## Salt Lake County Council

Committee of the Whole

~Minutes~

Tuesday, April 8, 2014

[2:37:41 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;14:37:41&quot;?Data=&quot;c4543da1&quot;)

Committee Members

Present: Randy Horiuchi

Richard Snelgrove

Jim Bradley

Arlyn Bradshaw

Aimee Newton

Sam Granato

Steven DeBry

Max Burdick

Michael Jensen, Chair

Citizen Public Input ([2:37:41 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;14:37:41&quot;?Data=&quot;c4543da1&quot;))

No one appeared for Citizen Public Input.

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Request-For-Proposal for Compensation Study ([2:38:00 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;14:38:00&quot;?Data=&quot;1672435f&quot;))

*The Council reviewed the proposed Request-For-Proposal (RFP) during its March 25, 2014, Committee of the Whole meeting, and requested the final draft with attachments be presented to the Council for approval before it is placed on BidSync.*

**Mr. Lance Brown,** Director, Planning & Budget Division, Mayor’s Office, presented the final RFP to be sent out. He stated a few changes were made to the RFP to clarify what the County is looking for, and there were some minor edits. Also, the attachments are included with the RFP.

**Council Member Horiuchi** asked how long this RFP would be posted.

**Mr. Jason Yocom**, Director, Contracts & Procurement Division, stated the RFP would be posted on BidSync for 30 days.

**Council Member Bradley, seconded by Council Member Horiuchi, moved to approve the RFP, direct the Contracts & Procurement Division to place in on BidSync and forward the RFP to the 4:00 p.m. Council meeting for formal approval. The motion passed unanimously. Council Member Burdick was absent for the vote.**

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Zoo, Arts & Parks Tier I Advisory Theshold Adjustment ([2:40:48 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;14:40:48&quot;?Data=&quot;2f1880dd&quot;))

**Ms. Vicki Bourns**, Program Director, Zoo, Arts, & Parks (ZAP), stated the ZAP Tier I Advisory Board is recommending raising the Tier I minimum three-year average of qualifying expenditures to $325,600.

**Council Member Snelgrove** asked what the current threshold was, and when the last increase occurred.

**Ms. Bourns** stated the current threshold is $319,900. The last increase occurred in 2008.

**Council Member Horiuchi** asked if any organization would be in danger of losing its funding if the threshold increased.

**Ms. Bourns** stated no. All groups that currently receive funding would still qualify under the proposed threshold.

**Council Member Snelgrove, seconded by Council Member Newton, moved to approve the request and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Member Burdick was absent for the vote.**

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Zoo, Arts & Parks Tier II – Local Arts Agency Advancement Recommendations ([2:48:03 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;14:48:03&quot;?Data=&quot;705f053e&quot;))

**Ms. Vicki Bourns**, Program Director, Zoo, Arts, & Parks (ZAP), stated the ZAP Tier II Advisory Board is recommending approval to fund the following organizations $10,000 each for three years, plus training expenses not to exceed $4,000 per year:

* Cottonwood Heights Arts Council
* Holladay Arts Council
* Midvale Arts Council
* South Salt Lake Arts Council

This funding will come out of the Local Arts Advancement Initiative. The Advisory Board is also recommending approval to allocate Tier II carryover funds of $12,651.32 plus $45,000 of 2014 Tier II funds to be used for the local arts agency advancement initiative.

**Council Member Newton** asked if all the art councils in Salt Lake County were contacted to let them know about this opportunity.

**Ms. Bourns** stated a meeting was held last November where every arts council was invited. Almost all the different councils were represented at the meeting.

**Council Member DeBry** stated the four cities that will receive this funding are all located east of I-15. He asked who determined these cities would receive the funding.

**Mr. Bill Applegarth**, Chair, Zoo, Arts, & Parks (ZAP) Tier II Advisory Board, stated the Board only received these four applications. Some of the larger cities already have paid staff working on art programs, so they were not eligible to participate. This initiative is targeting those cities and townships that do not have staff. The grant will provide $10,000 a year in matching funds towards the hiring of an individual and up to $4,000 a year in training.

