

DATE THURSDAY OCTOBER 24, 2019

THE EMIGRATION CANYON METRO TOWNSHIP COUNCIL, STATE OF UTAH, MET ON THURSDAY, OCTOBER 24, 2019, PURSUANT TO ADJOURNMENT ON THURSDAY, SEPTEMBER 19, 2019, AT THE HOUR OF 7:00 P.M., AT THE EMIGRATION CANYON FIRE STATION 119, 5025 E EMIGRATION CANYON ROAD, SALT LAKE CITY, UTAH.

COUNCIL MEMBERS

PRESENT: DAVID BREMS  
GARY BOWEN  
JENNIFER HAWKES  
STEVE HOOK  
JOE SMOLKA, Mayor

OTHERS IN ATTENDANCE: DAVID CHURCH, LEGAL COUNSEL  
DANIEL QUINTANILLA, LONG RANGE PLANNER, GREATER SALT LAKE MUNICIPAL SERVICES DISTRICT  
SHERRIE SWENSEN,  
By: NICHOLE WATT, DEPUTY CLERK



Mayor Smolka, Chair, presided.



The Pledge of Allegiance to the Flag of the United States of America was recited.



STAFF MEETING

The Council reviewed the following items, which it will consider at its public meeting to be held tonight or at a future public meeting:

- Salt Lake Valley Law Enforcement Service Area (SLVLESA) tax increase.
- General plan update
- Wasatch Choice 2050
- Use of the fire station for community meetings
- Meeting room screen
- Restroom update
- Greater Salt Lake Municipal Services District (GSLMSD) budget



PUBLIC MEETING

Community Input

*Citizen Comments*

**Taylor Flowers**, Emigration Brewing, introduced himself to the Council.

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*Emigration Canyon Community Council*

**Steve Borst** stated the trails plan is still being worked on and will be presented to the Emigration Canyon Metro Township Planning Commission so they can include it in the general plan.

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*Unified Police Department (UPD)*

**Officer Jake Elsasser** stated there were 71 calls for service in September with 30 reports taken and reviewed the type of calls received. UPD purchased a message and speed board for Emigration Canyon.

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*Unified Fire Authority (UFA)*

**Captain Michael Conn** stated UFA has new software to track calls for service. The report can identify the types of calls and how many. The safety message this month, encourages residents to practice getting out of the house when there is a fire and work with children to find two ways out of every room. The intake valves on appliances need to be cleaned, have a secondary source of power for when the power goes out, generators need to be operated outside, check the batteries in smoke detectors and carbon monoxide detectors. UFA is in the middle of the hiring process. Chief Burchett was killed, while on duty last year, was honored.



Council Business

*Salt Lake Valley Law Enforcement Service Area (SLVLESA) Tax Increase Resolution*

The Council reviewed the following Resolution approving a decision, if made by the SLVLESA Board of Trustees, to increase

RESOLUTION NO. 19-10-01

Date: October 24, 2019



DATE THURSDAY OCTOBER 24, 2019

WHEREAS, before the SLVLESA Board of Trustees considers levying a property tax rate that exceeds the certified tax rate, the SLVLESA Board of Trustees shall hold a public hearing on December 19, 2019 to provide to all interested persons the opportunity to be heard regarding the proposed property tax increase; and

WHEREAS, SLVLESA shall provide notices of the public hearing as required by section 59-2-919 of the Utah Code; and

WHEREAS, after considering all public input from the public hearing and all other information available to them, the SLVLESA Board of Trustees will vote on whether or not to increase its budgeted property tax revenues for calendar year 2020 by 3% that would result in the levy of a property tax rate that exceeds the certified tax rate.

NOW THEREFORE, be it resolved by the Emigration Canyon Metro Township Council as follows:

1. The Emigration Canyon Metro Township Council hereby reaffirms its authorization of the SLVLESA Board of Trustees to impose property taxes on the areas within the boundaries of SLVLESA.
2. Pursuant to section 17B-2a-903 of the Utah Code, the Emigration Canyon Metro Township Council hereby approves a decision, if made by the SLVLESA Board of Trustees following the processes required by Utah law, to increase SLVLESA budgeted property tax revenues for calendar year 2020 in excess of prior year property tax revenues by 3% and to levy a property tax rate in excess of the certified tax rate to generate the increase in its budgeted property tax revenues as defined in section 59-2-924 of the Utah Code.

DATED this 24<sup>th</sup> day of October, 2019.

/s/ JOE SMOLKA  
Mayor

ATTEST:

/s/ SHERRIE SWENSEN  
Clerk

Council Member Brems, seconded by Council Member Bowen, moved to adopt Resolution No. 19-10-01. The motion passed unanimously.

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*Land Use Moratorium Ordinance*

The Council reviewed the following Ordinance establishing a temporary land use regulation prohibiting new land use development applications:

DATE THURSDAY OCTOBER 24, 2019

ORDINANCE NO. 19-10-01

Date: October 24, 2019

AN ORDINANCE ESTABLISHING A TEMPORARY LAND USE REGULATION PROHIBITING ANY NEW LAND USE DEVELOPMENT APPLICATIONS EXCEPT APPLICATIONS FOR SINGLE FAMILY BUILDING PERMITS ON EXISTING BUILDING LOTS

WHEREAS, the Emigration Canyon Metro Township Council has reviewed its existing general plan and zoning, subdivision, and land use ordinances and regulations and has realized that they are either out of date and in need of amendment; and

WHEREAS, the Council has decided to adopt a new general plan and the maps, plans and ordinances that regulate the development and subdividing of land in Emigration Canyon Metro Township; and

WHEREAS, the Council does hereby determine that it would be against the public interest to allow persons to apply for permits to develop or subdivide ground, with the exception of permits for single family homes on existing lots, while the Council is considering new regulations, because to do so would allow people to purposely avoid any new regulations by trying to apply before the Township finishes updating its maps, plans and ordinances.

