

**MINUTES OF THE
HOLLADAY CITY COUNCIL MEETING**

**Thursday, July 26, 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 - excused

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 5:45 pm. The Council reviewed the items on the agenda. Mr. Hall briefed the Council on the interlocal agreement with the County on the fire station. Manager Fitts reported that there was some miscommunication with Orrin Colby from UTA and he would not be here tonight.

Council Meeting – 6:00pm

ATTENDANCE

Mayor Dennis Webb

Lynn Pace

Patricia Pignanelli

Hugo Diederich

Steven R. Peterson - excused

Grant Orton

City Staff

Randy Fitts, City Manager

Stephanie Carlson, City Recorder

Craig Hall, City Attorney-

Citizens: Michele Cate, Stan Hanks, John Haglund, Todd & Tiffany Rigby, Matt Flegal, Sam Gustafson, Mike & Jody Farley (family), Rachelle & Andrew Glenn, Vicki Nelson, Linda, Karen Nash, Melissa Lauro, Jessica Clark, Rachel Smith, Spencer Ngatuvai, Nick Barton, Jeff Cramer, Sue Elle Cummings, Nancy Folsom, Ann Watts, Oakwood Debate Team, Susan Giddings, Brooke Larsen, Kilee Metcalf, Lindsay Nash, Liz Zentner, Gail Williamsen, Robyn Goodfellow. Jim & Terry Palmer, Lee & Les Chatelain

I. Welcome – Mayor Webb

Mayor Webb called the meeting to order at 6:03 and welcomed those in attendance.

II. Pledge of Allegiance

The Pledge of Allegiance was led by Capt. Steve DeBry.

III. Public Comments

John Haglund. Spoke on the small school proposal on behalf of 44 other unable to attend. (*comments are attached*) “Two wrongs don’t make a right”. Many people feel slighted by some of the decisions by Granite District, this is the first perceived wrong. However, voting in favor of the small school proposal would create a second wrong, namely the closure of Cottonwood High. If neighborhood schools are the proper thing to do for one end of Holladay, it’s also right for the other. This proposal flies in the face of any application of fairness or equity. There is too much win-lose and additional alternatives that haven’t been explored. He encouraged the Council to table the proposal so additional discussion and research can be done.

Michele Cate – 5420 S Cottonwood Ln. Spoke on the small school proposal. She read a letter (*see attached*) from retired Cottonwood High teacher, Bill Larsen. The letter gave some history on Cottonwood High School and what a tremendous facility it is.

Todd Rigby – 2533 E 6485 S. This seems like it is becoming a Holladay district not an east-side district.
6.21.30 Council Member Pace clarified that our proposal was to include all the east side of Granite

District, but the law was drafted that the authorization to include areas has to be given by the municipality that controls the territory. This law was to give cities a greater say in establishing school district boundaries. It is an unintended consequence.

Terry Palmer – 2633 E 6200 S. Parents are concerned with Cottonwood High closing. Why are we not considered in the equation when Skyline is? Cottonwood is bigger. Busing our children is not an option. They will be bussed away from a school that is not their school and not in their neighborhood. This will become a north-south issue and we have seen that before in Holladay and it is not pretty. If this goes on the ballot how will it affect Holladay, all of Holladay. We will fight to keep Cottonwood open. How will the south side be represented in the new district if they have no representation now? Citizens deserve to see a plan. Need facts and fair representation.

6.27 Oakwood Debate Club – Katie Sweet, Adriana Wright, Madi Palmer and Sam Schwartz. They each spoke of their aspiration to attend Cottonwood High, like family members before them. They discussed the tradition of great academics and sports that Cottonwood is known for. Please allow for our families to be represented in this vote. *(a copy of their comments is available with the packet)*

Liz Zentner – 6312 S Colleton Cir. She lives in Murray and her children attend Cottonwood High. With Murray opting out of the new district what does that do to the feasibility study? She feels we will end up in a mess if we go through with this. There are issues with the bill that need to be fixed. It is unconstitutional that Murray and west side residents don't get to vote. Schools will close if this split goes through. Please vote this down.

