

**CENTRAL WASATCH COMMISSION MEETING AGENDA**  
**MONDAY, JANUARY 7, 2019, 4:00 p.m.**  
**COTTONWOOD HEIGHTS CITY COUNCIL CHAMBERS**  
**2277 East Bengal Boulevard, Cottonwood Heights, Utah**

A. OPENING

- i. Commissioner Chris McCandless will conduct the meeting as Chair of the CWC.
- ii. The Commission will consider approving the meeting minutes of Monday, December 3, 2018.

B. PUBLIC COMMENT. Comments to the Commission are taken on any item not scheduled for a public hearing, as well as on any other CWC business. Comments are limited to three minutes.

C. COMMISSIONER COMMENT

- i. Recognition of SLC Mayor Jackie Biskupski, and the work of Salt Lake Public Utilities to maintain toilets and trailheads during the partial government shutdown.

D. DISCUSSION AND ACTION REGARDING PROPOSED AMENDMENT TO THE EMPLOYMENT AGREEMENT FOR THE CWC'S EXECUTIVE DIRECTOR

- i. Consideration of **RESOLUTION 2019-01** approving Amendment No. 1 to the "Employment Agreement" between the CWC and Ralph Becker.

E. DISCUSSION AND ACTION REGARDING APPOINTMENT OF STAKEHOLDER COUNCIL CHAIR AND VICE CHAIR

- i. Consideration of **RESOLUTION 2019-02** approving Greg Summerhays as Chair and Kelly Bricker as Vice Chair of the CWC's Stakeholder Council for two-year terms expiring June 30, 2021, or until their successors are appointed.

F. DISCUSSION AND ADOPTION OF 2019 STAKEHOLDER COUNCIL MEETING SCHEDULE

- i. Consideration of **RESOLUTION 2019-03** approving a regular meeting schedule for the CWC Stakeholder Council for 2019.

G. DISCUSSION OF DECEMBER MEETING OF THE COMMISSION FOR THE STEWARDSHIP OF PUBLIC LANDS AND THE UPCOMING GENERAL SESSION OF THE UTAH LEGISLATURE.

H. DISCUSSION AND ACTION ON THE BRENDLE GROUP CONSULTING AGREEMENT TO UPDATE THE SCOPE OF WORK FOR THE ONLINE ENVIRONMENTAL DASHBOARD

- i. Consideration of **RESOLUTION 2018-04** approving an amendment to the CWC's consulting agreement with The Brendle Group to update the scope of services for development of an online environmental dashboard.

I. DISCUSSION OF POSSIBLE ADOPTION AT A FUTURE MEETING OF A FORMAL EXPRESSION OF APPRECIATION TO BOB BONAR.

J. STAFF MONTHLY REPORT

- i. Presentation by Executive Director Ralph Becker of his monthly report.

K. ADJOURNMENT

**CERTIFICATE OF POSTING**

At or before 4:00 p.m. on Friday, January 4, 2019, the undersigned does hereby certify that the above notice and agenda and agenda was (1) posted at either the CWC's principal office or at the building where the meeting is to be held; (2) posted on the Utah Public Notice Website created under UTAH CODE ANN. 63F-1-701; and (3) provided to The Salt Lake Tribune and/or Deseret News and to a local media correspondent.

Final action may be taken in relation to any topic listed on the agenda, including but not limited to adoption, rejection, amendment, addition of conditions and variations of options discussed.

Members of the Commission may participate electronically. Meetings may be closed for reasons allowed by statute.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations or assistance during this meeting shall notify the CWC's Communications Director at (801) 706-1004 at least 24 hours prior to the meeting. TDD number is (801) 270-2425 or call Relay Utah at #711.

*Lindsey Nielsen*

CWC Communications Director



**CENTRAL WASATCH COMMISSION  
MOTION SHEET**

**DATE:** January 7, 2019

**RE:** Motion to Approve the meeting minutes of the board meeting on December 3, 2018.

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**Motion 1**

I move that the Commission approve the meeting minutes of the board meeting on December 3, 2018.

**Motion 2**

I move that the Commission approve the meeting minutes of the board meeting on December 3, 2018, with the following changes (provide changes).

**Motion 3**

I move that the Commission (provide alternative).

1 **MINUTES OF THE CENTRAL WASATCH COMMISSION MEETING HELD MONDAY,**  
2 **DECEMBER 3, 2018 AT 4:00 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL**  
3 **CHAMBERS LOCATED AT 2277 EAST BENGAL BOULEVARD, COTTONWOOD**  
4 **HEIGHTS, UTAH**  
5

6 **Present:** Commissioner Chris McCandless, Commissioner Mike Peterson,  
7 Commissioner Ben McAdams, Commissioner Andy Beerman, Commissioner  
8 Chris Robinson, Commissioner Harris Sondak, Commissioner Jeff Silvestrini,  
9 Commissioner Carlos Braceras, Commissioner Jim Bradley  
10

11 **Staff:** Executive Director Ralph Becker, Deputy Director Jesse Dean, Legal Counsel  
12 Shane Topham, Communications Director Lindsey Nielsen  
13

14 **Excused:** Commissioner Jackie Biskupski  
15

16 **A. OPENING**  
17

- 18 **i. Commissioner McCandless will conduct the meeting as Chair of the Board of**  
19 **Commissioners (“Board”) of the Central Wasatch Commission (“CWC”).**  
20

21 Chair Chris McCandless called the meeting to order at 4:00 p.m.  
22

- 23 **ii. The Commission will Consider Approving the Meeting Minutes of the Central**  
24 **Wasatch Commission Board Retreat, October 19-20, 2018.**  
25

26 **MOTION:** Commissioner Beerman moved to approve the minutes of the retreat held on October 29  
27 and 20, 2018. The motion was seconded by Commissioner Silvestrini. The motion passed with the  
28 unanimous consent of the Commission.  
29

- 30 **iii. The Commission will Consider Approving the Meeting Minutes of Monday,**  
31 **November 5, 2018.**  
32

33 **MOTION:** Commissioner Peterson moved to approve the minutes of the meeting of November 5,  
34 2018. The motion was seconded by Commissioner Beerman. The motion passed with the unanimous  
35 consent of the Commission.  
36

