DATE WEDNESDAY JULY 18,2	2018
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THE COPPERTON METRO TOWNSHIP COUNCIL, STATE OF UTAH, MET ON WEDNESDAY, JULY 18, 2018, PURSUANT TO ADJOURNMENT ON WEDNESDAY, JUNE 20, 2018, AT THE HOUR OF 6:35 P.M., AT THE BINGHAM CANYON LIONS CLUB, 8725 W HILLCREST ST., COPPERTON, UTAH.

COUNCIL MEMBERS

PRESENT: RON PATRICK KATHLEEN BAILEY APOLLO PAZELL KEVIN SEVERSON SEAN CLAYTON, Mayor

OTHERS IN ATTENDANCE: NATHAN BRACKEN, LEGAL COUNSEL, COPPERTON METRO TOWNSHIP ALISON WEYHER, SENIOR POLICY ADVISOR, SALT LAKE COUNTY PUBLIC WORKS & MUNICIPAL SERVICES DEPARTMENT DEBORA RIDDLE, PRINCIPAL PLANNER, SALT LAKE COUNTY PLANNING & DEVELOPMENT SERVICES DIVISION

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Mayor Clayton, Chair, presided.

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Council Member Bailey led the Pledge of Allegiance to the Flag of the United States of America.

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Community Input

Citizen Comments

Vern Winkler stated the Open and Public Meetings Act requires the Council to get a vote of the majority of citizens present before going into closed session.

Nathan Bracken explained that the law required a vote of two thirds of the Council Members to go into closed session. The vote did not involve the public.

Council Member Pazell stated he received a request from Salt Lake County Council Members Steve DeBry and Richard Snelgrove. They are putting together a method to handle the proposed 20 percent tax increase and asked for Council support. Salt Lake County Council Member Michael Jensen, who represents Copperton, made a motion to punitively

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attacking cities that voted against the tax. Either way, Copperton does not get any money. It does not have any regionally significant roads or facilities.

Unified Fire Authority (UFA)

Eddie Walden, Unified Fire Authority (UFA), introduced Dave Anderson, UFA, and Captain Koby Saurey, UFA, answered questions regarding fireworks and the condition of fire hydrants.

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Unified Police Department (UPD)

Detective Jason Myer stated there were 28 calls last month, most of which were fairly minor.

Mayor Clayton asked where revenue from traffic tickets go.

Detective Myer stated most of the money goes to the state.

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Council Business

Approval of Minutes

Council Member Severson, seconded by Council Member Bailey, moved to approve the minutes of the Copperton Metro Township Council meeting held on June 18, 2018. The motion passed unanimously.

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Fiscal Items – Approval of Expenditures

Mayor Clayton stated there are some discrepancies in the expense report, including a car rental. He will look into the expense and bring back the expenditures.

Event Permit Appeals

There were no appeals.

Trans Jordan Landfill

Mayor Clayton stated he has not heard any complaints about the landfill. The landfill has changed its fee structure as of July 2, 2018. It is changing the voucher to reflect the new fee schedule.

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Business License Fee

Council Member Pazell stated he would like to put forth a motion for a resolution to reduce the business license fee to zero. Copperton is losing money on business licenses. However, if businesses stay in Copperton, the community will make money on sales tax. He proposed eliminating the annual renewals and having only a one-time fee. Renewals could be every three years.

Mayor Clayton stated two years ago the state legislature passed SB 91, making it illegal for cities to collect fees on home-based businesses. He recommended changing the name from "business license" to "business listing." Businesses that require inspections will pay for the inspections themselves. Businesses should be identified as being in Copperton so that Copperton can collect the sales tax. He will review the information with Brittany Allen, Salt Lake County Planning & Development Services Division, and create a business website.

Council Member Pazell, seconded by Council Member Bailey, moved to approve the resolution including the following amendments: If an inspection is required, the business owner will pay for the inspection costs. Business owners will notify Copperton Metro Township that it is doing business in Copperton. The name will be changed from "business license" to "business listing." Roll was called, showing the vote to be: Council Member Bailey voting "Aye," Council Member Patrick voting "Aye," Council Member Severson voting "Aye," Mayor Clayton voting "Aye," and Council Member Pazell voting "Aye." The motion passed unanimously.

