

Minute Book, County Council, Salt Lake County

SALT LAKE COUNTY

*2001 So. State Street
Salt Lake City, UT 84114
(385) 468-7500 TTY 711*



Meeting Minutes

Tuesday, October 22, 2019

4:00 PM

Council Chambers, N1-110

County Council

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1. CALL TO ORDER

- Present:** Council Member Shireen Ghorbani
Council Member Jim Bradley
Council Member Arlyn Bradshaw
Council Member Ann Granato
Council Member Max Burdick
Council Member Aimee Winder Newton
- Excused:** Council Chair Richard Snelgrove
Council Member Michael Jensen
Council Member Steve DeBry

Invocation - Reading - Thought

Pledge of Allegiance

Ms. Chalice Whitney, Treasurer's Office, led the Pledge of Allegiance to the flag of the United States of America.

2. CITIZEN PUBLIC INPUT

Comments are limited to 3 minutes unless otherwise approved by the Council. To comment by phone, please call (385-468-7480) by the beginning of the meeting. Those who are present may be asked to speak first.

3. REPORT OF ELECTED OFFICIALS:

- 3.1. Council Members
- 3.2. Other Elected Officials
- 3.3. Mayor

4. PROCLAMATIONS, DECLARATIONS, AND OTHER CEREMONIAL OR COMMEMORATIVE MATTERS

- 4.1 **Employee Recognition Program: The Committee's Choice** 19-1285
Nathan Gubler (Mayor's Finance)

Ms. Kimberly Barnett, Associate Deputy Mayor, introduced Nathan Gubler from the Mayor's Financial Administration. He is the recipient of the first ever Employee Recognition Program Committee's Choice Award, given to the employee with a high level of commitment to his or her work and to the County.

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5. PUBLIC HEARINGS AND NOTICES

- 5.1 Public Hearing to discuss a proposed lease of a portion of real property owned by Salt Lake County, identified as Parcel No. 34-08-200-013. 19-1272

Council May Entertain a Motion to Continue the Hearing Until October 29, 2019 at 4:00 p.m.

Attachments: Staff Report

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, to open the public hearing. The motion carried by a unanimous vote. Council Member Bradley was absent for the vote.

Mr. Steve Van Maren noted that details of this lease agreement have not been made public, making it difficult to comment on it.

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, to continue the public hearing until Tuesday, October 29, 2019, at 4:00 p.m. The motion carried by a unanimous vote. Council Member Bradley was absent for the vote.

- 5.2 Notice of Proposed 2020 Tax Increase in Conformance With Utah Code Ann. Section 59-2-919(3)(a). 19-1266

The County of Salt Lake is proposing to increase its property tax revenue. The County of Salt Lake tax on a \$368,000 residence would increase \$33.60 per year. The County of Salt Lake tax on a \$368,000 business would increase \$61.09 per year. Purpose of the proposed increase is to provide funding for services newly mandated by the State of Utah, to provide for the operations of new or expanded voter-approved facilities in Salt Lake County government and other essential government purposes. Approximate percentage increase in property tax budgeted revenue would be 8.72% above 2019 property tax budgeted revenue excluding new growth.

Attachments: Staff Report

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, that this agenda item be ratified. The motion carried by a unanimous vote.

- 5.3 Set Public Hearing for November 5, 2019 at 4:00 p.m. to Receive Public Comment Regarding the Issuance of Series 19-1278

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2019 General Obligation Bonds in the Amount of \$46,025,000

Attachments: Staff Report

Notice of Bonds for Publication - SL Co GO Bonds 2019

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, that this agenda item be approved. The motion carried by a unanimous vote.

- 5.4 **Set Public Hearing for November 5, 2019 at 4:00 p.m. to Receive Public Comment Regarding the Issuance of Series 2019 Sales Tax Revenue Bonds in the Amount of \$21,000,000** 19-1279

Attachments: Staff Report

Notice of Hearing Bonds for Publication - SL Co STR 2019

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, that this agenda item be approved. The motion carried by a unanimous vote.