- 37 **iv. The Commission will Consider Approving the Meeting Minutes of Monday,**  
38 **November 19, 2018.**  
39

40 **MOTION:** Commissioner Bradley moved to approve the minutes of the meeting of November 19,  
41 2018. The motion was seconded by Commissioner Braceras. The motion passed with the unanimous  
42 consent of the Commission.  
43

44 **B. PUBLIC COMMENT**  
45

46 Brian Drinkard had numerous concerns and considered a 79,000-acre recreational area without roads,  
47 grazing, and timber harvesting to be dangerous. He noted that when the Town of Alta asked not to  
48 be included in the NCRA, it was not. However, when the Town of Brighton asked not to be included,

1 it was. He questioned the reasoning behind that. Mr. Drinkard noted that Big Cottonwood Canyon's  
2 ski resorts are too small to warrant mass transit. Brighton has a 1,000-acre ski area, Solitude has  
3 1,200 acres, and Powder Mountain has 8,500 acres. Mr. Drinkard commented that Powder Mountain  
4 limits its crowd size by selling only 1,500 tickets each day and limits season pass sales to 3,000.  
5 Skiers complain of congestion so he questioned why the state should invest hundreds of millions of  
6 dollars in mass transit to bring more customers to overcrowded and collision-prone ski slopes in Big  
7 Cottonwood Canyon. He questioned who the mass transit is for since the average citizen cannot  
8 afford to ski. He questioned whether the CWC will support the ski resorts in being water independent  
9 from Salt Lake City's unjust watershed bullying. Mr. Drinkard considered the NRCA bill to be phony  
10 and dangerous and an effort to promote a monopoly. His written comments were submitted and made  
11 part of the record.

12  
13 John Anderson commented that the Mountain Accord was established to make critical decisions and  
14 implement solutions to preserve the Wasatch and ensure its long-term vitality. After five years and  
15 \$9 million he was aware of no critical decision made by the Mountain Accord or the Central Wasatch  
16 Commission. He suggested they look beyond the cliché of protecting the canyons and see that the  
17 person who has benefited financially from the problem created it. Ralph Becker, who served as the  
18 Mayor of Salt Lake City for eight years, had effective control of the canyons. During that time he  
19 did not solve any canyon problems but benefited financially by receiving political contributions from  
20 Snowbird. Over an eight-year period, Ralph Becker will make \$1 million from the CWC for the  
21 canyon problem he helped create. He has been before the Brighton Community Council on two  
22 occasions and each time they denied the new federal legislation, which would create a 79,000-acre  
23 area that is roadless and with no grazing or timber harvesting which provides for fewer recreation and  
24 conservation opportunities. The Cardiff Canyon Owners Association denied the request as has Alta  
25 Ski Lifts and 20% of the landowners in the Canyon. Snowbird expressed their support and want a ski  
26 resort and building development monopoly in the canyons. Mr. Anderson commented that the  
27 taxpayers should not be paying Ralph Becker to lobby for Snowbird. Instead, Mr. Anderson  
28 suggested Mr. Becker work for Snowbird directly. Mr. Anderson questioned how Utah will compete  
29 with Colorado for ski dollars. Colorado has 11 times the Forest Service permitted ski resort land than  
30 Utah and the CWC is lobbying for new federal legislation to prohibit the Forest Service from any ski  
31 resort expansion in the Central Wasatch forever.

32  
33 Brian Hutchinson agreed that there is a lot of traffic in the canyons. When visiting the canyon over  
34 the weekend, he chose to go up around 11:00 a.m. when traffic was lighter. He commented that mass  
35 transit is needed for the entire valley. He spent time at schools on the east and west sides of the valley  
36 and found that students on the east side reported that they have been skiing while those on the west  
37 have not. He considered that to be a problem and a situation that is being ignored. He stressed the  
38 importance of making the canyons available to everyone, especially young people. Mr. Hutchinson  
39 reported that the carrying capacity has been reached at the ski resorts during key periods.

40  
41 Patrick Shea gave his address as 2568 South Elizabeth Street #3 in Salt Lake City and reported that  
42 an Environmental Impact Statement is being proposed and amended. It seemed to him that the CWC  
43 would not be fulfilling its obligations to the residents unless the amendment includes an analysis of  
44 the visitor capacity for both Little and Big Cottonwood Canyons. He was aware that there had been  
45 a great deal of emphasis on the transportation component but bringing a large number of people to  
46 the area will have a detrimental effect on the watershed. He suggested they conduct the analysis to  
47 determine what the visitor capacity could be without having an adverse impact on the water shed. He  
48 urged the CWC to seek approval from UDOT and UTA to include that as part of their analysis.

1  
2 There were no further public comments. The public comment period was closed.  
3

4 **C. COMMISSIONER COMMENT**  
5

6 Chair McCandless commented that Executive Director, Ralph Becker, has done an outstanding job  
7 and works countless hours. He personally values his guidance and assistance. The CWC has only  
8 been in business since November 2017 and Chair McCandless acknowledged that it is difficult to  
9 start a government system from scratch. Without the assistance of Mr. Becker and staff, it would  
10 have been very difficult. He applauded them for the work they are doing. He stressed that the job of  
11 the CWC is not to take sides. Recently the environmental community has been accused of bullying  
12 and there have been claims that the CWC is making decisions in their favor based on intimidation.  
13 Chair McCandless reported that he is a real estate developer by profession and is usually at odds with  
14 the environmental community. In this instance, their interactions have been positive. His opinion  
15 was that disparaging people does not further their collective goal or serve a purpose.  
16

17 **D. PRESENTATION ON 2017-18 CENTRAL WASATCH COMMISSION AUDIT**  
18

19 **i. Audit Presentation by Greg Ogden, CPA on Financial Statements of the**  
20 **Governmental Activities, and the Business-Type Activities, of the CWC as of and**  
21 **for the Fiscal Year ended June 30, 2018, and the Related Notes to the Financial**  
22 **Statements, which Collectively Comprise the CWC's Basic Financial Statements.**  
23