**Council Member Granato** asked if the Millcreek Township applied for these funds.

**Ms. Bourns** stated it did not apply. She met with representatives from the Millcreek Township and it was decided not to pursue this opportunity at this time.

**Mr. Applegarth** stated the County will provide $10,000 a year for three years to any one entity. The entity receiving this grant will need to apply for it every year, which will allow the County to make sure things are moving along in the right direction. This is all conditioned upon having funds available. These are surplus funds, which are not taking away available funds for other organizations that receive ZAP Tier II funding. The program will sunset once every city or township has had an opportunity to participate. The goal is to have a paid person to help each entity with an arts program.

**Council Member DeBry** asked if the cities would have a chance at a second go-round of these funds before all entities had participated.

**Mr. Applegarth** stated this is a one-time opportunity. Once a city has used these funds, it does not get to apply again. The funds set aside for training would be used to purchase books or attend training programs.

**Council Member DeBry** asked if every entity would get $10,000 or whether bigger cities would get more.

**Mr. Applegarth** stated the cap that was approved by the Council is $10,000. It will not matter how big or small the entity is that is applying for the funds.

**Council Member Bradley, seconded by Council Member Bradshaw, moved to approve this request and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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Sales Tax Revenue Update ([3:05:48 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;15:05:48&quot;?Data=&quot;645fe177&quot;" \o "4/8/2014 COW 3:05:48 PM))

**Mr. Lance Brown**, Director, Planning & Budget Division, Mayor’s Office, presented the following updated numbers for sales tax revenues for December 2013 and January 2014:

