

**Riverton City, Utah
CITY COUNCIL MEETING
Minutes
November 15, 2022**

**Riverton City Hall
12830 South 1700 West
Riverton, Utah 84065**

Attendance:

Mayor Trent Staggs

Councilmembers:

Councilmember Tish Buroker
Councilmember Tawnee McCay
Councilmember Troy McDougal
Councilmember Sheldon Stewart
Councilmember Claude Wells

City Staff:

David Brickey, City Manager
Kevin Hicks, Administrative Services Director
Jamie Larsen, City Recorder
Jason Lethbridge, Development Services Director
Cary Necaise, Deputy Public Works Director
Stacie Olson, Water Manager
Chief Don Hutson, Riverton Police Department
Ryan Carter, City Attorney
Casey Saxton, Communications Director
Chief Wade Watkins, Unified Fire Authority
Sheril Garn, Director of Events and Operations

Mayor and Council Informal Meeting

WORK SESSION – 5:45 PM

Call to Order

Mayor Staggs called the Work Session to order at 5:51 PM and conducted a roll call. Councilmembers Buroker, McCay, and Wells were present. Councilmembers McDougal and Stewart joined via Zoom.

Discussion Items

Little Library Policy

Ryan Carter, City Attorney, said the City currently has two Little Libraries on City property and the City needs to have a policy to manage the contents placed in the libraries. He will email a rough draft of the Little Library policy to the Council so it can be adopted at the next City Council meeting.

Councilmember McCay said the Little Library that was installed in the parking lot of City Hall was created for STEM materials only.

Councilmember McDougal asked who would be responsible if the library was damaged. Mayor Staggs said he thought it would be the responsibility of the person who installed the library. Mr. Carter agreed and noted that the City Council could choose to budget for any expenses incurred

from damage.

Councilmember Stewart asked for clarification on whether items would be removed from the Little Library at City Hall if the items are not STEM materials. Mr. Carter said if the Council would like to designate the Little Library at City Hall as a STEM library only, then the policy will need to be written differently.

Mr. Carter also explained it is challenging to craft a policy for two different types of libraries and it is important to make sure the City is not engaging in any discriminatory behavior when determining what stays in the library and what does not.

Councilmember Buroker said the Little Library down by the river had graffiti sprayed on it and someone repainted it. She believes this sends the message that the library has value and is a nice resource.

Mayor Staggs said he would like the Council to see the policy and asked Mr. Carter to email it to everyone for comments. He said the policy is important to have so the City does not face a first amendment issue.

Councilmember McCay said the Little Library in City Hall was labeled as a STEM box. Pam VanWagoner with 4H will be refilling this library and checking the contents of the library.

Manager/Staff/Council Reports

Mayor Staggs met with Casey Saxton earlier in the day and went through the schedule of events for the month. On November 17, the Council will meet with legislators at the Old Dome Meeting Hall. Mayor Staggs will communicate the top priorities including pushing for transportation equity and the completion of Mountain View Corridor.

Another item that will be discussed is the intersection at 13400 South and Bangerter. In order to have the intersection fully submerged, UDOT will require the City to pay \$4 million. He said some property owners have loosely committed to contributing money for this project. He would also like to work with Senator Dan McCay and the lobbyists to utilize quarter-for-quarter monies. This would leave about \$500,000 to \$1 million the City would contribute, most likely from RDIF funds. He said the County also has \$20 million for transportation choice money and \$2 million needs to be allocated. He would like to work with the lobbyist to secure some of this money for this intersection.

Councilmember Buroker asked what the plan was for intersection at 2700 West and Bangerter. Mayor Staggs said it would be the standard overpass and would not require any money from the City. Mayor Staggs said that there would be large sound walls installed.

Councilmember McCay said she would like both intersections to be modified. Cary Necaie, Public Works Director, said UDOT is already moving forward with the plans to have 13400 South fully submerged and 2700 West standard overpass. They have already done environmental studies for both of these projects.