24 CWC Attorney Shane Topham reported that governmental entities, including interlocal entities such  
25 as the Central Wasatch Commission, are required to conduct an independent audit of their books and  
26 records annually. That needs to be completed before the end of December. The Board approved a  
27 contract with an auditor several months earlier who has worked closely with CWC Finance Director  
28 Dave Sanderson.  
29

30 Mr. Sanderson reported that during the RFP process, four responses were received. Greg Ogden was  
31 retained to perform the work. Mr. Ogden reported that there was a significant amount of revenue and  
32 very little expense. At the end of June 2018 they were in very good financial shape. Revenue was  
33 generated in the form of member dues totaling \$1.7 million with expenses of \$78,654. Mr. Ogden  
34 examined the State requirements and found the CWC to be in full compliance. He explained that  
35 typically a Management Letter is prepared as part of the audit that includes findings. In this case,  
36 there were none.  
37

38 Commissioner Robinson inquired about in-kind contributions. Mr. Ogden explained that UTA  
39 provided in-kind bus services. The attorney fees were related to the Metropolitan Water District of  
40 Salt Lake City and Sandy.  
41

42 Commissioner Sondak referenced page 9, which lists the members of the CWC and asked for  
43 clarification. Mr. Ogden explained that the list includes any group that has an interest in the  
44 Commission or that donates to it. Mr. Topham suggested that the list be modified to reflect the actual  
45 membership as opposed to the donors. Commissioner Robison pointed out that some entities, such  
46 as Summit County and Millcreek, did not become members of the CWC until after the effective date  
47 of the audit.  
48

1 **MOTION:** Commissioner Robison moved that the audit be corrected to specify which governmental  
2 entities were financial contributors to the Central Wasatch Commission as of June 30, 2018.  
3 Commissioner Sondak seconded the motion. The motion passed with the unanimous consent of the  
4 Commission.

5  
6 **E. DISCUSSION AND ADOPTION OF A REGULAR MEETING SCHEDULE FOR 2019**  
7 **– CWC Executive Director Ralph Becker and CWC Attorney Shane Topham.**

8  
9 **i. Consideration of RESOLUTION 2018-31 Adopting an Annual Meeting Schedule**  
10 **for the CWC for 2019.**

11  
12 **MOTION:** Commissioner Bradley moved to adopt Resolution 2018-31 adopting an Annual Meeting  
13 Schedule for the CWC for 2019. Commissioner Peterson seconded the motion. Vote on motion:  
14 Commissioner Bradley-Aye, Commissioner Braceras-Aye, Commissioner Peterson-Aye,  
15 Commissioner McAdams-Aye, Chair McCandless-Aye, Commissioner Sondak-Aye, Commissioner  
16 Beerman-Aye, Commissioner Robinson-Aye, Commissioner Silvestrini-Aye. The motion passed  
17 unanimously.

18  
19 Commissioner Sondak thanked Mayor Peterson and the City of Cottonwood Heights for allowing the  
20 CWC to use their space.

21  
22 **F. EXPRESSION OF APPRECIATION TO COMMISSIONER BEN MCADAMS FOR**  
23 **HIS SERVICE TO THE CWC, ACCEPTANCE OF HIS RESIGNATION AS**  
24 **SECRETARY OF THE CWC, AND ELECTION OF A REPLACEMENT AS**  
25 **SECRETARY OF THE CWC.**

26  
27 Executive Director, Ralph Becker, congratulated Commissioner McAdams on his recent victory and  
28 looked forward to working with him in his new position serving on the U.S. House of Representatives.  
29 He described their dealings and has admired his commitment to the public interest. He expressed  
30 appreciation to Commissioner McAdams for his effort and wished him the best of luck in the future.

31  
32 Commissioner Bradley commented that Commissioner McAdams will be sincerely missed in the  
33 leadership of Salt Lake County where he has done an excellent job. He stated that his efforts have  
34 affected the quality of life in the community in a very positive way.

35  
36 Commissioner Peterson stated that as a lifelong parks and recreation practitioner he found it  
37 refreshing to see elected officials who are sensitive to political needs as well as the needs of their  
38 constituents. Over the years he has found Mayor McAdams to be extremely sensitive to local control  
39 over municipalities. He commended him also for aggressively listening and wished him well.

40  
41 Chair McCandless was pleased to see party politics have less of an influence in this instance and  
42 wished him success. He expressed his support and stated that Commissioner McAdams has done a  
43 very good job for the CWC. Chair McCandless was confident that he can duplicate what has been  
44 accomplished in Salt Lake County in his new role.

45  
46 Commissioner Beerman thanked Commissioner McAdams for his leadership. He inherited the effort  
47 shortly after he came into office. Prior to Mountain Accord, it was a “shaky” effort with the goal  
48 being to work toward solving transportation issues and protecting the water shed. Commissioner



1 McAdams quickly took on the Chair role and made it a priority and demonstrated strong leadership.  
2 He wished him the best of luck.

3  
4 **MOTION:** Commissioner Beerman moved that at the next meeting a resolution of appreciation be  
5 passed for Congressman Ben McAdams in recognition of his work with the Mountain Accord,  
6 establishment of the Central Wasatch Commission, and as a member of the Central Wasatch  
7 Commission. Commissioner Robinson seconded the motion.

8  
9 Commissioner Robinson noted that Commissioner McAdams' wife, Julie, hails from Coalville.

10  
11 Commissioner Silvestrini recognized Commissioner McAdams as someone who gets things done and  
12 stated that he has had a number of remarkable ideas and visions for the County. He has also done a  
13 great job of executing that vision.

14  
15 The motion passed unanimously with Commissioner McAdams abstaining from the vote.  
16 Commissioner McAdams was given a round of applause.

17  
18 Commissioner McAdams tendered his resignation as a result of his new position. He commented that  
19 he truly cares about the work he is involved in and he stressed the importance of the work of the  
20 CWC. He hoped to be in a position to further advance the work the CWC is doing and provide support  
21 in a different capacity. Chair McCandless accepted Commissioner McAdams' resignation.

22  
23 Chair McCandless indicated that as a result of Commissioner McAdams' departure it would be  
24 necessary to appoint a new Secretary to the CWC.

