



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, November 15, 2016

5:15 PM

Council Chambers

5:15 Work Session

Agenda Planning Calendar Review

Chairman Smith reviewed the Agenda Calendar noting that next week's Council meeting would be canceled.

Mayor's Report

Mayor Dolan was excused. He was in Washington D.C.

CAO Report

Scott Earl updated the Council on a grant from the Utah Office of Outdoor Recreation to help fund improvements on the canal trail.

Nick Duerksen updated the Council on the contract signing for the Gardner Office Building. The ground breaking ceremony is scheduled for Thursday, November 17th. Nick presented a copy of the World Series magazine to each of the Council. The Redevelopment Agency was able to secure an ad highlighting Sandy City.

Korban Lee updated the Council on the Administrative Retreat that was held last week.

Information Items

1. [16-431](#) Community Development is providing the City Council with an update on our CDBG program and discussing changes made to the FY 16-17 CDBG Budget

Attachments: [Staff Report - CDBG Update.pdf](#)

Mike Wilcox presented the update on the City's CDBG program and proposed changes to the Fiscal Year 2016-2017 Budget. He presented three options and asked for Council direction.

Council questions followed.

The City Council chose to go with Option #2.

Possible Closed Session: Discussion regarding deployment of security personnel, devices, or systems.

Meeting went into Recess

Meeting Reconvened

Present: 6 - Council Member Scott Cowdell
Council Member Maren Barker
Council Member Kristin Coleman-Nicholl
Council Member Chris McCandless
Council Member Steve Fairbanks
Council Member Stephen P. Smith

Absent: 1 - Council Member Linda Martinez Saville

7:00 Council Meeting

Roll Call

Present: 6 - Council Member Scott Cowdell
Council Member Maren Barker
Council Member Kristin Coleman-Nicholl
Council Member Chris McCandless
Council Member Steve Fairbanks
Council Member Stephen P. Smith

Absent: 1 - Council Member Linda Martinez Saville

Administration:

CAO Byron Jorgenson
Assistant CAO Scott Bond
Assistant CAO Korban Lee
City Attorney Robert Wall
Senior Civil Attorney Darien Alcorn
Economic Development Director Nick Duerksen
Economic Development Assistant Kasey Dunlavy
Community Development Director Mike Coulam
Long Range Planning Manager/CDBG Mike Wilcox
Business Licence Coordinator Leslie Casaril
Fire Chief Bruce Cline
Parks & Recreation Director Scott Earl
Police Chief Kevin Thacker
Police Captain Patrol Justin Chapman
Assistant Public Utilities Director/Operations Manager Scott Ellis
Public Works Director Rick Smith

Opening Remarks / Prayer / Pledge of Allegiance

Chairman Stephen P. Smith welcomed all those in attendance.

Boy Scout Sam Evans offered the opening prayer. Boy Scout Talon Hathaway led the

audience in the pledge. Both Scouts represented Troop 1018.

Citizen Comments

Tyson Holbrook, 1826 Willow Glen, approached the Council regarding concerns with an accessory apartment in the basement of his home, and a warrant that was issued to the lien holder of his property. His renter will be moving out the end of the month bringing him into compliance with the city code. He asked if the warrant could be dismissed.

Stephen Smith encouraged the Administration to speak with Mr. Holbrook. The Council does not have the authority to change the process once a warrant is in the Court system.

Citizen Comments was closed.

Consent Calendar

Approval of the Consent Calendar

A motion was made by Council Member Kristin Coleman-Nicholl, seconded by Council Member Steve Fairbanks, to approve the Consent Agenda Items #2, #4,#6, and #7.The motion carried unanimously.

2. [16-316](#) City Council Office recommending to adopt Resolution 16-66C, canceling the November 22, 2016 City Council meeting for the Thanksgiving holiday.

Attachments: [Resolution 16-66 C.pdf](#)

Item adopted.

3. [16-352](#) Administration is recommending the City Council approve the proposed amendments to the City's Administrative Code.

Attachments: [Administrative Code no Highlights](#)
[Administrative Code w Highlighted Changes](#)

Chairman Smith asked that the Administrative Code be pulled from the Consent Calendar. An amendment to the title in Section 6-4-7 needed to be changed to read Title 6 Chapter 5.

Councilman Chris McCandless made the motion, seconded by Kris Coleman Nicholl to approve Item #3 on the Consent Calendar, Administrative Code, to amend Section 6-4-7 clarifying the reference in Subsection A to be changed to read Title 6 Chapter 5.