6. RATIFICATION OF DISCUSSION ITEM ACTIONS IN COMMITTEE OF THE WHOLE

- 6.1 **A Resolution of the Salt Lake County Council Creating Voter Participation Areas as Required by Section 20A-7-401.3** 19-1275

Attachments: Staff Report

Resolution Voter Participation

RESOLUTION NO. 5649

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL CREATING VOTER PARTICIPATION AREAS AS REQUIRED BY §20A-7-401.3

BACKGROUND

1. Utah Code Annotated § 20A-7-401.3 requires Salt Lake County to create voter participation areas for purposes of the local initiative process and the local referendum process;
2. Utah law provides that a county that has established council districts, that are not all large districts, may use those council districts as voter

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participation areas under § 20A-7-401.3(2)(b);

3. The Salt Lake County Council has established six continuous council districts that are compact and of substantially equal population;
 4. For a county of the first class, an eligible voter seeking to have an initiative submitted to a local legislative body or to a vote of the people for approval or rejection will be required to obtain signatures equal to 7.75% of the number of active voters in the county and, beginning on January 1, 2020, 7.75% of the number of active voters in at least 75% of the county's voter participation areas;
 5. For a county of the first class, and for a proposed law other than a proposed land use law, local obligation law, or for certain proposed taxes or assessments in a sub-jurisdiction, an eligible voter seeking to have a local law passed by the local legislative body submitted to a vote of the people shall obtain legal signatures equal to 7.75% of the number of active voters in the county and, beginning on January 1, 2020, 7.75% of the number of active voters in at least 75% of the county's voter participation areas;
 6. For a county of the first class, and for a land use law or local obligation law, an eligible voter seeking to have a local law passed by the local legislative body submitted to a vote of the people shall obtain legal signatures equal to 16% of the number of active voters in the county and, beginning on January 1, 2020, 16% of the number of active voters in at least 75% of the county's voter participation areas;
 7. For a county of the first class, and for a sub-jurisdictional law passed by the local legislative body, a person seeking to have that law submitted to a vote of the people shall obtain legal signatures of the residents in the sub-jurisdiction equal to:
 - (a) 10% of the number of active voters in the sub-jurisdiction if the number of active voters exceeds 25,000;
 - (b) 12 ½% of the number of active voters in the sub-jurisdiction if the number of active voters does not exceed 25,000 but is more than 10,000;
 - (c) 15% of the number of active voters in the sub-jurisdiction if the number of active voters does not exceed 10,000 but is more than 2,500;
 - (d) 20% of the number of active voters in the sub-jurisdiction if the number of active voters does not exceed 2,500 but is more than 500;
-

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- (e) 25% of the number of active voters in the sub-jurisdiction if the number of active voters does not exceed 500 but is more than 250; and
- (f) 30% of the number of active voters in the sub-jurisdiction if the number of active voters does not exceed 250; and

8. The Salt Lake County Council has determined that the six council districts are well-suited to be voter participation areas for the purposes set forth in the Utah Election Code and have elected to establish voter participation areas as set forth herein.

NOW, THEREFORE, the Salt Lake County Council hereby resolves:

1. That Salt Lake County shall use the six Salt Lake County Council Districts as voter participation areas as permitted under Utah Code Annotated § 20A-401.3; and
2. The voter participation areas shall continue with the Council Districts if and when the Council Districts change pursuant to reapportionment under the Salt Lake County Operational Plan § 2.04.

APPROVED and ADOPTED this 22nd day of October, 2019.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ MAX BURDICK
VICE-CHAIR

By /s/ SHERRIE SWENSEN
COUNTY CLERK

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, that this agenda item be ratified. The motion carried by a unanimous vote.

6.2 Compensation Recommendation for 2020

19-1280

Attachments: Staff Report
2020 Comp and Bene's Recommendations Presentation
COW 102219

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, that this agenda item be ratified. The motion carried

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by a unanimous vote.

7. RATIFICATION OF CONSENT ITEM ACTIONS IN COMMITTEE OF THE WHOLE

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, that the Consent Agenda be ratified. The motion carried by a unanimous vote.

- 7.1 **Approval of Deputy Constables for Salt Lake County:** 19-1282
Jay Klausmeier
Grace Pachew
Justin Lister

Attachments: Staff Report
Deputy Constables Letter

The vote on this consent item was ratified.