25  
26 **MOTION:** Chair McCandless nominated Commissioner Robinson to be appointed to serve as the  
27 Secretary of the CWC. Commissioner Robinson accepted the nomination. There were no other  
28 nominations. The nominations ceased. Commissioner Silvestrini seconded the motion. Vote on  
29 motion: Commissioner Bradley-Aye, Commissioner Braceras-Aye, Commissioner Peterson-Aye,  
30 Commissioner McAdams-Aye, Chair McCandless-Aye, Commissioner Sondak-Aye, Commissioner  
31 Beerman-Aye, Commissioner Robinson-Aye, Commissioner Silvestrini-Aye. The motion passed  
32 unanimously with Commissioner Robinson abstaining from the vote.

33  
34 **G. DISCUSSION AND ACTION ON PROPOSED AMENDMENT TO A CONSULTING**  
35 **AGREEMENT WITH THE BRENDLE GROUP, INC. UPDATING THE SCOPE OF**  
36 **WORK CONCERNING THE ONLINE ENVIRONMENTAL DASHBOARD –**  
37 **Communications Director Lindsey Nielsen and Deputy Director Jesse Dean.**

38  
39 **i. Consideration of RESOLUTION 2018-32 Approving an Amendment to the**  
40 **Consulting Agreement with The Brendle Group, Inc. updating the scope of work**  
41 **concerning the Online Environmental Dashboard.**

42  
43 Communications Director, Lindsey Nielsen, reported that the above matter will be postponed until  
44 the next meeting. She explained that the project has been on hiatus for a very long time and will take  
45 time to bring everyone up to speed.

46  
47 Commissioner Beerman recalled that when they worked on the environmental dashboard a few years  
48 earlier, his recollection was that they were beginning to collect baseline data. Deputy Director Jesse

1 Dean explained that they originally amended the scope of work with The Brendle Group, who is the  
2 contractor hired to take the dashboard from a written tool to a living online resource. The challenge  
3 pertained to amending the scope of work and making sure that all of the parties are still willing to  
4 contribute what they committed to prior to the CWC being staffed. Commissioner Beerman  
5 considered the dashboard to be critical and was eager to move it forward.

6  
7 **MOTION:** Commissioner Beerman moved to continue the above matter to a later date. The motion  
8 was seconded by Commissioner Silvestrini. The motion passed with the unanimous consent of the  
9 Commission.

10  
11 **H. DISCUSSION AND ACTION ON PROSPECTIVE STAKEHOLDER COUNCIL**  
12 **MEMBERS – Deputy Director Jesse Dean.**

13  
14 **i. Consideration of RESOLUTION 2018-33 Appointing the Initial Officers and**  
15 **Members of the CWC Stakeholder Council.**

16  
17 Mr. Dean described the purpose of the Stakeholder Council and explained that it is based on direction  
18 from the Interlocal Agreement. The 28 to 35-member advisory panel will report on the Central  
19 Wasatch Commission’s daily efforts, undertake projects, and give direction to staff and the Board.  
20 Over 100 applications were received between September 1 and October 1. They ultimately worked  
21 as a Steering Committee comprised of staff from Salt Lake County, Salt Lake City, Park City, and  
22 Summit County to provide recommendations to the Executive Committee. Mr. Dean reported that  
23 they have an exceptional applicant pool, which made it challenging to reduce it to even 35 members.  
24 The Steering Committee balanced educational and professional backgrounds and conservation,  
25 recreation, private, and community interests.

26  
27 Chair McCandless reported that 41 individuals were identified as exceptional; however, to extend the  
28 number beyond 35 would require a change to the Interlocal Agreement, which is difficult and time  
29 consuming. The second option was to allow alternates, which is not provided for in the Interlocal  
30 Agreement. Ultimately, 35 names were presented for approval to serve on the Stakeholder Council.

31  
32 Mr. Dean explained that the names listed represent the various interests. If approved, a notice will be  
33 sent out with more details on the background of each member. In January, recommendations will be  
34 made to the Board for Chair and Vice Chair. It was noted that a formal meeting schedule had not yet  
35 been adopted. Chair McCandless also suggested that a different dais be found. Mr. Dean offered to  
36 research other options that do not tax Mayor Peterson’s staff.

37  
38 It was reported that the categories of the interest groups included those with educational/professional  
39 backgrounds, professional expertise, conservation/recreation/private/community interests, and  
40 private property owners. It was clarified that there will not be a majority rule on the Stakeholder  
41 Council. The intent was for the group to be diverse and willing to hear all opinions. Mr. Dean noted  
42 that additional public comment will not be precluded. They also intend to focus on the Interlocal  
43 Agreement. He explained that specific objectives have been outlined for the Stakeholder Council.  
44 For example, members agree to support a consensus-based process for issues impacting the project  
45 study area, share information, be collaborative, and allow others to express their opinions and  
46 viewpoints.

1 Commissioner Sondak asked if the group will devise and agree on its own operating schedules.  
2 Mr. Dean responded that the staff will propose a fleshed out version of the Interlocal Agreement that  
3 includes the meeting schedule and possible topics that could be included. They also expect the group  
4 to be slightly flexible in terms of addressing issues. Mr. Topham explained that going forward the  
5 board will have the ability to formulate rules of procedure.

6  
7 Commissioner Bradley commented that it was difficult to determine who should serve on the board  
8 due to the caliber of the applicants. The group will increase the opportunity of the CWC to make  
9 good decisions.

10  
11 Mr. Dean indicated that the CWC may wish to have a Commission Member participate in Stakeholder  
12 Council Meetings on behalf of the Commission. Chair McCandless suggested that be addressed in  
13 January when officers are appointed. Mr. Dean stated that it was anticipated that the role of the Chair  
14 and Vice Chair will also be able to regularly update the Commission.

15  
16 Commissioner Braceras suggested that if a Commission Member is chosen to represent the  
17 Commission on the Council that it be in an observation capacity.

18  
19 Commissioner Silvestrini envisioned the Stakeholder Council being divided into a committee  
20 structure based on interests, which may necessitate the involvement of three or four Commission  
21 Members.

