

DATE MONDAY MARCH 13, 2023

THE KEARNS METRO TOWNSHIP COUNCIL, STATE OF UTAH, MET ON MONDAY, MARCH 13, 2023, PURSUANT TO ADJOURNMENT ON MONDAY, FEBRUARY 13, 2023, AT 6:30 P.M. AT THE KEARNS LIBRARY AT 5350 SOUTH 4220 WEST, KEARNS, UTAH 84118.

COUNCIL MEMBERS PRESENT: ALAN PETERSON  
PATRICK SCHAEFFER  
TINA SNOW  
KELLY BUSH, Mayor

EXCUSED: CRYSTAL BUTTERFIELD

OTHERS IN ATTENDANCE: NATHAN BRACKEN, LEGAL COUNSEL  
LANNIE CHAPMAN, METRO TOWNSHIP CLERK  
By: NICHOLE WATT, DEPUTY CLERK



**Mayor Kelly Bush**, Chair, presided.



Public Meeting

Citizen Public Input

None.



Introduction of Lannie Chapman, County Clerk

**Lannie Chapman**, County Clerk, introduced herself to the Council. She stated the municipal elections would be held in 2023 and she looked forward to contracting with the Metro Townships for election services.



Community Renewable Energy Agency

**Dan Dugan**, Chair, Community Renewable Energy Agency (CREA) board, delivered a presentation entitled Community Renewable Energy Agency Updates and Introduction to Utility Agreement. He reviewed the purpose of the day’s work session; CREA structure; what CREA has been up to; steps to maintaining eligibility for and developing the community renewable energy program; the utility agreement; executing the utility agreement; the

goal of the program and how to meet it; achieving a net 100% renewable electricity goal by 2030; how much renewable energy the program might acquire; why the program will cost a premium and what that cost might be; and what the cost will mean for low-income customers.

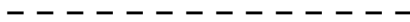


Stakeholder Updates

*Unified Police Department (UPD)*

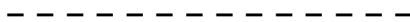
**Chief Levi Hughes** reviewed service calls for February. Although they were higher than the previous year, this was due mainly to snowstorms. Kearns crime levels continue to trend downward, despite UPD having several officers are on light duty. He followed up on a citizen concern that was stated during the Community Council meeting and clarified that the incident in question was a drive-by shooting that took place in South Salt Lake City, which was outside of UPD’s jurisdiction. The police did not show up immediately because they were not notified about the incident until the following day.

Chief Hughes reported that the Officer of the Month award had been previously presented to the family members of Officer Michael Black, who recently passed away while on light duty. He then went on to present the Detective of the Year award to Nick Lavulo; the Officer of the Year award to Kick Powell; and the Commander Choice Award to Brent Rogers.



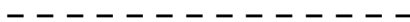
*Unified Fire Authority (UFA)*

**Captain Wade Russell** reviewed several bills that passed during the recent legislative session. Recruit Camp participants are in their fourth week and are scheduled to hit the field in June. There are 20 lateral recruits coming to UFA from other agencies. Next week will be the second session of the six-session course for the Captain Leadership Academy. The captain exam will follow. Battalion Chief Woolsey is set to retire in March after 28 years of service. During the month of February, there was one significant housefire that originated in the basement of a home in Kearns. The Red Cross provided shelter and aid to the residents.



*Wasatch Front Waste & Recycling District (WFWRD)*

Nothing to report.



*Kearns Improvement District (KID)*

**Greg Anderson**, General Manager, KID, stated KID has applied to the Environmental Protection Agency (EPA) for the WaterSense Sustained Excellence award and for the Partner of the Year award. KID held two Localscape classes for those wanting to get Localscape grants. There were 19 participants. The Provo River Basin is currently at 180% normal capacity and the runoff was expected to fill Deer Creek Reservoir to 100% and Jordanelle to 90%. There were 22 bills in the recent legislative session directly related to water. KID is applying for a community grant through Congressman Burgess Owens' office for \$2 million, it will replace the water line that goes to Kearns Jr. High. The current line was 90 years old, was undersize, and did not meet fire code. If it were to break, it could cause serious problems.

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*Kearns Oquirrh Park Fitness Center (KOPFC)*

Nothing to report.

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*Kearns Community Council*

**Roger Snow**, Vice Chair, Kearns Community Council, stated he would bring the event calendar to the next meeting as there was one possible change. The Easter egg hunt is coming up and Kearns will have to fund the entire event as the County no longer participates in funding. There will be an easter egg filling party and items for easter bonnet decoration will be placed in to-go bags for pick-up. Armed Forces Day will take place after the Easter egg hunt, and instead of having a big celebration, the Community Council will get the cannon wheels fixed.

**Mayor Bush** suggested asking UPD if it would like to participate in funding the Easter Egg hunt.

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*MyKearns*

Nothing to report.

