THE COPPERTON METRO TOWNSHIP COUNCIL, STATE OF UTAH, MET ON WEDNESDAY, JANUARY 17, 2024, PURSUANT TO ADJOURNMENT ON DECEMBER 20, 2023, AT THE HOUR OF 6:30 P.M. AT THE BINGHAM CANYON LIONS CLUB, 8725 W HILLCREST ST., COPPERTON, UTAH.

COUNCIL MEMBERS

PRESENT:

SEAN CLAYTON, Chair TESSA STITZER KATHLEEN BAILEY **KEVIN SEVERSON** DAVE OLSEN

OTHERS IN ATTENDANCE: NATHAN BRACKEN, LEGAL COUNSEL AMY PITT, DEPUTY CLERK

Mayor Clayton, Chair, presided.

Regular Council Meeting

# **Community Input**

Recognize Visiting Officials

There were no visiting officials.

Citizen Comments

There were no citizen comments.

Unified Fire Authority (UFA)

Nathan Bogenschutz, Battalion Chief, Unified Fire Authority, reported Station 115 had 13 responses within the township and an additional 19 responses that were on the light truck. Captain Richard Rich in Taylorsville will be the new captain for the B shift.

Unified Police Department (UPD)

Detective Harry Holt, UPD, reported there were 31 calls for service in December, resulting in 12 cases. He introduced Chad Ogden as one of the Copperton officers.

## **Council Business**

Oath of Office for Elected Council Members by Clerk

Nichole Watt, Deputy Clerk, Copperton Metro Township Council, administered the Oath of Office for Council Member Clayton, Council Member Stitzer, and Council Member Bailey as members of the Copperton Metro Township Council.

#### Fiscal Items

Mayor Clayton reviewed the bill for attorney services in the amount of \$3,352.00 for the month of December.

Council Member Olsen, seconded by Council Member Severson, moved to approve the attorney bill. The motion passed unanimously.

### Council Member Board Assignments for 2024

Mayor Clayton suggested leaving the board appointments the same as the previous year, as relationships with the various board members had already been cultivated. He asked if anybody had any objection to this.

Nathan Bracken, Legal Counsel, Copperton Metro Township, suggested that each Council member state for the record what their title and board appointment would be for 2024.

Mayor Clayton stated, for the record that he would continue to serve as Mayor and on the Greater Salt Lake Municipal Services District (MSD) and Council of Governments (COG) boards.

Council Member Stitzer stated, for the record, that she would continue to serve as Deputy Mayor. She would also serve on the board for the Wasatch Front Waste and Recycling District (WFWRD), Copperton Community Council liaison, and Bingham Cemetery Board.

Council Member Bailey stated, for the record, that she would continue to serve

as Treasurer. She would also continue to serve on the boards for Unified Fire Authority (UFA) and Unified Fire Service Area (UFSA).

**Council Member Severson** stated, for the record, that he would continue to serve on the board for Salt Lake County Animal Services Advisory Committee and the Planning Commission.

**Council Member Olsen** stated, for the record, that he would continue to serve on the boards for Unified Police Department (UPD) and Salt Lake Valley Law Enforcement Service Area (SLVLESA).

Council Member Clayton, seconded by Council Member Severson, moved that all Council members would continue with their current Council positions and board appointments as stated above. The motion passed unanimously.

**Nathan Bracken** reminded the Council that once the metro township bill goes into effect, the mayor's seat would become an elected office going forward.

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# SLVLESA Update

**Nathan Bracken**, Legal Counsel, Copperton Metro Township, stated some of this would need to be discussed in closed session, but basically, the USDA is willing to have a discussion to include a bill that is similar to what Copperton proposed in its letter to the County. This would give the County the option to withdraw from SLVLESA, but it would require assurance that money will be set aside. This type of bill would affect the provisions in the State Code for first responder districts. He thought it was unlikely the bill would happen in the upcoming session. Representative Jordan Teuscher does not feel there is any legislation needed and feels that it can be worked out within the board. The County is concerned about being voted out of the board. Representative Tuescher's staff has met with the attorneys and the County staff. It was a good meeting. There are risks to approaching the Legislature every time there is a concern. It may be appropriate to change how SLVLESA runs.

**Mayor Clayton** stated he and Council Member Olsen had met with Sheriff Rosie Rivera and some of her staff the previous Monday. Ralph Chamness, Chief Deputy District Attorney, delivered a presentation that will be made public tomorrow and SLVLESA's meeting. The cost of providing law enforcement services to Copperton would be approximately \$265,000 a year, assuming all other metro townships went with the Sheriff's Office.

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### Storm Drain & Public Utility Easement Vacation

Council Member Clayton, seconded by Council Member Severson, moved to open the public hearing related to the storm drain and public utility easement vacation. The motion passed unanimously.

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**Jeff Miller**, Planner, Municipal Services District, stated this was a hearing to discuss EXP2023000929, which was a proposed storm drain public utility easement vacation pertaining to the property owned by Jerry and Renata Alder of 8652 W Equinox Circle. There is an existing 15 foot easement on the property line and the property owner requests the easement be reduced to 10 feet to allow for a home addition. The home was damaged in August of 2022 from a flash flooding event. Kennecott has since made some changes that should help to reduce the need for the easement. MSD planning staff has not received any comment in favor of or objection to this vacation from surrounding residents. The Council has three options: approve the request as proposed; approve the request with conditions as amended; or deny the request.

**Mayor Clayton** asked why the easement should not be vacated entirely.

**Jeff Miller** stated it was also a public utility easement and there might be a need to run utilities through it in the future.