*December 2013 Actual Sales Tax versus December 2012 Actual Sales Tax*

Fund Dec. Revenue Amt. 2012 Amt. Diff. from 2012

Local Option $ 2,258,115 $ 2,367,678 -4.6 percent

County Option $ 5,012,571 $ 4,945,158 1.4 percent

Transient Room $ 892,427 $ 876,412 1.8 percent

Trans. Room Supp. $ 123,519 $ 121,303 1.8 percent

Car Rental $ 796,948 $ 675,231 18.0 percent

Restaurant $ 1,839,686 $ 1,871,882 -1.7 percent

ZAP $ 1,958,009 $ 1,956,682 0.1 percent

Total $12,881,275 $12,814,346 0.5 percent

*Year to Date Sales Tax Revenues through December 2013*

Fund Year-to-date 2013 Year-to-Date 2012 Difference

Local Option $ 21,836,859 $ 22,368,130 -2.4 percent

County Option $ 49,311,368 $ 47,665,966 3.5 percent

Transient Room $ 13,436,374 $ 12,639,480 6.3 percent

Trans. Room Supp. $ 1,859,705 $ 1,749,409 6.3 percent

Car Rental $ 10,610,088 $ 10,520,866 0.8 percent

Restaurant $ 18,575,417 $ 17,493,772 6.2 percent

ZAP $ 19,302,820 $ 18,797,937 2.7 percent

Total $134,932,631 $131,235,561 2.8 percent

*January 2014 Actual Sales Tax versus January 2013 Actual Sales Tax*

Fund Jan. Revenue Amt. 2013 Amt. Diff. from 2013

Local Option $ 1,569,478 $ 1,777,488 -11.7 percent

County Option $ 3,753,221 $ 3,781,941 -0.8 percent

Transient Room $ 1,401,803 $ 1,351,926 3.7 percent

Trans. Room Supp. $ 194,021 $ 187,118 3.7 percent

Car Rental $ 1,238,256 $ 1,064,350 16.3 percent

Restaurant $ 1,461,391 $ 1,400,443 4.4 percent

ZAP $ 1,454,368 $ 1,482,957 -1.9 percent

Total $11,072,538 $11,046,223 0.2 percent

*Year to Date Sales Tax Revenues through January 2014*

Fund Year-to-date 2014 Year-to-Date 2013 Difference

Local Option $ 1,569,478 $ 1,777,488 -11.7 percent

County Option $ 3,753,221 $ 3,781,941 -0.8 percent

Transient Room $ 1,401,803 $ 1,351,926 3.7 percent

Trans. Room Supp. $ 194,021 $ 187,118 3.7 percent

Car Rental $ 1,238,256 $ 1,064,350 16.3 percent

Restaurant $ 1,461,391 $ 1,400,443 4.4 percent

ZAP $ 1,454,368 $ 1,482,957 -1.9 percent

Total $11,072,538 $11,046,223 0.2 percent

The Local Option sales tax decreased 3.8 percent ($862,000) in 2013 from what was budgeted, and 2.5 percent ($500,000) from 2012 to 2013, yet in 2013, Local Option for other local governments statewide was up an average of 4 percent. In January 2014, Local Option declined 12 percent from the previous year. He thought this was a reoccurrence of the 2008 Telecom issue, but to a lesser magnitude. (In 2008, the Utah State Tax Commission allocated a disproportionate share of the revenue of the telecom returns to the unincorporated County as opposed to allocating them to all the cities; then, tried to correct that). Local Option sales tax revenues in 2012 were up 12.7 percent compared to 2011, yet the statewide average that year was around 6.7 percent. There will be two more data points before the County gets to the June budget opening, at which time, it can make necessary adjustments.

**Council Member Jensen** stated it baffled him to think the Tax Commission would not notify the County if it was going to withhold money. The County needs to know in advance in order to make adjustments to its budget so it does not end up short.

**Council Member DeBry** asked if this had ever occurred before.

**Council Member Jensen** stated this is not the first time there has been a discrepancy, but it is the first time the Tax Commission did not notify the County.

**Mr. Brown** stated in 2008, the County received a letter from the Tax Commission advising it of a $3 million adjustment to Local Option sales tax. At that time, the County asked that it be notified of future adjustments. The Tax Commission has a fiduciary responsibility to distribute the revenues collected, and do so accurately.

**Council Member Jensen** asked if the Mayor’s Office or District Attorney’s Office should contact the Tax Commission.

**Mr. Brown** stated his office will be meeting with the Tax Commission to get a better understanding of what is happening. There has to be some issue considering the degree of decline in real dollars to the County while the statewide average is going the other direction.

**Council Member Snelgrove** asked if the impact of the Kennecott slide was reflected in these numbers. That would have affected taxable purchases of Kennecott, its employees, and subcontractors, and would have had a ripple effect on the economy.

**Mr. Brown** stated that slide occurred last spring, and the County made an adjustment to the Local Option, County Option, and ZAP taxes in June based on the best information it had. However, it could be a factor here.

**Council Member Granato** suggested sending a letter to the Tax Commission inviting it to come and meet with the Council.

**Mr. Brown** stated he would like to talk to the Tax Commission first.

**Council Member Snelgrove** stated this seemed to be a lack of transparency from the Tax Commission. He wondered if the County should seek a long-term legislative fix that would require more transparency.

**Mr. Brown** stated it would be best to sit down with the Tax Commission and go through some of the tax returns to see where the County’s revenue went down. Specifically, he wanted to know what adjustment the Tax Commission made, and the period in which it made the adjustment. The County also needs to look at other sales tax revenues to make sure it is receiving the correct amount.

**Council Member Jensen** asked Mr. Brown to report to the Council after he has met with the Tax Commission.

**Council Member Horiuchi** stated it would be wise to have some rules or mitigation put in place, wherein if the adjustment exceeds a certain percentage through a period of time, the Tax Commission has to let the County know far in advance. The Tax Commission is setting a horrible precedent by keeping the County in the dark. The County has to have time to figure out new revenue sources or cut programs.

