

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, May 4, 2021

4:00 PM

Council Chambers, N1-110

County Council

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

1. CALL TO ORDER

Present: Council Member Laurie Stringham
Council Member Richard Snelgrove
Council Member Jim Bradley
Council Member Arlyn Bradshaw
Council Member Aimee Winder Newton
Council Member Steve DeBry
Council Member Dea Theodore

Call In: Council Member Dave Alvord
Council Member Ann Granato

- 1.1 **Statement of Council Chair Steve DeBry Concerning the Temporary Conduct of Electronic Meetings of the Council Consistent with the Utah Open and Public Meetings Act** 21-0559

Attachments: Staff Report
OPMA Findings - April 2021

Invocation - Reading - Thought

Council Member Newton introduced Joshua Johnson who wrote a poem and entered it into the Reflection's contest where it won regional, state, and national in literature.

Joshua Johnson, student, Bennion Junior High School, read his award-winning poem.

Pledge of Allegiance

Mr. Sam Klemm, Senior Policy Advisor, led the Pledge of Allegiance to the Flag of the United States of America.

2. CITIZEN PUBLIC INPUT

Ms. Shykell Ledford, Administrative Coordinator, Council Office, stated a comment was received from Susan Sandack via email. The comment was distributed to the Council and to the Clerk to be filed.

Mr. Lawrence Horman stated he suspected the reason the vaccination efforts have

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

slowed is because people do not know what is fact and what is spin regarding the vaccines and want proof before getting vaccinated. He also asked if there was anywhere for a person to get tested for antibodies if they had a negative Covid test.

3. REPORT OF ELECTED OFFICIALS:

3.1. Council Members

Council Member Stringham stated she wanted to publicly address an email asking why she was not currently wearing a mask. Due to respiratory issues, her doctor has recommended she limit wearing a mask to keep her oxygen levels up. It is not a political decision. She has been fully vaccinated, and always asks those next to her if they care whether she takes her mask off. If they have a problem, she will leave it on. However, if they are okay with it, she will remove it so she can breathe during the meetings.

Council Member Theodore explained to her constituents that she voted to extend the Public Health Emergency for vaccine related expenditures, with the understanding the Federal Emergency Management Agency (FEMA) will reimburse the County for those expenditures. That is not an overstatement of an emergency when the County is not really in an emergency. Over 2.1 million vaccines have been administered in Utah and over 860,000 in Salt Lake County; there is ample supply of the vaccine and it is currently available to get without an appointment; and the number of COVID-19 cases in Utah has plateaued. She has instructed her staff to prepare policy changes to lift the mask mandate at all Salt Lake County facilities and programs, and she encouraged the Council and Mayor's Office to support the same to help residents get back to normal.

Council Member Newton recognized the passing of Gary C. Swensen. In 2015, the Council renamed the Valley Regional Park to the Gary C Swensen Valley Regional Park. She recognized his contributions that led to that, and expressed condolences to Mr. Swensen's family.

Council Member DeBry stated he just received notice that the Utah Department of Health formally notified the State Legislature that the three COVID-19 thresholds established in H.B. 294 have been met.

3.2. Other Elected Officials

3.3. Mayor

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

4. PROCLAMATIONS, DECLARATIONS, AND OTHER CEREMONIAL OR COMMEMORATIVE MATTERS
5. PUBLIC HEARINGS AND NOTICES
6. DISCUSSION ITEMS

- 6.1 Formal Adoption of an Ordinance of the Legislative Body of Salt Lake County, Utah, Amending Section 2.06A.020 of the Salt Lake County Code of Ordinances, 2001, Entitled “Deputy Mayors, Associate Deputy Mayors and Department Directors” to Allow Delegations of Authority by the Salt Lake County Mayor to Deputy Mayors, Associate Deputy Mayors, and Department Directors in a Manner Consistent with Salt Lake County Ordinance 21-0557