- 7.2 **Multiple donations to Animal Services** 19-1274

Attachments: Staff Report
Backcountry In-Kind Donation of Leashes
Camp Bow Wow In-Kind Donation of Kongs
Caws In-Kind Donation of Dog Food
Crete In-Kind Donation of Toys

The vote on this consent item was ratified.

- 7.3 **Wheels of Justice Contribution from District Attorney's Office** 19-1248

Attachments: Staff Report
Wheels of Justice Contribution Request.pdf

The vote on this consent item was ratified.

- 7.4 **Contribute \$1000 from the Mayor's Contribution Fund to the Frank Cordova Foundation. This contribution will support the annual Thanksgiving turkey drive in which turkeys are given to students who are in need at schools in Salt Lake County.** 19-1252

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Attachments: Staff Report
Frank Cordova Foundation - application, 501c3, approval letter

The vote on this consent item was ratified.

- 7.5 Contribute \$1200.00 from the Mayors Contribution Fund, to support the Ron McBride Foundation's upcoming "Coach Mac's Legacy Gala" event on October 25, 2019. The Ron McBride Foundation supports schools, youth serving agencies, and programs that meet the needs of the most vulnerable children. This contribution would specifically support after school programs in the Salt Lake District.** 19-1258

Attachments: Staff Report
The Ron McBride Foundation - application, 501c3, approval letter

The vote on this consent item was ratified.

- 7.6 Declaration of Donation to the Salt Lake County Fine Art Collection from Sally Browning of one painting titled Guitar Player by Gene Browning.** 19-1277

Attachments: Declaration of Donation - Fine Arts Collection
Staff Report

The vote on this consent item was ratified.

- 7.7 A resolution of the Salt Lake County Council approving the recommendation of the Salt Lake County Council of Governments and authorizing the execution of an interlocal cooperation agreement providing for the transfer of \$666,184.00 of County Corridor Preservation funds to the city of West Jordan to be used by the city to acquire certain property for transportation purposes.** 19-1253

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Attachments: Staff Report
Corridor Preservation Peterson ILA(signed)
Resolution Corridor Preservation - West Jordan -
08Oct2019 JSR AATF
August 2018 Ltr from COG to County
Council WJC Peterson

RESOLUTION NO. 5650

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING THE RECOMMENDATION OF THE SALT LAKE COUNTY COUNCIL OF GOVERNMENTS AND AUTHORIZING THE EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT PROVIDING FOR THE TRANSFER OF \$666,184.00 OF COUNTY CORRIDOR PRESERVATION FUNDS TO THE CITY OF WEST JORDAN TO BE USED BY THE CITY TO ACQUIRE CERTAIN PROPERTY FOR TRANSPORTATION PURPOSES.

WITNESSETH

WHEREAS, Salt Lake County (the "County") and the City of West Jordan (the "City") are "public agencies" as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 *et seq.* (the "Cooperation Act"), and, as such, are authorized by the Cooperation Act to enter into an interlocal cooperation agreement to act jointly and cooperatively on the basis of mutual advantage;

WHEREAS, during the 2015 General Session, the State Legislature amended Section 72-2-117.5 of the Utah Transportation Code (Utah Code Ann. §§ 72-1-101 *et seq.*) to provide corridor preservation funds to local counties for disbursement to various cities and governmental entities, as recommended and endorsed by a council of governments (hereinafter "Corridor Preservation Funds"); and

WHEREAS, by letter dated August 28, 2018 and attached hereto as ATTACHMENT A (the "Recommendation Letter"), the Salt Lake County Council of Governments (COG), an association of local governments in Salt Lake County, requested that the County Council approve its recommended distribution to the City from the Salt Lake County Corridor Preservation Fund to enable the City to acquire property needed for a transportations

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project considered and approved by COG at approximately 8600 South and 5600 West consistent with the purpose and requirements of Section 72-2-117.5; and

