

Approved 7.10.2018

MINUTES OF THE DRAPER CITY COUNCIL MEETING HELD ON TUESDAY, JUNE 19, 2018, IN THE DRAPER CITY COUNCIL CHAMBERS, 1020 EAST PIONEER ROAD, DRAPER, UTAH

PRESENT: Mayor Troy K. Walker, and Councilmembers Mike Green (via telephone), Tasha Lowery, Alan Summerhays, Marsha Vawdrey, and Michele Weeks (via telephone from 7:00 p.m. to 9:37 p.m.)

STAFF PRESENT: David Dobbins, City Manager; Mike Barker, City Attorney; Rachelle Conner, City Recorder; Scott Cooley, City Engineer; John Eining, Police Chief; Russ Fox, Assistant City Manager; Rhett Ogden, Recreation Director; Clint Smith, Fire Chief, and Bob Wylie, Finance Director

Dinner

Study Meeting

1.0 Presentation: Town Center Zone Proposed Changes

1.1 Christina Oliver, Community Development Director, reviewed proposed ideas for the Town Center Zone and advised she would like to meet with each Councilmember individually to discuss their vision for the area.

2.0 Planning Commission Update

2.1 Ms. Oliver presented a handout summarizing the last Planning Commission meeting.

3.0 Council/Manager Reports

3.1 These reports were taken care of at the end of the Business Meeting.

Business Meeting

7:09:21 PM

1.0 Call to Order: Mayor Troy K. Walker

7:09:30 PM

2.0 Thought/Prayer and Pledge of Allegiance

7:09:44 PM

2.1 Jeff Stenquist offered the prayer.

7:10:38 PM

2.2 Russ Fox led the Pledge of Allegiance.

7:11:09 PM

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.

7:12:36 PM

3.1 Kris Olszewski, resident, commented that she was a Castle Hill resident and a member of the HOA board. She requested the City do a traffic and safety study for their subdivision. She explained the intersection into their subdivision had experienced many accidents. She noted there was no crosswalk or sidewalk and this made it dangerous for children. She asked they consider conducting a traffic noise study.

7:16:02 PM

3.2 Horace Fleming, Riverton resident, said he wanted to discuss flying the Confederate Battle Flag during the parade. He commented they were not able to have the flag last year. He explained they were not a political organization and qualified to fly the flag during the parade. He said they were not affiliated with any type of hate group. He noted the flag represented the Confederate soldiers not the Confederate government.

7:18:52 PM

3.3 Alan Lerwick, Midvale resident, commented that he was in favor of flying the Confederate Battle Flag during the parade. He explained legal precedence that allowed them to fly their flag and noted they did not disparage any group.

7:22:24 PM

3.4 Richard Creel, Holladay resident, commented he was also in favor of flying the Confederate Battle Flag during the parade. He said he was frustrated they were not able to fly their flag. He noted that only Draper and one other City prevented them from using their flag.

7:24:27 PM

3.5 Harold Peterson, resident, commented that he was unhappy with how the City was allocating funds dedicated to the cemetery. He asked the Council to consider allocating the money appropriately.

7:26:42 PM

3.6 Scott Standage, resident, said he was also in favor of a traffic study at the Castle Hill subdivision. He explained a left hand turn was very dangerous, as there was potential danger for children crossing the road. He then noted it was difficult to hear Council Members Summerhays and Vawdrey and he asked them to speak clearly into their microphones.

7:28:31 PM

4.0 Consent Items

- a. **Approval of June 5, 2018, City Council Meeting Minutes**
- b. **Approval of Agreement #18-156, Assessment-in-Lieu - 13070 South Fort Street (David R. Minnick)**
- c. **Approval of Edelweiss Phase 4a & 4b TRSSD Annexation, Annexing a portion of the property of the Edelweiss development into the Traverse Ridge Special Service District (TRSSD)**
- d. **Approval of Resolution #18-45, Appointing Scott Cooley as the Public Works Director/City Engineer**
- e. **Approval of Resolution #18-47, Appointing Kimberly Mitchell to the Tree Commission**

7:29:22 PM

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

7:30:00 PM

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

7:30:14 PM

- 5.0 **Public Comment: Resolution #18-48, Consideration to Provide Support of SB136 Transportation Governance Amendments 0.25% Local Option Sales Tax for Transportation**

7:31:24 PM

- 5.1 Andrew Gruber, Wasatch Front Regional Council, explained they were a planning agency of local officials that examines transportation, investment, and service needs of the Salt Lake area. The proposed resolution would impose a local sales tax that would benefit the County, and a majority of cities and towns would have to pass the resolution in order for the tax to be implemented. He said the funds would be used to fund regionally significant projects. He explained the City would eventually gain revenue of \$1.1 million per year as a part of the program. The funds could be used flexibly for transportation needs. He explained how the additional funds would be distributed as a part of the program.

