:17 Chair Barbour opened the public hearing on this matter and called for citizen  
15 comments.

16  
17 19:10:45 There were no citizen comments, and Chair Barbour declared the public hearing closed.  
18

19 **5.1.1 Ordinance No. 13-24 - Amending Chapter 13-20 (Residential**  
20 **Development Standards) of the Taylorsville Land Development Code -**  
21 **Mark McGrath**

22  
23 19:10:50 Council Member Larry Johnson **MOVED** to adopt Ordinance No. 13-24 - Amending  
24 Chapter 13-20 (Residential Development Standards) of the Taylorsville Land Development  
25 Code, including the additional two changes as previously cited by Mr. McGrath. Council  
26 Member Brad Christopherson **SECONDED** the motion. Chairman Dama Barbour called for  
27 discussion on the motion. There being none, she called for a roll-call vote. The vote was as  
28 follows: Johnson-yes, Christopherson-yes, Burgess-yes, Barbour-yes, and Overson-yes. **All**  
29 **City Council members voted in favor and the motion passed unanimously.**

30  
31 **5.2 Public Hearing - 6:30 p.m. - To Receive Public Comment Regarding**  
32 **Proposed Amendments to the Taylorsville Land Development Code**

33  
34 19:13:40 Community Development Director Mark McGrath cited the City's ordinance regarding  
35 home occupations. He referenced the need to successfully regulate the approximate 1000 home  
36 occupations in Taylorsville. He said that, as a general rule, very few complaints are received  
37 about those home occupations. He noted the City's need to limit the intensity and impact to  
38 neighborhood.

39  
40 19:16:08 Mr. McGrath said that current ordinance limits the maximum number of children  
41 allowed in a home daycare or preschool to 12 children. He relayed that JoAnna Turner, a home

1 daycare provider, has recently submitted an application requesting an increase to a maximum of  
2 16 children.

3  
4 19:16:09 Mr. McGrath explained that the Taylorsville Planning Commission heard this matter  
5 and has recommended denial of the request with a four-to-three vote. He relayed that the general  
6 feeling of the Planning Commission was that 12 children in a residential home daycare situation  
7 can be pretty intense and increasing that amount to 16 could possibly push beyond the intent of  
8 the ordinance to limit impact and to respect the character of the neighborhoods as residential  
9 zones.

10  
11 19:16:52 Mr. McGrath summarized the request to amend the current code to allow a maximum  
12 of 16 children in a home daycare situation.

13  
14 19:17:21 Council Member Brad Christopherson inquired about the ratio of children to caregivers  
15 required in a home daycare operation. Mr. McGrath relayed that eight children and above  
16 requires an additional caregiver; eight children and below does not require an additional  
17 caregiver.

18  
19 19:18:16 Chair Barbour opened the public hearing on this matter and called for citizen  
20 comments.

21  
22 19:18:44 JoAnna Turner, applicant, rendered a Power Point Presentation regarding her request to  
23 change the maximum number of children allowed in a home daycare through the Taylorsville  
24 Zoning Code from 12 children to 16 children. She read a collective statement from Taylorsville  
25 daycare providers. She cited 43 other cities in Utah that have licensed for 16 children. She  
26 referenced city code in West Jordan and Sandy. Ms. Turner discussed any potential effect to  
27 increased traffic. She said that she has personally never had more than two cars at a time at her  
28 location.

29  
30 19:24:49 Council Member Johnson inquired about any childcare provided over night. Ms.  
31 Turner said that overnight care is very rare. She gave clarification on the ratio for the number of  
32 caregivers.

33  
34 19:30:29 Ms. Turner cited a neighbor's concern regarding traffic and cited the process for  
35 applying for a daycare home occupation permit. She said that, while some initial concern may be  
36 understandable and expected, no actual complaints have been received by the City in regard to  
37 in-home daycare after they have been approved. She addressed concerns about noise and cited a  
38 need for more childcare in Taylorsville. Ms. Turner cited increased costs for daycare. She  
39 relayed that 61% of children under the age of five are in some sort of childcare. She noted that  
40 the number of available childcare facilities has recently decreased. She reported that there are

1 currently 38 home childcare businesses in Taylorsville and, of those, nine have expressed interest  
2 in increasing capacity.