Attachments: Staff Report
Deputy Mayor Ordinance Draft (AATF)

ORDINANCE NO. 1878

CLARIFYING DELEGATIONS OF AUTHORITY BY THE SALT LAKE COUNTY MAYOR TO DEPUTY MAYORS, ASSOCIATE DEPUTY MAYORS, AND DEPARTMENT DIRECTORS IN A MANNER CONSISTENT WITH SALT LAKE COUNTY ORDINANCE

AN ORDINANCE OF THE LEGISLATIVE BODY OF SALT LAKE COUNTY, UTAH, AMENDING SECTION 2.06A.020 OF THE SALT LAKE COUNTY CODE OF ORDINANCES, 2001, ENTITLED “DEPUTY MAYORS, ASSOCIATE DEPUTY MAYORS AND DEPARTMENT DIRECTORS” TO ALLOW DELEGATIONS OF AUTHORITY BY THE SALT LAKE COUNTY MAYOR TO DEPUTY MAYORS, ASSOCIATE DEPUTY MAYORS, AND DEPARTMENT DIRECTORS IN A MANNER CONSISTENT WITH SALT LAKE COUNTY ORDINANCE

The County Legislative Body of Salt Lake County ordains as follows:

SECTION I. The amendments made herein are designated by underlining the new substituted words. Words being deleted are designated by brackets and strike-through.

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

SECTION II. Section 2.06A020, of the Salt Lake County Code of Ordinance, 2001 is hereby amended to read as follows:

2.06A.020 – Deputy Mayors, associate deputy mayors, and department directors.

A. The mayor shall appoint three deputy mayors to perform the duties set out in these ordinances, to perform those duties of the mayor delegated to each deputy, and to perform the duties of the mayor in the mayor's absence or disability, as established by the mayor in accordance with subsection C, hereof.

B.

1. The mayor's deputies shall be responsible to perform the duties of those offices as established by the mayor and by these ordinances.

2. The mayor may delegate the oversight, supervision and management of any executive branch activities, functions, agencies, divisions, departments or offices to a deputy mayor, associate deputy mayor, department director or other executive branch staff. ~~[Any such delegation shall supersede the assignments set out in Chapter 2.06B of these ordinances.]~~

3. The mayor may designate associate deputy mayors to assist in the administration of executive branch activities, functions, agencies, or offices. A designated associate deputy mayor shall be considered a deputy for all purposes established by Utah statute, the optional plan of county government, and these ordinances.

C. The mayor shall establish, in writing, the precedential order of the deputies for purposes of performing the duties of the mayor in the mayor's absence or disability. The mayor further shall establish, in writing, any specific duties or limitations on duties for each deputy or associate deputy, within the mayor's discretion.

SECTION III. This ordinance shall become effective fifteen (15) days after its passage and upon at least one publication in a newspaper published and having general circulation in Salt Lake County.

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

APPROVED and ADOPTED this 4th day of May, 2021.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ STEVE DEBRY

Chair

By /s/ SHERRIE SWENSEN

County Clerk

A motion was made by Council Member Winder Newton, seconded by Council Member Theodore, that this agenda item be approved. The motion carried by the following vote.

Aye: Council Member Stringham, Council Member Snelgrove, Council Member Alvord, Council Member Winder Newton, Council Member Granato, Council Member DeBry, and Council Member Theodore

Nay: Council Member Bradley, and Council Member Bradshaw

7. RATIFICATION OF DISCUSSION ITEM ACTIONS IN COUNCIL WORK SESSION

- 7.1 **Budget Adjustment: Public Works' Request to Transfer \$2,188,591 from Public Works Operations to Public Works Engineering Capital Projects** 21-0548

Attachments: Staff Report
21132 - 21133 440000IA01 - Transfer Contracted Overlay Projects to Engineering Projects

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.