7:37:55 PM

- 5.2 Councilmember Summerhays asked how much money UTA would receive the first year. Mr. Gruber responded UTA would receive nothing. He explained the next year \$50 million would be allocated to the County with \$20 million to UTA. He subsequently reviewed how much would be allocated to local governments.

7:38:56 PM

- 5.3 Councilmember Lowery asked what role UDOT would play in this program. Mr. Gruber said UDOT did not have a direct role. He noted the resolution would enhance the collaboration between the transportation agencies.

7:40:42 PM

5.4 Councilmember Green asked if there were other options available. Mr. Gruber said the Council could choose to either pass the resolution or not. If 67% of the population passed the resolution, then the sales tax option would be implemented. If the percentage was not reached by June 22nd, the ordinance would then dissolve. He said the County could implement the resolution alone if the ordinance failed. However, if the County did not implement the resolution then the cities could have the option to implement the resolution. If this were to occur, the distribution would then change.

Councilmember Green noted this option would create a disparate sales tax rate across the County. Mr. Gruber agreed with Councilmember Green, and explained that their goal was to create a uniformity of rates.

7:45:38 PM

5.5 Councilmember Lowery asked how the relocation of the prison would affect the transportation infrastructure. Mr. Gruber said the relocation provided a significant opportunity. He explained they had been working on evaluating the development scenarios. There were a lot of variables to consider for this location.

7:47:31 PM

5.6 Mayor Walker asked if this was the City's only opportunity to adopt the proposed sales tax. Mr. Gruber responded in the affirmative, and explained that cities do not have the authority to impose sales taxes. The legislation made this option temporary. Mayor Walker asked if the transit funds were allocated for general transit. Mr. Gruber stated the resolution did not specifically identify UTA as the entity to receive the funds.

7:49:57 PM

5.7 Greg Hughes, Speaker of the House, explained the gasoline taxes paid for many of the transportation needs in the past. He said he was not in favor of raising the gas tax as a solution to current transportation needs, because gas efficient cars had made the tax obsolete. He explained they had identified State sales tax on auto-related items for transportation. This was a more efficient way to raise funds. Speaker Hughes then discussed the history of the resolution. He explained why the State needed a multi-mode transportation system, and noted the State's growth demanded more transportation projects.

8:01:33 PM

5.8 Councilmember Summerhays asked if there was any penalty for not passing the resolution. Speaker Hughes explained the prioritization of projects would go to the jurisdictions that passed the resolution. He said there would not be any retribution towards cities that did not pass the resolution.

8:03:42 PM

5.9 David Dobbins, City Manager, explained he had a list of options for the potential funds. He noted the various projects that had been requested to be improved or built. He said if the City wanted to raise the funds alone they would have to raise the property taxes by 15-17%. He said the City recruited businesses to Draper as an alternative to raising sales taxes.

8:06:20 PM

5.11 Councilmember Green asked how much he estimated a one-time road fee would cost the City. Mr. Dobbins said staff had not calculated a road fee.

8:06:54 PM

5.12 Mayor Walker opened the floor for public comments.

8:07:18 PM

5.13 Mischelle Gray, resident, stated 55% of residents voted against this proposition and she asked the Council to reject the proposed resolution. She noted UTA earned \$49.97 million in passenger fares in 2013 and \$50.3 million in 2018. She asked if the tax was justified due to the amount UTA was earning. She said the amount of taxes was mounting and overbearing.

8:10:31 PM

5.14 Alberto Delatorre, resident, said there was an increasing amount of taxes in Utah. He read from tax.utah.gov and listed the various taxes in Utah. He said he thought the residents were already paying too many taxes.