3  
4 19:36:02 Ms. Turner cited concern that the Planning Commission did not fully understand the  
5 State regulation of home daycares. She talked about the benefit of keeping multiple children  
6 from one family together in a home daycare.

7  
8 19:39:25 Ms. Turner reviewed ratios for children and infants in commercial daycare centers. She  
9 cited the Utah State Family Licensed Child Care Rules. She referenced inspections and  
10 monitoring that is done by the State.

11  
12 19:44:20 Donna Thomas, Program Manager for State Child Care Licensing, called for any  
13 questions.

14  
15 19:45:21 Ms. Turner reviewed the space requirements for home daycares. She addressed hiring  
16 requirements for a second caregiver. She described financial impacts to home daycare providers  
17 who must hire a second caregiver.

18  
19 19:49:12 Vice-Chair Overson confirmed that Ms. Turner currently operates a home daycare for  
20 12 children in Taylorsville. Ms. Turner relayed that she has been in operation for 13 years.

21  
22 19:50:51 Mr. McGrath addressed questions from Council Member Johnson regarding space  
23 requirements.

24  
25 19:51:38 Ms. Thomas elaborated on State space requirements.

26  
27 19:52:59 Council Member Burgess expressed concern about one person caring for eight children.  
28 Ms. Turner gave clarification on ways she has learned to care for children in her home. She cited  
29 policies for sick children.

30  
31 19:57:48 Ms. Turner listed valuable benefits to home daycare providers.

32  
33 19:58:15 Council Member Johnson expressed concern about more children receiving adequate  
34 care. Mr. McGrath cited the hours allowed by ordinance for home occupations as 6:00 a.m. until  
35 8:00 p.m. He noted that longer hours may be approved through the conditional use process. Mr.  
36 McGrath reported that Taylorsville currently does have one 24-hour daycare that was approved  
37 about one year ago.

38  
39 20:00:48 Ms. Turner reiterated that although there have been occasional concerns expressed by  
40 neighbors, there have been no formal complaints. Mr. McGrath said that complaints would  
41 likely be received by Planners. He disagreed that no complaints have been received and said

1 there have been occasional complaints received in the Planning Department over the years. He  
2 noted, however, that those complaints are rare.

3  
4 20:03:17 Ms. Turner relayed that seven to 10 unplanned inspections of home daycares are made  
5 throughout the year. She added that the Fire Marshall comes out once a year, along with a  
6 Health Inspector. She noted that a Food Handler Permit is also required.

7  
8 20:04:39 Council Member Johnson confirmed that with more than 16 children, the facility must  
9 be turned into a commercial center.

10  
11 20:05:39 Ms. Turner listed other cities that allow 16 children and said there are about four cities  
12 that do not. She reiterated that there have been no parking issues at her in-home daycare.

13  
14 20:07:08 Council Member Brad Christopherson commended the Planning Commission and  
15 inquired why they voted as they did. Mr. McGrath stated a desire by the Planning Commission  
16 for a home occupation to fit into a neighborhood with no obvious indication that a home  
17 occupation is occurring. He said the Planning Commission expressed concern about intensity.

18  
19 20:09:30 Chair Barbour called for any citizens wishing to comment on this matter.

20  
21 20:10:04 Karen Chapman, a neighbor of JoAnna Turner, said that Ms. Turner is a model  
22 neighbor and offered her support of the home daycare business.

23  
24 20:10:38 Matt Olsen, a neighbor of JoAnna Turner, attested to the fact that he has never seen  
25 more than two cars at one time at the location. He said he has had no issues with noise level.

26  
27 20:11:25 Katie Hatch stated that she has never seen more than two cars at Ms. Turner's daycare.  
28 She observed that it is actually easier to have multiple children in a daycare.

29  
30 20:12:27 Council Member Burgess confirmed that Ms. Turner currently has 12 children. Ms.  
31 Hatch said she is not aware of any neighbor complaints regarding traffic, as children are being  
32 dropped off to the daycare.

33  
34 20:13:42 Jeremy Paetsch said he is a neighbor and a customer of Ms. Turner and has not seen  
35 any impact to the neighborhood. He stated that he believes 16 children in her daycare would not  
36 be a problem and adding four more children to the existing 12 would not have a negative impact.