Council Member Pace responded that it will reduce the amount the new district will pay to Granite and increase the amount Murray has to pay. It will reduce enrollment and tax base, but it does not change the bottom line just line items.

6.34.55 Sue Ellen Cummings – 2460 Ellisonwoods Ave. She is an alumna of Cottonwood High and wants her children to go there. Cottonwood provides great education programs and it is a top-notch facility. She supports Cottonwood staying open and voting NO to the school split. The flaws need to be fixed first. This fragments Cottonwood High's community.

Matt Flegal – 2800 E 4510 S. Spoke regarding a fence issue. He installed a swimming pool and raised his property four feet then added a six foot fence. He is here for an exception to the rule. His neighbor complained about the fence and after talking to him came to find he didn't have problems with the fence but the trailers he was parking and if he gets to keep the trailers then the neighbor doesn't want the fence. He has started a petition with neighbors in favor of the fence, because of the pool.

Craig Hall stated the ordinance calls for six feet about natural grade. Staff has been dealing with Mr. Flegal for a number of months and this issue precedes him. The exception needs to go to the Board of Adjustment.

Melissa Lauro – 1713 Haven Chase Ln. She is concerned that Murray deserves a vote and all those who are involved. It is the only fair way.

Mayor Webb called for a 5 minute recess. Mayor Webb reconvened the City Council meeting at 7:11:35.

IV. Consideration of Resolution 07-31 Authorizing the Mayor to Execute an Interlocal Agreement With Salt Lake County Regarding the Transfer of Property Located at Approximately 4997 S Holladay Blvd (Wayman Pond)

Council Member Diederich moved to adopt Resolution 07-31. Council Member Pignanelli seconded the motion. The Council roll call vote was as follows: Council Member Orton, Pace, Pignanelli, Diederich and Mayor Webb in favor. Resolution 07-31 was adopted by a unanimous vote.

V. Consideration of Resolution 07-32 Authorizing the Mayor to Execute an Interlocal Agreement with Salt Lake County Regarding Property Located at Approximately 4625 S 2300 E

Council Member Orton moved to adopt Resolution 07-32 with the following changes: On page 3, 2.1 “said construction...” should read “Timing of construction and financing shall be agreed upon by the parties.” Council Member Pace seconded the motion.

Council Member Pace asked for clarification. Does the existing field go away on exercise of option? We should also clarify closing; it is not upon final payment. This is an enormous accomplishment and he appreciates all the work and the County’s cooperation.

The Council roll call vote was as follows: Council Member Orton, Pace, Pignanelli, Diederich and Mayor Webb in favor. Resolution 07-32 was adopted by a unanimous vote.

VI. City Manager Report

City Manager Fitts reported on the following items:

* there has been a request to sell Christmas trees on the Casto home site and he would like the Council’s feeling on that.

* There are two positions open on the Upper Canal Board. He would like to appoint Clarence Kemp and a Council Member to fill those positions. Council Member Orton volunteered.

* The city will need to cover their costs on permit fees for the Mall, but he would like to authorize the waiving of some fees based on costs. How does the Council feel about that?

Council Member Orton commented that the city can apply for the zone change to help save fees.

Council Member Pace is uncomfortable with waiving fees. We need to follow the ordinance to protect staff.

* He advised the Council when meeting with citizens to be cautious and to always have someone else with you, especially if it gets confrontational.

VII. Council Reports

Council Member Diederich reported about their neighborhood parade. The Sheriff’s department did an excellent job in helping the kids and getting involved with the community. He thanked the Sheriff’s department and felt this is what community policing is about.

Council Member Pignanelli also thanked the Sheriff's department for their help with the ballpark issue in her area and parking, etc..

Council Member Pace has had calls from neighbors on Butternut Rd who abut the triangular parcel. They would like to work on designs for that parcel.

Council Member Orton stated the Engh Floral has volunteered to give the city some plants and we need to follow up on that.