Yes: 6 - Scott Cowdell
Maren Barker
Kristin Coleman-Nicholl
Chris McCandless
Steve Fairbanks
Stephen P. Smith

Absent: 1 - Linda Martinez Saville

4. [16-432](#) Approval of the October 11, 2016 Meeting Minutes.

Attachments: [October 11, 2016 meeting minutes](#)

Item approved.

5. [16-434](#) Approval of the October 25, 2016 Meeting Minutes.

Attachments: [October 15, 2016 Meeting Minutes](#)

Maren Barker requested that the Council pull this off the Consent Calendar since the Planning Commission discussion was not appropriately placed on the agenda.

Kris Nicholl noted that this was a discussion item and that Staff was looking for direction from the Council.

Chairman Smith noted that the Council would be voting to approve the minutes. The issue was whether the process was followed correctly.

Kris Coleman Nicholl made the motion, seconded by Scott Cowdell to approve the October 25, 2016 City Council Meeting Minutes.

Yes: 5 - Scott Cowdell
Kristin Coleman-Nicholl
Chris McCandless
Steve Fairbanks
Stephen P. Smith

No: 1 - Maren Barker

Absent: 1 - Linda Martinez Saville

6. [16-427](#) Approval of the October 18, 2016 Meeting Minutes.

Attachments: [October 18, 2016 meeting minutes](#)

Item approved.

7. [16-436](#) Approval of the November 1, 2016 Meeting Minutes.

Attachments: [November 1, 2016 Meeting Minutes](#)

Item approved.

Council Item

8. [16-438](#) Redevelopment Agency Annual Report

Attachments: [Final 2016 Sandy RDA Report - 11.1.16](#)
[November 1st Report Presentation](#)

Redevelopment Agency Director Nick Duerksen introduced Jason Burningham who presented the annual Redevelopment Agency Report. The report will be published on all State and County agencies.

7:05 Public Hearings

9. [ZONE-08-16-5110](#) Mr. Armando Alvarez is requesting the City Council to approve a rezone approximately 0.86 acres from the BC "Boulevard Commercial District" and the R-1-7.5(HS) "Single-Family Residential District - Historic Sandy" to the MU "Mixed Use District" for the subject property, located at 668 & 660 East Locust Street, known as the Victoria Woods Townhomes Rezone - ZONE-08-16-5110.

Attachments: [Victoria Woods Townhomes Rezone CC Renotice](#)
[Victoria Woods Townhomes Staff Report Combined](#)
[Planning Commission Minutes](#)
[Ordinance 16-39](#)
[EXHIBIT A](#)
[Executed copy of Ordinance 16-39](#)

Mike Wilcox briefed the Council on the Victoria Woods Townhomes Rezone.

Mr. Armando Alvarez, applicant, 10295 Bedrock Lane, explained the proposed rezone to the Council.

Chairman Stephen Smith opened the Public Hearing.

Michael Goldberg, property owner of a green house next to the proposed development, felt he would be losing his rights. He believes new residents will complain about the lights in the green house that need to stay on all night.

Molly Parker, 652 Locust Street, felt that the proposed project was too large for a small quiet neighborhood. The Senior Living facility that currently exists in this area is separated by a chain link fence which provides no privacy for residents.

Jerry Jorgenson, 8842 South 630 East, represented residents west of Locust street. He believes this development will bring more traffic into the neighborhood, and the proposed project is to large for the small parcel of land.

The public hearing was closed.

Council comments and discussion followed.

A motion was made by Chris McCandless, seconded by Kristin Coleman-Nicholl, to adopt Ordinance 16-39, amending and fixing the boundaries of a zone district

of the Sandy City Zoning Ordinance; to Wit: rezoning approximately 0.86 acres from the BC "Boulevard Commercial District" and the R-1-7.5 (HS) "Single-Family Residential District-Historic Sandy" to the MU "Mixed Use District", located at approximately 668 and 660 East Locust Street; also providing a saving clause and an effective date for the ordinance with the convenience of the Council's recommendations to the Planning Commission ... The motion carried by the following vote:

Yes: 5 - Scott Cowdell
Kristin Coleman-Nicholl
Chris McCandless
Steve Fairbanks
Stephen P. Smith

No: 1 - Maren Barker

Absent: 1 - Linda Martinez Saville

10. [ZONE-08-16-5120](#) Mr. Steve Williams and Mr. Kurt Michelsen, with SAW Enterprises, are requesting the City Council to approve a rezone approximately 0.97 acres from the R-1-8 "Single-Family Residential District" to the R-2-8 "Two-Family Residential District" for the subject property, located at 294 East 9400 South, known as the Thornblad Rezone - ZONE-08-16-5120.