WHEREAS, the County and the City now desire to enter into the interlocal cooperation agreement attached hereto as ATTACHMENT B (the "Interlocal Agreement") providing for the transfer of Six Hundred and Sixty-Six Thousand One Hundred and Eight-Four Dollars and Zero Centers (\$666,184.00) of Corridor Preservation Funds to the City to be used by the City as described in the Interlocal Agreement and in accordance with Section 72-1-117.5 of the Utah Transportation Code;

RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the County Council of the Salt Lake County:

1. That the recommendation of the Salt Lake County Council of Governments to transfer County Corridor Preservation Funds to the City of West Jordan for the project described in its Recommendation Letter is approved.
2. That the Interlocal Agreement between Salt Lake County and City of West Jordan is approved, in substantially the form attached hereto as ATTACHMENT B, and that the Salt Lake County Mayor is authorized to execute the same.
3. That the Interlocal Agreement will become effective as stated in the Interlocal Agreement.

APPROVED and ADOPTED this 22nd day of October, 2019.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ MAX BURDICK
VICE-CHAIR

By /s/ SHERRIE SWENSEN
COUNTY CLERK

The vote on this consent item was ratified.

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- 7.8 A resolution of the Salt Lake County Council approving execution of amendment one to the amended and restated interlocal cooperation agreement with the city of Cottonwood Heights providing for the transfer of County transportation funds for certain transportation projects within Salt Lake County. 19-1257

Attachments: Staff Report
Cottonwood
Heights Amendment#1 Reallocation #1696 AATF
Cottonwood
Heights-RESOLUTION_SLCOUNTY Reallocation AMEN
D1ContractNo.1696 AATF
SB-277 Funding Revision 2-Oct 2019

RESOLUTION NO. 5651

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING EXECUTION OF AMENDMENT ONE TO THE AMENDED AND RESTATED INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF COTTONWOOD HEIGHTS PROVIDING FOR THE TRANSFER OF COUNTY TRANSPORTATION FUNDS FOR CERTAIN TRANSPORTATION PROJECTS WITHIN SALT LAKE COUNTY.

WITNESSETH

WHEREAS, Salt Lake County (“the County”) and The City of Cottonwood Heights (the “City”) are “public agencies” as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 *et seq.*, and as such, are authorized by the Cooperation Act to each enter into an interlocal cooperation agreement to act jointly and cooperatively on the basis of mutual advantage;

WHEREAS, during the 2017 General Session, the State Legislature enacted Utah Code Ann. § 63B-27-103, as part of Senate Bill 277, and pursuant to such code section the State of Utah issued General Obligation Bonds and provided \$47,000,000 of bond proceeds to the County for applicable transportation projects prioritized by the County in accordance with

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Subsection 63B-27-102(2) (hereinafter "County Transportation Funds"); and

WHEREAS, the County desires to use the County Transportation Funds to further regional transportation by financing all or a portion of the costs of transportation projects throughout the County in accordance with Utah Code Ann. § 63B-27-102 and all other applicable federal, state and local laws, rules and regulations; and

WHEREAS, the County and the City entered into an amended and restated interlocal cooperation agreement with the City to provide for reimbursement of expenses commencing and including June 20, 2017; and

WHEREAS, the County and the City now desire to enter into amendment one of that amended and restated interlocal agreement to reallocate the funding for qualifying transportation projects within the City, which is attached hereto as Attachment 1.

RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the County Council of Salt Lake County:

1. Amendment one to the Amended and Restated Interlocal Cooperation Agreement between Salt Lake County and the City is approved, in substantially the form attached hereto as ATTACHMENT A, and that the Salt Lake County Mayor is authorized to execute the same.

APPROVED and ADOPTED this 22nd day of October, 2019.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ MAX BURDICK
VICE-CHAIR

By /s/ SHERRIE SWENSEN
COUNTY CLERK

The vote on this consent item was ratified.

7.9 A resolution of Salt Lake County Council approving 19-1251
execution of a cooperative agreement with Millcreek for

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public works services - Public Works Services Agreement with
Millcreek City

Attachments: [Staff Report](#)
[Millcreek Resolution 101419 aatf.pdf](#)
[MillcreekAgreement.pdf](#)

RESOLUTION NO. 5652

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL
APPROVING EXECUTION OF A COOPERATIVE AGREEMENT
WITH MILLCREEK FOR PUBLIC WORKS SERVICES.

