

Resolution #16-52C

A RESOLUTION OF THE SANDY CITY MAYOR AND CITY COUNCIL SUPPORTING SENATE
CONCURRENT RESOLUTION 9 FROM THE 2016 GENERAL SESSION OF THE UTAH STATE
LEGISLATURE AND PORTIONS OF THE 2016 REPUBLICAN NATIONAL PLATFORM RELATED TO THE
HARMFUL EFFECTS OF PORNOGRAPHY

WHEREAS, During the 2016 General Session the State Legislature passed, and Governor Herbert signed, Senate Concurrent Resolution 9 recognizing that pornography is a public health hazard leading to a broad spectrum of individual and public health impacts and societal harms; and

WHEREAS, Delegates to the 2016 Republican National Convention adopted the official Platform with the following provision:

The internet must not become a safe haven for predators. Pornography, with its harmful effects, especially on children, has become a public health crisis that is destroying the lives of millions. We encourage states to continue to fight this public menace and pledge our commitment to children's safety and well-being. We applaud the social networking sites that bar sex offenders from participation. We urge energetic prosecution of child pornography, which is closely linked to human trafficking.

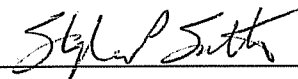
WHEREAS, The Sandy City Council previously adopted Resolution 15-96C reaffirming, strengthening and promoting a child-appropriate standard in Sandy City, and encouraged the Legislature to provide local governments with practical tools to uphold a community's child appropriate standards.

NOW, THEREFORE BE IT RESOLVED, That the Sandy City Council supports S.C.A 9 and the 2016 Republican National Platform related to the harmful effects of pornography and encourages other state legislatures and political parties to formally recognize the same.

PASSED AND ADOPTED THIS 16th DAY OF AUGUST, 2016

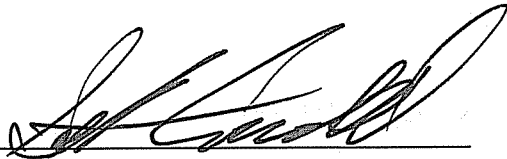


Tom Dolan, Mayor
Sandy City



Stephen P. Smith, Chair
Sandy City Council





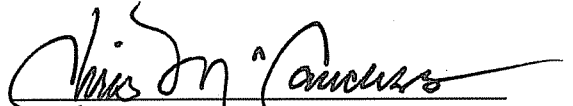
Scott Cowdell, District 1
Sandy City Council



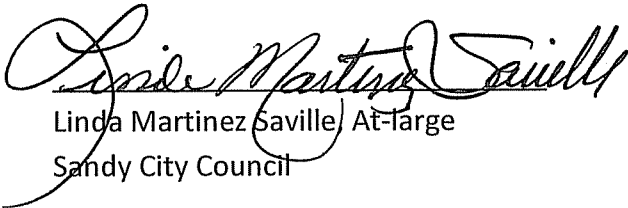
Maren Barker, District 2
Sandy City Council



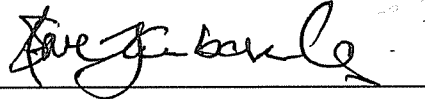
Kris Coleman-Nicholl, District 3
Sandy City Council



Chris McCandless, District 4
Sandy City Council



Linda Martinez Saville, At-large
Sandy City Council



Steve Fairbanks, At-large
Sandy City Council

ATTEST:



City Recorder





Sandy City, Utah

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

Meeting Minutes

City Council

Scott Cowdell, District 1
Maren Barker, District 2
Kristin Coleman-Nicholl, District 3
Chris McCandless, District 4
Steve Fairbanks, At-large
Linda Martinez Saville, At-large
Stephen P. Smith, At-large

Tuesday, August 16, 2016

5:15 PM

Council Chambers

5:15 Work Session

Agenda Planning Calendar Review

Utah House of Representative Bruce C. Cutler, District 44, came before the City Council to introduce himself and address any questions or concerns the Council may have.

John Hiskey commented that he has had the privilege of working with Representative Cutler and complimented him for his efforts.

Stephen Smith updated the Council on upcoming agenda items. The next scheduled City Council Meeting will be held on Tuesday, September 6, 2016.

Council Member Business

Scott Cowdell expressed concern over the attention the Cairns area is receiving. He would like to see funding allocated in next year's budget for needs in other areas of the City.

Scott Cowdell reported that he attended "Movies in the Parks" at Bicentennial Park. Everyone in attendance enjoyed the event.

