

Approved 06/17/14

**MINUTES OF THE DRAPER CITY COUNCIL MEETING HELD ON TUESDAY, JUNE 3, 2014, IN THE DRAPER CITY COUNCIL CHAMBERS, 1020 EAST PIONEER ROAD, DRAPER, UTAH.**

*“This document, along with the digital recording, shall constitute the complete meeting minutes for this City Council meeting.”*

PRESENT: Mayor Troy Walker, and Councilmembers Bill Colbert, Bill Rappleye, Jeff Stenquist, Alan Summerhays, and Marsha Vawdrey

STAFF PRESENT: David Dobbins, City Manager; Russ Fox, Assistant City Manager; Doug Ahlstrom, City Attorney; Rachelle Conner, City Recorder; Keith Morey, Community Development Director; Rhett Ogden, Recreation Director; Glade Robbins, Public Works Director; Bryan Roberts, Police Chief; and Garth Smith, Human Resource Director

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**Study Meeting**

**1.0 Dinner and Tour of Lone Peak Hospital**

**2.0 Budget Work Session**

2.1 The City Council will hold the budget work session on June 17, 2014, at 5:30 p.m.

**3.0 Council/Manager Reports**

[6:42:07 PM](#)

3.1 David Dobbins, City Manager, advised staff will be purchasing Samsung tablets for the Planning Commission members. There is no air card needed, so there is no data plan associated with them. This will allow staff to provide the Planning Commission agendas and packets electronically so they no longer have to hand deliver the paper copies to the Planning Commission member’s homes. This will save the City both time and money.

Mr. Dobbins noted the City has received a cost for the demolition of the Park School. It is \$250,000, which includes demolishing the building as well as hauling everything away. They have not bid anything out at this time. He noted the City Council could add that to next year’s budget if they desired.

Mr. Dobbins then indicated Kimball Investments owns the property south of Swire Coca Cola. They would like to do some manufacturing development in that area. They are interested in having a Special Assessment Area to extend Lone Peak Parkway along the frontage of their property. The City would assess their property, bond for the project, and Kimball Investments would make the bond payment to pay for the road.

Mr. Dobbins stated he met with the individual from the last Council meeting in reference to installing a plaque on the bridge for Susan Madsen. They would like to put in a bench,

install a plaque, and improve the bridge in Corner Canyon. They have the funds to do it; however, the City has no policy in place for this type of thing. The consensus of the Council was to have staff do the work and have this group pay for it.

[6:49:32 PM](#)

3.2 Councilmember Rappleye advised the sign problem has escalated, and the City needs to do something about it.

Russ Fox, Assistant City Manager, indicated the City has hired the Code enforcement Officer, and their priority is to work on the signs.

Mr. Dobbins noted staff will contact the person the first time and have them come pick the signs up.

[6:52:04 PM](#)

3.3 Mayor Walker stated he had sent the other Councilmembers a photograph of the turf dual soccer fields at Rowland Hall. He said he would like the City to look at doing this at Galena Park. Councilmember Colbert and Councilmember Summerhays stated the City should apply for a grant to have this done at Galena.

Mr. Dobbins noted in order for the City to qualify for a grant, they need to adopt a water conservation ordinance. Staff is going to bring back a number of things in the budget, including:

- Dog Park
- Park School Demolition Costs
- Slurry Seal on Traverse Road
- Reconstruction of Deer Ridge Drive

Staff will have this in the final budget adoption for the Council to consider.

[6:56:17 PM](#)

3.4 Bryan Roberts, Police Chief, stated the Police Department will be involved in the Special Olympics Torch Run on Thursday morning. He invited everyone to Draper City Hall to participate in a short presentation and refreshments.

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3.5 Mr. Fox indicated the ground breaking for the Police Building will be June 12, 2014, at 4:00 p.m.

**Business Meeting**

[7:03:27 PM](#)

**1.0 Call to Order**

1.1 Mayor Walker called the meeting to order and welcomed those in attendance.

[7:03:48 PM](#)

**2.0 Comment/Prayer and Pledge of Allegiance**

[7:03:59 PM](#)

2.1 The prayer was offered by Isaac Talbot

[7:04:36 PM](#)

2.2 The flag ceremony was performed by Scout Troop #1002.

[7:06:26 PM](#)

**3.0 Citizen Comments**

[7:09:29 PM](#)

3.1 Kyle Waters, 1377 East Jean Circle, thanked the City Council for their service. He introduced himself and advised he is running for House District 51, which covers a big section of Draper. He noted if anyone has any questions or concerns about Draper, they are welcome to contact him.

