

**Tooele City Council
Business Meeting Minutes**

Date: Wednesday, February 16, 2011
Time: 7:30 p.m.
Place: Tooele City Hall, Council Chambers
90 North Main Street, Tooele Utah

City Council Members Present:

Scott Wardle, Chair
Steve Pruden
Dave McCall
Shawn Milne
Mike Johnson

City Employees Present:

Mayor Patrick Dunlavy
Glen Caldwell, Finance Director
Roger Baker, City Attorney
Michelle Pitt, City Recorder
Lisa Carpenter, Deputy Recorder
Jaclynn Sagers, Communities that Care Director
Rachelle Custer, City Planner
Chief Ron Kirby, Chief of Police
Paul Hansen, City Engineer
Randy Sant, RDA Consultant

Others Present:

Debbie Winn, Chamber of Commerce
Tim Gillie, Tooele Transcript

Minutes prepared by Elisa Jenkins

Chairman Wardle called the meeting to order at 7:30 p.m. He welcomed Boy Scout Troop 203 to the meeting. He also recognized the members of the military in the audience and thanked them for their service.

1. Pledge of Allegiance

The Pledge of Allegiance was led by Councilman McCall.

2. Mayor's State of the City Address

Presented by Mayor Patrick Dunlavy

Mayor Dunlavy thanked all those who came to this meeting. Mayor Dunlavy then delivered his State of the City Address. The speech in its entirety is included with the minutes as Exhibit "A".

3. Mayor's Community Recognition Awards

Presented by Mayor Patrick Dunlavy, Jaclynn Sagers and Chief Kirby

Mayor Dunlavy stated that it is his pleasure to honor the very special young people who will be receiving this award. He said that he appreciates the opportunity to recognize these students. He introduced Jaclynn Sagers who is the director of the Communities that Care program.

Ms. Sagers thanked all those who came to support these students. Ms. Sagers then presented the Mayor's Community Recognition Awards to the following students:

Madison Barnes, Clarke Johnsen Junior High
Kaitlin Olney, Tooele High School
Ryan Bilboa, Tooele Junior High
Zoe Johnson, Stansbury High School
Jacob Kenison, Clarke Johnsen Junior High
Bethany Legge, Tooele Junior High
Krista Huffaker, Stansbury High School

Ms. Sagers congratulated all the students who received this award. He informed their parents that there is a brochure in their bag about a parenting program called Guiding Good Choices. She encouraged anyone who would like to attend to contact her.

Mayor Dunlavy congratulated these students and thanked them for doing such a great job. He thanked the parents for all that they do and for the important role they play in these student's lives.

A brief recess was taken for a picture with the Mayor and the recipients of this award.

4. Open Forum for Public Comment

Chairman Wardle invited anyone from the public who would like to come forward and address the Council to do so. No one came forward.

Chairman Wardle closed the open forum at 8:02 p.m.

5. Audit Report

Presented by Glenn Caldwell

Mr. Caldwell introduced Randy Jensen to deliver the audit report.

Mr. Randy Jensen of Haynie and Company presented the annual audit report. A copy is included with the minutes as Exhibit "B". Mr. Jensen indicated that overall this was a positive report and he commended the City Council, Mayor Dunlavy, Mr. Caldwell and Ms. Wimmer for the operation of the City and for the great job that they do. Mr. Jensen said that they are presenting a clean non qualified opinion which is the highest the City can receive. He also stated that there were no compliance findings this year.

Councilman Johnson asked Mr. Jensen if there was a certain area that the Council should focus on?

Mr. Jensen said that they did not find anything this year they should be concerned about.

Chairman Wardle thanked Mr. Caldwell, Ms. Wimmer and Mayor Dunlavy on behalf of the Council for the good job they do.

6. Resolution 2011-14 A Resolution of the Tooele City Council Acknowledging the Appointment of Chris Sloan as a Mayor-Appointed Member of the Tooele City Planning Commission

Presented by Mayor Patrick Dunlavy

Mayor Dunlavy acknowledged Glenn Caldwell and stated that he is an asset to the City.

Mayor Dunlavy stated that he recommends the appointment of Chris Sloan to the Planning Commission. He feels that he will bring a lot to the Planning Commission. He will take Melanie Hammer's spot as an alternate and she will take Gary Searles spot on the Commission.

