



MINUTES OF THE CITY OF WEST JORDAN
CITY COUNCIL MEETING
Wednesday, October 09, 2024 – 6:00 pm
Waiting Formal Approval
8000 S Redwood Road, 3rd Floor
West Jordan, UT 84088

CITY COUNCIL MEETING

1. CALL TO ORDER

COUNCIL: Chair Zach Jacob, Bob Bedore, Pamela Bloom, Kelvin Green, Kent Shelton, Kayleen Whitelock

STAFF: Council Office Director Alan Anderson, Mayor Dirk Burton, City Attorney Josh Chandler, Policy Analyst & Public Liaison Warren Hallmark, City Administrator Korban Lee, Senior Planner Tayler Jensen, Public Works Utility Manager Greg Davenport

Chair Jacob called the meeting to order at 6:00 pm, and noted that Council Member Bloom had joined electronically, and Vice Chair Lamb was absent.

2. PLEDGE OF ALLEGIANCE

Shanna McDonald led participants in the Pledge of Allegiance.

3. SPECIAL RECOGNITION

a. Crisis Communications Award

Mayor Burton recognized and congratulated Marie Magers for receiving the Crisis Communications Award from the State of Utah Public Information Officers in recognition of exceptional response during a critical cyber security incident. The City Council congratulated Ms. Magers, and thanked her for her role in dealing with the security incident.

4. PUBLIC COMMENT

Chair Jacob opened the public comment period at 6:05 pm.

Comments:

Rob Bennett, West Jordan resident, expressed gratitude to city employees for their hard work and the fantastic job they do in running the city and providing services to residents. He felt it was important to recognize their efforts and was impressed and grateful.

Chair Jacob closed public comments at 6:08 pm.

5. REPORTS TO COUNCIL

a. City Council Reports

- Council Member Green reported on a presentation at a recent Association of Municipal Councils meeting regarding long-term Utah Transit Authority (UTA) plans.
- Council Member Shelton commented on a recent Monster Truck Rally. He said he was proud of the high school students in attendance at the meeting.
- Council Member Bedore expressed appreciation for the vigilance of West Jordan Police Officers.
- Council Member Whitelock recognized and thanked youth in attendance at the meeting. She encouraged youth to talk to the Council and share their comments and suggestions about the city.

b. Council Office Report

- Council Office Director Alan Anderson shared information about the 9-8-8 mental health crisis hotline, provided by Jordan Valley Hospital available to all residents.
- Policy Analyst & Public Liaison Warren Hallmark reported on a recent fall cleanup event with the Youth Council at Veterans Memorial Park.

Council Member Whitelock pointed out that youth from Itineris and Taylorsville can participate if they live in the city.

Council Member Shelton noted that serving on the Youth Council could enhance college applications or job opportunities.

c. Mayor's Report

Mayor Dirk Burton provided an update on street projects and traffic signage, on an upcoming lighting project at the Rodeo Arena with funds from an Energy Efficiency Grant and spoke of ribbon cutting events in the community. Mayor Burton announced that he had been selected to serve on the EDCUtah Board as Vice Chair of the Public Sector, and on the Itineris Early College High School Board. He spoke of the grand opening of the Wheels Park scheduled to take place on October 12, 2024.

Adam Gardiner, the new Government Relations representative, introduced himself, highlighted his government experience.

d. City Administrator's Report

Public Works Utility Manager Greg Davenport updated the Council regarding projects on New Bingham Highway and 1300 West which were on track for completion before fall break.

6. PUBLIC HEARINGS

a. Ordinance No. 24-45 amending West Jordan City Code 1-6-5, 1-6-9, 1-6-10, 1-6-11 related to City Council Responsibilities and Leadership

Council Office Director Alan Anderson said the Council gave direction in August regarding changes to Council Leadership and outlined the proposed amendments to City Code.

Chair Jacob opened a public hearing at 7:40 pm.

Comments:

None

Chair Jacob closed the public hearing at 7:41 pm.

Council Member Green felt the term “ex-officio” did not meet the intent of the previous-Council-Chair position. Council Member Shelton suggested using the term “Past Chair.”

MOTION: Council Member Green moved to APPROVE Ordinance No. 24-45 amending West Jordan City Code 1-6-5, 1-6-9, 1-6-10, 1-6-11 related to City Council Responsibilities and Leadership, replacing “Council Chair Ex-officio” with “Past Chair.”

Council Member Shelton seconded the motion.