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Planning

**Brian Tucker**, Planning Manager, Municipal Services District, delivered a PowerPoint Presentation entitled Kearns Capital Improvements Planning. He reviewed: what capital improvement projects are; how projects get funded; Smartsheet form; process and timeline (2023); what criteria are used to evaluate projects; where proposed projects come from; and took questions.



Legal Updates/Information

*Legislative Update*

**Nathan Bracken**, Legal Counsel, Kearns Metro Township, reviewed some of the bills that passed during the most recent legislative session.

HB 374: Due to the passage of this bill, the Kearns Metro Township would have two years to come up with an agreement with the Sheriff for police services.

HB 406: This was related to land use and imposed a 32-foot limit on residential roads, which was preferable to the anticipated 25-foot limit. It also imposed restrictions on development agreements. The main concern was that Kearns, as a city, would have to disclose all rights the developer would give up in entering into a development agreement. If the City failed to disclose a right, the agreement would automatically become void in relation to that right.

HB 364 and SB 174: These dealt with modern housing. Collectively, they provided a process to ensure moderate income housing plans were up to snuff. They would also make above-garage accessory dwelling units (ADUs) a permitted use. City Councils would no longer approve subdivisions; this will be done by planning commissions or staff.

SB 271: This prohibited cities from regulating fractionally owned homes (which are similar to timeshares) differently from normally owned homes. Mr. Bracken’s concern for Kearns was the prospect of multiple families buying a house and all living there at the same time.

SB 43: This streamlined public notice requirements. It set up different classes of notices and gave different options for fulfilling requirements.

The short-term rental program did not pass and was tabled. There will be an interim study in the future. There were a couple bills that discussed formulation of new improvement districts, and these also failed to pass.



Other Business

*Social Media Policy*

The Council reviewed the following Resolution adopting a Social Media Policy:

RESOLUTION #2023-01-04

Date: March 13, 2023

A RESOLUTION OF THE KEARNS METRO TOWNSHIP COUNCIL ADOPTING  
A SOCIAL MEDIA POLICY

DATE MONDAY MARCH 13, 2023

RECITALS

WHEREAS, Utah Code Ann. § 10-3-717(1) authorizes the Kearns Metro Township Council (the “Council”) to exercise all administrative powers by resolution, including the adoption of policies to govern the actions of municipal personnel and the use and operation of municipal property; and

WHEREAS, the Political Activities of Public Entities Act (the “Act”), Utah Code Ann. § 20A-11-1201, et seq., prohibits the use of public funds on certain electoral and other matters; and

WHEREAS, the Council desires to adopt a social media policy to establish terms of use for its social media platforms, ensure compliance with the Act, and otherwise ensure that Kearns’ social media accounts are used appropriately for governmental purposes; and

WHEREAS, the Council has determined that the social media policy attached to this resolution will serve the best interests of the Kearns Metro Township and the public.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Kearns Metro Township Council that effectively immediately:

1. The Kearns Metro Townsite webpage ([www.kmtutah.org](http://www.kmtutah.org)) and the Kearns Metro Township Board Facebook page (<https://www.facebook.com/KearnsMetroTownship>) are approved as official Kearns social media accounts.
2. Kearns’s administrative assistant, \_\_\_\_\_, is designated as the moderator and administrator for each of the official social media platforms of the Kearns Metro Township:
3. The Communications Manager of the Municipal Services District is designated as the appeal authority for the purposes of the social media policy; and
4. The social media policy will be posted to Kearns’s website and social media accounts and Kearns’s officials, personnel, and agents are instructed and authorized to take all steps needed to implement the policy.

APPROVED AND ADOPTED in Salt Lake County, Utah, this 13th day of March, 2023.

By: /s/ KELLY F. BUSH  
Mayor

ATTEST

/s/ LANNIE CHAPMAN  
Clerk/Recorder

Council Member Snow, seconded by Council Member Schaeffer, moved to approve the resolution on the social media policy with the changes to dates and appoint Jake

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Carpenter as moderator subject to the negotiation and execution of a mutually acceptable contract  
The motion passed unanimously.

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*Minutes*

Council Member Snow, seconded by Council Member Schaeffer, moved to approve the minutes of the Kearns Metro Township Council meeting held on November 28, 2022 and February 13, 2023. The motion passed unanimously.

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*Future Agenda Business*

Nothing to report.

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Closed Session

Council Member Snow, seconded by Council Member Peterson, moved to close the open session of the Kearns Metro Township Council meeting to discuss deployment of security personnel, devices, device systems, collective bargaining, pending or reasonable imminent litigation, and the purchase, exchange, or lease of real property as provided by UTAH CODE §§ 52-4-205 . The motion passed unanimously.

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The meeting was reopened by motion during the closed session.

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

LANNIE CHAPMAN  
METRO TOWNSHIP CLERK

By \_\_\_\_\_  
Deputy Clerk

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CHAIR, KEARNS METRO TOWNSHIP

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