



Sandy City, Utah

10000 Centennial Parkway
Sandy, UT 84070
Phone: 801-568-7141

Meeting Minutes

City Council

Brooke Christensen, District 1
Alison Stroud, District 2
Kristin Coleman-Nicholl, District 3
Monica Zoltanski, District 4
Marci Houseman, At-large
Zach Robinson, At-large
Cyndi Sharkey, At-large

Tuesday, February 18, 2020

5:15 PM

Council Chambers

5:15 Council Meeting: Business Session

- Present:** 6 - Council Member Alison Stroud
Council Member Zach Robinson
Council Member Monica Zoltanski
Council Member Marci Houseman
Council Member Cyndi Sharkey
Council Member Brooke Christensen
- Absent:** 1 - Council Member Kristin Coleman-Nicholl

Roll Call

Council Office Director Michael Applegarth
Council Office Analyst Dustin Fratto (Excused)
Council Attorney Tracy Cowdell

Administration:

Mayor Kurt Bradburn
CAO Matthew Huish
Deputy Mayor Evelyn Everton
Deputy Chief Administrative Officer Kim Bell
Economic Development Director Nick Duerksen
City Attorney Bob Thompson
Senior Civil Attorney Jeff Robinson
Senior Civil Attorney Darien Alcorn
Community Development Director James Sorensen
Assistant Director-Community Development Jared Gerber
Planning Director Brian McCuistion
Development Services Manager Doug Wheelwright
Business Licence Administrator Leslie Casaril
Administrative Assistant- Planning Brynn Bohlender
Chief Building Official Scott Marsell
Administrative Services Director Brian Kelley
Fire Chief Bruce Cline
Deputy Fire Chief Ryan McConaghie
Battalion Chief/Fire Marshall Robert DeKorver
Deputy Police Chief Greg Severson

Police Captain Justin Chapman
Parks & Recreation Director Scott Earl
Public Utilities Director Tom Ward
Public Utilities Engineering Manager Richard Benham
Public Works Director Mike Gladbach
City Engineer Ryan Kump

Prayer / Pledge of Allegiance

Acting Chair Zach Robinson welcomed everyone in attendance. Chair Kris Nicholl was excused due to illness.

Council member Brooke Christensen offered the opening prayer.

Council Member Monica Zoltanski led the audience in the pledge.

Non-voting Items

Agenda Planning Calendar Review & Council Office Director's Report

Mike Applegarth reviewed the procedural items for tonight's meeting.

Zach Robinson took introductions of Council members and Staff present.

Council Member Business

Cyndi Sharkey reported on the Association of Municipal Councils meeting where House Bill 34, moderate income housing, was discussed. She also attended The Jordan River Commission informing the Council of funding for the Big Bend Habitat restoration.

Monica Zoltanski reported on the White City pedestrian bridge construction across Dimple Dell park. She addressed what she felt was a need for a Council vote to implement facebook live streaming of work session meetings. She asked the Council to request this from the Administration.

Alison Stroud attended the Sandy Arts Guild performance of "Arsenic and Old Lace". She stated that it was "an impressive performance".

Marci Houseman celebrated presidents day and shared some thoughts on our founding fathers.

Mayor's Report

Mayor Bradburn reported on the appointment of Greg Severson as the new Sandy City Police Chief.

CAO Report

No Report.

Legislative Report

Evelyn Everton updated the Council on a few bills that could affect the City. Cyndi Sharkey expressed concerns with HB 273.

Evelyn will be sending talking points out to the Council so they can each out to our local representatives.

The Council motioned to recess City Council meeting until the 6:00 p.m. hour . The Council unanimously approved.

Meeting reconvened at approximately 6:00 p.m.

Information Items

1. [20-070](#) Community Development Department briefing on Kuwahara Wholesale. (This information item will be heard after 6:00 PM)

Attachments: [Kuwahara Oct 2019 Letter](#)
[Kuwahara Chronology](#)
[Public Comment](#)
[Handout for the city from Kuwahara](#)
[Kuwahara Aerials](#)

Zach Robinson referenced protocols for the public to follow during the informational report on Kuwahara. No formal votes would be made on this item.

James Sorenson and Jared Gerber spoke regarding the review process for businesses in the city. A chronology of events on the Kuwahara business was presented by Doug Wheelwright. Fire Marshall Robert DeKorver, Chief Building Official Scott Marsell, City Engineer Ryan Kump, Public Utilities Assistant Director Richard Benham, Development Services Manager Doug Wheelwright, Senior City Attorney Darien Alcorn made comments.