Council Member Pazell, seconded by Council Member Patrick, moved to make the changes effective as of January 1, 2019. Roll was called, showing the vote to be: Council Member Bailey voting "Aye," Council Member Patrick voting "Aye," Council Member Severson voting "Aye," Mayor Clayton voting "Aye," and Council Member Pazell voting "Aye." The motion passed unanimously.

Rules of Order

Nathan Bracken stated the Council must make changes to its Rules of Order to account for legislation that was passed, most notable being that the Chair of the Council is now known as the Mayor. He also reworked the nepotism rules.

The Council reviewed the following resolution:

ORDINANCE NO. <u>18-07-01</u>

Date: July 18, 2018

APPROVING AMENDMENTS TO THE COPPERTON METRO TOWNSHIP'S RULES OF ORDER AND PROCEDURE TO ACCOUNT FOR LEGISLATIVE CHANGES AND CHANGES IN PRACTICE

BE IT KNOWN AND REMEMBERED THAT, the Copperton Metro Township Council held a regular public meeting on July 18, 2018.

WHEREAS, the Copperton Metro Township ("Copperton") is a metro township and political subdivision of the State of Utah; and

WHEREAS, the Copperton Metro Township Council ("Council") approved Rules of Order, Procedure, and Governance ("Rules") on June 7, 2017, which it amended on December 20, 2017; and

WHEREAS, the Council has adopted and amended the Rules with the understanding that additional changes will be needed as the Council and the Township, as well as the rules and laws by which they are governed, become more settled; and

WHEREAS, the Council desires to amend the rules of order to:

- 1. Account for S.B. 175, which the Legislature passed to rename the chairs of all metro townships as "mayors" effective May 8, 2018; and
- 2. Designate the Council Chair/Mayor as the Council member responsible for preparing the agenda for Council meetings and issuing notices for Council meetings; and
- 3. Authorize the Council to make routine expenditures up to \$2,000.00 without prior Council approval, subject to subsequent Council review and approval; and
- 4. Consistent with prior Council action on December 20, 2017, increase the gross compensation limit for Council members to \$20,000.00 per year; and
- 5. To make the Council's independent audit a discretionary rather than mandatory requirement; and
- 6. To make changes to conform with the decision by Salt Lake County and other relevant authorities that metro townships have authority to own and operate their own bank accounts; and
- 7. To update the ethics and nepotism section of the Rules; and
- 8. To make changes to conform to the Council's current practices.

WHEREAS, the Council have incorporated the above changes into the attached version

of the Rules of Order and Procedure, which it desires to adopt.

NOW, THEREFORE, BE IT RESOLVED that the attached Rules of Order, Procedure, and Governance are adopted effectively immediately and will repeal and replace all prior versions of the Council's Rules of Order, Procedure, and Governance.

APPROVED AND ADOPTED in the Copperton Metro Township, Salt Lake County, Utah this 18th day of July 2018.

By: <u>/s/ SEAN CLAYTON</u> Mayor

ATTEST:

By: <u>/s/ SHERRIE SWENSEN</u> Sherrie Swensen Salt Lake County Clerk Copperton Metro Township Recorder

Mayor Clayton, seconded by Council Member Pazell, moved to approve the resolution. The motion passed unanimously.

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Housekeeping Items

> Pipeline Agreement

Nathan Bracken stated this issue should be finalized. He recommended that approval to move a pipeline should be done on a case-by-case basis. The County has a template for such cases. The most likely request to the Council will come from the Improvement District. He recommended the Council keep the template in their records.

Mayor Clayton stated the Council will wait until the situation arises.

> Municode

Alison Weyher stated the Greater Salt Lake Municipal Services District (GSLMSD) will be hiring someone to keep track of Municode.

Nathan Bracken stated it might make sense to have Nichole Watt, Township Clerk, be the Municode point person for Copperton.

Mayor Clayton stated he will be the designee for now.

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Future of Unified Police Department (UPD)

Council Member Pazell reported that Riverton City will likely vote to leave UPD. He reached out to Bart Barker, General Manager, Greater Salt Lake Municipal Services District (GSLMSD) to get information about leaving the Salt Lake Valley Law Enforcement Service Area (SLVLESA) but not UPD. It can be done, but all tax revenue is aggregated to the GSLMSD. The problem is that Kearns and Magna spend more than they bring in, so Copperton helps subsidize those townships. Therefore, the GSLMSD could not afford another contract. There is nothing in the law preventing Copperton from breaking away from SLVLESA and creating its own taxing entity. His preference is to stay with UPD.

