

**Tooele City Council and
Tooele City Redevelopment Agency of Tooele City, Utah
Business Meeting Minutes**

Date: Wednesday, February 1, 2017
Time: 7:00 p.m.
Place: Tooele City Hall, Council Chambers
90 North Main Street, Tooele, Utah

City Council Members Present:

Debbie Winn, Chairwoman
Steve Pruden
Brad Pratt
Dave McCall
Scott Wardle

City Employees Present:

Mayor Patrick Dunlavy
Roger Baker, City Attorney
Captain Adrian Day, Police Department
Jim Bolser, Public Works and Community Development Director
Paul Hansen, City Engineer
Heidi Peterson, Communities that Care Director
Michelle Pitt, City Recorder
Lisa Carpenter, Deputy Recorder

Minutes prepared by Cami Cazier.

Chairwoman Winn called the meeting to order at 7:00 p.m.

1. Pledge of Allegiance

The Pledge of Allegiance was led by Councilman Pruden.

2. Roll Call

Debbie Winn, Present
Steve Pruden, Present
Brad Pratt, Present
Scott Wardle, Present
Dave McCall, Present

3. Mayor's Youth Recognition Awards

Presented by Mayor Dunlavy, Heidi Peterson and Captain Adrian Day

Mayor Dunlavy welcomed those present and said that it was an honor and privilege to acknowledge some very special young people in our community. He takes great pride in knowing that these kids are preparing to be great leaders in the future. The City has had the opportunity to recognize over 300 students so far and it never gets old, just better each time. He asked the audience to pay attention to the great things that will be said about these special young people. Mayor Dunlavy also pointed out that these kids are honored for different reasons, not necessarily just because they are on the Honor Roll at school.

The Mayor introduced Heidi Peterson, Director of Communities that Care, and Captain Adrian Day of the Tooele City Police Department. The Police Department sends officers into the schools to help the kids deal with difficult issues that many of them face, including drugs and alcohol.

Ms. Peterson welcomed and thanked those in attendance. She explained that for years, our nation has done a lot of guesswork at how we help kids to grow up to be successful, safe, and healthy. Fortunately, there has now been several decades of research done into this, and Tooele City is on the very cutting edge of it. Over ten years ago, Communities that Care was established here in Tooele City, and through this department we can evaluate where our community is at the most risk. Through this research, the very best prevention programs have been implemented in our community. We are lucky to have local officials and city leadership that put a high priority on our kids and families.

One of the programs offered to families is a parenting program called Guiding Good Choices. This is a five week parenting workshop that is absolutely free. The next workshop starts in March. She encouraged all families to register for this workshop through the Tooele City webpage. Gift certificates and other fun prizes are given to participants.

Another program offered to the community is called QPR, or Question, Persuade, and Refer. It addresses the concern of the increasing cases of depression and suicidality among our nation, state, and city. In only 90 minutes, participants learn how to recognize the warning signs and risk factors associated with suicidality. They also learn a 3-step process used to help those at risk. This program has saved lives within our own community. Ms. Peterson encouraged the audience to sign up for this class as well, through the Tooele City webpage. The next class will be offered February 9th at City Hall in the Council Chambers room.

The last program Ms. Peterson highlighted is called Second Step. This program is done in collaboration with the Tooele County School District. It's a prevention program for K-8th grades. As the Mayor mentioned, our wonderful police officers go into the 6th grade classrooms and teach the kids the importance of staying drug and alcohol free.

Research shows that in order for kids to be really successful, they need to be recognized for the great things they do. The recipients of this award will be receiving backpacks that include

donations and prizes from local agencies and business that want to congratulate and support these students. There is also a certificate signed by the Mayor. Ms. Peterson then presented the Mayor's Youth Recognition Awards to the following students:

- * Kayla Wilcox, Copper Canyon Elementary
- * Rebecca Miles, Middle Canyon Elementary
- * Rowdy Combs, Northlake Elementary
- * Kaleb Pilcher, Overlake Elementary
- * Corazon Chapman, Settlement Canyon Elementary
- * Marynn Hamilton, Sterling Elementary
- * Bryton Smith, West Elementary
- * Anthony Prosser, Saint Marguerite Catholic School

Mayor Dunlavy again expressed his appreciation to be a part of recognizing these amazing students for the great things they do. At their young age, they've already developed unselfishness, courage, and the ability to relate to other people and help those in need. He also thanked the parents, grandparents, and other family members for their role in supporting these kids.

