

Approved October 21, 2014

MINUTES OF THE DRAPER CITY COUNCIL MEETING HELD ON TUESDAY, OCTOBER 14, 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 Pro Tem Bill Colbert, and Councilmembers Bill Rappleye, Alan Summerhays, and Marsha Vawdrey

STAFF PRESENT: David Dobbins, City Manager; Russ Fox, Assistant City Manager; Rachelle Conner, City Recorder; and Glade Robbins, Public Works Director;

Dinner

Business Meeting

[5:32:20 PM](#)

1.0 Call to Order

1.1 Mayor Pro Tem Colbert called the meeting to order and welcomed those in attendance. He excused Mayor Walker and Councilmember Stenquist from the meeting.

[5:32:40 PM](#)

2.0 Action Item: Resolution #14-61, Creating a Temporary Traverse Ridge Special Service District Advisory Committee, Prescribing the Organization, Powers, and Responsibilities of the Committee, and Providing for the Number of Committee Members.

[5:32:56 PM](#)

2.1 David Dobbins, City Manager, advised the City Council has talked about creating the Administrative Control Board for the Traverse Ridge Special Service District (TRSSD). When staff looked at State Code, it is ambiguous as to whether the City can appoint members to the Board when it is created. There is a section in the Code that talks about noticing requirements to fill vacancies. In order to be overly cautious, the City will notice for the Board appointments to be made in December, which would meet the statutory requirements in case the City is challenged. Between now and then, Mr. Dobbins thought it would be a good idea to create an advisory committee that would advise the City on what to do between now and then and give recommendation on what issues the Board will face when they are formally appointed in December. This committee has no authority other than to advise the City. It will be a City committee, so they will have to follow the open meetings laws. Their role is to meet with the City and consult with them as to what they would like to see between now and when the Board takes over control in December. The City Council can create it today if desired, and they can appoint the members at the meeting on October 21st.

[5:34:24 PM](#)

2.2 Councilmember Summerhays asked whether staff can take time to help with procedures. Mr. Dobbins replied staff will put together all of the information they need. The Association of Districts is also ready to step in to provide training. The City will have to make formal appointments to the Board, and those may be different than the people chosen for the committee. This will at least help prepare them for what the Board will be doing in December.

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2.3 Councilmember Rappleye asked whether a Council Member will be assigned as a liaison. Mr. Dobbins responded that is not in the resolution, but it might be a good idea to do that.

Councilmember Summerhays expressed his opinion that the City should let the committee get their feet on the ground, and he does not want to influence them in any way, shape, or form.

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2.4 Councilmember Rappleye suggested maybe they appoint a staff liaison from Public Works to assist the committee.

Councilmember Colbert replied he would be cautious of doing anything that could be perceived as a commitment by the City.

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2.5 Councilmember Summerhays reiterated that he would like staff to help them get started. Mr. Dobbins explained there will be a lot of staff members available to get them up to speed on their responsibilities.

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2.6 Councilmember Colbert advised the City is being cautious on this because State Code is not clear on the appointment process.

[5:39:03 PM](#)

2.7 Councilmember Summerhays moved to approve Resolution #14-61. Councilmember Vawdrey seconded the motion.

[5:39:19 PM](#)

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

[5:39:40 PM](#)

3.0 Discussion: Draper Canal Trail

[5:39:48 PM](#)

3.1 Mr. Dobbins introduced Korban Lee with Sandy City. Draper has been working with Sandy for over a year on this project. Draper City owns the old canal that goes up through Sandy City. Sandy approached staff a while ago to see if they could turn it into a trail.

[5:40:27 PM](#)

3.2 Russ Fox, Assistant City Manager, displayed a map showing the canal. He advised it goes all of the way to Dimple Dell. In working with Sandy, staff determined it did not make a lot of sense for Draper to own property that goes through Sandy. They came up with a property exchange that would allow Draper to maintain an easement for utilities.

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3.3 Mr. Dobbins explained this canal was used for storm drainage, but in working with Sandy, they have resolved a lot of the issues. Now there is very little storm drainage usage. Staff has found an alternative solution for what still exists. The corridor is about fifty feet wide, and it goes all the way through Sandy City. Draper has received many calls from residents asking why they are not maintaining the canal. Sandy has assisted with the maintenance.

[5:43:12 PM](#)

3.4 Mr. Fox noted in order to move forward with this, the City needs to declare the property as surplus. There is value to the corridor, so Sandy will continue the trail work to 12200 South in Draper by the power station. It will up to Draper to connect to the Porter Rockwell Trail. The overall cost will be \$121,000. The City will keep the easement, and they will give the property to Sandy so the City does not have ownership anymore. Draper receives the trail construction in the city.

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3.5 Korban Lee indicated Sandy is proposing a ten-foot wide asphalt trail. They would like to eventually have a six-foot wide soft surface trail running parallel to it. The corridor is fifty feet wide, so they will meander the trail a little throughout the corridor. They will have a few locations where they will plant trees and have picnic tables and/or benches. They will plant natural grasses throughout the corridor. He indicated the trail corridor actually goes to 8800 South in Sandy. Draper owns everything from Dimple Dell south and Sandy owns everything north. This is a north/south trail connection almost the entire distance of Sandy, and they feel it is an ideal trail to tie into Draper's trail network.

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3.6 Councilmember Colbert questioned whether there are any restrictions on the property. Mr. Dobbins explained they have gone through title work and everything appears to be in order.

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3.7 Mr. Lee indicated there are some errors in the legal description from when Draper Irrigation quit claimed the property to the City of Draper. When they do the property transfer, they will want to have that fixed.

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3.8 Mr. Dobbins noted Sandy City will assume all liability and take care of all legal issues that arise.

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3.9 Mr. Dobbins noted the formal process is to post the property that it will be surplus. There might be a lot of Sandy residents that come to the meeting. The Cities will then need to enter into the formal agreement to exchange the property.

[6:00:12 PM](#)

4.0 **Adjourn to Closed Meeting to Discuss Litigation, Property Acquisition, and/or the Character and Professional Competence or Physical or Mental Health of an Individual.**

[6:00:17 PM](#)

4.1 **Councilmember Summerhays moved to adjourn to a closed-door meeting to discuss litigation. Councilmember Vawdrey seconded the motion.**

[6:00:28 PM](#)

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

The meeting adjourned at 6:00 p.m.