

*Approved September 10, 2019*

**MINUTES OF THE DRAPER CITY COUNCIL MEETING HELD ON TUESDAY, AUGUST 27, 2019, IN THE DRAPER CITY COUNCIL CHAMBERS, 1020 EAST PIONEER ROAD, DRAPER, UTAH**

PRESENT: Mayor Troy K. Walker, and Councilmembers Mike Green (by phone), Tasha Lowery, Alan Summerhays, Marsha Vawdrey, and Michele Weeks (by phone)

EXCUSED:

STAFF PRESENT: David Dobbins, City Manager; Mike Barker, City Attorney; Laura Oscarson, City Recorder; Scott Cooley, City Engineer; Hazel Dunsmore, Human Resource Director; John Eining, Police Chief; Rhett Ogden, Recreation Director; Christina Oliver, Director of Community Development, Clint Smith, Fire Chief, and Bob Wylie, Finance Director

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**Dinner**

**Study Meeting**

**1.0 Presentation: Chase Hansen on Project Empathy**

1.1 Mr. Hansen stated that he wanted to create a project to help the homeless, called Project Empathy. With this program they worked to help those who suffered from homelessness. He gave examples of how they have reached out to those in Salt Lake County that were homeless. He stressed the importance of understanding how these people thought and felt. It was important to treat homeless people like everyone else, and that they needed to be considered a part of the community. Project Empathy has had a significant impact on these people.

Councilmember Vawdrey asked how Mr. Hansen approached homeless people. Mr. Hansen responded he simply asked them questions as he met them. He invited them to events organized by Project Empathy.

**2.0 Discussion: Recycling Program**

2.1 Mr. Markle explained that the cost of recycling had risen and become more difficult. They were proposing these changes to overcome these challenges. He said they needed to educate the public that the costs had risen and what was acceptable to recycle.

Councilmember Summerhays stated that the prices would continue to rise. Therefore, it would be a good time to raise the prices to reflect future costs. Trans-Jordan Landfill presented the City with the acceptable materials to recycle, which Mr. Markle also reiterated in his presentation to the Council. He explained it cost them more to separate out unacceptable materials. Councilmember Summerhays suggested they provide a sticker that listed the acceptable materials to put on the cans.

Mr. Markle said they were putting out an RFP for the recycling contract. Councilmember Lowery said she wanted the new recycling program to be voluntary.

Mr. Markle continued by explaining they would issue violations for residents who did not comply with the acceptable material. They would give out several warnings rather than take the can away. The customer would have a chance in the future to have the can returned.

Mr. Markle explained there was no market for green waste as the landfills did not make significant money off it. They were only willing to take small portions of the waste.

### **3.0 Council/Manager Reports**

3.1 Councilmember Summerhays stated that he wanted to make the property at Deer Ridge open space and include it into the Conservation Easement. The area in question would not be suited as a cemetery, and there were better options available. He said it was not worth developing.

3.2 Councilmember Vawdrey suggested they reduce the amount of parking required in the code. It was agreed that as a Council they could discuss this issue.

3.3 Councilmember Lowery stated that there were parking issues due to soccer games. She noted people were double parking and causing traffic. Mr. Dobbins stated they were working on revising the City code to prevent parking too close to driveways. This would help improve the parking situation throughout the City. He suggested they put up “no parking” signs near the soccer field to mitigate the issue.

Councilmember Lowery stated that the cell service in Suncrest was poor, which was concerning for emergencies. Councilmember Summerhays added that service was poor all over Draper. Chief Smith stated they used their radios for emergencies and did not rely on cell service. There was nothing they could do, as they depended on the cell companies to build more towers. There was subsequent discussion about the cell coverage and potential locations for additional towers.

Councilmember Lowery reported that a fire started in a power box due to rattlesnakes. She asked if there was anything they could do to prevent this in the future, as this was not the first occurrence.

### **Business Meeting**

#### **1.0 Call to Order: Mayor Troy K. Walker**

#### **2.0 Thought/Prayer and Pledge of Allegiance**

2.1 DeLaina Tonks offered the prayer.

2.2 Chief Clint Smith led the Pledge of Allegiance.

### **3.0 Public Comments**

To be considerate of everyone attending the meeting, public comments will be restricted to items not listed on this or a future agenda and limited to three minutes per person. Comments which cannot be made within these limits should be submitted in writing to the City Recorder prior to noon the day before the meeting. Comments pertaining to an item on the agenda should not be given at this time but should be held until that item is called.