22  
23 Mr. Dean informed the Commission that per the Interlocal Agreement, the Stakeholders will serve  
24 two and four-year terms.

25  
26 **MOTION:** Commissioner Sondak moved to pass Resolution 2018-33 appointing members to the  
27 Stakeholder Council. Commissioner Peterson seconded the motion. Vote on motion: Commissioner  
28 Bradley-Aye, Commissioner Braceras-Aye, Commissioner Peterson-Aye, Commissioner McAdams-  
29 Aye, Chair McCandless-Aye, Commissioner Sondak-Aye, Commissioner Berman-Aye,  
30 Commissioner Robinson-Aye, Commissioner Silvestrini-Aye. The motion passed unanimously.

31  
32 Commissioner Peterson thanked the Steering Committee who reviewed over 100 applications and  
33 established criteria to evaluate each before presenting the 50 highest rated.

34  
35 **I. STAFF MONTHLY REPORT**

36  
37 **i. Presentation by Executive Director Ralph Becker of his Monthly Report.**

38  
39 Mr. Becker reported that there have been two Commission meetings this past month with the focus  
40 being on whether to adopt a recommendation to move the federal legislation forward. Much of staff's  
41 attention focused on consensus legislation and several Commission Members were directly involved  
42 in that effort. The previous week Commission representatives, staff, and interested stakeholders were  
43 in Washington, D.C. meeting with the Congressional delegation to present the results of their work  
44 and ask for their support of the legislation.

45  
46 Mr. Becker indicated that while they have been working with each issue dating back to HR 5718, a  
47 dominating issue for consideration was how to address the Alta Ski Lifts/Grizzly Gulch issues. The  
48 intensity and effort beginning in June was unabated and all were still working toward solutions. Those

1 interested were invited to visit the Central Wasatch Commission’s website, which is updated daily  
2 and contains the legislation as well as chronologies, public comments, and efforts involved in getting  
3 to this point.  
4

5 Mr. Becker remarked on Commission comments pertaining to the Alta Ski Lifts/Grizzly Gulch issue  
6 that includes a five-page chronology of the ongoing communications and efforts to find a different  
7 solution. He explained that the only acceptable result to move forward must reflect the overall  
8 interests of the mountains, remove the Town of Alta and Alta Ski Lifts from the designation area, and  
9 hold the Alta Ski Lifts proposals harmless in terms of an ability to move forward administratively  
10 outside of the context of the legislation.  
11

12 Staff had also been working on the environmental dashboard. They received an incredible offer from  
13 ESRI, the GIS provider to 80% of the world, that uses computer mapping. They offered to provide  
14 assistance on a pro bono basis. The desire was to create a functioning online dashboard with updated  
15 information as it comes on line. Mr. Becker stated that the value of the service is worth six figures.  
16

17 Mr. Becker commented on the offer from Commissioner Braceras to have the CWC assume a co-lead  
18 role in a transportation corridor plan, which would allow for consideration of broader range of  
19 transportation decisions. Staff had been in contact daily with John Thomas who has been heading up  
20 the effort. He expressed gratitude for the opportunity and expected to report back to the Commission  
21 in January with a firm action plan.  
22

23 Mr. Dean recalled that public comment was made that mentioned that the CWC, in partnership with  
24 UDOT, should make sure that the corridor planning study addresses more than just transportation and  
25 roads. They met with Mr. Thomas and others to ensure that it is a comprehensive effort and considers  
26 the impacts on the environment.  
27

28 **J. ADJOURNMENT**  
29

30 **MOTION:** Commissioner Braceras moved to adjourn. The motion passed with the unanimous  
31 consent of the Board.  
32

33 The Central Wasatch Commission Meeting adjourned at 5:21 p.m.

1 *I hereby certify that the foregoing represents a true, accurate and complete record of the Central*  
2 *Wasatch Commission Meeting held Monday, December 3, 2018.*

3

4 Teri Forbes

5 Teri Forbes

6 T Forbes Group

7 Minutes Secretary

8

9 Minutes Approved: \_\_\_\_\_



**CENTRAL WASATCH COMMISSION  
MOTION SHEET**

**DATE:** January 7, 2019

**RE:** Motion to Continue Resolution 2019-01 Approving an Amendment to the Employment Agreement for the CWC's Executive Director.

---

**Motion 1**

I move that the Commission continue until its February 4<sup>th</sup> meeting consideration of Resolution 2019-01 approving an Amendment to the Employment Agreement for the CWC's Executive Director.

**Motion 2**

I move that the Commission (provide alternative).

CENTRAL WASATCH COMMISSION

RESOLUTION No. 2019-01

A RESOLUTION APPROVING ENTRY INTO AN AMENDMENT TO THE EMPLOYMENT AGREEMENT WITH RALPH BECKER AS THE CWC EXECUTIVE DIRECTOR

WHEREAS, the board of commissioners (the "Board") of the Central Wasatch Commission interlocal entity (the "CWC") met in regular session on 7 January 2019 to consider, among other things, approving an amendment (the "Amendment") to the "Employment Agreement" with **Ralph Becker** whereunder Mr. Becker is employed as the CWC's executive director on the terms and conditions specified in that agreement; and

WHEREAS, the Board has reviewed the form of the Amendment, a photocopy of which is annexed hereto; and

WHEREAS, after careful consideration, the Board has determined that it is in the best interest of the CWC to approve the CWC's entry into the Amendment as proposed;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Central Wasatch Commission that the attached Amendment is hereby approved, and that the CWC's chair and secretary are authorized and directed to execute and deliver the Amendment on behalf of the CWC.

This Resolution, assigned no. 2019-01, shall take effect immediately upon passage.

PASSED AND APPROVED this 7<sup>th</sup> day of January 2019.