[7:10:22 PM](#)

3.2 Bruce Hevelone, 13004 South 1300 East, stated he grew up in Draper, and it has been a good place for him. He thanked the City Council for their diligence and the sacrifice they make.

[7:11:20 PM](#)

**4.0 Recognition: Utah Jazz Recognition of the Draper City Recreation Department**

[7:11:33 PM](#)

4.1 Nate Martinez, Utah Jazz, recognized the City of Draper for their participation in the Junior Jazz Program. They just completed their thirty-first year of the program, and each year they have over 50,000 kids participate. He expressed appreciation to Rhett Ogden, Draper Recreation Director, and his staff for their help with the program. The Draper Recreation Department had more participating kids than any other City this year. Draper also received an award for the largest growth in the Junior Jazz Program. He presented the awards to the Mayor and City Council.

[7:18:00 PM](#)

**5.0 Consent Items**

- a. Approval of May 27, 2014, Minutes
- b. Amending the Bylaws of the Suncrest Owners Association
- c. **Resolution #14-40**, Approving the FY2014 VAWA Grant Award

[7:18:12 PM](#)

**5.1 Councilmember Rappleye moved to approve the consent items. Councilmember Summerhays seconded the motion.**

[7:18:48 PM](#)

**5.2 A roll call vote was taken with Councilmembers Colbert, Rappleye, Stenquist, Summerhays, and Vawdrey voting in favor. The motion passed unanimously.**

[7:19:01 PM](#)

**6.0 Public Hearing: Draper City Tentative Budget for Fiscal Year 2014-15.**

[7:19:13 PM](#)

**6.1 Mayor Walker opened the public hearing. No one came forward to speak, so Mayor Walker closed the public hearing.**

[7:19:49 PM](#)

6.2 Mr. Dobbins indicated this item will be on the June 17, 2014, agenda for final adoption.

[7:20:02 PM](#)

6.3 Councilmember Colbert noted the budget details are available on the City's webpage. He encouraged everyone to review the budget.

[7:21:14 PM](#)

**7.0 Public Hearing: Ordinance #1103, On the Request of Matt Lepire for Approval of a Zoning Map Amendment Changing the Zoning Designation From RA1 (Residential Agricultural) to R3 (Residential) on Approximately 2.33 acres Located Generally at 13322 South 1300 East.**

[7:21:51 PM](#)

7.1 Keith Morey, Community Development Director, gave a brief history of the subject property. At the Planning Commission meeting, the neighbors had some concerns with the proposal. The Planning Commission had a split vote of 3 to 2 and forwarded and negative recommendation to the City Council. The surrounding area has smaller lots as well as larger lots, so staff is supportive of this zone change. There are more of these types of requests coming in, and staff feels that as they move forward with updating the General Plan, they should talk about this. More and more people want larger homes on smaller lots. That is not a reflection on poor quality homes; people just do not want to do a lot of yard maintenance.

[7:25:50 PM](#)

7.2 Councilmember Colbert noted the smaller lots would not have animal rights. There are larger lots in the area that can have large animals, which can cause a problem in the neighborhood.

[7:27:19 PM](#)

**7.3 Mayor Walker opened the public hearing.**

[7:27:27 PM](#)

7.4 Paul Brady, 1217 East Bear Hollow Cove, noted development is inevitable. However, when this property was first proposed to be developed they were slated to be gross half-acre lots and it was changed to net half-acre lots. This request is for gross third-acre lots. He asked that it be changed to net third acres in order to maintain more of an open feel and to decrease the density. All of the lots behind this property are net half-acre lots. There will be another application on the parcel north of this in a couple of weeks. He asked the City Council to remember ordinances for half-acre developments and whether they are gross or net type developments.

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7.5 Jeremy Jensen, 13039 South 1300 East, stated he is strongly opposed to third acre lots. These lots would be smaller than everything around it. High density on an already busy road would cause more of the problem. A third lane will not take care of the backup issues the road already has. He stated the map displayed showed that the surrounding lots are all larger.

