

**MINUTES OF THE
HOLLADAY CITY COUNCIL MEETING**

**Thursday, July 19, 2007
Council Chambers
4580 S 2300 E
Holladay, Utah 84117**

BRIEFING SESSION - 5:30pm

ATTENDANCE

Mayor Dennis Webb

Lynn Pace

Patricia Pignanelli

Hugo Diederich

Steven R. Peterson

Grant Orton

City Staff

Randy Fitts, City Manager

Stephanie Carlson, City Recorder

Craig Hall, City Attorney

Mayor Webb conducted the briefing session which convened at 5:35 pm. The Council reviewed the items on the agenda. The Council discussed the public hearing on the small school feasibility study and Council Member Pace made available and executive summary on the study for the Council and public. The Council also discussed the proposed resolution and issues with voting on it tonight. The deadline to submit ballot language to the County is August 23.

Council Meeting – 6:00pm

ATTENDANCE

Mayor Dennis Webb

Lynn Pace

Patricia Pignanelli

Hugo Diederich

Steven R. Peterson

Grant Orton

City Staff

Randy Fitts, City Manager

Stephanie Carlson, City Recorder

Craig Hall, City Attorney-

Citizens: Carol Johnson, Richard Kimball, Jill Christensen, Troy Lunt, Tiffany & Todd Rigby, Jann McConkie, Betsy VanDenBerghe, Barbara Faust, Amelia Nielson-Stowell, Tim & Karen Payne, Cynthia Collier, Alyssa Milne, Harmon & Carole Cannon, Tammis Boam, Linda Collett, Kris Erickson, Rep. Phil Riesen, Sara Voortmeyer, Keri & Shawnee Wayman, Maudine Thomas, Michele Cate, Kurt Jensen, Judy Hollingshead, David Chisholm, Alison Moore-Teynor, Terry & Jim Palmer, Linda Meredith, Elizabeth & Drew Menlove, Kathy Leeflang, Sjaanie Olds, Jeff Bennion, Stan Hanks, Ann Engar, Rebecca Wassem

I. Welcome – Mayor Webb

Mayor Webb called the meeting to order at 6:00 and welcomed those in attendance. He recognized Mayor Corroon, Rep. Phil Reisen, Rep. Phil Hemingway, and Rep. Carol Spackman Moss. Sen. Pat Jones asked to be excused.

II. Pledge of Allegiance

The Pledge of Allegiance was led by Mayor Peter Corroon, Salt Lake County.

III. Public Comments

There were none.

IV. Reports

a. Deputy of the Month

Captain Steve DeBry acknowledged the attendance of Undersheriff Beau Babka. He then introduced Sandy Mitchell and Sgt. Bill Robertson. Sandy is the new secretary for the Holladay precinct and Sgt Robertson took over for Darren Carr. Sgt. Robertson has been awarded Sheriff of the Year and was instrumental in implementing the Public Enemy #1 Program.

Capt. DeBry then introduced the Deputy of the Month for April, May and June.

Detective Doug Lambert – initiated a narcotics investigation which lead to the recovery of a half ounce of meth. This successful narcotics investigation lead to the arrests of four suspects, the seizure of several

different types of narcotics and the seizure of \$5,000 it also eliminated the narcotics activity from a Holladay apartment complex.

Deputy Michael Bendixen – responded on a follow-up theft detail with the suspect being the victim’s adult son. He went above and beyond his normal duties as a patrol deputy and took the initiative to follow up by checking pawn lists and identified where the stolen items were pawned. These efforts lead to a quick recovery and return of most of the stolen items. The victim expressed her appreciation of Deputy Bendixen’s dedication and caring attitude in the case.

Deputy Chris Schroeder – responded on a theft detail and took the initiative to formulate a plan of action with the victim to apprehend the suspects. Deputies were able to detain the suspects until they agreed to meet with Deputy Schroeder. Due to his interviewing skills he was able to obtain a full confession from both suspects. He was also able to get most of the items back to the victim by doing further follow-up that required time and effort. Deputy Schroeder demonstrated his willingness to go the extra mile.