8:13:28 PM

5.15 Apollo Pazell, Copperton Councilmember, said his City voted against the resolution. He explained the tax would not be repealed. He said the majority of cities would vote for the resolution and there would be no inequality of sales tax. The issue with the roads was due to fund allocation not revenues. He explained 20% of the funds would go to the County, thereby forcing cities to beg the County for access to the funds. He asked the Council to consider who was benefiting from this sales tax.

8:16:10 PM

5.16 Darrell Stewart, resident, said he did not agree this was the right decision and he encouraged the Council to consider if this was right decision. He noted .8% of the City's sales tax was already going to the UTA, an entity that had mismanaged funds. He said they should not reward their failures and explained this was not a fair way to fund the roads. He said property taxes were intended for road projects and explained property taxes had gone up in Draper. He commended Mayor Walker on not increasing taxes in the past and asked that this tax not be implemented.

8:19:14 PM

5.17 Scott Standage, resident, said he agreed with the other residents. He said he was frustrated this was not made a citizen vote, and voiced disagreement with Speaker Hughes's assessment of the tax. He noted this resolution was created to be passed by the smallest number of votes. He said he was not in favor of begging the County to get their tax money back.

8:21:37 PM

5.18 Mayor Walker closed the floor for public comments.

8:22:16 PM

5.19 Councilmember Summerhays noted they had not raised taxes for ten years. He said they had roads that were in desperate need of repair and construction. These projects would cost a tremendous amount of money and they did not have the funds available. He said they had already discussed projects tonight that needed funding. They did not know where the City would get the funds and a solution was needed.

8:26:08 PM

5.20 Councilmember Vawdrey advised a tax increase was never a solution they hoped to implement. She said they could not keep avoiding the problems the City was facing.

8:26:44 PM

5.21 Councilmember Weeks noted that in the past they had discussed implementing a park fee. She explained the fee could generate about \$1 million a year. She said this was about the same amount they would get from this proposal. She agreed with the Council that they needed to find a solution. She also agreed with the residents that they would have to beg for a percentage back from the County. She said she wanted more local control of the sales tax.

8:28:22 PM

5.22 Councilmember Green said he had read the bill several times. Additionally, he has also spoken with many people concerning this issue. He explained if they solved the road projects in Draper they would not solve the regional problems. He said they needed a regional comprehensive plan to fix their problems. He said he has not thought of a better solution after considering all the issues.

8:31:06 PM

5.23 Councilmember Lowery said she campaigned on smart and strategic decisions for the future. She said connectivity was important throughout the valley. She noted the resolution failed in the past due to the UTA; however, UTA had since improved dramatically and they needed to make a decision to solve these issues.

8:31:58 PM

5.24 Councilmember Summerhays asked how much money they had received from the State as result of Speaker Hughes's efforts. Mayor Walker said they received about \$13 million. Councilmember Summerhays said he appreciated the Speaker for his assistance.

8:33:19 PM

5.25 Mayor Walker said he was in favor of the resolution. He noted this was an amount of money the residents would not notice; however, the results would be visible as they would be able to make significant improvements within the City. He agreed they needed to examine how to allocate road funds. All cities were connected and depended on each other's roads. He said Draper had done an exemplary job with road maintenance and improvements due to funding. The City Engineer had created a program to systematically take care of the roads.

Mayor Walker stated the City had not raised taxes for many years due to good business decisions. He explained the City had encouraged business growth which had in turn raised sales tax revenues. He said this tax increase was necessary due to the City's infrastructure needs.

Mayor Walker said he served on the UTA board and understood the organization. Legislation rebuilt UTA and it has since improved. He stated UTA would use the funds for bus services, and public transit was an important part of solving the traffic issues. He explained the only other solution would be to raise property taxes, which was a less desirable way to raise the funds.

8:40:35 PM

5.26 Councilmember Lowery moved to approve Resolution #18-48. Councilmember Vawdrey seconded the motion.

8:40:55 PM

5.27 Councilmember Weeks noted they were raising the sales tax by only .25%. She said she was not comfortable with UTA handling these funds based on their track record. She said this was a lot of money to turn over to an entity that had proven they could not manage finances wisely. For this reason, she would vote against the proposed resolution.