**Council Member Bradshaw** stated one month after the Tax Commission notified the County of the additional withholding in 2008, it began withholding the distributions. It did not give the County time to adjust its budget. The County should have reacted stronger then to have the Tax Commission change its procedures, and should consider doing something more going forward.

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Request of Lease Waiver for On-Site Health Clinic ([3:22:41 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;15:22:41&quot;?Data=&quot;17b02b1b&quot;" \o "4/8/2014 COW 3:22:41 PM))

**Mr. Michael Ongkiko**, Director, Human Resources Division, stated construction is underway on the onsite health clinic, and the clinic is expected to be open in the next several weeks. In the past, Direct MD leased the site for its clinic, and paid the fair market value of $900 per month. Now, the model has changed and is based on an annual flat fee, wherein there are no claims processed for payment. The higher the volume of visits to the clinic, the more opportunity this model provides a potential to reduce health care cost increases. Therefore, Human Resources is asking that the monthly rent be waived for the new vendor, Intermountain Medical Group.

**Council Member Jensen** stated the idea of increasing premiums to reduce claims in order to keep health cost down will take a couple of years for the County to see any return. The on-site health clinic is part of that investment, so he is on board with it. However, he would like to be kept informed about the utilization of the clinic. That is going to weigh into whether or not the clinic has value long-term.

**Mr. Ongkiko** stated this is just one rung on the ladder to reducing County costs as well as having a healthier employee population.

**Council Member Bradshaw, seconded by Council Member Horiuchi, moved to approve the request and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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Resolution Regarding the Appointment of a Citizens’ Study Committee to Review and Make Recommendations Regarding Municipal Services in Unincorporated Salt Lake County ([3:26:04 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;15:26:04&quot;?Data=&quot;b2143945&quot;" \o "4/8/2014 COW 3:26:04 PM))

**Mayor Ben McAdams** reviewed a resolution directing the appointment and establishing the goals and functions of a citizen’s study committee; with members nominated by the Salt Lake County Mayor and approved by the Salt Lake County Council; requesting that the committee review and consider government types and forms in Salt Lake County, solicit and consider public input, examine the provision of municipal services in the County, consider proposed legislation where needed to improve County government, and make recommendations in a report to the Mayor and Council regarding their activities.

This is in response to S.B. 216, which was adopted during the legislative session. The initial bill proposed a non-contiguous city that would get both local representation and also secure that tax base. Some people liked that, but some people hated it. After that, his office came up with a scaled-back proposal, which was the creation of a municipal services district.

The Mayor’s Office will be proceeding with the creation of the municipal services district, and will be bringing the proposal to the Council. His office wants a citizen advisory committee to figure out what the model of governance for that should look like. The Mayor’s Office would like to put that on the ballot in November 2015 for the residents to vote on. The legislation set up a framework for the discussion; however, the County will need additional legislation to finalize this creation, which he hoped could be done for the next legislative session.

**Council Member DeBry** asked what the expectations and expected outcome of the committee was, how many members would be on the committee, who would be on the committee, who it would interact with to get this data and information, who would select the committee, and if there was a dollar amount attached to this committee.

**Mayor McAdams** stated there is no dollar amount. He envisioned a diverse group of 12 individuals consisting of people who favored incorporation, opposed to incorporation, work with the Association of Community Councils Together (ACCT) and community councils, business representatives, and maybe lay people not from either side. The Mayor’s Office will be soliciting applications. He wanted people who were passionate about the future of their community. The committee would look at economic development, parks and recreation, and transportation initiatives. To get this ready by the next legislative session, everyone needs to come to the table now.

**Council Member Snelgrove** asked when the committee would sunset.

**Mayor McAdams** stated he will be asking the committee to complete its work by October 1, so the County has time to prepare legislation for the next legislative session.

**Council Member Granato, seconded by Council Member Newton, moved to approve the resolution and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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Interlocal Agreement with Taylorsville City ([3:35:11 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;15:35:11&quot;?Data=&quot;3e04edbe&quot;)**)**

The Council reviewed the following resolution and agreement. The resolution authorizing execution of the agreement has been placed on the Council agenda for final approval and execution:

*Resolution and Agreement*

*Taylorsville City* regarding the planning of a potential large scale development in the City of Taylorsville.