37  
38 20:14:38 Ilsa Wilson said she is a daycare provider in Sandy City who currently cares for 16  
39 children. She said her daycare runs smoothly, is accredited, and has not had any problems or  
40 complaints. She relayed that four home daycares in Sandy have 16 children. She acknowledged  
41 that there were initial concerns, but no complaints have been made.

1 20:16:58 Council Member Brad Christopherson inquired whether a change can be made on a  
2 conditional use basis, rather than making a blanket change. He expressed concern that other  
3 providers may not be the model provider and neighbor that Ms. Turner is.  
4

5 20:17:54 Mr. McGrath gave clarification on permitted uses and said the ordinance could be  
6 crafted to examine daycares on a case-by-case basis. Chair Barbour cited the ability to review  
7 upon complaint. Mr. Brems agreed that a conditional use permit could be utilized, but noted that  
8 the City has never revoked a conditional use permit.  
9

10 20:20:42 Council Member Johnson stated his concerns about a blanket ordinance and said he  
11 favors a conditional use permit.  
12

13 20:21:28 Ms. Barbour clarified that the home daycares would still be a conditional use situation.  
14 Ms. Wilson noted that the State regulates space requirements.  
15

16 20:22:14 Vice-Chair Overson confirmed that this issue deals with definitions in the City  
17 ordinance that apply to child daycare, family childcare, group daycare, and preschool. She  
18 referenced set hours of operation, unless changed through acquisition of a conditional use permit.  
19 She noted that the applicant would have to apply for a business license as a home occupation.  
20 She observed that the proposed language would change the ordinance city-wide.  
21

22 20:24:03 Mr. McGrath said that any conditional uses that receive complaints are taken to the  
23 Planning Commission. He noted that he has discretion to move something from administrative  
24 to non-administrative. He relayed that anything for nine to 12 children is automatically sent to  
25 the Planning Commission as a conditional use. Vice-Chair Overson observed that all conditional  
26 uses are reviewable upon complaint and a business license could be revoked if necessary. Mr.  
27 McGrath confirmed that conditional uses have never been overturned, but problem businesses  
28 have had their business licenses revoked.  
29

30 20:25:13 Vice-Chair Overson noted that when an application is submitted, the property is  
31 scrutinized for traffic concerns, etc. She clarified that the proposed ordinance change would also  
32 apply to preschools. She cited many variables to this ordinance.  
33

34 20:27:46 Ms. Turner relayed that a traffic plan must be submitted to the City and is designated  
35 for users to follow.  
36

37 20:28:41 Council Member Overson said she is in favor of being more exact if the Council  
38 decides to move this issue forward.  
39

40 20:29:20 Ms. Hatch noted that the State regulates home daycares very carefully.  
41

1 20:29:59 Chair Barbour asked for comments from anyone in opposition to the proposed  
2 ordinance.

3  
4 20:30:32 Planning Commissioner Ted Jensen said he was opposed to the ordinance change and  
5 gave background on the majority vote by the Planning Commission to deny the application. He  
6 cited concerns with traffic and the Planning Commission's role to minimize negative impact of  
7 home occupations on neighborhoods. He referenced other home occupations in neighborhoods  
8 and said the Planning Commission was concerned with that effect. Mr. Jensen relayed a desire  
9 to protect neighborhoods and avoid violating the character of a neighborhood. He noted the  
10 potential to have multiple home daycares in a neighborhood. He cited the importance of  
11 distinguishing a conditional use that is approved administratively versus one that is required to  
12 go before the Planning Commission. He said this is one change that should be required if the  
13 increase to 16 children is made. He said the number of home occupations in a proposed area  
14 should also be a factor. He recommended that the City Council take its time and create a good  
15 ordinance.

16  
17 20:36:19 There were no further citizen comments, and Chair Barbour declared the public hearing  
18 closed.

19  
20 **5.2.1 Ordinance No. 13-25 - Amending Sections 13-11-04, 13-36-05, and 13-**  
21 **36-09 of the Taylorsville Land Development Code Regarding the**  
22 **Number of Children Allowed in a Home Daycare- *Mark McGrath***  
23

24 20:36:36 Council Member Burgess inquired about the effect of the proposed ordinance on  
25 preschools. Mr. McGrath confirmed that the ordinance would apply to both home daycare and  
26 home preschools.