Chief Jason Mazuran, UPD, stated he just learned of the Riverton development and is not sure how that will play out. UPD will continue to take care of business and work with Copperton. UPD is still working to create an auxiliary precinct in Copperton.

Council Member Pazell noted the UPD finance committee is looking at creating new formulas for pooled services.

Chief Mazuran stated the new administration at UPD is responsive and getting things done. This week UPD will be interviewing applicants for the Chief Financial Officer job.

Under Sherriff Jake Peterson stated he was the precinct chief in Riverton up until 19 days ago. He came to tonight's meeting to hear what people had to say.

Vern Winkler stated he has lived here over 40 years and never seen the police presence in Copperton that he has seen in the last few months.

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Traffic Issues

> Speeding, vehicles parked in red or no parking areas

Council Member Pazell stated a recent poll of Copperton citizens stated 55 percent are opposed to speed bumps; 45 percent are in favor of them.

Mayor Clayton stated he spoke to the Utah Department of Transportation (UDOT) and they are not in favor of putting in speed bumps. However, that does not stop Copperton from doing it themselves. Speed signs were approved in the capital budget and are about \$5,000 each. These are good because a lot of people are not aware of how fast they are going. He also suggested making some intersections 4-way stops.

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Historical Preservation Plan

- Update on public outreach plan
- > Council comments/feedback from the draft ordinance from the Planning Commission

Debora Riddle stated she needed feedback on how the Council would like to proceed.

Nathan Bracken stated he is looking at this from a legal perspective. Any policy should be clear and easy to defend. If the Council wanted to be able to initiate an application for a Historic Preservation Area or should that only be initiated by residents. If the Council can apply for historic designation, then the Council would also be the automatic appeal authority. That is not a good idea. The Council could appoint a hearing officer to handle the appeals.

Mayor Clayton stated he favored letting the community take the lead on this. He asked who typically qualified to be a hearing officer.

Mr. Bracken stated typically the hearing officer is an attorney hired by the Council.

Mayor Clayton stated he would like to see a high bar for approval, such as 75 percent of area residents in favor the historic designation.

Council Member Pazell stated this sounds good on paper, but he is concerned about imposing additional regulations and entrenching things. He is opposed to this.

Mr. Bracken stated he will make changes to the draft ordinance and to the outreach material. He will take out all mention of Council driven historic designations and make it entirely citizen driven.

Mayor Clayton stated he would also like a sunset provision of 10 years on the ordinance. A decision can be made after community feedback during Town Days.

Council Member Pazell stated the information will be available at Town Days and then the Council will hold a public hearing.

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Direction for Planning Commission

Mayor Clayton recommended that the planning commission go through documents, line by line, taking whatever time is needed.

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Committee/Board Updates

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Annexation Committee

Council Member Pazell stated he is still meeting with Rio Tinto about possible annexation, focusing on creating a buffer around the town.

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Copperton Metro Township Council Member Reports

> Mayor Clayton

Greater Salt Lake Municipal Services District did not meet. The Fee Committee will be meeting on August 6, 2018.

> Council Member Pazell

The Water Board is voting tomorrow on allowing them to rent out the space.

Council Member Bailey

Unified Fire Authority did not meet this month. Copperton will be getting a new fire chief.

Council Member Patrick

Nothing to report.

Council Member Severson

The Animal Services Advisory Council is still trying to get applications back and reviewing budget.

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Other Announcements

Citizen Comments

Vern Winkler spoke under "Citizen Comments" stating if speed bumps are installed, Copperton could be sued for damages. He asked why a certain speed limit is 30 mph instead of 25.

Mayor Clayton stated he checked with UDOT and the speed limit was changed years ago and UDOT has not given it any more thought. He recommended creating a petition and getting the speed limit changed. At the next Council meeting, he will propose an ordinance to go to UDOT to make it 25 miles per hour.

Mr. Winkler stated he stood corrected about his earlier comments regarding "public body."

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

> SHERRIE SWENSEN, METRO TOWNSHIP CLERK

By _____ Deputy Clerk

MAYOR, COPPERTON METRO TOWNSHIP COUNCIL