WITNESSETH

WHEREAS, the Parties are local governmental units an “public agencies”
that are therefore authorized by the Utah Interlocal Cooperation Act, Section
11-13-101, *et seq.*, Utah Code Annotated (the “Interlocal Act”), to enter into
agreements with each other for joint and cooperative action to make the most
efficient use of their powers on a basis of mutual advantage; and

WHEREAS, the CITY desires to obtain public services as described in the
attached Agreement; and

WHEREAS, the COUNTY, through its Public Works Operations Division,
is willing to provide the CITY with said services; and

THEREFORE, the Parties desire to enter into the attached Agreement
whereby their respective responsibilities concerning these services are
specified.

RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED by the County Council
of Salt Lake County that the attached Cooperation Agreement is approved;
and the Mayor is authorized to execute said agreement, a copy of which is
attached as Exhibit 1 and by this reference made a part of this Resolution.

APPROVED and ADOPTED this 22nd day of October, 2019.

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SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ MAX BURDICK
VICE-CHAIR

By /s/ SHERRIE SWENSEN
COUNTY CLERK

The vote on this consent item was ratified.

8. TAX LETTERS

8.1 Tax Administration's Tax Letters

19-1202

Attachments: 7.7 Discontinue Deferral, Dunton, Carol M., 28-18-204-004 Redacted
7.7 Discontinue Deferral, Skougard, Timothy Alan, 15-30-176-012 Redacted
7.7 Discontinue Deferral, Steele, Michael T., 16-21-453-003 Redacted
7.7 New Deferral, Suladdin, Mercurion, 28-08-228-021 Redacted
7.1 2019 Timely Tax Relief
7.1a Other Years Timely Tax Relief
7.2 2019 Late Tax Relief
7.2a Other Years Late Tax Relief
7.3 2019 Veteran Exemptions
7.3a Other Years Veteran Exemptions
7.4 2019 Active Duty Exemptions
7.6 CIO Thompson, Marilyn K 15-27-203-013
7.6 CIO Young, Rawlins B 16-21-229-005

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, that this agenda item be approved. The motion carried by a unanimous vote.

8.2 Auditor Tax Letters

19-1256

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Attachments: 2018 Property Valuation - Bowen, David - Change from \$379,900 to \$375,000 Redacted
2018 Property Valuation - Washington, Vincent - Change from \$1,188,300 to \$1,100,000 Redacted
2018 Property Valuation - Twin Pines Apartments - Change from \$3,261,700 to \$2,900,000 Redacted
2018 Property Valuation - Nico Investment, LC - Change from \$2,353,000 to \$2,059,000 Redacted

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, that this agenda item be approved. The motion carried by a unanimous vote.

8.3 Assessor Tax Letters 19-1265

Attachments: 2019 Personal Property Tax Refund Various \$2,012.07
2019 Personal Property Tax Refund DMV Vet \$50.00
2019 Personal Property Tax Refund DMV \$266.00

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, that this agenda item be approved. The motion carried by a unanimous vote.

8.4 Tax Administration's Tax Letters 19-1271

Attachments: 3.4 Holy Trinity Lutheran Church

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, that this agenda item be approved. The motion carried by a unanimous vote.

9. LETTERS FROM OTHER OFFICES

10. PRIVATE BUSINESS DISCLOSURES

11. APPROVAL OF MINUTES

11.1 Approval of Council Minutes for October 8, 2019 19-1276

Attachments: Staff Report
100819 Council Minutes

A motion was made by Council Member Bradshaw, seconded by Council Member Winder Newton, that this agenda item be approved. The motion carried by a unanimous vote.

ADJOURN

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THERE BEING NO FURTHER BUSINESS to come before the Council at this time, the meeting was adjourned at 4:07 PM until Tuesday, October 29, 2019, at 4:00 PM.

SHERRIE SWENSEN, COUNTY CLERK

By *Gaydrene Budmundson*
DEPUTY CLERK

By *[Signature]*
VICE-CHAIR, SALT LAKE COUNTY COUNCIL