ATTEST:

CENTRAL WASATCH COMMISSION

By: \_\_\_\_\_  
Chris Robinson, Secretary

By: \_\_\_\_\_  
Chris McCandless, Chair of the Board

VOTING OF THE BOARD:

Andy Beerman	Yea ___ Nay ___
Jackie Biskupski	Yea ___ Nay ___
Carlos Braceras	Yea ___ Nay ___
Jim Bradley	Yea ___ Nay ___
Chris McCandless	Yea ___ Nay ___
Michael J. Peterson	Yea ___ Nay ___
Chris Robinson	Yea ___ Nay ___
Jeff Silvestrini	Yea ___ Nay ___
Harris Sondak	Yea ___ Nay ___

DEPOSITED in the office of the Secretary this 7<sup>th</sup> day of January 2019.

FILED AND RECORDED this \_\_\_ day of January 2019.





# Amendment No. 1 to Employment Agreement

**THIS AMENDMENT NO. 1 TO EMPLOYMENT AGREEMENT** (this “Amendment”) is made effective 7 January 2019 by the **CENTRAL WASATCH COMMISSION**, an interlocal entity whose address is c/o 170 South Main Street, Suite 1500, Salt Lake City, UT 84101 (the “CWC”), and **RALPH BECKER**, an individual whose address is 5 South 500 West, #102, Salt Lake City, UT 84101 (hereinafter either “Mr. Becker” or “Director”).

## **RECITALS:**

A. The CWC is an interlocal entity and political subdivision of the state of Utah organized effective 29 June 2017 under the Interlocal Cooperation Act set forth in UTAH CODE ANN. §11-13-101 *et seq.*

B. Effective 1 June 2018, the CWC and Mr. Becker entered into an “Employment Agreement” (the “Agreement”) whereunder Mr. Becker was engaged to serve as the CWC’s executive director on the terms and conditions specified in the Agreement.

C. The parties now desire and intend to amend the Agreement as provided in this Amendment. Unless otherwise defined in this Amendment, all capitalized “terms of art” in this Amendment shall have the same meanings and definitions as in the Agreement.

## **AGREEMENT:**

**NOW, THEREFORE**, in consideration of the premises, the mutual covenants and conditions hereinafter set forth, and for other good and valuable consideration, the receipt and legal sufficiency of which is hereby acknowledged, the parties agree as follows:

Section 1. **Amendment to Section 5(a)**. Section 5(a) of the Agreement is hereby amended to increase Mr. Becker’s annual Base Salary from \$110,000 to \$120,000, effective 1 December 2018. All prior actions of the CWC’s Executive Committee and staff concerning such Base Salary adjustment are hereby ratified and confirmed.

Section 2. **Retirement Benefits**. Under Section 5(g) of the Agreement, Mr. Becker is to receive retirement benefits which are equivalent (as a percentage of income) to those provided to the CWC’s other full-time staff. Normal retirement contributions for full-time employees are 18.47% of salary. Because Mr. Becker already is drawing retirement benefits from the Utah Retirement Systems (“URS”) based on his prior public employment, 6.61% of the 18.47% benefit being paid by the CWC to URS for Mr. Becker is withheld by the URS and not available for Mr. Becker’s benefit because of a Utah statute intended to mitigate the impact of the “Great Recession” on URS. Consequently, although the CWC is funding Mr. Becker’s retirement on the same 18.47% basis as for its other full-time employees, Mr. Becker is only receiving an 11.86% benefit. The CWC understands this issue and will continue trying to find a way to equitably resolve it with Mr. Becker.

Section 3. **Health Insurance**. Under Section 5(h) of the Agreement, Mr. Becker is to be provided with health insurance coverage comparable to that provided to the CWC’s other full-time employees or, alternatively, an allowance in a comparable amount. Mr. Becker is covered



by Medicare for basic health insurance, but pays individually (from his own funds) for a Medicare supplement plan to cover prescriptions and enhanced care not available under basic Medicare coverage. Consequently, the CWC will reimburse Mr. Becker's monthly out-of-pocket costs for such supplemental health insurance coverage on either (a) a pre-tax basis (such as through a health savings account), or (b) an after-tax basis with the amount of the reimbursement augmented to cover the financial impact on Mr. Becker of such additional "after tax" benefits, up to the monthly amount then paid by the CWC for the pre-tax health insurance benefit provided to the CWC's other full-time staff (currently \$503.18 each, per month).

Section 4. **No Other Modifications.** Except as specifically amended in this Amendment, the terms of the Agreement shall remain unmodified and in full force and effect between the parties.

**DATED** effective the date first above written.

**CWC:**

**ATTEST:**

**CENTRAL WASATCH COMMISSION,**  
a Utah interlocal entity

By: \_\_\_\_\_  
**Chris Robinson, Secretary**

By: \_\_\_\_\_  
**Chris McCandless, Chair**

**DIRECTOR:**

\_\_\_\_\_  
**RALPH BECKER**

**CENTRAL WASATCH COMMISSION  
MOTION SHEET**

**DATE:** January 7, 2019

**RE:** Motion to Adopt Resolution 2019-02 Approving a Chair and a Vice Chair of the CWC's Stakeholder Council.

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**Motion 1**

I move that the Commission adopt Resolution 2019-02 approving a Chair and a Vice Chair of the CWC's Stakeholder Council.

**Motion 2**

I move that the Commission (provide alternative).



# CENTRAL WASATCH COMMISSION

## RESOLUTION 2019-02

### A RESOLUTION APPOINTING THE OFFICERS OF THE STAKEHOLDERS COUNCIL

**WHEREAS**, Article VII of the 30 May 2017 “Central Wasatch Commission Interlocal Agreement” (the “*CWC ILA*”) provides that the governing body (the “*Board*”) of the Central Wasatch Commission interlocal entity (the “*CWC*”) will empanel an advisory body to the Board to be known as the “Mountain Accord Stakeholders Council” (the “*Council*”), comprised of 28-35 individuals and entities that have a direct interest in the objectives of the CWC (“*Stakeholders*”); and

**WHEREAS**, pursuant to its Resolution 2018-33 dated 3 December 2018, the Board appointed the members of the inaugural Council; and

**WHEREAS**, the Board met in regular session on 7 January 2019 to consider, among other things, appointing **Greg Summerhays** as the Chair, and **Kelly Bricker** as the Vice Chair, of the Council, to serve until 30 June 2021 or until their successors are appointed; and

**WHEREAS**, the Board is familiar with such individuals and their qualifications and desires to appoint such individuals as officers of the Council as proposed;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Central Wasatch Commission that the Board hereby appoints **Greg Summerhays** as the Chair, and **Kelly Bricker** as the Vice Chair, of the Council, to serve until 30 June 2021 or until their successors are appointed; and be it

**FURTHER RESOLVED** that the Chair of the Council is hereby reminded of the Chair’s duty, at the first meeting of the Council, to assign half of the Stakeholders to two-year initial terms of office and the remaining half of the Stakeholders to four-year initial terms of office, so that the terms of office of approximately half of the Stakeholders will expire every two years (beginning on 30 June 2021), provided that all Stakeholders may be subject to reappointment by the Board upon expiration of their respective terms of office.