Councilmember McCay said she would also like to talk to legislators about an issue she heard from an affordable housing meeting. Legislators at this meeting expressed concern about cities charging too much for impact fees. She would like to educate legislators about what the impact

fees are and how impact fees are used. Mayor Staggs agreed and said they could also share the infographic on housing units showing that over 50% of the housing in most cities are multi-family.

Councilmember McCay would also like to express the importance of connectivity of roads.

Mayor Staggs said he thought that Councilmembers and property owners expressed support for 13400 South to be fully submerged. UDOT did not require South Jordan to pay anything extra for the intersection at 11400 South to be fully submerged. The intersection at 10400 South cost \$6 million in betterment fees and South Jordan was able to get quarter-for-quarter monies to cover this cost. The intersection at 9800 South will also be fully submerged and all three intersections have been largely paid for by other sources, not the city itself.

He said the original betterment cost for 13400 South to be fully submerged was \$20 million. UDOT agreed to share this cost and said they would pay \$10 million and Riverton would be responsible for the other \$10 million. Now, the fee has gone to \$4 million and the City will hold them firm to these figures. He would like to have the Councilmembers all on the same page because UDOT is well into the design on both of these intersections.

Councilmember Stewart asked if the letter regarding the land exchange was factored into the \$4 million that UDOT is requiring for the betterment. He also expressed support for 13400 South being fully submerged because line of sight is key to business.

Mayor Staggs agreed and said that Gary Whatcott from South Jordan feels the same way. He believes there is also a psychological aspect when the intersection is not submerged, causing the residents on the east and west to feel separated.

Mayor Staggs explained he communicated in writing to UDOT that the City gave them 21 acres of property years ago and that is how the betterment was lowered from \$10 million to \$4 million.

Councilmember McDougal said that he would like to have 13400 South fully submerged but he is concerned that the City may have to pay \$4 million and does not want to do that. Mayor Staggs said he has verbal commitments from landowners in the area and really thinks the City will only need to come up with \$500,000 to \$1 million.

Councilmember McDougal asked whether the County could provide funds. Mayor Staggs said he is not counting on money from the County.

Councilmember Buroker clarified that the City requested that 13400 South be fully submerged. Mayor Staggs said it was the City that requested it.

Councilmember McCay asked if a hybrid could be considered for the 2700 West intersection.

Mr. Necaie said the Rose Creek channel runs in the same area as 2700 West so it would be very costly for the betterment and cost well over \$10 million. They wanted to keep the overpasses along this area of Bangerter consistent and they would all go over. Bluffdale was also in agreement with this plan.

Mayor Staggs said the relocation of Rose Creek would be cost prohibitive. Councilmember Stewart was very supportive of fully submerged as well as Suburban Land Development.

Mayor Staggs said that UDOT does not plan on replacing the pedestrian bridge at 13400 South. He would like to save the pillars of the pedestrian bridge for future use on City property. Councilmember Stewart said this would be a project that would qualify for ARPA funds from the County in 2023-2024 budget.

Councilmember Wells said businesses are not visible at the 5400 South and 6200 South intersections. This is why he would rather have 12600 South fully submerged. He does not believe there are businesses at 2700 West that would be affected so he wouldn't want to pay the betterment fee for this to be submerged. He would like to use City funds towards making 13400 South being fully submerged.

Councilmember McDougal would like 13400 South to be fully submerged for traffic reasons. He believes this will provide more interconnectivity and help with pedestrian traffic.

Mayor Staggs said he will work hard to make sure the City does not pay more than \$1 million for the betterment of 13400 South. He believes the majority of Councilmembers are supportive of this betterment.

Presentations

Parks, Recreation and Trails Committee

Jason Judd, Parks, Recreation and Trails Committee Chair, reported that the committee attended the field trip to the Welby Jacobs Canal to determine whether to apply for TRCC grant funding. The committee agrees and supports paving the Welby Jacob Canal and supports connecting trail systems to Herriman and South Jordan.