Chair Jacob expressed concern for potential unintended consequences to a change to leadership of three instead of a leadership of two. Council Member Bedore did not believe any one Council Member should feel more powerful than another and liked the proposed change for a rotation system. Council Member Green believed adding the third person to leadership would provide continuity and expressed support for the proposed amendments. Council Member Bloom agreed.

The vote was recorded as follows:

YES: Bob Bedore, Pamela Bloom, Kelvin Green, Kent Shelton, Kayleen Whitelock

NO: Zach Jacob

ABSENT: Chad Lamb

The motion passed 5-1.

7. BUSINESS ITEMS

- a. Resolution No. 24-035 a request by Max Muller/Gardner Group for a Park Impact Fee Credit for the GEM West Jordan Apartment (Jones Landing North Apartments), as they were constructing a Master Planned Park Facility**

Max Muller, applicant, said he appreciated working with City staff. He oriented the Council with the proposal explaining that Gardner Group had agreed to build a Master Planned Park Facility in conjunction with the Jones Landing North Apartments project. Mr. Muller spoke of the cost of the land, the cost to develop a park, and requested a Park Impact Fee Credit for the project.

Senior Planner Tayler Jensen noted that the park was included on the West Jordan Parks Master Plan Map and would be dedicated to the city. Responding to a question from Council Member Shelton, Mr. Jensen explained that Park Impact Fees could be used for the creation of a park but not for ongoing maintenance. Staff mentioned that a public hearing was not required for a Park Impact Fee Credit.

Chair Jacob was in favor of approving the credit because requiring the applicant to build a park and then charging them a Park Impact Fee would not make sense. Council Member Whitelock agreed with approving the credit because the planned park would help residents in an industrial area and provide a good buffer. She felt the Gardner Group had been very good to work with, and the situation was a win-win for the city. Council Member Bedore agreed he appreciated the work to make this happen.

**MOTION: Council Member Green moved to APPROVE Resolution No. 24-035 a request by Max Muller/Gardner Group for a Parks Impact Fee Credit for the GEM West Jordan Apartment (Jones Landing North Apartments), as they were constructing a Master Planned Park Facility.
Council Member Shelton seconded the motion.**

The vote was recorded as follows:

YES: Zach Jacob, Bob Bedore, Pamela Bloom, Kelvin Green, Kent Shelton, Kayleen Whitelock

NO:

ABSENT: Chad Lamb

The motion passed 6-0.

b. Resolution No. 24-038 Appointing Two Members of the Justice Court Nominating Commission

Council Office Director Alan Anderson explained the process for filling the position of Justice Court Judge that would be vacant when Judge Kunz retires. The Council and staff discussed the Council's role of appointing two individuals to the Justice Court Nominating Commission, and the recommendation in the staff report to appoint City Administrator Korban Lee and Senior Judicial Assistant Carol Warnick. Mr. Lee suggested the Council would want to select individuals who had the perspective of the city organization and familiarity with the Justice Court operations.

Chair Jacob expressed the opinion that the words "advice and consent" should be removed from the Resolution. Council Member Whitelock suggested the Council appoint Assistant City Administrator Paul Jerome instead of Mr. Lee because she believed Mr. Jerome would have more bandwidth to spend the time and had no doubt that Mr. Lee would be involved with helping the Mayor decide when recommendations from the Commission were submitted. Council Member Whitelock suggested Mr. Lee would not be precluded from reviewing the applications. She believed a good organization gave employees opportunity for growth and suggested the Justice Court Nominating Commission would be a good opportunity for Mr. Jerome. Council Member Green agreed and liked the idea of different perspectives.

Council Member Bedore expressed hesitation because Mr. Jerome was not present, and Mr. Lee said Mr. Jerome was participating remotely and would be able to comment and answer questions if needed. Chair Jacob asked Mr. Lee for his opinion. Mr. Lee said he previously served on a Justice Court Nominating Commission as an Assistant CAO because supervising court administrators and operations had been part of his role at the time. He

had 20 years of experience working with justice courts and court operations. Mr. Lee felt confident and competent to be on the Commission. However, he felt there was value in the suggestion to appoint Paul Jerome in terms of gaining experience. Mr. Lee said he and Mr. Jerome were both busy in terms of bandwidth but would be capable of making time. Mr. Lee suggested if the Council did not want to appoint either he or Mr. Jerome, that his next recommendation would be to appoint City Attorney Josh Chandler.

Council Member Shelton expressed the opinion that the positions of City Administrator and Assistant City Administrator were so closely tied to the Mayor, that appointing either of them would feel like bypassing a step in the selection process. He would feel more comfortable appointing Mr. Chandler. Chair Jacob did not think the Council could go wrong appointing any of the three individuals but would prefer not to involve the City Attorney avoiding any appearance of a quid pro quo situation.