8:41:50 PM

5.28 Mayor Walker said UTA was currently working on projects and not wasting money. He explained UTA was transparent with their funds. He said people could disagree with how they spent their money but they were accounting for their funds.

8:43:02 PM

5.29 Councilmember Lowery noted UTA would not receive these funds for an entire year, thereby giving a new UTA board time to make decisions. Councilmember Weeks stated UTA did not properly adhere to the Open Meetings Act.

8:42:27 PM

5.30 Councilmember Green said his biggest concern was the increasing amount of taxes. He noted they had to be responsible for the future and this was their best choice.

8:44:32 PM

5.31 A roll call vote was taken with Councilmembers Green, Lowery, Summerhays, and Vawdrey voting in favor. Councilmember Weeks voted no. The motion carried with a majority vote of 4 to 1.

** *The City Council took a break at 8:45 p.m.*

** *The City Council meeting resumed at 8:55 p.m.*

8:56:06 PM

6.0 Public Hearing: Resolution #18-42 Amending the Fiscal Year 2017-2018 General Fund Budget

8:56:25 PM

6.1 Bob Wylie, Finance Director, presented a PowerPoint Presentation detailing the budget amendments for FY18-58, FY18-59, FY18-60, and FY18-61. He discussed the economic impact of each project and detailed the following:

- **FY18-58—700 West**
 - Funding for this request will come from the following:
 - Storm Water Impact Fees \$ 117,000
 - Transportation Impact Fees \$ 965,000
 - Transfer from Cemetery (CIP0082) \$1,568,000
 - GF Balance Appropriation \$2,600,000
 - Total Project Cost \$5,250,000
- **FY18-59—Galena Park**
 - Funding for this request will come from the following:
 - Park Impact Fees \$1,600,000
 - GF Balance Appropriation \$1,400,000
 - Total Project Cost \$3,000,000
- **FY18-60—Risk Management**
 - Funding for this request will come from the following:
 - Amount Requested \$850,000
- **FY18-61—Fort Street Traffic Signal**
 - Funding for this request will come from the following:
 - Amount Requested \$150,000

8:59:34 PM

6.2 Councilmember Summerhays said the City took about \$1.6 million out of the cemetery fund. He said they were still interested in purchasing land for a cemetery, and explained the process for purchasing the property had been difficult. He said the money was taken from the fund to fix the roads while they were negotiating for the property.

9:02:43 PM

6.3 Councilmember Weeks noted the money committed to the cemetery was in the general fund. She asked if it was permissible to take money away from less important projects to go towards more urgent ones. Mr. Dobbins noted the funds could come out of any general fund project. Councilmember Weeks said if they waited too long the land would not be available. She said they needed to move quickly to purchase land.

9:04:22 PM

6.4 Mayor Walker opened the public hearing.

9:04:49 PM

6.5 Shalise Benjamin, resident, thanked the Council for a particular line item included in the budget.

9:05:14 PM

6.6 Jeff Stenquist, resident, provided a brief history of the cemetery. He said they had a difficult time finding a seller and the money to purchase a property. He noted there were other items that were more important than that project.

9:06:40 PM

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

9:06:52 PM

6.8 Councilmember Green said he was in favor of moving the funds from the cemetery to the road projects, because they were more urgent. He said they could not afford enough land currently to build a cemetery in Draper. He explained they would continue looking for money and a location for a cemetery.

9:08:20 PM

6.9 **Councilmember Vawdrey moved to approve Resolution #18-42. Councilmember Lowery seconded the motion.**

9:08:46 PM

6.10 **A roll call vote was taken with Councilmembers Green, Lowery, Summerhays, and Vawdrey voting in favor. Councilmember Weeks voted no. The motion carried with a majority vote of 4 to 1.**

9:08:59 PM

7.0 **Action Item: Resolution #18-43, Approving the Fiscal Year 2018-19 Draper City Budget and Adopting the Certified Tax Rate**

9:09:15 PM

7.1 Mr. Wylie explained this resolution would adopt the certified tax rate and adopt the 2018-19 fiscal year budget. He explained this would be an equalized rate. He summarized the Draper City Adopted Annual Budget document and noted that the budget was balanced.