[7:30:32 PM](#)

7.6 Kim Agnew, 13005 S 1300 E, noted she is concerned about all of the residential trying to move into smaller lots. The thing that drew her to Draper was the ability to have livestock. She loves the small farm lots with animals. If the City allows the property owners to increase their density, Draper will become like any other city and will lose its charm.

[7:31:25 PM](#)

7.7 John Evans, 13011 South Fort Street, noted he recently moved to Draper because of how open it is. To try to get one more house on a lot is ridiculous. He would like to keep Draper as beautiful and open as possible.

[7:32:15 PM](#)

7.8 Joe Timmons, 13276 South 1300 East, stated he moved here thirty years ago. He sold his horses, but he intends to stay here. He is not opposed to development; however, there are a few parcels of property next to him that will be developed. He is concerned about accessibility. He lost parts of his front yard to the City for the school, and he is concerned how the future development will affect his property.

[7:35:35 PM](#)

7.9 Debbie Watts Powelson, 13332 South 1300 East, noted she considers her property horse property even though she does not have horses right now. She agreed with the previous comments about traffic. She said 1300 East is a nightmare already with the number of schools there. She stated she would not oppose half-acre lots; however six homes next to her is too much. She has lived here for twenty-five years, and she is against one-third acre lots.

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**7.10 Mayor Walker closed the public hearing.**

[7:37:16 PM](#)

7.11 Matt Lepire, applicant, noted there is diversity in size in this area as well as use. He expressed his opinion that the amenities are in place for third-acre lots. This is not high density, and this is an opportunity to take advantage of the amenities that are already in place. Most of the traffic in this area comes from outside because of the schools. One way to diffuse this is to utilize what they already have on 1300 East, such as the sidewalks.

[7:39:07 PM](#)

7.12 John Bechard, property owner, noted he lives in this area and is the last homeowner with horses. He asked the City Council to consider this application. He stated it will help with the schools in the area. He said he is part of this community and is not just a developer from the outside.

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7.13 Councilmember Summerhays asked Mr. Brady to clarify what he meant in terms of gross acreage and net acreage. Mr. Brady explained the lots would be required to have a minimum of 13,000 square feet.

Councilmember Stenquist advised the staff report states the resulting subdivision would be an average of 17,000 square foot lots.

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7.14 Mr. Lepire indicated he thinks they are basing that on the tentative design. They will have to adhere to the 13,000 square foot size in the plat. The ordinance is very clear, and they will adhere to all of the guidelines.

[7:43:38 PM](#)

7.15 Mr. Morey clarified that this is a zone change, so they do not have site plan that would show how the lots would lay out or what the sizes would be.

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7.16 Councilmember Rappleye suggested the Council let this application run the normal course. Councilmember Vawdrey agreed.

[7:45:04 PM](#)

7.17 Councilmember Colbert indicated he is concerned about the density. He expressed concern that it will change the character of the area by approving smaller lots, and they need to be careful with this big of a step. This street and Boulder Street have the larger lots, and he wants to keep it that way.

[7:46:39 PM](#)

7.18 Councilmember Stenquist noted it is important that they keep in mind that the neighbors would be comfortable with half-acre lots. If they compared the half-acre lots with third-acre lots, it is really only a difference of maybe two houses. The traffic impact is very minimal. This is a change in terms of adding the R3 zone in this area. He indicated 1300 East is busy, so it might not be viable to have a large home on a large lot. It might be more marketable to have a large home on the third-acre lot.

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7.19 Mayor Walker noted this item will be brought back on the next agenda for the City Council to consider. The meeting will be on June 17, 2014.

[7:49:45 PM](#)

8.0 **Public Hearing: Ordinance #1104, On the Request of Matt Lepire for Approval of a Zoning Map Amendment Changing the Zoning Designation From RA1 (Residential Agricultural) to R3 (Residential) on Approximately 5.5 acres Located Generally at 13000 South 1300 East.**

[7:50:16 PM](#)

8.1 Mr. Morey noted this item is similar to the Bechard rezone. The neighbors have the same concerns at the Planning Commission meeting on this item that they did on the previous one. The Planning Commission forwarded a 3 to 2 negative recommendation to the City Council. Staff feels that this meets the future land use, so they are in favor of this proposal. Staff feels as strongly about preserving the nature of Draper City as the residents and City Council does. As staff looked at this project, the ability to build this product probably is not much more dramatic than what they could do without the zone change. Staff understands the Planning Commission vote as well as the neighbors concerns, but they still feel it meets the future land use zone given this part of Draper.