Mr. Jerome, responding to a request from Council for his opinion, said he was happy to do whatever he could to help the city. He did not have previous experience serving on a Justice Court Nominating Commission and agreed with Mr. Lee that they were both busy, but he believed the Commission was important, and would be happy to do whatever was needed.

Mayor Burton said the County would appoint individuals with legal experience to the Commission to evaluate legal ability, and emphasized the importance of having someone on the Commission who could evaluate administrative and organizational ability. Mayor Burton would recommend the individuals in the following order: Korban Lee, Paul Jerome, or Josh Chandler.

MOTION: Council Member Whitelock moved to APPROVE Resolution No. 24-038 appointing Paul Jerome and Carol Warnick to serve on the Justice Court Nominating Commission and remove references to advice and consent from the Resolution.

Council Member Green seconded the motion.

Chair Jacob believed Mr. Lee and Mr. Jerome would both do an excellent job but considering the importance of the position, he would prefer to appoint someone with experience. Council Member Bedore agreed.

The vote was recorded as follows:

YES: Pamela Bloom, Kelvin Green, Kent Shelton, Kayleen Whitelock

NO: Zach Jacob, Bob Bedore

ABSENT: Chad Lamb

The motion passed 4-2.

- c. Reconsideration of Ordinance No. 24-41 amending certain Sections of Title 1, Chapter 15 (Elections), including qualifications for office, campaign finance disclosures, and use of city logos. (City Code Sections 1-15-2, 1-15-4, 1-15-8, and 1-15-9)***

Council Office Director Alan Anderson explained procedure involved in reconsideration of an ordinance. Noting that if there was a vote to reconsider staff would bring the item back to the next meeting. If there was not a vote to reconsider it would continue as it currently sits.

Council Member Shelton said he learned following approval of Ordinance No. 24-41 that the Council had not discussed the option of a financial penalty for failure to file campaign finance disclosures. He discussed the option with individual Council Members and learned there may be interest in combining the adopted prohibition to run in the next election cycle with a financial penalty. Mr. Shelton expressed concern that the Ordinance as approved contained a loop hole that may allow an individual to run in an election sooner than intended.

**MOTION: Council Member Shelton moved to Reconsider Ordinance No. 24-41.
Council Member Bedore seconded the motion.**

Council Member Bedore expressed the opinion that someone who did not want to follow the rules, should not be able to make rules for the City. Chair Jacob said the question of a financial penalty was not considered previously, and he did not believe discussion of adding a financial penalty would require a reconsideration of Ordinance No. 24-41. Chair Jacob believed a new application to amend would be a better course of action. Council Member Green agreed.

The vote was recorded as follows:

YES: Kent Shelton

NO: Zach Jacob, Bob Bedore, Pamela Bloom, Kelvin Green, Kayleen Whitelock

ABSENT: Chad Lamb

The motion failed 1-5.

8. CONSENT ITEMS

a. Approve Meeting Minutes

- *September 18, 2024 – Committee of the Whole Meeting*
- *September 25, 2024 – Regular City Council Meeting*
- *September 25, 2024 – Committee of the Whole Meeting*

b. Consider Council attendance and registration at the Utah Trends Conference

**MOTION: Council Member Green moved to APPROVE the Consent Agenda as listed.
Council Member Whitelock seconded the motion.**

The vote was recorded as follows:

**YES: Zach Jacob, Bob Bedore, Pamela Bloom, Kelvin Green, Kent Shelton,
Kayleen Whitelock**

NO:

ABSENT: Chad Lamb

The motion passed 6-0.

9. CLOSED MEETING

- a. The City Council may temporarily recess the meeting to convene in a closed session to discuss the character, professional competence, or physical or mental health of an individual; pending or reasonably imminent litigation; the purchase, exchange, or lease of real property; or the sale of real property, including any form of a water right or water shares as provided by Utah Code Annotated §52-4-205*

The closed meeting was canceled.

10. ADJOURN

At 7:53 pm, Council Member Green moved to adjourn the Council meeting. Council Member Whitelock seconded the motion, which passed by unanimous vote (6-0).

I hereby certify that the foregoing minutes represent an accurate summary of what occurred at the meeting held on October 9, 2024. This document constitutes the official minutes for the West Jordan City Council meeting.

Cindy M. Quick, MMC
Council Office Clerk

Approved this ____ day of ____ 2024