V. *Public Hearing on Final Feasibility Study for Small School District*

Council Member Pace reviewed the executive summary of the study and highlighted the essential findings of the final feasibility report which represents the best numbers we have. The two questions asked in this study were is it feasible and is it fair. There were a number of assumptions used in this report such as: no school closures, no change in programs, no change in teacher salary/benefits, no cross district bussing, no further use of portable or temporary classrooms and the existing levels of funding would continue. Ms. Wikstrom drew up the best analysis of what would happen with no division of the current district, a new east side district and the remaining Granite district. The numbers used are projections. This is objective, unbiased information used to help educate us. A new district is feasible but will cost the west side more.

6.28 Council Member Diederich commented that his confidence level is not there with this study. Many of the comments he made were not addressed and with the vote Murray took, the numbers in the report will change.

Mayor Webb opened the meeting to the public for comments at 6.31.25

6.30 *Stan Hanks – 6329 Howey Dr.* (comments are attached). He spoke on behalf of himself and other individuals. You need to be aware of the potential, enormous impact of your vote. First there are questions on the constitutionality of this process, secondly you are basing your decision on a feasibility study with known errors and third you have the Cottonwood High issue. There must be other ways to create a smaller school district without causing the problems created with this current proposal. This initiative should NOT go to the public for a vote.

6.36.45 *Darrell Johnson.* He feels that people on the east underestimate the amount of subsidies that the district has given. There are a number of items that are not addressed in the feasibility study that will impact costs.

6.40 *Dr. Rebecca Wasseem – 4971 Westmoor Rd.* She is concerned with the quality of education. There

are proven positive effects from having neighborhood schools. She feels Granite is too large and lacks fiscal responsibility. Let the people decide.

6.41.50 *Kurt Jensen – 5406 Woodcrest*. He expressed concern about the size of the current district. We need the chance to have control and community input in the education of our children.

6.43.10 *Jill Christensen – 5140 S 2870 E*. She is a veteran educator in the Park City district (26yrs) and takes her children to school with her because of the size of that school district. The smaller district gives greater input and response to problems. Don't focus on the money, be more global and look at things you can't measure with money.

6.45.25 *Elizabeth Menlove – 5004 Marilyn Dr*. She thanked Council Member Pace for all the work he has done. Look at the interest of children who have suffered under a large district. Put it to the voters and let them decide.

6.45.50 *Cynthia Collier – 1971 Terra Linda*. When she moved from California to Utah she noticed a difference in the education system. The details of a smaller district will be challenging to work out but I truly believe that this is the right thing for the children of our state. There should be local governance in our children's education.

6.48.50 *Betsy VanDenBerghe – 4206 Cumberland Rd*. This issue is a lot bigger than east vs. west and the attention the media has focused on. David Cox of Lehi was a big part of this movement of trying to split large districts and many states around us are facing this issue. Please set an example and put this to a vote.

6.53.07 *Sjaanie Okds – 2584 Haven Dr*. The Granite district has grown too large. Having an east side district could better meet the needs of our children.

6.54.14 *Drew Menlove – 5004 Marilyn Dr*. In his line of work he deals with a lot of cities and has found that smaller is better in government, why not our schools. A smaller district will give us more flexibility so let the people be heard and vote.

6.56.05 *Tim Payne – 6598 Lindie Ct*. He is satisfied with the education his children have received but feels everyone should be able to vote on this issue.

6.57.10 *Kathy Leeflang – 3766 Haven Way*. Having a smaller district would provide better education for all children, cost less, be more effective and achieve more. We, the taxpayers, need to have a say education and now is the time to make a difference.

6.58.30 *Jan McConkie – 4014 Splendor Way*. Divide and conquer. That is how Granite district has systematically closed schools. This goes beyond schools, and affects the community. Begged the Council to let the democratic process work and let the people vote. If it doesn't happen now, it may never happen.

7.01.40 *Judy Hollingshead – 2583 Wren Rd.* She is a teacher at Howard Driggs. There are discrepancies in the study and she feels the west side should be consulted. This should go to the vote of the whole county. Will smaller districts really reduce class size?? There is already a drain on teachers.