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8.2 Councilmember Stenquist asked whether the existing home would be demolished.

[7:53:52 PM](#)

8.3 **Mayor Walker opened the public hearing.**

[7:54:05 PM](#)

8.4 Bruce Hevelone, 13004 South 1300 East, stated he raises bees, and there are plenty of trees around here. It concerns him that they are changing from a residential agricultural use and wondered what his land use restriction would be after this change. He said he is opposed to the change because he feels he is being limited with his land use. He would like to live here until he retires, and he does not think the physical size of his lot would allow him to have both his land use and maintain what he wants to do with the building.

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8.5 Scott Johnson, 1221 East Fox Crossing, noted he moved to the area about nine months ago. He understands the need for property rights and development; however, taking the lot size down to one- third acre lots. There is a lot of logic to try to do this at half-acre, but to go down to third acre causes concern for him and his family.

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8.6 Kim Agnew, 13005 South 1300 East, noted her horses are directly across from this property. She noted when they tore down the home by the park and put the six lot subdivision in there, she thought they were ruining it, and now they are installing a wall to make it a private compound. She said she does not want that across from her. She wants the area to stay open. It is greed, and it bugs her.

[7:58:00 PM](#)

8.7 Brandy Bennett, 1228 East Fox Crossing, stated she agrees with the lady that just spoke. She bought her home because it was agricultural behind her. She grew up on a farm, and she likes that. A half-acre is too busy, and will cause more traffic. Adding another entrance in their area will cause a safety hazard. She said she would prefer to keep the lot size at one-acre.

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8.8 Bill Agnew, 13005 South 1300 East, said the traffic on 1300 East is already bad. This development will add an average of fifty-two cars onto an already busy road. He said he is against the construction of third-acre parcels.

[8:01:40 PM](#)

8.9 Kent Lewin, 12983 Alder Oaks Circle, advised the most important thing to him is that almost all of Fox Crossing exits onto 1300 East. He feels it is very close for additional vehicles coming in and out. He moved to Draper because of the larger acreage. He said he is not sure he would be opposed to half-acre lots; however, he would like to maintain the acreage size of the existing area.

[8:03:39 PM](#)

8.10 Jeremy Jensen, 1309 South 1300 East, said this proposal would change the area. The people who live in this area are the best neighbors ever. He understands property rights. He works in construction, but he does not want to lose the animal rights in this area. There were about 125 signatures opposing this application. He has heard the half-acre lots would allow 6-8 lots and not 13. Right now there are 4. He could probably stomach that if he had to, but he would not want 13 lots. Safety is his biggest concern and installing sidewalks will help that but it will not fix the problem. There is at least one accident at Fox Crossing each week.

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8.11 Bryan Eastham, 12984 Alder Brook Circle, addressed comments he heard. The first was by staff saying that these kind of requests are going to increase, and the other is that

maybe they cannot market the half-acre parcels anymore. It is the decisions being made by the City that would kill this area. He encouraged the City Council to look at all of these requests and assume that today the third-acres requests will be tomorrow's quarter-acre requests. He asked them to draw a line in the sand help preserve the value along 1300 East.

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**8.12 Mayor Walker closed the public hearing.**

[8:08:35 PM](#)

8.13 Matt Lepire, applicant, stated the young professionals he has spoken with are not looking for half-acre lots. Draper is growing and introducing a lot of new jobs. Executives do want to live in this area. The third acre concept will still attract more upper scale homes with upper scale buyers. It will allow more diverse groups to come to this area that do not want half-acre lots. He understands that change is hard.

[8:10:32 PM](#)

8.14 Councilmember Summerhays questioned whether the applicant has bought all of the properties. Mr. Lepire indicated they are in discussion right now to do land acquisition in that area. The biggest portion of the property is currently under contract. People want to get as much out of their property as they can. The values for this project will increase the value of the surrounding properties as well.