27  
28 20:37:45 Mr. McGrath recommended remanding this matter back to the Planning Commission  
29 and trying to draft a new ordinance that addresses concerns and builds specifications into the  
30 code to help avoid ramifications.

31  
32 20:38:52 Council Member Kristie Overson **MOVED** to remand proposed Ordinance No. 13-25 -  
33 Amending Sections 13-11-04, 13-36-05, and 13-36-09 of the Taylorsville Land Development  
34 Code Regarding the Number of Children Allowed in a Home Daycare back to the Taylorsville  
35 Planning Commission for further close review in order to craft a revised ordinance that addresses  
36 the concerns expressed. Council Member Christopherson **SECONDED** the motion. Chairman  
37 Dama Barbour called for discussion on the motion. Council Member Johnson cited the need to  
38 be specific and fine-tune the ordinance. Council Member Burgess complimented Ms. Turner on  
39 her efforts as a home daycare provider. Council Member Christopherson noted that this is not a  
40 "no," but there is a need to address the concerns of the Planning Commission and then bring it  
41 back for review by the City Council. There being no further discussion, Chair Barbour called for

1 a roll-call vote. The vote was as follows: Johnson-yes, Christopherson-yes, Burgess-yes,  
2 Barbour-yes, and Overson-yes. **All City Council members voted in favor and the motion**  
3 **passed unanimously.**

4  
5 **5.3 Public Hearing - 6:30 p.m. - To Receive Public Comment Regarding**  
6 **Proposed Amendments to the Taylorsville Land Development Code**  
7

8 20:43:17 Community Development Director Mark McGrath relayed a desire of the Economic  
9 Development Department to alleviate some impact to businesses on State roads. He cited  
10 businesses impacted by access issues that were created by intersection improvements in the  
11 vicinity of Bangerter Highway/4000 West and 5400 South. He explained that current City code  
12 prohibits advertising through off-premise signage and the proposed amendment would allow  
13 exception for some sort of monument sign in commercial districts that have been impacted by  
14 intersection improvements.

15  
16 Mr. McGrath explained that the ordinance change would be specific to areas identified as  
17 “Commercial Districts” with standards defined. He listed three areas in the City that would  
18 qualify, i.e. 4800 South Redwood Road, 6200 South Redwood Road, and 5400 South West of  
19 Bangerter Highway. He cited the potential implementation of some type of monument sign to  
20 assist with access and circulation. He explained that no more than two signs would be allowed  
21 and signs must be surrounded by landscaping. Mr. McGrath relayed that that the Taylorsville  
22 Planning Commission has recommended approval of the amendment with a four-to-two vote.  
23

24 20:46:50 Chair Barbour inquired about areas with through-turns and asked how these types of  
25 signs would help those businesses. Mr. McGrath noted that Economic Development Specialist  
26 Wayne Harper has been involved with businesses and this recommendation is largely symbolic  
27 of the City’s support to these types of impacted businesses.  
28

29 20:48:16 Senator Harper said that he does not agree that this is largely symbolic and believes  
30 that a monument sign will help businesses, especially those located behind the Chevron Station.  
31 He explained that all private drives north of 5400 South will have their businesses highlighted  
32 through the implementation of signs.  
33

34 20:49:32 Senator Harper illustrated the three most logical places to implement signs on an aerial  
35 photo.  
36

37 20:51:02 Mr. McGrath explained that the same requirements would apply as those for any other  
38 monument sign in the City with a maximum size of 8 feet.  
39

40 20:51:46 Council Member Johnson expressed the need to be business friendly and said no more  
41 businesses should be closed. He said he thinks this is a great idea.

1 20:52:19 Vice-Chair Overson clarified that the proposed signs would help businesses behind  
2 other businesses on 5400 South. She inquired whether McDonald's would be included on the  
3 monument sign and whether front businesses would get double signage. She noted the need to  
4 steer people to businesses that are behind other businesses.

5  
6 20:53:19 Senator Harper said this change is intended to help businesses behind other businesses.  
7 He reiterated that there are two other locations in the City where these types of monument signs  
8 could occur.