A brief recess was taken for a picture of the recipients and their certificates with the City Council members and Mayor. The photo will be included in the Tooele Transcript Bulletin.

Chairwoman Winn acknowledged and welcomed Tooele County Commissioners Shawn Milne, Wade Bitner, and Myron Bateman.

4. Public Comment Period

Chairwoman Winn opened the public comment period to anyone who would like to come forward and address the Council. She asked those interested to sign their name on the roster, speak clearly into the microphone, and to keep comments brief.

There were no comments from the public.

Chairwoman Winn closed the public comment period at 7:33 p.m.

5. Ordinance 2017 - 02 An Ordinance of Tooele City Amending Chapter 5-1 of the Tooele City Code Regarding Business Licenses for Special Events

Presented by Michelle Pitt

Ms. Pitt stated that at certain times organizations will hold events at our City parks or facilities. This Ordinance will allow the organizing or sponsoring entity to get the business license for the event, but not require each individual vendor at the event to also obtain a business license. This is similar to the Ordinance already in place for park concession licensing, where only the organizing entity gets the business license and not each food vendor. As an example, the Tooele Arts Festival uses our City Park for the Festival. It's an organized event, so they would be the

sponsoring entity responsible to come in to get the business license, and not each artist or food vendor at their event.

Councilman McCall moved to approve Ordinance 2017 – 02. Councilman Pruden seconded the motion. The vote was as follows: Councilman McCall, “Aye,” Councilman Pruden, “Aye,” Councilman Pratt, “Aye,” Councilman Wardle, “Aye,” and Chairwoman Winn, “Aye.”

6. **Resolution 2017 - 06 A Resolution of the Tooele City Council Authorizing the Mayor to Sign a Contract with Silver Spur Construction for the Broadway Storm Drain Project (400 North to 700 North)**

Presented by Paul Hansen

Mr. Hansen stated that Tooele City has a storm drain master plan that they’ve been implementing over the past several years. One of the projects contained within that plan is the installation of storm drain along Broadway Street between 400 North and approx. 700 North. This line, in the future years as funding becomes available, would continue south. This is one of the next segments on that line that would help alleviate the flooding that occasionally happens in large run-off events.

The City put this project out for bid and received 12 bids. The lowest responsive bidder was Silver Spur Construction with a bid of \$557,740. The City has experience with this contractor; they recently completed our water line upgrade this past summer and fall. Mr. Hansen requested of the Council that the Mayor be authorized to sign a contract with Silver Spur for the storm drain installation project, as well as an additional 5% contingency to be used at the Mayor’s discretion for any unknown utilities or conflicts during construction.

Councilman Pruden moved to approve Resolution 2017 - 06. Councilman Pratt seconded the motion. The vote was as follows: Councilman Wardle, “Aye,” Councilman Pratt, “Aye,” Councilman Pruden, “Aye,” Councilman McCall, “Aye,” and Chairwoman Winn, “Aye.”

7. **Ordinance 2017 - 03 An Ordinance of Tooele City Enacting Tooele City Code Section 8-5-6 Regarding Mandatory Connection to the Publicly Owned Treatment Works (POTW)**

Presented by Jim Bolser

About two years ago an extensive overhaul of the Ordinances that are in Chapter 8-5 was undertaken regarding sewer systems, or POTW. As a part of doing that, inadvertently, this same provision was stricken out of the code. It’s a fairly common provision that can be found in many other cities, especially those that operate their own sewer systems. The provision states that if you are a property owner with a residence or a business on a piece of property that is located within 300 feet of an active, valid sewer line, you are required to connect to that rather than have a septic system. In our valley and around the state, there is increasing information coming to light that shows that the increasing number of septic systems is starting to infiltrate and pose health risks to underwater ground sources. The City uses these ground sources which are

exclusive, so this situation is becoming a greater concern. Therefore, it's being proposed to re-enact this provision and place it back into Chapter 8-5 of the Code and have it operate as it always has in the past, with a more modern spin to address the current legal requirements and mandates.

Councilman Pruden moved to approve Ordinance 2017 - 03. Councilman McCall seconded the motion. The vote was as follows: Councilman McCall, "Aye," Councilman Pruden, "Aye," Councilman Pratt, "Aye," Councilman Wardle, "Aye," and Chairwoman Winn, "Aye."