Council Office Director's Report

Michael Applegarth encouraged Council members to turn in their receipts in a timely manner.

Mayor's Report

Mayor Dolan would like to invite and introduce the new Miss Sandy to the City Council at an upcoming City Council meeting.

CAO Report

City Attorney Rob Wall introduced Josh Chandler who was recently hired to work in the City Attorney's office. Mr. Chandler took a few minutes to introduce himself to the Council.

Byron Jorgenson informed the Council that the Parks Department will be losing some of their part time seasonal employees due to school starting. This could be a challenge when it comes to maintaining City parks during the Fall season.

Byron Jorgenson reported that Sandy City received it's highest rating from Workman's Comp demonstrating that City employees are conscientious and working together on being safe in the workplace.

Byron Jorgenson updated the Council on the successful Balloon Festival that was held this past weekend.

Information Items

1. 16-340 Administration and City Council Office providing an update on the online recodification process and timeline.

Attachments: Memo and Presentation

Korban Lee along with Rob Wall briefed the City Council on the City Code Recodification and Publication process. The Administration will bring proposed amendments for the Council to review prior to issuing an RFP. They presented an overview of various codifying vendors.

Council questions followed.

2. 16-262 Dimple Dell zoning discussion.

Mike Coulam discussed the zoning history of Dimple Dell Park and the importance of preserving the existing zone.

Council discussion followed.

The City Council recommended that Staff bring back draft amendments to the General Plan that include language and goals that would encourage preservation of Dimple Dell Park.

Chairman Smith called for a vote in favor of the proposal. The motion carried.

3. 16-335 Council Member Cowdell recommending adoption of Resolution #16-52C related to the harmful effects of pornography.

Attachments: Resolution 16-52C

Councilman Scott Cowdell expressed appreciation to Mike Applegarth for preparing Resolution 16-52 C related to the harmful effects of pornograph. Adoption of the resolution will take place during the City Council meeting.

Council discussion followed.

Chris McCandless reported that a Harmful to Minor's meeting is scheduled tomorrow at the State Capital with Representative Neiderhauser.

Meeting went into Recess

Meeting Reconvened

7:00 Council Meeting

Roll Call

Present: 7 - Council Member Scott Cowdell
Council Member Maren Barker
Council Member Kristin Coleman-Nicholl
Council Member Chris McCandless
Council Member Steve Fairbanks
Council Member Linda Martinez Saville
Council Member Stephen P. Smith

Council Office Director Michael Applegarth

Administration:

Mayor Tom Dolan
CAO Byron Jorgenson
Deputy to the Mayor John Hiskey
Assistant CAO Scott Bond
Assistant CAO Korban Lee
City Attorney Rob Wall
Community Development Director Mike Coulam
Planning Director Jared Gerber
Long Range Planning Manager/CDBG Mike Wilcox
Administrative Services Director Brian Kelley
Fire Chief Bruce Cline
Assistant Fire Chief Robert DeKorver
Parks & Recreation Director Scott Earl
Assistant Director Parks & Recreation Dan Medina
Public Utilities Director Shane Pace
Public Works Director Rick Smith

Opening Remarks / Prayer / Pledge of Allegiance

Chairman Stephen P. Smith welcomed all those in attendance.

Attorney Josh Chandler offered the opening prayer.

Boy Scout Cole Koch led the audience in the pledge.

Citizen Comments

Nicholas Costanza, 2289 East 11660 South, approached the Council regarding a complaint on a short term rental and B&B that he operates.

Mayor Dolan stated that short term rentals are not pursued unless the City receives a complaint.

Citizen Comments was closed.

Consent Calendar

4. 16-324 Sandy City Fire Department recommending the City Council adopt the International Fire Code.

Attachments: Redline version of Ordinance 16-28
2012-2015 IFC Comparison (Handout from 8-9-16)

A motion was made by Chris McCandless, seconded by Linda Martinez Saville, that this Resolution be approved. The motion carried.

7:05 Public Hearing(s)

5. ZONE-06-16-005098 Mr. Paul Willie, with Mountain States Property Management, is requesting the City Council to approve a rezone approximately 5.68 acres from the CC "Community Commercial District" to the MU "Mixed Use District" for the subject property, located at 9270 South 840 East, known as the 94th South Townhomes Rezone - ZONE-06-16-005098.

Attachments: Council Request
PC Minutes
Staff Report
Ordinance 16-31
Ordinance 16-31 Annotated

Mike Wilcox briefed the Council on the proposed rezone. The Planning Commission and Staff forwarded a positive recommendation to approve the rezone.