9  
10 20:53:46 Vice-Chair Overson observed that the monument signs won't necessarily help with  
11 ingress/egress or reconfigure access, but will provide visibility for commercial areas.

12  
13 20:54:34 Mr. McGrath suggested that the monument signs will help these types of businesses be  
14 more competitive.

15  
16 20:55:41 Council Member Burgess noted that if the signs will benefit the businesses referenced,  
17 this proposal is a plus.

18  
19 20:56:19 Senator Harper indicated this proposal will help highlight businesses and give them  
20 reasons to fight and stay open.

21  
22 20:56:51 Senator Harper clarified that there will be no arrows, etc. but the signs will just list the  
23 business name so that drivers can look for hidden businesses.

24  
25 20:57:21 Council Member Johnson said the proposed signs will be an asset if strategically  
26 placed.

27  
28 20:57:47 Mayor Rechtenbach suggested that it is not the City's job to determine whether this  
29 will help, but it is the City's obligation to assist businesses as asked and make some concessions  
30 on behalf of hidden businesses.

31  
32 20:59:09 Chair Barbour opened the public hearing on this matter and called for citizen  
33 comments.

34  
35 20:59:34 Ken Acker commented on current confusion with traffic in the areas cited. He  
36 suggested that the City might be even more liberal with signage, although certain limitations  
37 would be necessary. He observed that signage is critical for businesses to be successful.

38  
39 21:01:41 There were no further citizen comments, and Chair Barbour declared the public hearing  
40 closed.

41

1 21:02:02 Council Member Burgess expressed concern about having too many signs. Mr.  
2 McGrath said that this has been handled through the limitation to two signs within the  
3 commercial district. He noted that aesthetic concerns have been successfully addressed.  
4

5 **5.3.1 Ordinance No. 13-26 - Amending Chapter 13-26-03 (Prohibited Sign**  
6 **Devices) and 13-26-09 Part F (Standards for Permanent Signs that**  
7 **Require a Permit - Monument Signs) of the Taylorsville Land**  
8 **Development Code - *Mark McGrath***  
9

10 21:02:54 Council Member Larry Johnson **MOVED** to adopt Ordinance No. 13-26 - Amending  
11 Chapter 13-26-03 (Prohibited Sign Devices) and 13-26-09 Part F (Standards for Permanent Signs  
12 that Require a Permit - Monument Signs) of the Taylorsville Land Development Code. Council  
13 Member Brad Christopherson **SECONDED** the motion. Chairman Dama Barbour called for  
14 discussion on the motion. There being none, she called for a roll-call vote. The vote was as  
15 follows: Johnson-yes, Christopherson-yes, Burgess-yes, Barbour-yes, and Overson-yes. **All**  
16 **City Council members voted in favor and the motion passed unanimously.**  
17

18 **6. FINANCIAL MATTERS**  
19

20 **6.1 Resolution No. 13-23 - Approving the Adoption of an Interlocal Cooperation**  
21 **Agreement Between the Utah Department of Transportation and the City of**  
22 **Taylorsville, for a Pedestrian Safety Project on SR-266 (4500 South Street)**  
23 **Between 550 West to 800 West on the North and South Sides**  
24 **- *John Inch Morgan***  
25

26 21:03:43 City Administrator John Inch Morgan presented the subject resolution regarding a  
27 proposed interlocal cooperation agreement with UDOT to participate in a Pedestrian Safety  
28 Bridge at 4500 South and the Jordan River. It was noted that this proposed resolution has been  
29 previously discussed in a Council Work Session.  
30

31 21:05:31 Council Member Brad Christopherson **MOVED** to adopt Resolution No. 13-23 -  
32 Approving the Adoption of an Interlocal Cooperation Agreement Between the Utah Department  
33 of Transportation and the City of Taylorsville, for a Pedestrian Safety Project on SR-266 (4500  
34 South Street) Between 550 West to 800 West on the North and South Sides. Council Member  
35 Larry Johnson **SECONDED** the motion. Chairman Dama Barbour called for discussion on the  
36 motion. There being none, she called for a roll-call vote. The vote was as follows: Johnson-yes,  
37 Christopherson-yes, Burgess-yes, Barbour-yes, and Overson-yes. **All City Council members**  
38 **voted in favor and the motion passed unanimously.**  
39