There being no further comments, Mayor Webb closed the public input at 7.04pm.

VI. *Consideration of Resolution 07-28 Authorizing the Mayor to Execute an Interlocal Agreement with Salt Lake County and the City of South Salt Lake Regarding the Submission for Voter Approval A Measure to Create a New School District (TENTATIVE)*

7.04 Council Member Peterson asked for this to be on the agenda as an effort to get the Council to take the lead and show the public we hear their concerns. Yes, there are resolved issues and he shares the opinion of the quality of education for our kids. This issue has more to do with governance and the way we have been ignored as communities by the larger Granite School district. We have been asked by the community to put the vote to the people, not make a decision. It just says we are in favor of a vote by the people.

Council Member Peterson moved to adopt Resolution 07-28. Council Member Orton seconded the motion.

7.06.25 Council Member Orton commented that there are two simple issues tonight. The first issue is the quality of education for our children and secondly governance. He is of the opinion that governance that is closet to the people is in the best interest of achieving goal #1. We have a red herring that has been raised, which is we are going to close schools. We are concerned about that and we don't want to see the loss of a school or diminishing enrollment.

7.09.20 Council Member Pace made a substitute motion to postpone action on this item until the August 2 City Council meeting. Council Member Diederich seconded the motion. The Council roll call vote was as follows: Council Members Orton, Pace, Pignanelli, Diederich and Mayor Webb in favor with Council Member Peterson opposed. The motion to postpone passed by a majority vote.

Mayor Webb called for a five minute recess.

The meeting reconvened at 7.28pm

VII. *Public Hearing on Santa Ana Casto Home*

Mayor Webb referred to the article in the Holladay Journal that reviewed the three options that the Council is considering. One, sell the building and move it to a private location where it would be preserved. Two, move the home to a public location or three, leave where it is.

7.30 *Sheri Sohm – Co-Chair of Holladay Historical Committee.* The historical committee has also come up with three recommendations. One, use it as a museum or meeting room and moved to city center grounds. Two, let it stay where it is at, landscape and restored inside and out. The third recommendation, is to have the house remain at its present site and have the exterior structurally enhanced and restored, replace the windows and then close it up and surrounded with fencing and landscaping with an historic marker. The Committee feels very strongly that the house remains with the city. The Casto home is the second oldest home in Holladay and we should preserve it.

7.34 *Dr. Steve Carr – former Chair of Historical Committee.* He expressed concern about this house that was built in 1870. We need to preserve the home and make it available to the public. He would like to see it move to the city hall site, safe guard it and used as a period museum.

Council Member Orton questioned the size of the home as a museum. It only has three small rooms and would provide for a very short tour. Instead of opening it up, put plexi-glass on the outside and let people walk by and see it.

Council Member Peterson commented that for three years the city has budgeted money for the committee to spend on the house and it has never been used. He has never seen a solid proposal from the committee.

Mayor Webb feels that it is the Council's lack of direction on what we want done with the home, not the committee's fault. There has been no unanimity on the council's part to give direction to the committee of what we want done.

Council Member Diederich asked if the home is really a worthwhile historic home. He is having a hard time seeing any real historic purpose.

7.49 *Tag Hundrup – 4727 Holladay Blvd.* He lived in the home for three years and he lived in the unheated lean-to. He is proposing to have the city pay to move it to his property and he would give the city a use easement. He would donate a piece of his land where people could stop and look at it.

7.54.10 *Tammis Boam – Co-Chair of Historical Committee.* It is important to preserve the home and hold onto a little bit of the past. The house is made of adobe which in itself is historic. Having something that shows our roots is important and there is very little left of the old community and where we come from. The Casto home is small enough to preserve and she supports something being done. The Committee did not provide proposals due to the land issues and they were told by the Mayor and City Manager to work on proposals but not present anything at this time until those land use issues were resolved. The committee is happy to work with the Council on suggestions and proposals. The Committee is just waiting for direction and permission from the Council. Saving this home is the right thing to do and that it stays in the public view.