**Mr. Carlton Christensen**, Director, Office of Regional Development, stated Taylorsville City has an area of declining revenue base located at 5600 West Redwood Road, known as the Family Center. The County would like to provide a grant to Taylorsville City to create an envisioning process to see what could be done to help the area. Since these discussions with Taylorsville City, the County has partnered with the Wasatch Front Regional Council to help other cities apply for such grants.

**Council Member DeBry** stated he was concerned that giving $25,000 to Taylorsville City would encourage other cities to ask for the same from the County. If the city wants a Performing Arts Center in this area, it should spend its own money to do it. The County usually helps economic development on the backend with tax incentives.

**Council Member Jensen** stated although the Performing Arts Center could be a component of this, it is not the driving force of the development.

**Mayor Ben McAdams** stated this is not a theater plan for Taylorsville City. The location of the Performing Arts Center has not been determined. The Family Center is blighted with many boarded up shops, and is in need of redevelopment. Taylorsville City has been looking for ways to revitalize the area and has sought County support, including asking for a a Community Development Area (CDA). Its initial proposal was not something the County would ordinarily support. Rather than saying no to Taylorsville’s proposal, the County agreed to give it some seed money to create an envisioning document.

This project is part of Wasatch Choice for 2040, a collective vision for how the Wasatch Front counties want to grow and what they want to look like in the future. This vision will include more transit, walkability, and mixed-use in some of these communities. Salt Lake County wants to be the leader in encouraging these types of developments. The Family Center is a regional shopping area near highways and is a key location for the future of Salt Lake County.

As part of the Regional Development budget last year, $200,000 was appropriated to match $300,000 from the Wasatch Front Regional Council for these types of regional planning grants to help communities comply with the tools and the vision of the Wasatch Choice for 2040. Salt Lake County is the recipient of the Sustainable Communities Grant, and has spent $5 million developing these tools. Other communities will apply for the grants following the more formalized application process through the Wasatch Front Regional Council.

**Mr. Christensen** stated from his perspective all cities have been treated equally. The County is looking to bring these regional projects from their historical use to a higher and better use. This location can tie into new and existing transit projects. Planning ahead would make this a better development.

**Council Member Jensen** stated the Family Center needs major infrastructure and redevelopment to make it viable. The County gets a quarter percent of every dollar spent there. The County traditionally does the CDA with tax increments on the backend. These planning grants will allow smaller cities, which do not have economic development staff, to be on a level playing field when it comes to asking for CDAs or redevelopment help. This effort is a pilot program for all six Wasatch Front counties.

**Council Member DeBry** asked where the $25,000 was coming from.

**Mr. Christensen** stated it would come from the Office of Regional Development budget.

**Council Member Jensen** stated the County did get some grants, but this is County money.

**Council Member Burdick** stated he drove through the Family Center and could see the area had seen better days. It needs a fresh new look, and the County should step up and try to help.

**Council Member Newton** stated she liked this idea because it promoted economic development throughout the County.

**Council Member Snelgrove** stated he supported this effort because it was a step in the right direction. Hopefully, the Utah Department of Transportation (UDOT) will be at the table during these discussions so improvements can be made to the intersection at 5400 South and Redwood Road. He asked what Wasatch Choice for 2040 was.

**Council Member Jensen** stated it is a document from the Wasatch Front Regional Council. He will have the Wasatch Front Regional Council bring it to a Committee of the Whole meeting.

**Council Member Newton, seconded by Council Member Horiuchi, moved to approve the resolution and agreement and to forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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Review of Proposed Hires ([3:50:39 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;15:50:39&quot;?Data=&quot;bf6c0afe&quot;))

**Mr. Brad Kendrick**, Assistant Fiscal Analyst, Council Office, reviewed the following requests for hires:

*Assessor’s Office*

Requests to fill a Certified Residential Appraiser 27 position and a Resident Ad Valorem Tax Appraiser 26 position.