1           **6.2     Resolution No. 13-25 - Authorizing the Adoption of an Amended and**  
2           **Restated Interlocal Agreement Adding New Member Agencies to the Salt**  
3           **Lake Valley Emergency Communications Center (VECC)**  
4           **- John Inch Morgan**  
5

6     21:06:11 City Administrator John Inch Morgan presented a resolution to adopt an interlocal  
7     amendment with other agencies for Valley Emergency Communication Center (VECC)  
8     emergency services. He noted that this agreement has been discussed by VECC trustees,  
9     including himself and city attorneys, for over a year. He said that the first change is that VECC  
10    will now include the Sheriff's Office and relayed that the Sheriff's Office will now have voting  
11    rights. He cited another change in that members will now be part of the organization for five  
12    years. Mr. Morgan gave reasons that organizations must equally bear responsibility for shares of  
13    debt for committed assets. He recommended passage of the agreement as written.  
14

15    21:09:39 Council Member Burgess asked about any new debt that may be incurred in regard to  
16    this interlocal agreement. Mr. Morgan observed that there may be periodic need for necessary  
17    upgrades to equipment, but those needs will be brought back to the City Council for approval.  
18

19    21:11:09 Council Member Brad Christopherson **MOVED** to adopt Resolution No. 13-25 -  
20    Authorizing the Adoption of an Amended and Restated Interlocal Agreement Adding New  
21    Member Agencies to the Salt Lake Valley Emergency Communications Center (VECC). Vice-  
22    Chair Kristie Overson **SECONDED** the motion. Chairman Dama Barbour called for discussion  
23    on the motion. There being none, she called for a roll-call vote. The vote was as follows:  
24    Johnson-yes, Christopherson-yes, Burgess-yes, Barbour-yes, and Overson-yes. **All City Council**  
25    **members voted in favor and the motion passed unanimously.**  
26

27           **6.3     Resolution No. 13-26 - Accepting a Dividend Payment from the Utah Local**  
28           **Government Trust in the Amount of \$32,199.81, and Authorizing the City**  
29           **Administrator to Apply the Same Amount to Risk Management and Building**  
30           **Security Projects - John Inch Morgan**  
31

32    21:11:42 City Administrator John Inch Morgan explained that the revenue referenced in the  
33    proposed resolution has already been received and now must be recognized by the City. He  
34    noted that the dividend has been awarded because of outstanding risk management practices by  
35    the City. He asked that he be authorized to allocate the revenue for security projects. He relayed  
36    that this amount will be reflected accordingly in mid-year budget adjustments.  
37

38    21:13:14 Council Member Brad Christopherson **MOVED** to adopt Resolution No. 13-26 -  
39    Accepting a Dividend Payment from the Utah Local Government Trust in the Amount of  
40    \$32,199.81, and Authorizing the City Administrator to Apply the Same Amount to Risk  
41    Management and Building Security Projects. Council Member Larry Johnson **SECONDED** the

1 motion. Chairman Dama Barbour called for discussion on the motion. There being none, she  
2 called for a roll-call vote. The vote was as follows: Johnson-yes, Christopherson-yes, Burgess-  
3 yes, Barbour-yes, and Overson-yes. **All City Council members voted in favor and the motion**  
4 **passed unanimously.**

5  
6 **6.4 Resolution No. 13-27 - Accepting a Zoo, Arts and Parks Grant from Salt**  
7 **Lake County in the Amount of \$2,527 for the Taylorsville Historic**  
8 **Preservation Committee - Joan White**  
9

10 21:13:37 Taylorsville Historic Preservation Committee Chair Joan White relayed that the  
11 Historic Preservation Committee has received a grant through ZAP for \$2,527. She indicated  
12 that this is the fifth year the City has received this grant and the funds will be used to provide bus  
13 transportation to bring school children to the museum. Ms. White noted that any left over  
14 monies will be applied toward a 10-year anniversary celebration for the museum.  
15

16 21:14:50 Council Member Johnson commended the Historic Preservation Committee and Joan  
17 White for their efforts in obtaining grants.  
18