Councilmember Summerhays asked if they went with 2.96 in the back whether they would have enough right-of-way. Mr. Lepire indicated he has a verbal agreement in place, and he thinks they have a way to easily access the property.

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8.15 Mr. Dobbins clarified that the R3 property does not have animal rights. If a property is rezoned, and they currently have animals, they will have a legal non-conforming use. They can continue to have animals until the use of the property is changed. Also, the City is planning to reconstruct 1300 East next year from the roundabout to 13200 South. There will be a lane in each direction, a center turn lane, and curb, gutter, and sidewalk on both sides.

[8:15:01 PM](#)

8.16 Councilmember Colbert stated he is concerned with where they are going with some of these. He lives on a very small lot in Suncrest, but he is appreciative of the larger lots. He does not think that property rights involve increasing the density to the property. The Master Plan identifies this area as low density. The larger lots are what make the city special. Once they approve this for one person, he does not see how they can deny another application. There are a lot of areas that can be zoned for high-density, but he does not think the City needs to allow that in the core area of the city.

[8:17:45 PM](#)

8.17 Councilmember Rappleye noted the average density in the area is half-acre. He sees some issues with the idea of what is being proposed, but the map shows that most of the lots are already half acre.

[8:18:33 PM](#)

**8.18 Councilmember Colbert moved to suspend the rules. Councilmember Rappleye seconded the motion.**

[8:18:51 PM](#)

8.19 Councilmember Stenquist stated this application is similar to the other zone change that was discussed prior. If they are taking the time to think about the other application, they should take the time to consider this one as well.

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**8.20 A roll call vote was taken with Councilmembers Colbert and Rappleye voting yes. Councilmembers Stenquist, Summerhays, and Vawdrey voting no. The motion failed for lack of a majority vote.**

[8:19:31 PM](#)

8.21 Mayor Walker indicated this item will take the normal course. The City Council will consider this at the June 17, 2014, meeting.

[8:19:48 PM](#)

**9.0 Public Hearing: Ordinance #1106, On a request by Tim Soffe to amend the text of Table 9-13-1 of the Draper City Municipal Code by adding the use Office, General. The use would be permitted in the M1 and M2 zones.**

[8:20:08 PM](#)

9.1 Mr. Morey advised this request is to allow the office to be a permitted use in the M1 and M2 zones. Staff felt it was just an oversight, and it did not make any sense not have it be a permitted use.

[8:20:35 PM](#)

**9.2 Mayor Walker opened the public hearing. No one came forward to speak, so Mayor Walker closed the public hearing.**

[8:20:57 PM](#)

9.3 Tim Soffe, applicant, indicated this is just a matter of book keeping. He thinks this use was intended to be there, but it just did not make the list.

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**9.4 Councilmember Rappleye moved to suspend the rules. Councilmember Summerhays seconded the motion.**

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**9.5 A roll call vote was taken with Councilmembers Colbert, Rappleye, Stenquist, Summerhays, and Vawdrey voting in favor. The motion passed unanimously.**

[8:22:10 PM](#)

**9.6 Councilmember Rappleye moved to approve Ordinance #1106. Councilmember Vawdrey seconded the motion.**

[8:22:41 PM](#)

9.7 Councilmember Stenquist noted he thinks they will see some office projects in manufacturing zones as part of this change, and he is okay with that.

[8:22:57 PM](#)

9.8 Mr. Dobbins stated he thinks they will see a combination of manufacturing uses with an office component.

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**9.9 A roll call vote was taken with Councilmembers Colbert, Rappleye, Stenquist, Summerhays, and Vawdrey voting in favor. The motion passed unanimously.**

[8:24:08 PM](#)

**10.0 Action Item: Agreement #14-93, For Approval of Reimbursement for a Storm Drain Line, Approval of a Deviation to Street Design Standards, and Approval of the Salz Cove Minor Subdivision.**

[8:24:28 PM](#)

10.1 Mr. Morey noted the City Council talked about this at the last Council meeting. He displayed pictures of the property. The primary issue from the discussion was where the storm drain would go. He displayed a map showing where the existing public utility easement (PUE) is.

[8:26:08 PM](#)

10.2 Councilmember Colbert asked whether they would be able to route the storm drain line around the existing prison line. From the City's perspective, it appears that using the existing line would be the best solution. They would not have to condemn any property.