Paul Willie, Applicant, noted that the proposed zone and project was consistent with the area and neighboring properties.

Council discussion and questions followed.

Chairman Stephen Smith opened the Public Hearing. As there were no comments, the Public Hearing was closed.

A motion was made by Chris McCandless, seconded by Linda Martinez Saville, to adopt ordinance #16-31 to rezone the subject property from the CC "Community Commercial District" to the MU "Mixed Use District"... The motion carried by the following vote:

Yes: 7 - Scott Cowdell
Maren Barker
Kristin Coleman-Nicholl
Chris McCandless
Steve Fairbanks
Linda Martinez Saville
Stephen P. Smith

6. 16-306 Finance Department recommending the City Council adopt Resolution #16-51C transferring funds withing the Capital Projects Fund.

Attachments: Public Hearing Notice
16-51C Capital Project Fund transfer
Cairns Funding Memo
Plaza Funding Questions & Answers
Resolution 16-51C Annotated

Brian Kelley briefed the Council on the proposed funding for the cost of the Cairns Plaza. He also explained that the funds transfer included part of a State grant to help fund the Safe Sidewalk along 9400 South between 2495 East to 2760 East.

Chairman Stephen Smith opened the Public Hearing.

Steve Van Maren, 11039 Lexington Circle, stated that he liked the design and idea of having a Cairns Plaza for Hale Centre Theater. He voiced opposition to the open pond design.

As there were no further comments, Chairman Smith closed the Public Hearing.

Council discussion and questions followed.

A motion was made by Chris McCandless, seconded by Steve Fairbanks, to adopt Resolution 16-51 C transferring funds within the Capital Projects Fund. The motion carried by the following vote:

- Yes:** 5 - Kristin Coleman-Nicholl
Chris McCandless
Steve Fairbanks
Linda Martinez Saville
Stephen P. Smith
- No:** 2 - Scott Cowdell
Maren Barker

Council Items

7. ZONE-04-16-005076 Mr. David Cannell, with Fratelli Ristorante requesting the City Council approve a rezone of approximately 0.66 acres from the SD(PO/R [R5.7]) "Special Development District" to the CC "Community Commercial District" located at approximately 1420 E Segó Lily Drive.

Attachments: [Council Request.pdf](#)
[Ordinance 16-29](#)
[Staff Report & Public Comment.pdf](#)
[Planning Commission Minutes](#)
[Public Hearing Notice](#)
[Letter received day of meeting \(8-9-16\) from John Richards \(ball janik\)](#)
[Memo received day of meeting \(8-9-16\) from Ron and Terri Woolf](#)
[New info received day of meeting \(8-9-16\) from Paul Godot](#)
[8-12-16 E-mail from Mr. Paul Godot, Fratelli Rezone Possible Solution](#)
[Special Development Zone](#)
[Sandy City Council Letter submitted for 8-16-16 meeting from Fratelli](#)
[Ristorante](#)
[Information received day of meeting \(8-16-16\)](#)
[Executed copy of Ordinance 16-29](#)

Chairman Stephen Smith reviewed zoning and voting options for Council consideration on the Fratelli rezone.

Council questions and comments were addressed.

A motion was made by Chris McCandless, seconded by Scott Cowdell to adopt Ordinance 16-29, to approve a rezone of approximately 0.66 acres from the SD(PO/R[R5.7]) "Special Development District" to the CC "Community Commercial District located at approximately 1420 East Sege Lily Drive.

Yes: 4 - Scott Cowdell
 Chris McCandless
 Steve Fairbanks
 Linda Martinez Saville

No: 3 - Maren Barker
 Kristin Coleman-Nicholl
 Stephen P. Smith

8. 16-335 Council Member Cowdell recommending adoption of Resolution #16-52C related to the harmful effects of pornography.

Attachments: [Resolution 16-52C](#)

A motion was made by Chris McCandless, seconded by Scott Cowdell to adopt Resolution 16-52 C related to the harmful effects of pornography.

Yes: 7 - Scott Cowdell
 Maren Barker
 Kristin Coleman-Nicholl
 Chris McCandless
 Steve Fairbanks
 Linda Martinez Saville
 Stephen P. Smith

Completion of reports and other items not held in the Work Session.

No reports were given.

Adjournment

The meeting adjourned at approximately 8:55 p.m. by Chairman Stephen Smith. The next scheduled meeting of the City Council is Tuesday, September 6, 2016 at 7:00 p.m.

Stephen P. Smith, Chair
Sandy City Council

Pam Lehman
Meeting Clerk