

**MINUTES OF THE  
HOLLADAY CITY COUNCIL MEETING**

**Thursday, October 18, 2007  
Mt. Olympus Room  
4580 S 2300 E  
Holladay, Utah 84117**

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**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:** John Freeman, David Chisholm, Barry Topham, Sgt. Bill Robertson, Jay Fearnley, Larry Facer, Angel Valadez, Jerry Turner, Devin Overlay, Scott Kiser

**I. *Welcome – Mayor Webb***

Mayor Webb called the meeting to order at 6:00 pm and welcomed those in attendance.

**II. *Pledge of Allegiance***

The Pledge of Allegiance was led by Randy Fitts.

**III. *Public Comments***

There were none.

**IV. *Presentation by Division of Alcohol Beverage Control Commission (DABC)***

*Dennis Keler and John Freeman from the DABC.* The DABC is required to consult with the local governing authority over the new location which is their purpose tonight. The current location on Kentucky Ave has parking problems as well as other issues. They are hoping to find a location that is agreeable to all. Mr. Freeman stated the proposed location to move to is on Murray Holladay Rd and the corner of Memory Lane. There is  $\frac{3}{4}$  acre of land that will be owned by the State, it is a good location with good access and it would double the size of the current store (8,000sqft). In this area there is an increase demand on products

and selection of more expensive liquor products. They want to be a good neighbor and will work with the city on architectural features that will tie in with the Village Center. The Liquor Commission still has to approve the location but if this Council is supportive it would be helpful. We are still be about a year out with all the approvals. The Council's only concern is access be off Murray Holladay Rd. The DABC has revenue of \$230 million of which \$60 million is turned back into the State General Fund, \$20 million to sales tax and \$24 million into the school lunch program as well as working with cities on education for youth.

Council Member Peterson moved to go into closed session for the purpose of discussion personnel issues, potential litigation and property acquisition. Council Member Orton seconded the motion. The Council went into closed session at 6:19pm

**V. *Closed Session Pursuant to Utah Code Section 52-4-5.1 To Discuss Personnel Issues, Potential Litigation and Property Acquisition***

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

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 reconvene into City Council Meeting. Council Member Pace seconded the motion. The Council roll call vote was as follows: Council Members Orton, Pignanelli, Pace, Peterson, Diederich and Mayor Webb in favor. The motion to adjourn at 6:45pm passed by a unanimous vote.

**VI. *Consideration of Resolution 07-39 Creating the Holladay Education Task Force, Establishing Its Mission, Purpose and Objectives***

Council Member Pignanelli moved to adopt Resolution 07-39 with the following amendments: adding public in the title and in paragraph 3 . Council Member Orton seconded the motion. The Council roll call vote was as follows: Council Members Orton, Pace, Peterson, Pignanelli, Diederich and Mayor Webb in favor. Resolution 07-39 was adopted by a unanimous vote.

**VII. *Consideration of Resolution 07-41 Requesting the Recertification of the Holladay Justice Court***

Council Member Peterson moved to adopt Resolution 07-14. Council Member Diederich seconded the motion. The Council roll call vote was as follows: Council Members Orton, Pace, Peterson, Pignanelli, Diederich and Mayor Webb in favor. Resolution 07-41 was adopted by a unanimous vote.

**VIII. *Consideration of Resolution 07-42 Amending the Agreement for Law Enforcement Services Regarding Computer Hardware, Reserve Officers and Inclusion of Paramedics on SWAT Teams***

Council Member Pace moved to adopt Resolution 07-42. Council Member Orton seconded the motion.

Council Member Diederich stated he was not opposed to the new services but he was opposed to how the proportional share of the cost was calculated.

Council Member Orton commented that he would like to have the assessment method analyzed in the future and he is still a bit unclear on the reserve officers.

The Council roll call vote was as follows: Council Members Orton, Pace, Peterson, Pignanelli, and Mayor Webb in favor with Council Member Diederich opposed. Resolution 07-42 was adopted by a unanimous vote.