Glade Robbins, Public Works Director, advised they do not have the depth information at this point. They would need to look into that.

Councilmember Summerhays noted it is twenty-eight inches deep. They would be able to divert around it. It is a very old pipe. That should not be a problem.

[8:27:54 PM](#)

10.3 Councilmember Stenquist indicated this is a minor subdivision. If the storm drain reimbursement and street design deviation were not being considered as a part of this

application, the subdivision approval would not have even come to the City Council. Mr. Morey stated that is correct. When there was not a consensus with the neighbors about the storm drain line, staff felt it elevated this to the point where it should have City Council input as well.

Councilmember Stenquist then asked if the City Council were to approve this as presented, whether they would have to determine where the storm drain line would go or is it something that staff can continue to work out with the neighbors. Mr. Dobbins replied if the City Council approves the subdivision and the deviation, he would recommend the Council allow staff to continue working with the developer and the property owners to come up with a solution that would mitigate as many concerns as possible. Staff would prefer to construct the storm drain line in the private lane. If the Council has a preference for where to place the line, they should make that a part of the motion.

[8:30:17 PM](#)

10.4 Councilmember Stenquist stated the cost estimate for this project is \$87,000 and \$30,000 of it is for easements. The City could potentially save \$30,000 by using the existing PUE. There might be additional costs in terms of landscaping, but there should be an overall cost savings by staying within the PUE. Mr. Dobbins stated that is correct.

[8:30:51 PM](#)

10.5 Councilmember Vawdrey asked whether the easement was all inside their back fence lines. She was told it was.

[8:31:17 PM](#)

10.6 Councilmember Stenquist stated they have had a problem in this area for years, and they have set it aside. The City has been draining water onto a piece of property that is not theirs, and they have not corrected the problem. So what the Council is voting on here is to finish this pipeline.

[8:32:27 PM](#)

10.7 Mr. Morey advised it is a timing issue as well. As the development goes forward, they will be working on resolutions for their own storm drain issues. The City recognizes that they have a contributing part of that problem, and it is appropriate for the City to partner with them to solve the problems.

[8:32:59 PM](#)

10.8 Councilmember Colbert asked how the City drains Stanford Court right now. Mr. Robbins advised it has its own line that takes the water to the west. He does not think the elevation would allow the line to bring it from that location.

Mr. Dobbins noted part of the issue is that the City does not have an easement to get it to the area. They cannot bring it down the prison line because it is not a good idea to have a storm water line on top of a water line. Historically, the storm water went down a pipe or a ditch where the PUE is, which is why the PUE is there.

[8:34:08 PM](#)

10.9 Councilmember Rappleye asked how old the easement is. Mr. Dobbins noted the PUE was approved as part of the Stanford Court subdivision. It was in the mid 1990s.

[8:35:04 PM](#)

**10.10 Councilmember Stenquist moved to approve Agreement #14-93, the deviation to the street design standards, and the Salz Cove subdivision. Councilmember Colbert seconded the motion.**

[8:36:48 PM](#)

10.11 Councilmember Rappleye expressed concern that if the City looks at the public utility easements, and decides not to use them, it will cause a problem. It may be appropriate to use the PUE since there has not been any other solutions come about.

[8:37:37 PM](#)

**10.12 Mayor Walker clarified for the record that the motion is to approve it as written. There are no specifications that the project be put in the PUE. Councilmember Stenquist stated that is correct. He is happy to leave it up to staff and the developer to see if they can work out an agreement; otherwise, they can put it down the PUE.**

[8:38:06 PM](#)

**10.13 A roll call vote was taken with Councilmembers Colbert, Rappleye, Stenquist, Summerhays, and Vawdrey voting in favor. The motion passed unanimously.**

[8:38:23 PM](#)

**11.0 Action Item: Ordinance #1113, Repealing Section 7-4-110 of the Draper City Municipal Code Pertaining to Prohibiting of Hunting.**

[8:38:50 PM](#)

11.1 Russ Fox, Assistant City Manager, noted staff started getting calls about urban deer in the area of 13200 South. Staff contacted the Division of Wildlife Resources (DWR) about potential solutions to the problem. There are programs being operated in Highland and Bountiful where they do urban deer hunting. For example, there is a bow hunter in Highland that will go out and does reduction of the deer, and they donate the meat. This is one of the ways they handle the urban deer population. In the discussions with DWR, the City found out they have an ordinance that prohibits hunting in Draper. That requires approval by the Division of Wildlife Board. There is only one community in the State that has the approval to prohibit hunting. There are other provisions in the Code that do limit the discharge of firearms in the city limits. This action tonight is to repeal the no hunting ordinance as it is not in compliance with State statute.