3.1 No one came forward, so Mayor Walker closed the public comment period.

### **4.0 Consent Items**

- a. **Approval of August 6, 2019 City Council Meeting Minutes**
- b. **Approval of the 2019 Primary Election Canvass of Votes**
- c. **Approval of Resolution #19-50, appointing DeLaina Tonks as an alternate member to Planning Commission**
- d. **Agreement #19-197, Interlocal Cooperation Agreement between Draper City and Salt Lake County for Installation of a Traffic Signal at the Intersection of Traverse Ridge Road and Manilla Drive.**

4.1 **Councilmember Vawdrey moved to approve the consent items. Councilmember Lowery seconded the motion.**

4.2 **A roll call vote was taken with Councilmembers Green, Lowery, Summerhays, Vawdrey, and Weeks voting in favor. The motion passed unanimously.**

### **5.0 Public Hearing: Resolution #19-52, a resolution of the Draper City Council declaring parcel 34-05-303-010, at 789 East Corner Ridge Road as surplus property and authorizing the sale of the same**

5.1 Scott Cooley, Public Works Director, presented the staff report as well as an aerial map of the subject property. He explained that there was a low point in the road in front of the property that had caused flooding on the property. He presented a solution that would divert water away from the property: a drain was installed to accomplish the diversion. He concluded that while staff were not certain, they were confident the property was safe from future flooding.

5.2 Councilmember Lowery asked if there was any reason to not sell the property. Mr. Cooley said he was confident the property was ready to sell. He therefore recommended they move forward with the surplus. He noted there was a large storm this summer that did not affect the house.

5.3 **Mayor Walker opened the meeting for public comment.**

- 5.4 Steve Carn, resident, said he was concerned about this property. He noted he was an engineer and was qualified to comment on the improvements. He explained that water could still collect in the backyard. They City needed to determine who would maintain the improvements.
- 5.5 Jennifer Peacock, resident, said she was also concerned with the property, noting that the improvements pushed water toward her home, the neighboring property.
- 5.6 Ed Degan, resident, stated he was a neighbor. He asked the City not to rent the property as they did not take care of property. He noted having shot a video recording of the property when it rained to show it drained well.
- 5.7 Mayor Walker closed the meeting for public comment.**
- 5.8 David Dobbins, City Manager, stated that the water was public and therefore the City was required to maintain the drainage.
- 5.9 Councilmember Lowery asked about the connection to the canal. Mr. Cooley responded they were not concerned about the connection. The City would do additional improvements if needed.
- 5.10 Councilmember Weeks asked what was done so as to not move the problem to the neighbors. Mr. Cooley stated this was the only property that flooded, and they had not received any complaints about flooding from the neighbors.
- 5.11 Councilmember Summerhays agreed they needed to sell the property.
- 5.12 Mayor Walker suggested they rent the property for a year to ensure that the property did not flood.
- 5.13 Councilmember Vawdrey moved to approve Resolution #19-52, declaring property located at 789 East Corner Ridge Road as surplus. Councilmember Summerhays seconded the motion.**
- 5.14 A roll call vote was taken with Councilmembers Green, Lowery, Summerhays, Vawdrey, and Weeks voting in favor. The motion passed unanimously.**
- 6.0 Public Hearing: Provide Local Consent for Single Event Alcohol License to Donkey Tails Cantina**
- 6.1 Councilmember Summerhays recused himself as the event would benefit his son.
- 6.2 Christina Oliver, Director of Community Development, explained the applicant met all the requirements for the alcohol license.
- 6.3 Mayor Walker opened the public hearing.**