Mr. Judd said they spent time reviewing park reservation forms and made suggestions on how to improve communication between the City and residents. On January 10, the committee will meet with Edge Homes to review their park plan.

Councilmembers thanked Mr. Judd for his service on this committee. Councilmember McCay said there would be a 10-acre park by South Hills Middle School. She would love feedback on how to make the park beautiful and connect the Welby Jacobs Canal.

Councilmember Buroker said that it would be nice to work on signage for parks. Councilmember Stewart said he would like a template sprayed on the ground on trails marking distance.

Strategic Priorities Review

Mayor Staggs reviewed the Mission Statement, Vision, Organization Values, and Strategic Themes. He said the RFP for the broadband ring has gone out and will be closed on November 23. He said sales tax has increased over 13%.

Manager/Staff/Council Reports

Councilmember McCay said she attended the Utah League of Cities and Town meeting and they discussed legislation to develop a Developer Infrastructure District for developers to fund

public infrastructure. This concept would be considered for Olympia Hills. They also mentioned that Utah Policy is asking cities to submit pieces on policy and best practices in their cities. She also said that homelessness is a big issue that would be discussed this upcoming year.

David Brickey, City Manager, reported that both structures were removed from the Dean property.

Councilmember Stewart said the UFA Council adopted a cut to the Canyons fee for UFA. This could have potential impact to all cities in UFA. There will be a study session over the next 6 months to examine the Canyons fee subsidy.

Adjournment of Work Session

Councilmember McCay **MOVED to adjourn the Work Session.** Councilmember Wells **SECONDED** the motion. Mayor Staggs called for a vote; the vote was as follows: Buroker-Yes, McCay-Yes, McDougal-Yes, Stewart-Yes and Wells-Yes. The motion passed unanimously. The Work Session adjourned at 6:54 PM.

COUNCIL MEETING – 7:00 PM

Call to Order

Mayor Staggs called the Riverton City Council Meeting to order at 7:02 PM and conducted a roll call. Councilmembers Buroker, McCay, and Wells were present. Councilmembers McDougal and Stewart joined via Zoom.

Prayer / Pledge of Allegiance

Bishop Gordon, Golden Meadows 3rd Ward, offered the invocation and Chief Hutson led the Pledge of Allegiance.

Citizen Comment

Mayor Staggs called for public comments; there being none, he closed the Public Comment period.

Mayor/Council Reports

Councilmember Wells attended the Titan Awards hosted by the South Valley Chamber. The Titan Awards recognize small businesses successes in the community. He also attended a conference on Special Districts.

Councilmember Buroker thanked the Recreation Department for the Veterans Day Program.

Councilmember McCay said the Utah League Local Official Day would be January 18 at the Hyatt Hotel near the Salt Palace. She wants to make sure the Riverton Youth Council attends. She reported that the Utah League had provided their budget for the upcoming year. She enjoyed the Veterans Program.

Councilmember McDougal – No Report.

Stewart – No Report.

Mayor Staggs reported that UTA has a calendar year budget so they have just proposed their new budget for 2023. The new budget allocates \$1.3 billion of spending and not one dollar will be spent in Riverton, South Jordan, Herriman or Bluffdale. He wrote a statement highlighting the inequities in the sales tax they receive from this area versus the amount spent on it. He encouraged citizens to complete the survey or contact a member of the Board of Trustees.

Mayor Staggs said the county library is proposing a 26% tax increase. The truth in taxation hearing will be held on December 6. He is not supportive of the increase and will provide a statement to that effect.

Mayor Staggs said that Santa's Arrival would be on November 28 and he encouraged residents to participate.

Mayor Staggs reported that Salt Lake County has also put out its calendar budget which is \$1.9 billion dollars. He would like Riverton City to take advantage of any opportunities that could be identified in the budget.