Mr. Alex Kuwahara and Sara Morrison presented a book with 11,000 petition signatures. They presented their timeline and improvements made on their site. They asked the City for help. They feel the requirements the City is asking them to meet are out of their pay range.

Tracy Cowdell asked audience participants to please follow the rules.

Public Comments:

Steven Kerksick, Beaver Nursery, proud to be a part of the nursery business. Alex is honest man and trying to make a living.

Patti Barlow- Kuwahara's is only open six months of the year. She will do what she can to help save this farm.

Horizon Harver - should not be expensive to meet codes, and the City should understand how hard the Kuwahara's are working.

Mariah Baird- not present. In favor of keeping Kuwahara's in business

Judy Weeks Rohner- spent hours supporting this business and their products. Implored Council to listen and have compassion.

Angie Jackson-neighbor to Kuwahara. This is a unique business. Asked City to create a zone that is special to them.

Wendy Janson- worked for Alex Kuwahara for 3 years. They employ people with autism.

Gary Trujillo- not present. In favor of keeping Kuwahara's in business.

Tyler Sundee- this business is a roll model in the community. Listen to voice of people and keep them open.

John Lamb- Boseman Montana, farmer, knows difficulties to stay in business with unjust codes. Make it easier for small businesses to operate.

Jared Green- not present. In favor of keeping Kuwahara's in business.

Tyler Smith-worked for Kuwahara and saw them jump through hoops. He has done everything possible to address violations.

Loren Pearce-came from Clearfield. Government is to protect property not take it away.

Joey Moreno- worked for Alex Kuaharra. He does this for family and the community.

Lillian Johnson- Council has power to change all of our lives. Give them an agricultural licence.

Carol Ann Rea- Alex's Grandmother- the business should be grandfather in since her mother raised flowers on this property.

Madelyn Ek - customer, sell high quality plants. They should not have to meet certain codes especially road issues.

Launa Carrillo - enjoy visiting Kuwahara's. Don't close them down.

Sherilyn Sorensen- Laura Arnold- Penny Chriss- thanked the Kuwahara's and are opposed to closing the business.

Chirapoy Baker- feels like home when she visits Kuwahara's. This is family business not a commercial business.

Jacqueline Call- not present.

Gerald Soderquist - Things can be worked out to keep this business open.

Sravanthi Tipirneni- Great place, family run business, do not shut the business down.

Kevin Paulson- spoke on free market, conspiracies. Development needs to mind their own business. Council better listen.

Michael Marcial- not present. In favor of keeping Kuwahara's in business.

Ted Matthew- not present.

Shane Siwick- Council can make changes to allow Kuwahara's to operate their business.

James Diamant- Kuwahara's would need to build a new building to meet codes.

Shahzad Qureshi- spoke on free government, free market and outreach of government. No allegiance to the National Fire codes.

Micah Turner-- bureaucrat are bad people. Back off of Kuwahara's and leave him alone.

Lee Larson- not present

JR Feland- President Salt Lake County Farm Bureau, nature deficit, food conservation. Agriculture is the issue. Make some adjustments for the business.

Bruce Parker-- Alex is being stone walled by the Planning Department. Looking forward to working with the Council to get what they need to stay in business.

Mick Christopherson- Kuwahara's are great people. Sell best plants. Keep them in business.

Don Belliston- bee keeper, sells his product to Kuwahara.

Pam Logston- Love's Kuwahara's. They are hard workers. Keep them open.

Pam Peterson- Kuwahara's needs to stay. Keep local businesses.

Linda Bishop- Kuwahara should be grand fathered in. Do the right thing.

Ryan Stradley- help save the Kuwahara business.

Laurinda Kuwahara- not present.

Sharron Burkinshaw- scent trained her dog at Kuwahara's. Help make this small business fit in the community.

Kathryn Gritten- Life Liberty and the Pursuit of Happiness. Hope the Council will intervene and change the codes.

Dennis Tenney- former City Council member, City staff is good to the core and thanked Mayor Bradburn for working to keep this business. Small business generate vast majority of jobs. Recommend that the Mayor and Staff give the business a temporary permit to operate, an Ombudsman to represent small businesses.

Kathy Walker- Don't forget the small businesses.

Candice Simplins-City is taking away this small business and being paid off to put a big business in. Provide for the poor.

Don McFall- advocate for the Kuwahara farm. Fight for the citizens.