19 21:15:21 Council Member Ernest Burgess **MOVED** to adopt Resolution No. 13-27 - Accepting a  
20 Zoo, Arts and Parks Grant from Salt Lake County in the Amount of \$2,527 for the Taylorsville  
21 Historic Preservation Committee. Council Member Larry Johnson **SECONDED** the motion.  
22 Chairman Dama Barbour called for discussion on the motion. There being none, she called for a  
23 roll-call vote. The vote was as follows: Johnson-yes, Christopherson-yes, Burgess-yes,  
24 Barbour-yes, and Overson-yes. **All City Council members voted in favor and the motion**  
25 **passed unanimously.**  
26

27 **7. OTHER MATTERS**  
28

29 **7.1 Resolution No. 13-24 - Approving the List of Appointed Poll Workers for the**  
30 **2013 Municipal General Election for Taylorsville, Utah**  
31 **- Cheryl Peacock Cottle**  
32

33 21:15:48 City Recorder Cheryl Peacock Cottle presented a resolution to approve the list of poll  
34 workers for the 2013 Taylorsville Municipal General Election, as provided by the Salt Lake  
35 County Elections Office.  
36

37 21:16:33 Council Member Ernest Burgess **MOVED** to adopt the Consent Agenda. Council  
38 Member Brad Christopherson **SECONDED** the motion. Chairman Dama Barbour called for  
39 discussion on the motion. There being none, she called for a roll-call vote. The vote was as  
40 follows: Johnson-yes, Christopherson-yes, Burgess-yes, Barbour-yes, and Overson-yes. **All**  
41 **City Council members voted in favor and the motion passed unanimously.**

1 **RECESS for RDA Meeting**

2  
3 21:17:27 Council Member Brad Christopherson **MOVED** to recess the Regular City Council  
4 Meeting, take a five-minute break, and then convene the Redevelopment Agency of Taylorsville  
5 City Board Meeting. Council Member Larry Johnson **SECONDED** the motion. Chairman  
6 Dama Barbour called for discussion on the motion. There being none, she called for a roll-call  
7 vote. The vote was as follows: Johnson-yes, Christopherson-yes, Burgess-yes, Barbour-yes, and  
8 Overson-yes. **All City Council members voted in favor and the motion passed unanimously.**

9  
10 The meeting was recessed at 9:17 p.m.

11  
12 The Regular City Council Meeting was reconvened at 9:54 p.m. and Chair Barbour called the  
13 meeting to order.

14  
15 **7.2 Ordinance No. 13-27 - Adopting the Center Point Community Development**  
16 **Project Area Plan Dated September 2013 - Donald Adams**

17  
18 21:55:07 Economic Development Director Donald Adams presented the proposed ordinance to  
19 adopt the Center Point Community Development Project Area Dated September 2013. He noted  
20 that this ordinance mirrors the Redevelopment Agency (RDA) Resolution previously adopted by  
21 the RDA Board.

22  
23 21:55:55 Council Member Brad Christopherson **MOVED** to adopt Ordinance No. 13-27 -  
24 Adopting the Center Point Community Development Project Area Plan Dated September 2013.  
25 Council Member Ernest Burgess **SECONDED** the motion. Chairman Dama Barbour called for  
26 discussion on the motion. There being none, she called for a roll-call vote. The vote was as  
27 follows: Johnson-yes, Christopherson-yes, Burgess-yes, Barbour-yes, and Overson-yes. **All**  
28 **City Council members voted in favor and the motion passed unanimously.**

29  
30 **8. NEW ITEMS FOR SUBSEQUENT CONSIDERATION (No Action)**

31  
32 21:56:38 Council Member Burgess inquired about how complaints are reported on street lights  
33 that have gone out.

34  
35 21:57:19 City Administrator John Inch Morgan said that surveys are done periodically and as  
36 reports of outages are called in, work orders are issued that day. Vice-Chair Kristie Overson  
37 relayed that this issue was brought forth in a Community Council Meeting. She noted that  
38 outages have been reported and lights have been replaced accordingly.

39  
40  
41

1 **9. NOTICE OF FUTURE PUBLIC MEETINGS (NEXT MEETING)**

2 21:56:27

- 3 9.1 RDA Meeting - Wednesday, October 16, 2013 - 7:00 p.m.
- 4 9.2 City Council Briefing Session - Wednesday, November 6, 2013 - 6:00 p.m.
- 5 9.3 City Council Meeting - Wednesday, November 6, 2013 - 6:30 p.m.
- 6 9.4 Planning Commission Meeting - Tuesday, November 12, 2013 - 7:00 p.m.
- 7 9.5 Special City Council Meeting - Wednesday, November 13, 2013 - 6:00 p.m.
- 8 9.6 Board of Canvassers Meeting - Tuesday, November 19, 2013 - 6:00 p.m.