9:12:45 PM

7.2 **Councilmember Vawdrey moved to approve Resolution #18-43.**

9:13:00 PM

7.3 Councilmember Lowery said they had discussed requiring a new contract with each entity to report use of City funds. Mr. Dobbins explained any contract they provide or any use of City funds should have reporting of the funds.

9:13:19 PM

7.4 Councilmember Vawdrey amended her motion to include the provision that any organization receiving funds from the City must provide an accounting for the funds each year to the City Council. Councilmember Lowery seconded the motion.

9:14:15 PM

7.5 Councilmember Weeks said she appreciated this amendment to the motion. She said she wanted the City to be accountable for these funds.

9:14:33 PM

7.6 Mayor Walker stated the entities had budgets and reported to the City annually. He explained the City knew how much money they were giving. Councilmember Weeks responded they did not know all the details. Mayor Walker said he disagreed because he had received information each year that he had been elected.

9:15:09 PM

7.7 A roll call vote was taken with Councilmembers Green, Lowery, and Vawdrey voting in favor. Councilmember Summerhays and Weeks voted no. The motion carried with a majority vote of 3 to 2.

9:15:36 PM

8.0 **Action Item: Resolution #18-44, Approving the Traverse Ridge Special Service District Certified Tax Rate**

9:15:48 PM

8.1 Mr. Wylie explained the City acted as a government board for the Traverse Ridge Special Service District. He noted the tax rate for the district was set at 0.000540%.

9:16:27 PM

8.2 Councilmember Green moved to approve Resolution #18-44. Councilmember Weeks seconded the motion.

9:16:49 PM

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

9:17:06 PM

9.0 **Public Hearing: Provide Local Consent for a Bar Establishment Alcohol License for Seabird**

9:17:30 PM

9.1 Councilmember Summerhays recused himself from the discussion and vote.

** Councilmember Summerhays left the meeting at 9:18 p.m.

9:17:38 PM

9.2 Ms. Oliver explained they were providing local consent for the bar establishment. She said this was the seventh and final bar establishment license. The bar met the requirements set by the State's ordinance regarding alcohol licenses.

9:18:54 PM

9.3 Councilmember Vawdrey asked if there was another license available for a hotel. Ms. Oliver answered in the affirmative.

9:19:11 PM

9.4 Mayor Walker opened the public hearing.

9:19:26 PM

9.5 Wendy Lamping, resident, said she was speaking on behalf of John Rasmussen. She explained he was not in favor of an establishment that specifically served alcohol. She noted the Councilmembers campaigned on Draper values which were against alcohol consumption. She noted the proximity of the establishment to where children would play was dangerous. She said the bar would add to the responsibilities of the Draper police department.

9:21:17 PM

9.6 Aaron Wilcox, resident, said he lived near the proposed establishment. He noted where the local schools were in proximity of the bar and expressed concerns with the dangers of irresponsible drinkers. He asked the Council to deny the request.

9:23:08 PM

9.7 Sandra Sprague, resident, said she was concerned with the establishment. She said many students and children passed by this location. There was already a lot of traffic and the bar could add to the danger. She said the road and parking was not sufficient for the establishment, and asked the Council to deny the request.

9:25:16 PM

9.8 Mary Squire, resident, said she lived near the establishment. She noted the Council had the ability to deny the request based on the proximity to certain buildings. She said the Council had the ultimate authority to approve or deny the applicant's request. She stated there were several facilities where children would be present. She said this could be dangerous due to drinking and driving. She concluded by describing an incident where a drunk driver wrecked into a parking lot.

9:29:07 PM

9.9 Alberto Delatorre, resident, said the laws regarding DUIs were strict and people did not drink and drive regularly. He said the applicant wanted to invest money into the community and the residents should be supportive of the proposal.

9:30:02 PM

9.10 Mayor Walker closed the public hearing.

9:30:12 PM

9.11 Jameel Gaskins, applicant, said he wanted to address the concerns expressed by the residents. He said he had a two-year old daughter and did not want to harm any child. He explained Utah had extremely strict liquor laws, and it would be their priority to make sure their patrons safely traveled home.

9:31:35 PM

9.12 Councilmember Vawdrey asked the applicant where they would prepare food. Mr. Gaskin noted they would not provide full meals. Councilmember Vawdrey asked about the hours of operation, to which Mr. Gaskins responded they would operate from 5:00 PM to midnight. Councilmember Lowery asked about the parking, which Mr. Gaskin subsequently reviewed.