- 7.2 **Budget Adjustment: Public Works' Request to Reduce \$73,345 in Revenue and Expense Related to Greater Salt Municipal Services District Capital Projects** 21-0549

Attachments: Staff Report
21135 - Unicorp 8425 S Sidewalk EFCMC210003

A motion was made by Council Member Bradshaw, seconded by Council

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

Member Winder Newton, that this agenda item be ratified. The motion carried by a unanimous vote.

- 7.3 Budget Adjustment: Public Works' Request Recognize \$180,391 in Revenue and Expense from the State and Greater Salt Lake Municipal Services District for a Capital Project** 21-0550

Attachments: Staff Report

21136 - 4510000IA06 9400 S 3000 E to 3100 E
EFCCB160002

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.

- 7.4 Budget Adjustment: Public Works' Request to Reduce \$14,000 in Revenue and Expense Related to Greater Salt Lake Municipal Services District Capital Projects** 21-0551

Attachments: Staff Report

21137 - 4510000IA07 GSLMSD Misc Projects
EFCMCXX1002

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.

- 7.5 Budget Adjustment: Public Works' Request to Recognize \$31,165 in Revenue and Expense Related to Greater Salt Lake Municipal Services District Capital Project** 21-0552

Attachments: Staff Report

21138 - 4510000IA08 White City Sandy Canal Trail
EFCMC190022

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.

- 7.6 Budget Adjustment: Parks and Recreation's Request to Transfer \$419,465 between Capital Projects - \$419,465 from Mt Olympus Trailhead, \$200,000 to Parleys Trail, \$181,465 to Rose & Yellowfork Canyon Trails, \$38,000 to Lodestone Playground Turf** 21-0544

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

Attachments: Staff Report

21108 - Closeout Mt Olympus Trail Project

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.

- 7.7 **Budget Adjustment: Parks and Recreation's Request to Rebudget \$1,352,406 for the Wheeler Farm Outdoor Education Center** 21-0546

Attachments: Staff Report

21109 - Wheeler Farm Outdoor Ed Center Construction

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.

- 7.8 **Budget Adjustment: Parks and Recreation's Request to Rebudget \$44,205 for the Wheeler Farm Outdoor Education Center's Sidewalk Project** 21-0545

Attachments: Staff Report

21111 - Wheeler Farm ADA Sidewalk Replacement

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.

- 7.9 **Budget Adjustment: Mountain America Expo Center's Request for Technical Budget Adjustment to Correct Budgeted Revenue add \$1,350,000** 21-0553

Attachments: Staff Report

21129 - Mountain America Expo Center Revenue Correction

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.

- 7.10 **Budget Adjustment: Library's Request to True-up the Granite Library Capital Project Budget \$6,293,488 in Expense** 21-0554

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

Attachments: Staff Report
21121 - True Up Granite Rebudget

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.

- 7.11 **Budget Adjustment: Library's Request for \$1,727,975 in Additional Funds for the Daybreak Library** 21-0555

Attachments: Staff Report
21144 Daybreak Building Project Additional Funds

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.

- 7.12 **Budget Adjustment: Library's Request for \$1,451,031 in Additional Funds for the Granite Library** 21-0556

Attachments: Staff Report
21143 - Granite Building Project Additional Funds

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.

- 7.13 **Salt Lake County Resolution:** 21-0558

Extension of the Public Health Emergency Declared by the Salt Lake County Mayor and the Executive Director of the Salt Lake County Health Department COVID-19 Pandemic

Attachments: Staff Report
Resolution for Eighth Extension of Public Health Emergency (4-28-21)(AATF)

SALT LAKE COUNTY RESOLUTION

EXTENSION OF THE PUBLIC HEALTH EMERGENCY DECLARED BY THE SALT LAKE COUNTY MAYOR AND THE EXECUTIVE DIRECTOR OF THE SALT LAKE COUNTY HEALTH DEPARTMENT

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

COVID-19 PANDEMIC

RESOLUTION NO. 5857

A RESOLUTION OF THE COUNTY COUNCIL OF SALT LAKE COUNTY, BE IT KNOWN AND REMEMBERED:

THAT, the County Council of Salt Lake County, State of Utah, met in regular session of the Council on the 4th day of May, 2021.