**IX. *Consideration of Resolution 07-43 Regarding the Property Located at 4638 S Holladay Blvd (Dr. Clean, Barbacoa and one Outdoor Advertising Sign) Owned by 4638 S LLC, A Utah Limited Liability Company***

Council Member Peterson moved to adopt Resolution 07-43. Council Member Pignanelli seconded the motion.

Council Member Pace clarified that this in the Holladay Village Center and the use of eminent domain is for a public road.

The Council roll call vote was as follows: Council Members Orton, Pace, Peterson, Pignanelli, Diederich and Mayor Webb in favor. Resolution 07-43 was adopted by a unanimous vote.

**X. *Consideration of Resolution 07-44 Authorizing the Mayor to Execute an Agreement Terminating Conditions and Covenants Running with the Land for a Parcel Located in the Vicinity of 4835 S Highland***

Clarification was made that this item deals with the Cottonwood Inc strip. This cleans up the covenants.

Council Member Peterson moved to adopt Resolution 07-44. Council Member Pace seconded the motion. The Council roll call vote was as follows: Council Members Orton, Pace, Peterson, Pignanelli, Diederich and Mayor Webb in favor. Resolution 07-44 was adopted by a unanimous vote.

**XI. *City Manager Report***

Manager Fitts reported on meetings with General Growth and Dan Lofgren. Things are moving along. We are also beginning to meet with the Lochner Group on the Village. Randy discussed the issue of power lines in the Village.

**XII. *Council Reports***

Council Member Diederich reminded the council about the Granite School District meetings that were taking place. He attended the meeting last night at Cottonwood High and encouraged others to attend. He felt they were very worthwhile meetings.

**XIII. Recess to Work Meeting**

Council Member Peterson moved to recess to an RDA meeting. Council Member Orton seconded the motion. The Council voted in the affirmative and the meeting recessed at 7:20pm.

**WORK MEETING – October 18, 2007**

**ATTENDANCE**

Mayor Dennis Webb

Lynn Pace (arrived at 8:40pm)

Patricia Pignanelli

Steven R. Peterson

Hugo Diederich

Grant Orton

**City Staff**

Randy Fitts, City Manager

Craig Hall, Attorney

Stephanie Carlson, City Recorder

Pat Hanson, City Planner

Clarence Kemp, City Engineer

**Others:** Scott Kiser, Sgt. Bill Robertson, Devin Overly

Mayor Webb reconvened the City Council in a work meeting at 8:13 pm.

**a. Discussion on Proposed Condo Conversion Language**

Pat Hanson reviewed the changes from the last meeting and the Council discussed some of the changes. The Council discussed the building code requirements and the property report. The property report would be paid for by the applicant and the city would order it from an approved list.

**b. Discussion on Proposed Sign Amendment**

Scott Kiser from the Chamber discussed some of the concerns of the Chamber members. Builders were worried about no construction signs and they would like some type of sign. There were concerns on the number of days banners could be up. They would also like to see some type of language on maintenance of signs. There will be a public hearing on this issue on November 1.

**c. Update on Sheriff's Contract (8:45:20)**

Craig Hall reviewed a list of talking points on the Sheriff's contract that the sub committee will take to the Sheriff. The points included items such as Law Enforcement Control Board, term of contract, pricing, personnel matters, and allocation formula. The subcommittee will set up a meeting within the next week to meet with Sheriff Winder and report back to the Council.

**d. Update on Village Center**

Mayor Webb reported that he is in possession of the draft contract and is reviewing it. He hopes to have it to the Council in the next few weeks.

There being no further business before the Council. Council Member Orton moved to adjourn with Council Member Peterson seconding. The meeting adjourned at 9:40pm

*I hereby certify that the foregoing represents a true, accurate and complete record of the Holladay City Council meeting held Thursday, October 18, 2007.*

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Stephanie N. Carlson, CMC  
Holladay City Recorder

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Dennis R. Webb, Mayor

Minutes approved: 11-1-07