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*Aging and Adult Services Division*

Requests to fill a Case Manager 24 position and an Office Specialist 15 position.

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*Behavioral Health Services Division*

Requests to fill a Quality Assurance Coordinator 28 position.

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*Animal Services Division*

Requests to fill a full-time and a part-time Customer Care Associate 18 positions.

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*Center for the Arts*

Requests to fill an Event Management Assistant 19 position.

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*Clark Planetarium*

Requests to fill an Administrative and Fiscal Manager 34 position.

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*District Attorney’s Office*

Requests to fill a Prosecuting Attorney 39 position.

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*Salt Lake County Health Department*

Requests to fill a Carpet Cleaner 13 position, a Nutrition Assistant 20 position, and a Public Health Nurse 30 position.

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*Human Resources Division*

Requests to fill a Senior Compensation Analyst 32 position.

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*Information Services Division*

Requests to fill a System Analyst 34/36/38 position.

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Library Services Division

Requests to fill two Circulation Supervisor 21 positions, two part-time Custodial Maintenance Worker 13 positions, a part-time Library Assistant 19 position, and a Youth Services Librarian 26 position.

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*Parks & Recreation Division*

Requests to fill a Fiscal Manager 36 position, an Assistant Building Maintenance Supervisor 22 position, and a Building Operation’s Manager 20 position.

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*Public Works Department*

Requests to fill a Cement Finisher 18 position, a Sweeper Operator 16 position, a Truck Driver 17 position, a Trustee Crew Coordinator 21 position, and an Engineer position.

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*Recorder’s Office*

Requests to fill a Land Records Specialist 17 position.

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*Youth Services Division*

Requests to fill an Afterschool Program Coordinator 23 position, and a Youth Worker 21 position.

**Council Member Bradshaw, seconded by Council Member Horiuchi, moved to approve the requests. The motion passed unanimously.**

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Interim Budget Adjustment ([3:52:06 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;15:52:06&quot;?Data=&quot;656eb83b&quot;))

**Mr. Brad Kendrick**, Assistant Fiscal Analyst, Council Office, reviewed the following interim budget adjustment request, which has been placed on the Council agenda for formal consideration:

*Community Services Department*

Requests an interim budget adjustment of $40,000 of additional funds to replace a time clock system. This request will be funded by transferring money from two underspent General Fund projects.

**Council Member Granato, seconded by Council Member Horiuchi, moved to approve the request and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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***CONSENT AGENDA:*** ([3:52:39 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;15:52:39&quot;?Data=&quot;bb99dac3&quot;)**)**

Real Estate Matter

The Council reviewed the following real estate matter. The resolution authorizing execution of the quit claim deed has been placed on the Council agenda for final approval and execution:

*Resolution and Quit Claim Deed*

*Bluffdale City* to purchase surplus property located at 1262 W. Jordan Narrows Road for $15,447.

**Council Member Bradshaw, seconded by Council Member Burdick, moved to approve the resolution and forward it to the 4:00 p.m. Council meeting for formal approval. The motion passed unanimously.**

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Constable

The Council reviewed the appointment of *Chase Davis* as a deputy constable under Constable Robert Reitz.

This item was not discussed.

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Other Business

*Acceptance of Minutes*

**Council Member Bradshaw, seconded by Council Member Burdick, moved to accept the March 18, 2014, Committee of the Whole minutes. The motion passed unanimously.**

The minutes from the March 25, 2014, Committee of the Whole meeting were pulled.

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The meeting was adjourned at [3:53:24 PM](ftr://?location=&quot;COW&quot;?date=&quot;08-Apr-2014&quot;?path=&quot;&quot;?position=&quot;15:53:24&quot;?Data=&quot;6d6dba85&quot;)**.**

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Chair, Committee of the Whole

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Deputy Clerk

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