WITNESS:

WHEREAS, a pandemic of the COVID-19 Virus (COVID-19) swept the world in the 2020, continued into 2021 and necessitated declarations of emergency by the President of the United States and the Governor of the State of Utah; and

WHEREAS, pursuant to Utah Code Annotated, Sections 53-2a-205 and -208, the Mayor of Salt Lake County has the power to declare a state of emergency for Salt Lake County; and

WHEREAS, Section 2.86.030, Salt Lake County Code of Ordinances, 2001, authorizes the Mayor to declare that a state of emergency exists in Salt Lake County and to invoke certain powers in aid of responding to and mitigating such emergency; and

WHEREAS, Section 2.86.050.E, Salt Lake County Code of Ordinances, 2001, authorizes the Mayor in the event of a public health emergency and at the request of the Executive Director of the Salt Lake County Health Department (the Director) to declare an emergency to prevent or contain the outbreak and spread of a communicable or infectious disease; and

WHEREAS, the Mayor issued a Proclamation Declaring a State of Emergency and Invoking Emergency Powers in Salt Lake County based upon the imminent danger created by the threat of COVID-19 on March 6, 2020; and

WHEREAS, COVID-19 has caused the Salt Lake County Health Department to quarantine individuals and to take other steps within its authority to mitigate the potential spread of the disease; and

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

WHEREAS, Salt Lake County continues to suffer from widespread community transmission of COVID-19 within Salt Lake County; and

WHEREAS, Salt Lake County has been instrumental in the distribution and administration of vaccines designed to prevent COVID-19; and

WHEREAS, Salt Lake County continues to utilize personnel and resources necessary to mitigate the spread of COVID -19 and to distribute and administer vaccines, and will continue to seek reimbursement from the United States government for these and other emergency expenses; and

WHEREAS, Salt Lake County's outbreak of COVID-19 is still impacting every citizen of Salt Lake County's municipalities, metro townships, and unincorporated areas of Salt Lake County, even as the rate of new cases decline, and vaccination rates increase; and

WHEREAS, the Director requested the Mayor declare a public health emergency; and

WHEREAS, these conditions have created a "Public Health State of Emergency" according to the laws of the State of Utah and ordinances of Salt Lake County; and

WHEREAS, State law and County Ordinance permit the Mayor's declaration of a public health emergency to be effective for a period not to exceed 30 days, unless the emergency declaration is continued or renewed with the consent of the County Council; and

WHEREAS, Utah Code Annotated, Sections 26A-1-130(5) and 53-2a-218(5) provide that notwithstanding the termination of state and local emergency powers pertaining to COVID-19 upon certain established threshold conditions established by state law, a declared public health emergency issued in response to COVID-19 or the COVID-19 emergency may remain in effect; and,

WHEREAS, the County Council has previously continued the Mayor's declaration of an emergency in recognition of the ongoing pandemic; and

WHEREAS, the County Council agrees that the declaration of a public health

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

emergency should be continued for the limited purposes of: 1) seeking federal reimbursement of costs incurred by the County in responding to the ongoing pandemic; and 2) organizing and conducting a mass vaccination effort which will help end the ongoing pandemic.