This Resolution, assigned no. 2019-02, shall take effect immediately upon passage.

**PASSED AND APPROVED** this 7<sup>th</sup> day of January 2019.

**ATTEST:**

**CENTRAL WASATCH COMMISSION**

By: \_\_\_\_\_  
**Chris Robinson**, Secretary

By: \_\_\_\_\_  
**Chris McCandless**, Chair of the Board

**VOTING OF THE BOARD:**

Andy Beerman	Yea ___ Nay ___
Jackie Biskupski	Yea ___ Nay ___
Carlos Braceras	Yea ___ Nay ___
Jim Bradley	Yea ___ Nay ___
Chris McCandless	Yea ___ Nay ___
Michael J. Peterson	Yea ___ Nay ___
Christopher Robinson	Yea ___ Nay ___
Jeff Silvestrini	Yea ___ Nay ___
Harris Sondak	Yea ___ Nay ___

**DEPOSITED** in the office of the Secretary this 7<sup>th</sup> day of January 2019.

**FILED AND RECORDED** this \_\_\_ day of January 2019.



**CENTRAL WASATCH COMMISSION  
MOTION SHEET**

**DATE:** January 7, 2019

**RE:** Motion to Adopt Resolution 2019-03 Approving a Regular Meeting Schedule for the CWC Stakeholder Council.

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**Motion 1**

I move that the Commission adopt Resolution 2019-03 approving a regular meeting schedule for the CWC Stakeholder Council.

**Motion 2**

I move that the Commission (provide alternative).

# CENTRAL WASATCH COMMISSION

## RESOLUTION 2019-03

### A RESOLUTION ESTABLISHING A SCHEDULE FOR REGULAR MEETINGS OF THE CWC STAKEHOLDER'S COUNCIL FOR 2019

**WHEREAS**, UTAH CODE ANN. §52-4-202 provides that any public body which holds regular meetings that are scheduled in advance over the course of a year shall give public notice at least once each year of its annual meeting schedule; and

**WHEREAS**, the board of commissioners (the “*Board*”) of the Central Wasatch Commission interlocal entity (the “*CWC*”) met in regular session on 7 January 2019 to consider, among other things, establishing a regular meeting schedule for the CWC’s Stakeholders Council (the “*Council*”) for calendar year 2019 as required by statute;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Central Wasatch Commission as follows:

Section 1. **Regular Meeting Schedule for 2019.** During 2019, regular meetings of the Council shall be held on the following dates:

Thursday	17 January 2019
Wednesday	20 February 2019
Wednesday	20 March 2019
Wednesday	17 April 2019
Wednesday	15 May 2019
Wednesday	19 June 2019
Wednesday	17 July 2019
Wednesday	21 August 2019
Wednesday	18 September 2019
Wednesday	16 October 2019
Wednesday	20 November 2019
Wednesday	18 December 2019

All meetings of the Council will occur in Room S1120 of the Salt Lake County government complex at 2001 South State Street, Salt Lake City, Utah, beginning at 4:00 p.m.

Section 2. **Reservations of Rights to Modify Meeting Schedules, Etc.** Each of the Board and the Council has and reserves the right to change the time, date and/or location of any Council meeting(s) upon at least 24 hours’ prior public notice, or to cancel any of such meetings or to hold special meetings as circumstances may warrant.

Section 3. **Repealer.** All resolutions or parts thereof, or other prior actions of the Board, in conflict with this Resolution are, to the extent of such conflict, hereby repealed.

This Resolution, assigned no. 2019-03, shall take effect immediately upon passage.

**PASSED AND APPROVED** this 7<sup>th</sup> day of January 2019.

**ATTEST:**

**CENTRAL WASATCH COMMISSION**

By: \_\_\_\_\_  
**Chris Robinson**, Secretary

By: \_\_\_\_\_  
**Chris McCandless**, Chair of the Board

**VOTING OF THE BOARD:**

Andy Beerman	Yea ___	Nay ___
Jackie Biskupski	Yea ___	Nay ___
Carlos Braceras	Yea ___	Nay ___
Jim Bradley	Yea ___	Nay ___
Chris McCandless	Yea ___	Nay ___
Michael J. Peterson	Yea ___	Nay ___
Christopher Robinson	Yea ___	Nay ___
Jeff Silvestrini	Yea ___	Nay ___
Harris Sondak	Yea ___	Nay ___

**DEPOSITED** in the office of the Secretary this 7<sup>th</sup> day of January 2019.

**FILED AND RECORDED** this \_\_\_ day of January 2019.



**CENTRAL WASATCH COMMISSION  
MOTION SHEET**

**DATE:** January 7, 2019

**RE:** Motion to Continue Resolution 2019-04 Approving an Amendment to the Consulting Agreement with The Brendle Group to Update the Scope of Work for the Online Environmental Dashboard.

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**Motion 1**

I move that the Commission continue until its February 4<sup>th</sup> meeting consideration of Resolution 2019-04 approving an amendment to the Consulting Agreement with The Brendle Group to update the scope of work for the online environmental dashboard.

**Motion 2**

I move that the Commission (provide alternative).