Presentations/Recognitions

Riverton City Choice Awards for Excellence in Education – Oquirrh Hills Middle School

Councilmember Wells presented the awards to students Gabriella Van Leuven and Jonathan Swenson and teacher Jon Price.

Riverton City Choice Awards for Excellence in Education – South Hills Middle School

Councilmember McCay presented the awards to students Brooke Spencer and Sawyer Carlson and teacher Karen Smith.

Small Business Saturday Proclamation

Mayor Staggs read the Small Business Saturday Proclamation and asked citizens to do their part to support small businesses and merchants located in Riverton throughout the year.

Riverton Police Department Presentation

Chief Hutson said he had an opportunity during the last few weeks to lobby the Utah Highway Patrol (UHP) to patrol Bangerter Highway since it has now become a highway. He said that West Valley, Taylorsville, West Jordan, South Jordan, Herriman and Riverton have joined together to encourage UHP to get the funding and resources to patrol Bangerter Highway. This would transfer jurisdiction from Riverton Police Department to Utah Highway Patrol. He asked the Council to make the legislators aware of this need.

Councilmember McCay asked if cities patrol Mountain View Corridor. Chief Hutson said that because Mountain View Corridor has signal intersections and is not considered a freeway, the

cities patrol it.

Chief Hutson reported that scams are still on the rise and they are trying to educate citizens about different types of scams. He said the police department just finished the Citizens Academy which was a great success. Mayor Staggs agreed and said the Citizens Academy gives everyone an appreciation for law enforcement.

Consent Items

Mayor Staggs presented the following Consent Agenda:

- a. Minute Approval: November 1, 2022;
- b. **Resolution No. 22-75** – Appointing Members of the Historic Preservation Commission;
- c. **Resolution No. 22-76** – Performance Bond Release for the Creek at Lovers Lane Phase 2 (3429);
- d. **Resolution No. 22-77** – Warranty Bond Release for the Blaine Page Subdivision (7190); and
- e. **Ordinance No. 22-25** – Text Amendment, Amending Section 6.05, Animal Control, including clarifying and amending standards relating to animal impoundment and licenses.

Mayor Staggs introduced Benjamin Behrmann as the newest appointee on the Historic Preservation Commission. Mr. Behrmann stood and thanked the Council and said he was looking forward to serving.

Councilmember Wells **MOVED that the City Council approve the Consent Agenda with the removal of Item (e) Ordinance No. 22-25.** Councilmember Buroker **SECONDED** the motion. Mayor Staggs called for discussion on the motion. Mayor Staggs called for a roll-call vote. The vote was as follows: Buroker-yes, McCay-yes, McDougal-yes, Stewart and Wells-yes. The motion passed unanimously.

Ordinance No. 22-25 – Text Amendment, Amending Section 6.05, Animal Control, including clarifying and amending standards relating to animal impoundment and licenses

Councilmember Buroker asked for clarification on vaccination of animals. Jason Lethbridge, Development Services Director, said the re-vaccination of animals depends on the timing of the original vaccination.

Councilmember Buroker said she received a suggestion from a resident that the City provide education about the rules when someone licenses their dog. Mr. Lethbridge said the Communications Department is putting together some information that will be given to residents when they license their dog.

Councilmember Buroker **MOVED that the City Council adopt Ordinance No. 22-25 Text Amendment, Amending Section 6.05, Animal Control, including clarifying and amending standards relating to animal impoundment and licenses.** Councilmember Stewart **SECONDED** the motion. Mayor Staggs called for discussion on the motion. Mayor Staggs called for a roll-call vote. The vote was as follows: Buroker-yes, McCay-yes, McDougal-yes, Stewart and Wells-yes. The motion passed unanimously.