[8:41:36 PM](#)

11.2 Councilmember Colbert indicated this is one of the first ordinances he did fourteen years ago. The reason he did it was because there were some hunters that thought it was okay to shoot arrows at people's houses and shoot off the road.

[8:42:39 PM](#)

11.3 Mr. Fox advised the City Code is out of compliance with State law, so he is asking the City Council to repeal it. The DWR will allow degradation permits for agricultural properties. He has requested the DWR come in to do a presentation for the City Council in reference to the urban deer issue. He is trying to schedule this for a future date.

[8:43:10 PM](#)

11.4 Mayor Walker noted another issue they need to address is the elk issue. There are deer and elk on both sides of the canyon. There is not a better way to take them than with archery equipment. The Draper City Code prohibits the discharge of bows as well. Mr. Fox advised that is something they will want to talk over with DWR.

[8:44:34 PM](#)

11.5 Councilmember Summerhays noted the problem lies with the shooting of a firearm or bow in town. If the City changes that, any place that is still zoned agricultural, and is still paying agricultural prices, an animal can be shot on those properties. Mr. Fox stated they can do that on agricultural properties. He is going to have DWR come do a presentation for the City Council and to present options.

[8:47:00 PM](#)

**11.6 Councilmember Stenquist moved to approve Ordinance #1113. Councilmember Rappleye seconded the motion.**

[8:47:10 PM](#)

**11.7 A roll call vote was taken with Councilmembers Colbert, Rappleye, Stenquist, and Vawdrey voting in favor. Councilmember Summerhays voted no. The motion carried with a majority vote of 4 to 1.**

[8:47:26 PM](#)

\*\*\* *The Council took a break at 8:47 p.m.*

\*\*\* *The meeting resumed at 8:58 p.m.*

[8:58:39 PM](#)

**12.0 Convene to a Traverse Ridge Special Service District Meeting**

[8:58:41 PM](#)

**12.1 Councilmember Vawdrey moved to convene to a Traverse Ridge Special Service District Meeting. Councilmember Rappleye seconded the motion.**

[8:59:02 PM](#)

**12.2 A roll call vote was taken with Councilmembers Colbert, Rappleye, Stenquist, Summerhays, and Vawdrey voting in favor. The motion passed unanimously.**

[9:33:51 PM](#)

12.3 The Council meeting resumed at 9:33 p.m.

[9:33:57 PM](#)

**12.4 Councilmember Summerhays moved to convene to a Redevelopment Agency Meeting. Councilmember Rappleye seconded the motion.**

[9:34:12 PM](#)

**12.5 A roll call vote was taken with Councilmembers Colbert, Rappleye, Stenquist, Summerhays, and Vawdrey voting in favor. The motion passed unanimously.**

[9:36:22 PM](#)

12.6 The Council meeting resumed at 9:36 p.m.

[9:36:24 PM](#)

**12.7 Councilmember Summerhays moved to convene to a Municipal Building Authority Meeting. Councilmember Vawdrey seconded the motion.**

[9:36:42 PM](#)

**12.8 A roll call vote was taken with Councilmembers Colbert, Rappleye, Stenquist, Summerhays, and Vawdrey voting in favor. The motion passed unanimously.**

12.9 The Council meeting resumed at 9:38 p.m.

[9:39:05 PM](#)

**12.10 Councilmember Colbert moved to adjourn to a closed-door meeting to discuss litigation and property acquisition. Councilmember Summerhays seconded the motion.**

[9:39:15 PM](#)

**12.11 A roll call vote was taken with Councilmembers Colbert, Rappleye, Stenquist, Summerhays, and Vawdrey voting in favor. The motion passed unanimously.**

The meeting adjourned at 9:39 p.m.