- 6.4 Mayor Walker closed the public hearing.
- 6.5 Councilmember Weeks moved to approve the Local Consent for Single Event Alcohol License to Donkey Tails Cantina. Councilmember Lowery seconded the motion.
- 6.6 A roll call vote was taken with Councilmembers Green, Lowery, Vawdrey, and Weeks voting in favor. Councilmember Summerhays recused himself from voting. The motion passed.
- 7.0 **Public Hearing: Provide Local Consent for Single Event Alcohol License to Icon Culinary: Second Chance Prom Event**
- 7.1 Christina Oliver, Director of Community Development, explained the applicant met all the requirements for the alcohol license.
- 7.2 Mayor Walker opened the public hearing. No comments were offered, and he closed the public hearing.
- 7.3 Councilmember Weeks moved to approve the Local Consent for Single Event Alcohol License to Icon Culinary: Second Chance Prom Event. Councilmember Summerhays seconded the motion.
- 7.4 A roll call vote was taken with Councilmembers Green, Lowery, Summerhays, Vawdrey, and Weeks voting in favor. The motion passed unanimously.
- 8.0 **Action Item: Approval of Agreement #19-207, contract with Rocky Mountain Recycling, authorizing the Mayor to execute the contract with Rocky Mountain Recycling to provide recycling services for Draper City Public Works**
- 8.1 Scott Cooley, Public Works Director, presented the contract to the Council. He asked for questions.
- 8.2 Councilmember Lowery moved to approve Agreement #19-207, contract with Rocky Mountain Recycling. Councilmember Summerhays seconded the motion.
- 8.3 A roll call vote was taken with Councilmembers Green, Lowery, Summerhays, Vawdrey, and Weeks voting in favor. The motion passed unanimously.
- \*\* *Councilmember Weeks left the meeting at 7:33 p.m.*
- 9.0 **Council/Manager Reports**
- 9.1 Councilmember Summerhays stated there was no repercussion for those who did not pay sewer fees. The storm water fees were not paid by the businesses that leased or purchased the property and the property owner would be left with the costs. He asked for suggestions

on how to address this issue, stressing that it was not fair the property owner was left with the bill. It was argued that the property owner should remove the businesses that did not pay. Mr. Dobbins said he would investigate the number of cases in which this was taking place.

- 9.2 Christina Oliver, Community Development Director, reported they were closing the public feedback period with regards to the City's General Plan. She said they received hundreds of surveys and explained that they had received a lot of complaints about code enforcement. She asked how the Council wanted to proceed with enforcing violations.

Mr. Dobbins suggested they issue warnings. Councilmember Green and Vawdrey agreed. Mayor Walker agreed they needed to do better at enforcing City code. Mr. Barker said there were residents that ignored the City code, and this needed to be addressed. Councilmember Vawdrey clarified she said they should be lenient for smaller infractions.

Ms. Oliver commented that the cost would rise as they enforced the code. Mayor Walker responded they should raise the fines as the cost went up. Ms. Oliver said there were complaints of illegal structures and other infractions made every day.

- 9.3 Councilmember Green asked when the Council Meetings would separate legislative and administrative items. He also asked if the City planned on giving active duty military personnel a break on utilities. Mr. Dobbins responded the next agenda would have the items separated. He said the fee waiver would be updated on an upcoming agenda.

- 9.4 Rhett Ogden, Parks and Recreation Director, updated the Council about the parking signs at Coyote Hollow Trail Head. It was determined they could restrict the parking to those using the trail head. He noted this was impossible to enforce.

Councilmember Summerhays said this was the purpose widening the street: to prevent vehicles from crowding the road. There is currently no parking on one side of the street. Mayor Walker said if they wanted to enforce the parking, they needed to create a parking enforcement department.

\*\* *Councilmember Green left the meeting at 8:10 p.m.*

- 9.5 Scott Cooley, Public Works Director, used the PowerPoint presentation to display a section of the City where there was a parking issue. He suggested they not allow parking on one side of the road. This would improve safety and traffic problems.

- 9.6 Councilmember Summerhays asked about the speed limit on this road. Mr. Dobbins responded it was difficult to determine the best limit to prevent speeding.

## **10.0 Adjournment**

- 10.1 Councilmember Lowery moved to adjourn the meeting. Councilmember Summerhays seconded the motion.**

**10.2 A roll call vote was taken with Councilmembers Green, Lowery, Summerhays, Vawdrey, and Weeks voting in favor. The motion passed unanimously.**

10.3 The meeting adjourned at 8:19 p.m.