Councilman Milne moved to approve Resolution 2011-14. Councilman Pruden seconded the motion. The vote was as follows: Councilman McCall, "Aye", Councilman Johnson, "Aye", Councilman Milne, "Aye", Councilman Pruden, "Aye" and Chairman Wardle, "Aye".

7. Resolution 2011-15 A Resolution Regarding a Lease Purchase Agreement for the Purpose of Procuring Tyler Technologies Incode Local Government Software and Hardware

Presented by Mayor Patrick Dunlavy

Mayor Dunlavy stated that this is a technical issue. This resolution is a clarification of Resolution 2011-03 passed on January 5, 2011. Tyler Technologies needs specific wording in their contract and this resolution changes that wording. It doesn't change anything in the contract, it uses their language.

Councilman Johnson asked if Mr. Baker has reviewed the new wording?

Mr. Baker indicated that the documents were attached to the previous resolution that was approved by the Council. Tyler Technologies needs a cover resolution that specifically references leasing.

Councilman Johnson moved to approve Resolution 2011-15. Councilman McCall seconded the motion. The vote was as follows: Councilman McCall, “Aye”, Councilman Johnson, “Aye”, Councilman Milne, “Aye”, Councilman Pruden, “Aye” and Chairman Wardle, “Aye”.

8. Ordinance 2011-07 An Ordinance of the Tooele City Council Vacating a Dedicated Public Utility, Irrigation, and Drainage Easement at 783 South 690 West, Parcel No 10-049-0-0114 Along the South Property Line

Presented by Rachelle Custer

Ms. Custer explained that when Westward Mesa was platted the verbage used above was put on all the public utility easements that go along the internal lot lines which is why the verbage is the way it is in the ordinance to vacate it. Ms. Custer stated that Mr. and Mrs. Martinez live at 783 South 690 West and they currently do not have any covered parking and they would like to construct a carport on their property. The carport would encroach into the public utility easement. They have asked the City to vacate the easement in order for them to construct their carport. Included with the ordinance are letters from all the utility companies and Settlement Canyon Irrigation and they have all stated they do not have utilities in this easement and they support it being vacated.

Councilman Pruden said that this is a good example of all the entities involved working together to allow these citizens to do something nice for their home.

Chairman Wardle stated that this is a public hearing if anyone would like to come forward and address this issue. No one came forward.

Councilman Milne moved to close the public hearing. Councilman Pruden seconded the motion. The vote was as follows: Councilman McCall, “Aye”, Councilman Johnson, “Aye”, Councilman Milne, “Aye”, Councilman Pruden, “Aye” and Chairman Wardle, “Aye”. The public hearing closed at 8:23 p.m.

Councilman Milne moved to approve Ordinance 2011-07. Councilman McCall seconded the motion. . The vote was as follows: Councilman McCall, “Aye”, Councilman Johnson, “Aye”, Councilman Milne, “Aye”, Councilman Pruden, “Aye” and Chairman Wardle, “Aye”.

9. Minutes: February 2, 2011; Work Session and Business Meeting Minutes

Councilman Milne moved to approve the minutes as presented. Councilman McCall seconded the motion. The vote was as follows: Councilman McCall, “Aye”, Councilman Johnson, “Aye”, Councilman Milne, “Aye”, Councilman Pruden, “Aye” and Chairman Wardle, “Aye”.

10. **Invoices**

Presented by Michelle Pitt

- Hansen, Allen & Luce for professional fees from 12/16/10 to 01/15/11 for the water system master plan update in the amount of \$8,119.70.
- Clyde Snow & Sessions for professional fees for Rocky Mountain Power lawsuit in the amount of \$11,604.68.

Councilman Pruden moved to approve the invoices as presented by Ms. Pitt. Councilman Milne seconded the motion. The vote was as follows: Councilman McCall, “Aye”, Councilman Johnson, “Aye”, Councilman Milne, “Aye”, Councilman Pruden, “Aye” and Chairman Wardle, “Aye”.

10. **Adjourn**

Councilman Johnson moved to adjourn the meeting. Councilman Pruden seconded the motion. The vote was as follows: Councilman McCall, “Aye”, Councilman Johnson, “Aye”, Councilman Milne, “Aye”, Councilman Pruden, “Aye”, and Chairman Wardle, “Aye”. The meeting adjourned at 8:26 p.m.

Approved this 2nd day of March

Chairman Scott Wardle