9:32:29 PM

9.13 Councilmember Lowery asked if the establishment was ADA accessible, to which Mr. Gaskin answered in the affirmative. Councilmember Lowery asked how many patrons could be occupied at the establishment. Mr. Gaskins said he did not have an exact number.

9:33:12 PM

9.14 **Due to the lack of a motion, this item will be considered on July 10, 2018.**

9:33:22 PM

10.0 **Public Hearing: Provide Local Consent for a Banquet Alcohol License for All Star Bowling & Entertainment**

9:33:50 PM

10.1 Ms. Oliver explained the applicant was requesting a license due to the change in the State law regarding alcohol. She described the applicant's request.

9:35:12 PM

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

9:35:29 PM

10.3 Alberto Delatorre, resident, said he encouraged the Council to approve the request. He stated the Council should facilitate small business growth.

9:36:06 PM

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

9:36:18 PM

10.5 **Councilmember Weeks moved to provide local consent for a banquet alcohol license for All Star Bowling and Entertainment. Councilmember Green seconded the motion.**

9:36:45 PM

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

**** Councilmember Summerhays returned to the meeting at 9:37 p.m.**

**** Councilmember Weeks left the meeting at 9:37 p.m.**

9:37:05 PM

11.0 Public Hearing: Rockwell Park Plat Amendment, a Request by Ryan Simmons of the Boyer Company for a Plat Amendment to Amend Lot 1 of the Rockwell Square Subdivision. The Property is Located at Approximately 252 East 13800 South in the RM2 (Multiple Family Residential) Zoning District

9:37:30 PM

11.1 Maryann Pickering, Planner, said the subject property had recently received approval for a rezone with a development agreement. She noted the Planning Commission recommended approval. The applicant was requesting the plat amendment to develop the subdivision, which would include single-family homes. She explained where the subdivision's access would be located.

9:38:25 PM

11.2 Councilmember Summerhays asked if this development would have several businesses below condominiums. Ms. Pickering said the development would occur to the north of the proposed project. Councilmember Summerhays asked if the development was requesting high density zoning. Ms. Pickering responded in the negative. She explained the plat amendment took away the condominiums and left them with this lot. She said the lot was comprised of approximately 5.8 acres for single-family homes.

9:39:41 PM

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

9:40:06 PM

11.4 Councilmember Lowery moved to approve the Rockwell Plat Amendment. Councilmember Green seconded the motion.

9:40:25 PM

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

9:40:37 PM

12.0 Public Hearing: Andersen Land Use Amendment and Rezone, on the Request of Scot and Nikole Andersen to Amend the Land Use Map from Residential Low/Medium Density (0-2 Dwelling Units Per Acre) to Residential Medium Density (2-4 Dwelling Units Per Acre) and Amend the Zoning Map from RA2 (Residential Agricultural,

20,000 Square Foot Lot Minimums) to R3 (Single-Family Residential, 13,000 Square Foot Lot Minimums) on 1.72 Acres of Property Located at Approximately at 12852 South Boulter Street

9:41:17 PM

12.1 Jennifer Jastremsky, Planner, explained the applicant was requesting to change the density to residential medium. She said the current and proposed zoning designation complied with the proposed land use designation. She said the proposal was not out of character for the neighborhood. Staff recommended approval of the proposal.

9:43:13 PM

12.2 Councilmember Vawdrey asked if the applicant planned to keep the existing homes. Ms. Pickering deferred this question to the applicant and noted they intended to put a lot in the back.

9:43:35 PM

12.3 Councilmember Summerhays asked how many homes were planned. Ms. Pickering responded there were a few lots upon which homes could be built.

9:44:40 PM

12.4 Scot Andersen, applicant, said the property was in character with the surrounding properties. He explained they had plans to keep the current homes and to create two additional lots.

9:46:08 PM

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

9:46:52 PM

12.6 Councilmember Green moved to approve the Andersen Land Use Amendment and Rezone. Councilmember Lowery seconded the motion.

9:47:08 PM

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

9:47:17 PM

13.0 **Recess to a Redevelopment Agency Meeting**

9:47:30 PM

13.1 Councilmember Lowery moved to recess to a Redevelopment Agency Meeting. Councilmember Summerhays seconded the motion.