8.04 *Ken Wayman – 5050 S Holladay Blvd.* He used to live next door to the home when it was on Casto Lane. He is proposing moving it to his property. He would pay all the moving costs (\$50,000 just to move), building a new foundation and all costs of restoring and furnishing it with period furniture.

Shawnee Wayman – 5050 S Holladay Blvd. They want to take the house and save it. She is very into preserving the history of Holladay. There is a barn on their property built in 1889 that they are preserving and renovating. She is willing, at some point, to maybe open it to the public with an appointment.

8.13.05 *Bruce Callister.* There are resources available and he would like to see the city preserve the house and use it for some type of public use, perhaps a reading room.

There being no further comments, the Mayor closed the public input.

VIII. *Consideration of Resolution 07-29 Authorizing the Mayor to Execute an Cooperative Agreement for Right of Way Acquisition and Reimbursement with UDOT (3900 S Project between Highland Dr and 2300 E*

Council Member Pace moved to adopt Resolution 07-29. Council Member Peterson seconded the motion. The Council roll call vote was as follows: Council Members Orton, Peterson, Pace, Pignanelli, Diederich and Mayor Webb in favor. Resolution 07-29 was adopted by a unanimous vote.

IX. *Consideration of Resolution 07-30 Regarding the Property Located at 4660 S Holladay Blvd (Little Caesars) Owned by Thomas Barlow, LLC and Barlow Group, LLC*

Council Member Orton moved to postpone consideration of this Resolution for two weeks. Council Member Peterson seconded the motion. Council Members Orton, Peterson, Pace, Pignanelli, Diederich and Mayor Webb in favor. Resolution 07-30 was postponed for two weeks.

X. *Consent Agenda*

a. *Approval of Minutes May 17 & June 7, 14 & 21*

Council Member Peterson moved to approve the consent agenda (all minutes); Council Member Pace seconded the motion. Council Members Orton, Peterson, Pace, Pignanelli, Diederich and Mayor Webb in favor. The consent agenda was approved by a unanimous vote.

XI. *City Manager Report*

Manager Fitts reported that the city has received approval on the ZAP funding and the money should be coming shortly from the county. Also, there will be meetings every Monday with representatives from General Growth.

XII. *Council Reports*

Council Member Pace reported on the township meeting. A survey will occur in 2008 asking residents what they want to do in the way of annexing, etc.

XIII. *Recess to RDA Meeting:*

Council Member Orton moved to recess the meeting and convene as the RDA Board. Council Member Peterson seconded the motion. The Council voted in the affirmative and the meeting recessed at 8.25pm

XIV. *Work Meeting to Discuss the Following:*

Council Member Diederich moved to reconvene the City Council in a work meeting. Council Member Pignanelli seconded the motion. The Council voted in the affirmative and the meeting reconvened at 10.40pm

WORK MEETING – July 19, 2007

ATTENDANCE

Mayor Dennis Webb

Lynn Pace

Patricia Pignanelli

Steven R. Peterson – excused

Hugo Diederich

Grant Orton -

City Staff

Randy Fitts, City Manager

Craig Hall, Attorney - excused

Stephanie Carlson, City Recorder

Mayor Webb convened the work meeting at 10:40pm

a. Discussion on Proposed Street Re-Naming Ordinance – Council Member Orton

Council Member Orton presented the Council his proposal on re-naming the streets. He is proposing a name change of 2300 E and Holladay Blvd. After discussion among council members it was decided not to proceed with the process of formally changing the name of the streets at this time.

b. Discussion on Cottownood Mall – time schedule

Manager Fitts, presented to the Council the current proposed timetable regarding the redevelopment of the Cottonwood Mall. It was mentioned that this timetable would be discussed at the joint City Council/Planning Commission meeting to be held on August 9.

There being no further business before the Council, Council Member Diederich moved to adjourn. Council Member Pignanelli seconded the motion. The Council voted in the affirmative and the meeting adjourned at 11:00pm

I hereby certify that the foregoing represents a true, accurate and complete record of the Holladay City Council meeting held Thursday, July 19, 2007.

Stephanie N. Carlson, CMC
Holladay City Recorder

Dennis R. Webb, Mayor

Minutes approved: 8-16-07