WHEREAS, the Town has authority under Utah Code 10-9a-504 to establish a temporary land use regulation if the Town Council finds that an area of Town may be unregulated or unzoned; and

WHEREAS, The Township Council finds that it is in the public's interest to not accept any applications or approve any new land use development until the Township's general plan ordinances and codes have been updated and appropriately passed but that it would be unfair to prohibit the building of single family homes on existing lots during the time that the codes and regulations are being reviewed and updated.

NOW, THEREFORE, be it ordained by the Township Council of the Emigration Canyon Metro Township, Utah, that:

1. Pursuant to Utah Code 10-9a-504 the erection, construction, reconstruction, or alteration of any building or structure or any subdivision approval, except for single family homes to be built on existing lots, is hereby prohibited within all areas of Emigration Canyon Metro Township. This regulation shall take effect immediately upon the signing of this ordinance and shall expire of its own accord six months from the date of signing (the 24th day of October 2019).
2. This ordinance shall take effect immediately upon signing by the mayor.
3. Immediately following this ordinance, the recorder shall make or cause to be made a certificate stating the date of passage and of the date of publication or posting, as required.

APPROVED AND ADOPTED in Emigration Canyon Metro Township, Salt Lake County, Utah, this 24<sup>th</sup> day of October, 2019.

DATE THURSDAY OCTOBER 24, 2019

/s/ JOE SMOLKA  
Mayor

ATTEST:

/s/ SHERRIE SWENSEN  
Clerk

Council Member Brems, seconded by Council Member Hook, moved to adopt Ordinance No. 19-10-01. The motion passed unanimously.

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*Website Policy Resolution*

The Council reviewed the following Resolution adopting rules and policies to govern the content and use of the Emigration Canyon Metro Township website:

RESOLUTION NO. 19-10-02

Date: October 24, 2019

A RESOLUTION OF THE COUNCIL OF EMIGRATION CANYON METRO TOWNSHIP ADOPTING RULES AND POLICIES FOR THE TO GOVERN THE CONTENT AND USE OF THE TOWNSHIP WEBSITE

RECITALS

- A. The Township has created a website for the purpose of informing the public as to the business of the Township and other matters of community concern.
- B. The Metro Township Council desires to establish polices to guide those tasked with administering the website and the public as to the use of the website.

RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Council of the Emigration Canyon Metro Township:

- 1. The attached Exhibit A is hereby adopted as the Emigration Canyon Metro Township Website Policy until such time as it may be amended or repealed.

APPROVED AND ADOPTED in Emigration Canyon Metro Township, Salt Lake County, Utah, this 24<sup>th</sup> day of October 2019.

/s/ JOE SMOLKA  
Mayor

ATTEST:

/s/ SHERRIE SWENSEN

DATE THURSDAY OCTOBER 24, 2019

Clerk

Deputy Mayor Hawkes, seconded by Council Member Brems, moved to adopt Resolution No. 19-10-02 with amendments. The motion passed unanimously.

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*Emigration Canyon Event Ordinance*

This item was pulled.

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*Legal Issues*

**David Church** stated mediation for the bike accident is being schedule. He would like the Council's opinion on how it would like to retain an emergency services/planning personnel. The individual can be retained with the Greater Salt Lake Municipal Services District (GSLMSD) or with the metro townships individually. He recommends having the services be contracted through the GSLMSD.

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*Wasatch Front Waste and Recycling District (WFWRD)*

Council Member Hook, seconded by Deputy Mayor Hawkes, to support WFWRD in moving forward to become a local district. The motion passed unanimously.

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*Budget Item - Expenditures*

**Mayor Smolka** reviewed the expenditure report which was mostly payroll related.

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*Budget Item – 2020 Emigration Canyon Metro Township Tentative Budget & Setting of the Public Hearing*

The Council reviewed the 2020 tentative budget.

Council Member Hook, seconded by Council Member Brems, moved to accept the proposed 2020 tentative budget and set the public hearing for November 20, 2019 at 7:00 pm located at the Emigration Canyon Fire Station, with amendments. The motion passed unanimously.



DATE THURSDAY OCTOBER 24, 2019

**Council Member Bowen** stated he received a report on the Emigration Canyon fire that stated the fire was caused by an electrical poll infested with termites.

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*Salt Lake County Animal Services Advisory Board*

Nothing to report.

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*Wasatch Front Waste and Recycling District (WFWRD)*

**Council Member Hook** stated there will be no fee increase this year and salary increases are being considered.

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*Storm Drain*

Nothing to report.

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*Website*

**Deputy Mayor Hawkes** stated she will add links to candidate information.

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*CodeRED*

Nothing to report.

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*Greater Salt Lake Municipal Services District (GSLMSD)*

**Mayor Smolka** stated discussions on the budget are ongoing. The Margarethe Lane is moving ahead slowly, a plan to address sluffage is being discussed and the culvert needs to be lined. A minimal amount of grade work will be done before the weather turns bad. An Assistant General Manager has been successful, eventually he will become the general manager.

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DATE THURSDAY OCTOBER 24, 2019

*Council of Governments (COG)*

Nothing to report.

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*Landfill Council*

**Mayor Smolka** stated the Landfill Council voted to raise tipping fees and it will probably affect Wasatch Front Waste and Recycling District's (WFWRD) budget. Interviews are being conducted for an Executive Director.

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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

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MAYOR, EMIGRATION CANYON METRO TOWNSHIP COUNCIL

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