9:47:37 PM

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

**** Council/Manager Reports**

9:52:58 PM

** Councilmember Lowery asked staff to examine the traffic on Traverse Road, to which Mr. Cooley agreed. Councilmember Lowery asked if on average, there was one accident per week that occurred at the intersection in question. Chief Eining said this was not accurate.

Councilmember Lowery said she lived near the area and explained it was difficult to turn out of this intersection. She noted the intersection at 300 East and Carlquist Drive had another accident recently. She asked what they were doing to mitigate the danger. Mr. Dobbins responded they had put up lighting and crosswalk signals. He noted the most recent accident was a drunk driver.

Councilmember Lowery asked if they had discussed the crosswalk on Pioneer Road, to which Mr. Cooley responded affirmatively.

Councilmember Lowery expressed concerns with dying trees and asked if this had been addressed. Mr. Ogden discussed what was being done concerning this issue. Councilmembers Lowery and Green asked what was being done to the white house. Mr. Ogden explained staff had been working on a solution to the property in question.

Councilmember Lowery reported that she received a call about the treatment of raccoons. Chief Eining responded all raccoons were euthanized because it was the most humane way to deal with the animals.

9:58:03 PM

** Scott Cooley, Public Works Director, said staff was in the process of updating the City's Master Transportation Plan. He asked if the Council was in favor of using speed tables. They were trying to create traffic calming techniques to mitigate traffic concerns. He asked the Council for their input so as to reach the best solution.

Councilmember Summerhays said he was in favor of the speed tables. Councilmember Vawdrey said she did not want speed tables.

Councilmember Lowery asked if Mr. Dobbins investigated speed tables. Mr. Dobbins explained Park City used them and they were not effective in slowing down cars. He noted they made snow plowing and emergency response difficult.

Councilmember Vawdrey asked staff to look for other traffic calming solutions. Mr. Cooley subsequently reviewed the effectiveness of speed tables in other cities.

Councilmember Lowery asked if there were other ways to slow traffic. Mr. Cooley noted there was a lack of officers to enforce speed limits and said patrols were the most effective tool.

Mayor Walker asked how the Council wanted to proceed with speed tables.

Councilmember Summerhays asked what the other options were. Mr. Cooley explained that while there were other options, it would be a “trial and error” process for determining the best solution for Draper. He said this was necessary because every road was different. Councilmember Vawdrey noted Juan Diego High School had removable speed bumps. Mr. Cooley said these were expensive but a viable option.

Mayor Walker asked Mr. Cooley to provide data on removable speed bumps.

10:05:40 PM

** Mr. Ogden said he had a group of residents that were interested in putting up a large flag for the 4th of July. He asked Councilmembers for their input, and consensus was to allow them to do so.

10:06:58 PM

** Russ Fox, Assistant City Manager, stated there was a property that had encroached on City property. He said the property owner was approached about the issue, and the owner asked the City to surplus the encroached portion over to them. Councilmembers Summerhays, Vawdrey, Lowery and Green were not in favor of surplus the land.

Mr. Fox said they needed to have the property appraised so that it could be sold. Councilmember Summerhays said there was enough land to create a retention basin, and explained there was no reason for the encroachment.

Mr. Fox mentioned another piece of property that could potentially be surplus. At Councilmember Summerhays’s request, he subsequently reviewed the topography of the property in question and mentioned that it had several trees. Councilmember Summerhays said he was not in favor of removing the foliage on this property. After further deliberation on the matter, the Council agreed to visit the property.

10:14:35 PM

** Councilmember Lowery said they should discuss the proposal to fly the confederate flag during the parade. Mayor Walker said there was no reason for the flag to be in the parade. The Council unanimously agreed.

Councilmember Lowery asked Mr. Barker about the letter pertaining to the Kelle land. Mr. Barker said he would summarize the case and distribute a memo to the Council.

10:16:16 PM

14.0 Adjournment

10:16:19 PM

14.1 Councilmember Summerhays moved to adjourn to a closed-door meeting to discuss property acquisition and litigation. Councilmember Green seconded the motion.

10:16:22 PM

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

14.3 The meeting adjourned at 10:16 p.m.