Public Hearings

Ordinance No. 22-24 – Funaro Rezone and General Plan Amendment, Proposed Amendment of the General Plan to Medium Density Residential and the Zoning from RR-22 to R-4 for 0.5 acres at 1794 West 11800 South

Mr. Lethbridge explained this was a public hearing for a rezone application brought by the applicant for 0.5 acres at 1794 West 11800 South. The subject property is a residential ½ acre lot with about 125 feet of frontage on 11800 South at 1794 West. Neighboring properties to the east and west are all zoned RR-22 but the property sizes range from 0.3 to 0.4 acre lots, less than the 0.5-acres required in the RR-22 Zone. The property to the north is a 1.4-acre lot zoned RR-22. Properties to the south across 11800 South are zoned in a mix of zones including one lot of RR-22, and several lots of R-4 and RM-8.

Mr. Lethbridge said the property is currently zoned “RR-22” (Residential ½ acre). The applicant is requesting this rezone to R-4 (Residential ¼ acre). There is a small home on the west front of the lot, and the lot has two accesses onto 11800 South. The lot size is approximately 21,780 square feet and would be appropriate for a private lane and a subdivision. The final result would be two lots of 11,000 square feet and a private lane.

Councilmembers asked clarifying questions of staff and the applicant.

Mayor Staggs called for public comments; there being none, he closed the Public Hearing.

Councilmember Buroker **MOVED** that the Riverton City Council adopt Ordinance No. 22-24 – Funaro Rezone and General Plan Amendment, Proposed Amendment of the General Plan to Medium Density Residential and the Zoning from RR-22 to R-4 for 0.5 acres at 1794 West 11800 South. Councilmember Wells **SECONDED** the motion. Mayor Staggs called for discussion on the motion. There being none, he called for a roll-call vote. The vote was as follows: Buroker-yes, McCay-yes, McDougal-no vote (technical difficulties), Stewart-yes and Wells-yes. The motion passed unanimously.

Discussion/Action Items – N/A

Upcoming Meetings

- a. December 13, 2022 - Work Session & City Council Meeting
- b. January 3, 2023 - Work Session & City Council Meeting
- c. January 17, 2023 – Work Session & City Council Meeting
- d. January 21, 2023 – Strategic Planning Meeting
- e. February 7, 2023 - Work Session & City Council Meeting

Closed Session

- a. Discussion of the character, professional competence, or physical or mental health of an individual.
- b. Strategy session to discuss pending or reasonably imminent litigation.
- c. Strategy session to discuss the sale, purchase, exchange or lease of real property, including any form of a water rights or water shares.

At 7:50 PM, Councilmember Buroker **MOVED** to convene in a Closed Session to discuss the character, professional competence, or physical or mental health of an individual, and the sale, purchase, exchange or lease of real property, including any form of a water rights or water shares. Councilmember Buroker also **MOVED** to adjourn the City Council meeting at the conclusion of the Closed Session. Councilmember McCay **SECONDED** the motion. Mayor Staggs called for discussion on the motion. There being none, he called for a roll-call vote. The vote was as follows: Buroker-yes, McCay-yes, McDougal-yes, Stewart-yes and Wells-yes. **The motion passed unanimously.**

The City Council meeting resumed in a Closed Session at 8:00 PM. Minutes for the Closed Session were taken and recorded and are now on file as a Protected Record.

Councilmember McDougal **MOVED** to adjourn the Closed Session at 8:52 PM. Councilmember McCay **SECONDED** the motion. Mayor Staggs called for discussion on the motion. There being none, he called for a roll-call vote. The vote was as follows: Buroker-yes, McCay-yes, McDougal-yes, and Wells-yes. **The motion passed unanimously.**

Adjournment

As previously noted, Councilmember Buroker **MOVED** to adjourn the City Council Meeting at the conclusion of the Closed Session. Councilmember McCay **SECONDED** the motion. All voted in favor and the motion passed unanimously. The meeting adjourned at 8:52 PM.

Approved: CCM 12.13.22