RESOLUTION:

NOW, THEREFORE, THE FOLLOWING IS RESOLVED:

1. The County Council of Salt Lake County hereby finds that a Public Health State of Emergency continues to exist in and for Salt Lake County due to COVID-19.
2. The Council acknowledges and supports the invoking of the emergency powers and operations of the County by the Mayor to address the impacts of COVID-19.
3. The Council supports the County's utilization of its personnel and resources, as ordered and authorized by the Mayor, to perform all functions specified in County Ordinance 2.86.050 and in other applicable provisions of law.
4. The Council retains its authority to act as the legislative body for Salt Lake County government and to perform all functions specified in County Ordinance 2.86.060 and in other applicable provisions of law, including fiduciary responsibility for the County's various budgets and funds.
5. The Council supports and approves all orders and regulations issued thus far by the Mayor and the Director regarding the state of emergency, copies of which have been duly filed with the Salt Lake County Clerk and previously disseminated to the Council. The Council requests that any new orders or regulations issued by the Mayor and Director regarding the state of emergency be promptly disseminated to the Council, and that the Mayor review all orders and regulations issued thus far and rescind any that are no longer necessary to respond to the state of emergency.
6. The Council requests that the Mayor continue to provide regular updates to the Council concerning the state of emergency pursuant to County Ordinance 2.86.050.D, including timely updates about the County's vaccination efforts and federal reimbursement process so that the Council

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

might best evaluate when the state of emergency can reasonably be concluded.

7. The Council requests that the Mayor promptly notify the Council Chair of any new or modified public health orders issued pursuant to County Ordinance 2.86.050.E, particularly if those orders deviate from public health orders issued by the Governor of Utah or the State Department of Health. Such notice should be provided as soon as practical, but no later than five calendar days after such orders have been issued.

8. The Council encourages the Mayor to procure goods and services necessary to respond to the declared state of emergency through the regular, non-emergency purchasing procedures outlined in Chapter 3.20 of County Ordinance. The Council requests that the Mayor promptly notify the Council Chair of any new or extended emergency procurements related to the declared state of emergency made under the authority of County Ordinance 2.86.050.A. or 3.20.040 and this declaration. Such notice should be provided as soon as practical, but no later than five calendar days after such procurements have been authorized.

9. This Resolution shall take effect immediately and be declared to be ongoing and continuing until Midnight, June 9, 2021 unless the facts supporting the Public Health State of Emergency no longer exist as determined by the Mayor and Director.

10. This Resolution shall be provided to the State of Utah, the Mayor, and the Director and shall be filed immediately with the Salt Lake County Clerk and published by general dissemination as appropriate.

APPROVED AND ADOPTED in Salt Lake City, Salt Lake County, Utah this 4th day of May, 2021.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ STEVE DEBRY

Chair

By /s/ SHERRIE SWENSEN

County Clerk

A motion was made by Council Member Bradshaw, seconded by Council

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

Member Winder Newton, that this agenda item be ratified. The motion carried by a unanimous vote.

7.14 Update on Salt Lake County's Coordinated Response to COVID-19 21-0541

The Council may take action, including votes, on any necessary legislative matters related to the ongoing State of Emergency

Attachments: Staff Report
County Council Briefing -- 05042021
Vaccination Briefing to Council -- 05042021

No action was taken on this agenda item.

7.15 Discussion and Approval of Animal Services Patrol Request 21-0539

Attachments: Staff Report
Animal Services Budget Request..pptx

This agenda item was tabled.

7.16 Policy Updates to 1400 (County Information Technology Policies and Standards) and 1400-1 (Acceptable Use of Technology) 21-0542

Attachments: Staff Report
1400 - County Information Technology Policies and Standards (MAR2020-COUNCIL)
1400 (MAR2021-COUNCIL) final
1400-1 Acceptable Use of Technology (MAR2021-COUNCIL)
1400-1(MAR2021-Council) final

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.

8. RATIFICATION OF CONSENT ITEM ACTIONS IN COUNCIL WORK SESSION

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

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.