VIII. *Recess to Work Meeting*

Council Member Pace moved to recess to a work meeting. Council Member Orton seconded the motion. The Council voted in the affirmative and Council meeting recessed at 7:47pm. Minutes of the work meeting follow.

IX. *Reconvene City Council Meeting*

Council Member Pace moved to reconvene the City Council meeting and go into a closed session for the purpose of discussing personnel issues, potential litigation and property acquisition and disposition. Council Member Orton seconded the motion. The Council voted in the affirmative and the meeting reconvened at 8:40pm with the closed session beginning at 8:41pm

X. *Closed Session pursuant to Utah Code Section 52-4-5.1 to Discuss Personnel Issues, Potential Litigation and Property Acquisition and Disposition*

Those in attendance at this Closed Session were: Mayor Webb, Council Members Diederich, Pace, Orton and Pignanelli. Council Member Peterson was absent.

Minutes for the closed session were taken and are now on file as Protected Record.

Council Member Orton moved to adjourn the closed session. Council Member Pignanelli seconded the motion. The Council roll call vote was as follows: Council Members Orton, Pignanelli, Pace, Diederich and Mayor Webb in favor. The motion to adjourn passed by a unanimous vote.

XI. *Adjourn*

Council Member Pace moved to adjourn Council meeting. Council Member Orton seconded the motion. The Council voted in the affirmative and the meeting adjourned at 10:00pm.

WORK MEETING – July 26, 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

Stephanie Carlson, City Recorder

Mayor Webb convened the work meeting at 8:05pm.

a. Update on RFP for Police Services

Manager Fitts reported that he has met with surrounding self-providing cities regarding police services and all have a strong desire to work with us and help us out. He also met with Cottonwood Heights on how we can share some services. The RFP is very broad and will let us explore all the options. The RFP will go out by the first part of August and if the Council has any comments get those to Mr. Hall. The Council needs to think about what happens to Holladay if another contract city leaves, what does that do to our contract and cost with the Sheriff’s department.

Council Member Pace would like to see a variety of options with this study and models that will work for Holladay. One sure factor is that call volume will double once there is local control.

b. Update on Township Survey – (8.21)

Council Member Pace reported on the survey. The State law requires that a survey be done of all residents in unincorporated areas by 2008. County is moving forward and has prepared a survey of services to give township residents a picture of costs, etc. This is a big deal to surrounding areas and will have a significant impact if any part of the Millcreek township decides to annex. The cities and County will have until 2010 to implement a plan. There will be further discussion on how to track people’s vote and how to implement in the coming months.

c. Update on Parks/ Recreation Issues and Bans

The Council asked the City Attorney to draft language that would ban smoking and alcohol in public parks and facilities. This needs to be consistent with other parks in the valley.

d. Discussion on Water Issues

Mayor Webb is working on reconvening the task force and setting up a meeting. This is a serious issue and we need to be on top of it and there is pressure to get this done. The Mayor will continue to provide updates to the Council.

Council Member Pace moved to reconvene the City Council meeting and adjourn to a closed session for the purpose of discussing potential litigation and acquisition of property. Council Member Orton seconded the motion. The Council voted in the affirmative and the Council meeting adjourned to a closed meeting at 8:40 pm.

Those in attendance at this Closed Session were: Mayor Webb, Council Members Diederich, Orton Pace and Pignanelli. Council Member Peterson was absent.

Minutes for the closed session were taken and are now on file as Protected Record.

Council Member Orton moved to adjourn the closed session and City Council meeting. Council Member Pignanelli seconded the motion. The Council roll call vote was as follows: Council Members, Orton, Pace, Pignanelli, Diederich and Mayor Webb in favor. The motion to adjourn passed by a unanimous vote. The meeting adjourned at 10:00 pm.

I hereby certify that the foregoing represents a true, accurate and complete record of the Holladay City Council meeting held Thursday, July 26, 2007.

Stephanie N. Carlson, CMC
Holladay City Recorder

Dennis R. Webb, Mayor

Minutes approved: 8-16-07