CITY COUNCIL MINUTES
Wednesday, June 13, 2018
Approved September 12, 2018

The following are the minutes of the City Council Meeting of the Herriman City Council. The meeting was held on Wednesday, June 13, 2018 at 7:00 p.m. in the Herriman City Hall Fort Herriman Conference Room, 5355 West Herriman Main Street, Herriman, Utah. Adequate notice of this meeting, as required by law, was posted in the City Hall, on the City’s website, and delivered to members of the Council, media, and interested citizens.

Presiding: Mayor David Watts

Council Members Present: Jared Henderson, Nicole Martin, Sherrie Ohrn and Clint Smith

Staff Present: Assistant City Manager Gordon Haight and Director of Administration and Communications Tami Moody, Finance Director Alan Rae, City Recorder Jackie Nostrom, Parks and Recreation Director Wendy Thomas, City Engineer Blake Thomas, City Planner Michael Maloy, Communications Specialist Mitch Davis, and City Attorney John Brems.

7:00 PM - WORK MEETING:
1. Council Business
Mayor David Watts called the meeting to order at 7:00 p.m.

1.1. Discussion of options for consideration pertaining to the Olympia Hills Development approved by Salt Lake County Council on June 5, 2018, rezoning and amending the Southwest Community General Plan on 931 acres located at approximately 6300-8500 West, 12400-13100 South
Councilmember Nicole Martin indicated this Development has been placed on the Salt Lake County Agenda for next week to reconsider the proposal with the potential to rescind their approval. Mayor Watts added he spoke with Salt Lake County Mayor Ben McAdams who confirmed his willingness to veto the approval. Councilmember Jared Henderson relayed his concern with the possibility the veto could be overridden by the County Council.

Assistant City Manager Gordon Haight informed the Council he had been having conversations with Developer Doug Young to discuss the density numbers. He acknowledged Mayor McAdams sensed the disapproval from the Mayors of the southwest portion of Salt Lake County during a recent meeting. He confirmed Mayor McAdams willingness to veto the proposal if an agreement has not been reached by this coming Friday. Councilmember Martin
noted the fundamental problem with the directive as this development would necessitate a robust public outreach program. Assistant City Manager agreed and noted the County Council made their decision and would either implement necessary changes or not. Councilmember Martin suggested that a one-week timeframe would not make the development palatable for residents or affected cities. Assistant City Manager Haight indicated the process might change to include public outreach. He recognized the concern of a veto being overturned by the County Council if the veto is rejected, new discussions would have to be ensued.

Councilmember Sherrie Ohrn interjected to highlight a principle that the cities don’t get an opportunity to offer input as this is considered a County decision. She relayed her feeling this assumption was incorrect as the City residents reside and vote in elected officials to represent the County. Councilmember Martin added this development could have an immense impact on the community and the project should only move forward with a clear public outreach program. He relayed her thought this was a healthy uprising from residents who wanted to be heard. Mayor Watts agreed.

Assistant City Manager Haight pondered what would happen if the County Council overturned the veto. Councilmember Smith agreed with the statement offered by Councilmember Ohrn that residents should have the opportunity to be engaged in the process. He relayed his frustration and disappointment in the process that had been followed to date as there was plenty of input offered to the County Council and they chose not to deviate from their course of action. He iterated his frustration regarding the Elected Officials not reaching out to the impacted communities. Councilmember Smith expressed his appreciation to the residents for the amount of pressure that they have placed on this issue.

Councilmember Martin quoted County Councilmember Michael Jensen requesting to put a hold on the project to be able to have public input. She relayed her support to allow the County Council to move through the process with continued resident feedback. Councilmember Henderson agreed and asked City Attorney Brems what options would be available.

City Attorney Brems notated he had listened to the meeting and read the minutes and relayed his confusion of the matter. He indicated the County Council voted to pass the General Plan Amendment and to approve the rezone to put in the development while noting they needed more “tinkering”. On June 5, the County Council heard it again and voted to waive the requirements. He observed the opposition of County Councilmember Steve DeBry. City Attorney Brems suggested the ten-day requirement deadline would be the following Friday; however, the District Court deadline would be July 5, 2018. He suggested the District Court would be a poor option as he felt there was not a strong enough case of public opinion. Councilmember Martin expressed the importance of continuing to impress the decision making process to allow public input and to ensure appropriate timelines have been researched.

City Attorney Brems informed the Council that this case would be difficult to win as the discretion would be given to the legislation. Councilmember Ohrn indicated she spoke to other Elected Officials who have indicated they would support Herriman pursuing this issue, but was unaware if their support would include financial backing. Mayor Watts suggested no action was needed this evening and asked if the discussion item could be discussed at a future meeting. Councilmember Ohrn relayed her apprehension of losing the window of opportunity to be able to stop the
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development. Councilmember Martin suggested the City would still have the ability to appeal the decision and portray opposition. Councilmember Henderson agreed.

Mayor Watts expressed frustration with the restrictions of being able to push out information. City Attorney Brems cautioned the Council not to use any City resources regarding this issue. Councilmember Henderson asked if there has been any dialogue with any other County Council Members. Councilmember Martin responded in the affirmative and recommended continuing the dialog up until a decision had been rendered. The Council agreed. Councilmember Smith requested information be sent to the Council to keep everyone abreast of the situation. As this situation has changes quickly, current information is necessary. Councilmember Henderson agreed. Councilmember Martin stated the Council would need to have a unified front and asked if Communications Director Tami Moody would push out pertinent information to keep the public aware of the updates. Director Moody confirmed.

2. Adjournment

Councilmember Henderson moved to adjourn the City Council Meeting at 7:40 pm. Councilmember Martin seconded the motion and all voted aye.

I, Jackie Nostrom, City Recorder for Herriman City, hereby certify that the foregoing minutes represent a true, accurate and complete record of the meeting held on June 13, 2018. This document constitutes the official minutes for the Herriman City Council Meeting.

Jackie Nostrom, MMC
City Recorder