**Jerry Alder** stated the reduction would make a big difference and was a good compromise.

**Renata Alder** stated she would prefer that the easement be vacated, but agreed the reduction would ultimately allow her and her husband to do the desired project on their property.

**Nathan Bracken**, Legal Counsel, Copperton Metro Township, stated he initially drafted documents for a vacation. But MSD staff felt it could not recommend that without studies being performed. The reduction to ten feet, while not ideal, was a sufficient compromise.

**Jeff Miller** stated the studies necessary would be costly.

**Mayor Clayton** stated, for the record, that the County screwed up and the Alders are paying for the price. This is the total failure of the government. His preference was to vacate the entire easement. He felt the Alders were being bullied into compromising with a ten foot easement. He stated he would talk to the County about paying for the study as the Alders should not have to.

Mayor Clayton, seconded by Council Member Olsen, moved to grant the partial vacation as proposed by the Municipal Services District and to authorize him to work with the County, Municipal Services District, and Rio Tinto to study whether the remaining easement is needed and determine how to pay for the study. The Alders will not pay for the study. The motion passed unanimously.

Mayor Clayton, seconded by Council Member Severson, moved to close the public hearing. The motion passed unanimously.

**Mayor Clayton** asked Jeremy to set up a meeting for Mayor Clayton, Council Member Stitzer, Rio Tinto, and Renata Alder.

Update on Interim Metro Township Bill

Nathan Bracken, Legal Counsel, Copperton Metro Township, stated there will be a hearing on Friday. The new Rules Committee Chair sent the item back for discussion. It probably will not be that big of a deal. Magna, Kearns, and White City have hired lobbyists that will be going the rounds and there are no anticipated issues. Mr. Bracken repurposed a letter into a fact sheet and sent it to the mayors of the metro townships, attorneys, and lobbyists.

# Committee Assignments

Legislative Research Committee

Nathan Bracken stated his firm has several members who sit on the Legislative Policy Committee for the League of Cities and Towns. He will be attending those meetings so he can report. He expects to see legislation on land use that will affect affordable housing. Those bills will probably be introduced on the later half of the session.

Bingham Cemetery Board

Council Member Stitzer stated a few residents recently volunteered to clean some tumbleweeds out of the cemetery. The cleanup for the wreaths for Wreaths Across America will be this week or next.

Mayor Clayton stated the dumpsters need to be tarped in the future to avoid a penalty.

Copperton Community Council

Nothing to report.

Planning Commission

Nothing to report.

Copperton Metro Township Council Member Reports

Mayor Clayton

Greater Salt Lake Municipal Services District (MSD) Council of Governments (COG)

**Mayor Clayton** stated he was not able to attend the most recent meeting and had nothing to report. There was nothing significant on the agenda.

### Council Member Olsen

Unified Police Department (UPD)
Salt Lake Valley Law Enforcement Service Area (SLVLESA)

**Council Member Olsen** stated the agenda for the upcoming meeting was long. He sent out the draft of the most recent revision of the interlocal agreement.

**Nathan Bracken**, Legal Counsel, Copperton Metro Township, stated he was concerned that a lot of the day to day management decisions were included in the interlocal agreement, and he felt this could result in multiple amendments. He proposed including the language *The precinct Chiefs shall be chosen or transferred or terminated pursuant to policies approved by the board*.

**Council Member Olsen** stated UPD will be a new board chair, and his preference would be to ask Mayor Stevenson from Midvale to stay in the chair position. The Budget for UPD is due in March and needs to be built based on the towns' and cities' intent to stay or leave. He suggested holding a work session in February.

Mr. Bracken suggested having a special meeting instead of a work session.

The Council agreed to schedule a special meeting for February 6<sup>th</sup> at 6:00 PM.

Council Member Bailey

Unified Fire Authority (UFA)
Unified Fire Service Area (UFSA)

**Council Member Bailey** stated the members thanked Holladay Mayor Rob Dahle for his service as chair. Trish Hull will be the new UFSA chair. The board reviewed its strategic plan.

Council Member Stitzer

Wasatch Front Waste and Recycling District (WFWRD)

**Council Member Stitzer** stated WFWRD will not meet until next week. Copperton's collection days will be moving from Friday to Wednesday. This will improve workloads and efficiencies. A flier notifying citizens of the change will be circulated on the 19<sup>th</sup> of January. She has posted that flier on social media. Green waste collection will remain unchanged.

Council Member Severson

Salt Lake County Animal Services

Nothing to report.

## Other Announcements

Citizen Comments

There were no citizen comments.

### Announcements

Mayor Clayton asked the public to attend the February 6th meeting because the Council will be discussing law enforcement services.

Council Member Stitzer stated there would be a workshop this Saturday, January 20th, at the Bingham Lion's Club, from 10:00 AM to noon, to discuss the active transportation project with the MSD.

# **Closed Session**

Council Member Olsen, seconded by Council Member Severson, moved to close the open session of the Copperton Metro Township Council meeting to discuss the character. professional competence, or physical or mental health of an individual and the deployment of security personnel. The motion passed unanimously.

The Council reopened the Copperton Metro Township meeting.

THERE BEING NO FURTHER BUSINESS to come before the Council at this time. the meeting was adjourned.

LANNIE CHAPAN, METRO TOWNSHIP CLERK

By \_\_\_\_\_

Deputy Clerk

CHAIR, COPPERTON METRO TOWNSHIP COUNCIL

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