Attachments: [Thornblad Rezone CC Renotice](#)
[Thornblad Staff Report Combined](#)
[Planning Commission Minutes](#)
[vicinity map](#)
[Ordinance 16-40](#)
[Thornblad EXHIBIT A](#)
[Executed copy of Ordinance 16-40](#)

Mike Wilcox reviewed the staff report on the Thornblad Rezone.

Steve Williams, Applicant, 4373 N. Briar Wood Lane, Lehi, Utah, explained the proposed plan for development on the property.

Chairman Smith opened then closed the public hearing as there were no comments.

Council discussion followed.

A motion was made by Chris McCandless, seconded by Kristin Coleman-Nicholl, to adopt Ordinance #16-40 amending and fixing the boundaries of a zone district of the Sandy City Zoning Ordinance; to Wit: Rezoning approximately 0.97 acres from the R-1-8 "Single-Family Residential District" to the R-2-8 "Two-family residential district", located at approximately 294 East 9400 South; also providing a saving clause and an effective date for the ordinance... The motion carried by the following vote:

Yes: 6 - Scott Cowdell
Maren Barker
Kristin Coleman-Nicholl
Chris McCandless
Steve Fairbanks
Stephen P. Smith

Absent: 1 - Linda Martinez Saville

11. [16-437](#) Recess of City Council meeting to convene a meeting of the Sandy City Redevelopment Agency

Attachments: [RDA Packet](#)

A motion was made by Chris McCandless, seconded by Steve Fairbanks, to recess the City Council meeting and convene a meeting of the Sandy City Redevelopment Agency.. The motion carried by the following vote:

Yes: 6 - Scott Cowdell
Maren Barker
Kristin Coleman-Nicholl
Chris McCandless
Steve Fairbanks
Stephen P. Smith

Absent: 1 - Linda Martinez Saville

A motion was made by Kris Coleman Nicholl seconded by Chris McCandless to reconvene Redevelopment Agency Meeting and reconvene into the Sandy City Council Meeting.... The motion was unanimous.

12. [16-373](#) Community Development is recommending adoption of Ordinance #16-42 replacing Chapter 2 "Alcoholic Beverage Regulations" of Title 5, "Business License" of Sandy City Ordinances, also providing a saving clause and an effective date for the Ordinance.

Attachments: [Alcohol Ordinance Draft 6 Council Ready Nov 2016](#)
[Ordinance 16-42](#)

Leslie Casaril updated the Council on the process to update the alcohol ordinance. The State is in the process of making wholesale changes to the code. The City felt it was time to bring our ordinance up to code.

Chairman Smith asked the Council to review each section of the code.

Council comments and suggestions followed.

A motion was made by Kristin Coleman-Nicholl, seconded by Chris McCandless, to adopt Ordinance #16-42, making revisions to Chapter 2 of Title 5 Revised Ordinance of Sandy City (Alcoholic Beverage Regulations) with amendments made by the City Council and subject to the Business Licensing Administrator and the City Attorney... The motion carried by the following vote:

Yes: 5 - Maren Barker
Kristin Coleman-Nicholl
Chris McCandless
Steve Fairbanks
Stephen P. Smith

No: 1 - Scott Cowdell

Absent: 1 - Linda Martinez Saville

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

Maren Barker asked City Attorney Rob Wall a procedural question regarding the October 25, 2016 City Council Minutes.

Kris Coleman Nicholl reported that the Wasatch Front Waste and Recycling Board has proposed their new budget. Pam Roberts would like to request time to bring their budget before the Council. A new fee is proposed for a new home (\$50.00), with a delivery fee (\$10.00) for a new home or new subscriber. This proposal would help off-set costs.

Adjournment

The meeting adjourned at approximately 10:10 p.m. by Scott Cowdell. The next scheduled meeting of the City Council is Tuesday, November 29, 2016 at 7:00 p.m.

Stephen P. Smith, Chair
Sandy City Council

Pam Lehman
Meeting Clerk