9  
10 **10. CALENDAR OF UPCOMING EVENTS**

11 21:58:18

- 12 10.1 *Early Voting for General Election - Tuesday, October 22 through Friday,*  
13 *November 1, 2013 (weekdays only) from 11:00 a.m. to 3:00 p.m., Room 110,*  
14 *Taylorsville City Hall, 2600 West Taylorsville Blvd.*
- 15
- 16 10.2 *BINGO Family Game Night Fundraiser - October 28, 2013 - 7-9 p.m. -*  
17 *Taylorsville City Hall, City Council Chambers - Cost of admission is \$10 per*  
18 *person, or \$30 for families up to 5 people Costumes welcome and*  
19 *encouraged.*
- 20
- 21 10.3 *Taylorsville Symphony - October 28, 2013 - 7:30 p.m. - Eisenhower Junior*  
22 *High - 4351 S. Redwood Road*
- 23
- 24 10.4 *Town Hall Meeting/Open House, Hosted by Taylorsville City Administration -*  
25 *Wednesday, October 30, 2013, from 6:00 p.m. to 7:00 p.m., Taylorsville City*  
26 *Council Chambers, 2600 West Taylorsville Blvd.*
- 27
- 28 10.5 *Municipal General Election Day - Tuesday, November 5, 2013. Polls are open*  
29 *from 7:00 a.m. to 8:00 p.m. For more information on polling locations,*  
30 *contact Cheryl Cottle at 801-955-2006.*

31  
32 Council Member Larry Johnson expressed concern regarding the limited hours for Early Voting  
33 at Taylorsville City Hall. City Recorder Cheryl Peacock Cottle noted that hours have varied, but  
34 the Early Voting hours this year were determined by the Salt Lake County Elections Office.

35  
36 **11. CLOSED SESSION**

37  
38 **11.1 Strategy Session to Discuss the Sale or Purchase of Real Property**

39  
40 22:00:19 Vice-Chair Kristie Overson **MOVED** to convene a Closed Session to discuss the sale  
41 or purchase of real property. Council Member Brad Christopherson **SECONDED** the motion.

1 Chairman Dama Barbour called for discussion on the motion. There being none, she called for a  
2 roll-call vote. The vote was as follows: Johnson-yes, Christopherson-yes, Burgess-yes,  
3 Barbour-yes, and Overson-yes. **All members of the City Council present voted and the**  
4 **motion carried by a unanimous vote.**

5  
6 **CLOSED SESSION - Sale or Purchase of Real Property**

7  
8 Those in attendance at this Closed Session were: Mayor Jerry Rechtenbach; City Administrator  
9 John Inch Morgan; Council Members Barbour, Burgess, Christopherson, Johnson, and Overson.  
10 City Attorney John Brems; Economic Development Director Donald Adams; Economic  
11 Development Specialist Wayne Harper; Community Service Division Director John Taylor; and  
12 City Recorder Cheryl Peacock Cottle. Minutes for the Closed Session were taken and are now  
13 on file as a Protected Record.

14  
15 **12. ADJOURNMENT**

16  
17 Council Member Brad Christopherson **MOVED** to adjourn both the Closed Session and the  
18 Regular City Council Meeting. Council Member Larry Johnson **SECONDED** the motion.  
19 Chairman Dama Barbour called for discussion on the motion. There being none, she called for a  
20 roll-call vote. The vote was as follows: Johnson-yes, Christopherson-yes, Burgess-yes,  
21 Barbour-yes, and Overson-yes. **All City Council members voted in favor and the motion**  
22 **passed unanimously.** The meeting was adjourned at 10:20 p.m.

23  
24  
25  
26  
27 \_\_\_\_\_  
Cheryl Peacock Cottle, City Recorder

28  
29 Minutes approved:

30  
31 *Minutes Prepared by: Cheryl Peacock Cottle, City Recorder*  
32