CENTRAL WASATCH COMMISSION

RESOLUTION No. 2018-04

A RESOLUTION APPROVING AN AMENDMENT TO A CONSULTING AGREEMENT WITH THE BRENDLE GROUP, INC. (ENVIRONMENTAL DASHBOARD)

WHEREAS, the board of commissioners (the "Board") of the Central Wasatch Commission interlocal entity (the "CWC") met in regular session on 3 December 2018 to consider, among other things, approving an amendment to an existing consulting agreement with The Brendle Group, Inc. (the "Amendment"); and

WHEREAS, the Board has reviewed the form of the Amendment, a photocopy of which is annexed hereto; and

WHEREAS, after careful consideration, the Board has determined that it is in the best interest of the CWC and its constituents to approve the CWC's entry into the Amendment as proposed;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Central Wasatch Commission that the attached Amendment is hereby approved and ratified, and that the CWC's chair and secretary are authorized and directed to execute and deliver the Amendment on behalf of the CWC.

This Resolution, assigned no. 2018-32, shall take effect immediately upon passage.

PASSED AND APPROVED this 3rd day of December 2018.

ATTEST:

CENTRAL WASATCH COMMISSION

By: \_\_\_\_\_ Secretary

By: \_\_\_\_\_ Chris McCandless, Chair of the Board

VOTING OF THE BOARD:

Andy Beerman Yea \_\_\_ Nay \_\_\_
Jackie Biskupski Yea \_\_\_ Nay \_\_\_
Carlos Braceras Yea \_\_\_ Nay \_\_\_
Jim Bradley Yea \_\_\_ Nay \_\_\_
Ben McAdams Yea \_\_\_ Nay \_\_\_
Chris McCandless Yea \_\_\_ Nay \_\_\_
Michael Peterson Yea \_\_\_ Nay \_\_\_
Christopher Robinson Yea \_\_\_ Nay \_\_\_
Jeff Silvestrini Yea \_\_\_ Nay \_\_\_
Harris Sondak Yea \_\_\_ Nay \_\_\_

**DEPOSITED** in the office of the Secretary this 3<sup>rd</sup> day of December 2018.

**FILED AND RECORDED** this \_\_ day of December 2018.







# CENTRAL WASATCH COMMISSION

**Date:** Friday, January 4th 2019

**To:** Central Wasatch Commission (CWC) Board  
Councilman Chris McCandless, Chair (Sandy City)  
Mayor Andy Beerman (Park City)  
Mayor Jackie Biskupski, Vice Chair (Salt Lake City)  
Director Carlos Braceras (Utah Department of Transportation)  
Councilman Jim Bradley (Salt Lake County)  
Mayor Mike Peterson (Cottonwood Heights)  
Councilman Chris Robinson (Summit County)  
Mayor Jeff Silvestrini (Millcreek City)  
Mayor Harris Sondak (Town of Alta)

**From:** Ralph Becker, Executive Director  
Jesse Dean, Deputy Director  
Lindsey Nielsen, Communications Director

**Subject:** December Staff Report to the Central Wasatch Commission

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## **Overview**

In December, CWC staff continued work to prepare and refine CWNCRRA legislation and corresponding maps for consideration by Congress. The CWC was invited to participate in the State Legislature's December Commission for the Stewardship on Public Lands. Several administrative tasks were completed, including moving out of the Cottonwood Heights office space and continuing to refine plans for the future CWC offices. Progress was made concerning the Environmental Dashboard and anticipated Cottonwood Canyons Corridor Plan in partnership with UDOT. CWC staff continues to coordinate regularly with all jurisdictions, private entities, and the public regarding many issues affecting the Central Wasatch Mountains.

## **Commission For the Stewardship For Public Lands**

The CWC was asked to discuss the CWNCRRA legislation and other CWC initiatives at the State Legislature's December Commission for the Stewardship on Public Lands on

December 19th. Representing the CWC, Chair Chris McCandless and Deputy Director Jesse Dean presented information on the CWC and addressed questions and concerns about the Commission. The State Stewardship Commission informed the CWC of 2019 legislative intentions to run State legislation. Representative Stratton, the Chair of the State Stewardship Commission, moved to open a bill file that would take the proposed verbiage of the CWNCRRA drafted by the CWC and amend the legislation to require state legislative approval, watershed management, Brighton's progress towards becoming a city, fire utility, hunting, fishing, water, private property rights, creation of a management plan as part of the bill, and adaptive fire management. The Commission also acted to reopen H.B. 136 Federal Designations, which would require a governmental entity that is advocating for a federal designation within the state to bring the proposal to the Natural Resources, Agriculture, and Environment Interim Committee for feedback.

### **Administrative Work**

Staff moved out of the Cottonwood Heights offices in December. The CWC did not pay rent for the space in November or December due to construction and the anticipated move into the space by the neighboring coffee shop. Staff continue to work with the Gateway landlord to refine construction and buildout costs to reflect the CWC's interest in having an economical and fiscally responsible space.

### **Special Projects**

The CWC staff have been coordinating with the steering committee, the consultants, and other stakeholders to re-start the Environmental Dashboard project. (This CWC Project was started as an outgrowth of Mountain Accord in 2016 and CWC established itself as lead for the Environmental Dashboard by the CWC Board in early 2017.) An amendment to the existing contract with the Brendle Group has been drafted to reflect the work necessary for converting the finished data set to an online dashboard, and the CWC staff has assumed project management. CWC staff is continuing to coordinate among all the groups involved to ensure that the work is completed, and serves the Central Wasatch Mountain participants, contract terms work for all parties, and will continue to get worked out into early 2019. Once the project restarts, the work should take between six and nine months to reach completion.

CWC staff have been working with UDOT staff to flesh out details and staff responsibilities for the anticipated Transportation Corridor Plan for Little Cottonwood Canyon, Big Cottonwood Canyon, and ancillary projects. The Commission will assume a co-project management role with UDOT. The UDOT project manager will be focused with the technical aspects of the Corridor Plan and the Commission project manager will focus on longer-term decision making, and public outreach and coordination with the member jurisdictions leading towards decision making. In addition to the \$2 million in-kind donation to the CWC for the transportation corridor plan, UDOT will provide an annual \$50,000 contribution to help cover CWC staffing costs in anticipation of the workload.

The Little Cottonwood Canyon Environmental Impact Statement will continue to move towards decisions on improvements in Little Cottonwood Canyon - with the Transportation Corridor Plan moving along a coordinated track.