Paul Faddis- wife had no problem getting around Kuwahara's with her prosthetic leg.

Hugo Rodier- Medical Doctor, Kuwahara's grows good food, environmentally conscience.

Ellen Winder-there has to be some way for Kuwahara to stay in business.

Nielsen Brown- this business brings community together to protect life liberty, property. Regulations run small businesses out of business.

Charlotte Allgair- please stand behind the Kuwahara business.

Randy Amis- shops at Kuwahara for good food. Who will provide good food if they go out of business.

Ted Martinez- contractor for Kuwahara, they provide jobs for high school kids. It would be an injustice if the City does not give them a permit to run their business.

Sarah Morris- Kuwahara's do a lot for kids.

Julio Durand-- Coffee farmer, Alex gave him an opportunity for work. Alex has a big heart.

Mike Applegarth read e-mails into the record from people who were unable to attend the meeting.

Hein Kam- Kuwahara a great business. Provide valuable service to the community. Why is there so many demands on a small business. Support keeping Kuwahara's open.

Dawn McFall- we will loose another great business by forcing Kuwahara to close. Advocate for this business.

Nancy Perkins- Please do not shut down Kuwahara. They offer a lot to the community.

Name Redacted- he took his business elsewhere when he learned that Kuwahara's was not willing to comply with City codes. The city has gone above and beyond to help the Kuwahara business.

Jan Lister- Sandy should realize the jewel that Kuwahara's is. Find a way to help them remain in business.

Danny Johnson- daughter with special needs is allowed to volunteer at Kuwahara's. Please let them stay in business.

Trudy Daxton- please don't take this business away.

Alex Kuwahara and Sara Morrison thanked everyone who came in support to keep this business in the community. This is a time sensitive matter. Prime time planting. Please don't shut off gas and water. Alex pushed hard to make business work. They are asking for help.

Council comments and discussion followed. Council Attorney Tracy Cowdell offered comment, along with Mayor Bradburn.

Voting Items

2. **20-069** Sandy City Fire Department recommends City Council to adopt the revised Metro Fire Agency Interlocal Agreement and Resolution.

Attachments: Metro Fire Agency Board of Trustees Memo 2-18-20

Metro Fire Agency Interlocal Agreement signed 2017

Final Interlocal Agreement 2-12-2020

Resolution 20-06C

Fire Chief Bruce Cline introduced the revised Metro Fire Agency Interlocal Agreement, Resolution 20-06C

Senior Civil Attorney Jeff Robinson was present to answer Council questions.

Zach Robinson opened public comment.

Steve Van Maren- has not been able to find public meeting notices for the Metro Fire Agency meetings. Their meetings should be noticed on the public notice website in accordance to the open and public meetings act. He was concerned with Metro Fire's budget and how it will impact the city's budget.

Chief Cline learned that their meetings need to be noticed through the City Recorder's Office. Each City contributes an assessment as training is needed. This does not impact budget members.

A motion was made by Brooke Christensen, seconded by Marci Houseman, to adopt Resolution 20-06C authorizing the Mayor to execute the revised Metro Fire Agency Interlocal Agreement... The motion carried by the following vote:

Yes: 6 - Alison Stroud
Zach Robinson
Monica Zoltanski
Marci Houseman
Cyndi Sharkey
Brooke Christensen

Absent: 1 - Kristin Coleman-Nicholl

6:00 Time Certain Items

Citizen Comments

Acting Chair Zach Robinson opened citizen comments.

Steve Van Maren- thanked the Council for stepping up to provide audio feed for tomorrow's Special Meeting. He felt that the new Police Chief's qualifications should be made public.

Public comments were closed.

3. [20-059](#) Special recognition in honor of the 100th anniversary of the League of Women Voters.

Acting Chair Zach Robinson welcomed the President of Salt Lake League of Woman Voters, Kathy Bailey, along with Shauna, Sandy resident, and Shelly, member and Sandy resident in recognition of the 100th anniversary of the Utah League of Woman Voters. Zach Robinson read the resolution into the record.

Adjournment

Zach Robinson announced the Special Meeting tomorrow evening, Wednesday, February 19th at 4:00 p.m.

The meeting adjourned at approximately 10:41 p.m. by Brooke Christensen. The next scheduled meeting of the City Council is Tuesday, February 25, at 5:15 p.m.

Kris Coleman Nicholl, Chair
Sandy City Council

Pam Lehman
Meeting Clerk