8. Resolution 2017 - 07 A Resolution of the Tooele City Council Authorizing the Termination of Wastewater Treatment Services to the Deseret Peak Complex and Utah Motorsports Campus in Favor of Wastewater Treatment Services being Provided by Grantsville City

Presented by Roger Baker

Mr. Baker began with a brief introduction to this situation. Tooele County built the Deseret Peak Recreation Complex in the early 2000's. In the beginning, culinary water was provided by Tooele City under a special agreement between the City and County. By law, water could only be provided outside of city limits on a surplus basis. At any point in time in which water was no longer surplus to the City's needs, then non-City customers would need to be cut off. This became the case. The City needed to give written notice to the County that the City could no longer provide water service to Deseret Peak and that the County had to find water services elsewhere. Also, Deseret Peak began to utilize Tooele City's wastewater collection facilities, being sewer interceptor B, as well as the wastewater treatment facilities at the City's plant.

In 2009, Tooele City and Tooele County entered into a short-term inter-local agreement for 3 years. After it expired, it became a month-to-month contract in which an invoice would be sent for payment.

Tooele City Council has established over the years a policy of providing municipal services, mainly water and sewer, first to residents and businesses of Tooele City. It is Tooele City's duty to serve them first and foremost. However, there is no duty or obligation to serve residents and businesses outside of Tooele City. Policy may allow it, but as a rule with very limited exceptions, the City Council and its predecessors have established the policy of only providing municipal services to those that pay taxes to pay for those services.

In late 2014, Grantsville City annexed up to Sheep Lane, and in one instance across Sheep Lane to include the Reckitt Benckiser building. That annexation included the Deseret Peak Complex and the then Miller Motorsports Park, today known as the Utah Motorsports Campus owned by Tooele County. Grantsville City provides water to these facilities, and is willing and able to provide sewer collection and treatment services to these facilities as well. Therefore, because Grantsville City is willing and able to provide these services to these properties that are inside their city limits, Tooele City has deemed it appropriate for Tooele City to no longer provide those services because the appropriate party can and will provide them.

Discussions have been ongoing for several months, including meetings and correspondence involving elected leaders from Grantsville City, Tooele City, and Tooele County culminating in this Resolution. The Resolution contains the most comprehensive history from information available to Mr. Baker regarding providing municipal services to these properties. The Resolution is 7 pages long and includes 84 pages of exhibit materials consisting mostly of contracts between the parties over the years. One important piece of correspondence is not included in the Resolution because it was received late in the current business day. This letter is dated February 1, 2017 from the Tooele County Commission. Mr. Baker requested from Chairwoman Winn that the letter be included in the official record of the meeting so that the Resolution has a more complete history. The letter was given to the Recorder's Office to be included with these minutes. Mr. Baker asked the Council for any questions or discussion.

Councilman Wardle asked for clarification that the Resolution allows the Mayor to move forward with letters to the Tooele County Commission with either termination or options, as well as to the tenants at Utah Motorsports Campus to help them understand this situation.

Mr. Baker responded that Exhibit N to the Resolution is a draft of a letter from Chairwoman Winn and the Mayor to the Tooele County Commission indicating that it is time for wastewater treatment services to be disconnected from Tooele City and connected to Grantsville City. It authorizes that letter to be delivered. It also authorizes the Mayor to implement the terms to the letter and instructs him to send a copy of that letter to the businesses at Utah Motorsports Campus. Additionally, it authorizes the Mayor to do whatever else is necessary to implement the letter.

There were no other comments or discussion.

Councilman Pratt moved to approve Resolution 2017 – 07. Councilman Pruden seconded the motion. The vote was as follows: Councilman McCall, "Aye," Councilman Pruden, "Aye," Councilman Pratt, "Aye," Councilman Wardle, "Aye," and Chairwoman Winn, "Aye."

9. Minutes: Jan. 18, 2017

Councilman Wardle moved to adopt the minutes for the meetings held on Jan. 18, 2017 as presented. Councilman Pratt seconded the motion. The vote was as follows: Councilman McCall, "Aye," Councilman Pruden, "Aye," Councilman Pratt, "Aye," Councilman Wardle, "Aye," and Chairwoman Winn, "Aye."

10. Invoices

Presented by Michelle Pitt

There were no invoices to present.

11. Adjourn

Councilman Pruden moved to adjourn the meeting. Councilman McCall seconded the motion. The vote was as follows: Councilman McCall, “Aye,” Councilman Pruden, “Aye,” Councilman Pratt, “Aye,” Councilman Wardle, “Aye,” and Chairwoman Winn, “Aye.”

The meeting adjourned at 7:48 pm.

The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.

Approved this 15th day of February, 2017

Debbie Winn, Tooele City Council Chair