- 8.1 A Resolution of the Salt Lake County Council Authorizing Execution and Delivery of a Right of Way Contract with Draper City and a Related Quitclaim Deed Affecting Property Located at Approximately 657 Vestry Road in Draper City 21-0534

Attachments: Staff Report
Resolution to Convey Property to Draper - traffic signal
(4.27.21) - AATF

RESOLUTION NO. 5858

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL AUTHORIZING EXECUTION AND DELIVERY OF A RIGHT OF WAY CONTRACT WITH DRAPER CITY AND A RELATED QUITCLAIM DEED AFFECTING PROPERTY LOCATED AT APPROXIMATELY 657 VESTRY ROAD IN DRAPER CITY

RECITALS

- A. Salt Lake County (“the County”) owns a certain parcel of real property located at 657 Vestry Road, Draper, Utah, also identified as Parcel No. 34-08-102-009 (the “Property”).
- B. Draper City (the “City”) would like to acquire a portion of the Property approximately 200 square feet in size from the County in order to install and construct a traffic signal on the corner of Vestry Road and Highland Drive (the “Signal Parcel”).
- C. The City has submitted a Right of Way Contract to the County for the acquisition of the Signal Property via a quit claim deed (the “Deed”). The total amount offered by UDOT is \$3,700.00, which amount has been reviewed and approved by the Salt Lake County Real Estate Division as full and adequate consideration.
- D. It has been determined that the best interests of the County and the general public will be served by executing the Right of Way Contract and the Deed attached to this Resolution. These actions will be in compliance with

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

all applicable state statutes and county ordinances.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Salt Lake County Council that the Signal Property as identified in the Deed is hereby declared surplus property.

IT IS FURTHER RESOLVED by the Salt Lake County Council that the grant and conveyance of the Deed is hereby approved, and the Mayor is authorized and directed to execute the Right of Way Contract, attached hereto as Exhibit A, and any other related document necessary to complete this transaction.

IT IS FURTHER RESOLVED by the Salt Lake County Council that the Mayor and County Clerk are hereby authorized, consistent with the terms of the Right of Way Contract to execute the Deed attached hereto as Exhibit B and to deliver the fully executed documents to the Salt Lake County Real Estate Division for delivery to the UDOT upon payment of the agreed upon purchase amount.

APPROVED AND ADOPTED this 4th day of May, 2021.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ STEVE DEBRY

Chair

By /s/ SHERRIE SWENSEN

County Clerk

The vote on this consent item was ratified.

- 8.2 **A Resolution of the Salt Lake County Council Authorizing Execution of a Boundary Line Agreement with Maxfield Beardsley, LLC, Regarding Certain Real Property Located Adjacent to the Surplus Canal** 21-0535

Attachments: Staff Report
Resolution for Boundary Line Agreement with Maxfield Beardsley (4.26.21) - AATF
Maxfield Beardsley Agreement AATF

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

RESOLUTION NO. 5859

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL AUTHORIZING EXECUTION OF A BOUNDARY LINE AGREEMENT WITH MAXFIELD BEARDSLEY, LLC, REGARDING CERTAIN REAL PROPERTY LOCATED ADJACENT TO THE SURPLUS CANAL

WITNESSETH

A. Salt Lake County ("County") is responsible for the operation and maintenance of the Surplus Canal, which is designed to divert water from the Jordan River to control flood flows and is the record owner of owns certain real property located at approximately 1050 West Beardsley Place, Salt Lake City, Utah, being part of the Surplus Canal (the "County Property").

B. Over the years, the County has acquired various types of interest from private property Owner for the Surplus Canal's existing location.

C. The County is currently working on a project to clarify and make its real property interests along the Surplus Canal uniform and remove encroachments into the Surplus Canal's levee system.

D. Maxfield Beardsley, LLC (the "Maxfield"), owns a parcel of real property adjacent to the County Property, having an address of 1012 West Beardsley Place, Salt Lake City, Utah (Parcel No. 15-23-328-015), together with any and all improvements located thereon and encumbrances affecting the same (the "Maxfield Property").

E. The Maxfield Property is located adjacent to the western boundary line of the County Property. Many years ago, a fence was constructed near the deeded boundary line separating the Maxfield Property from the County Property (the "Fence"), but the Fence was not installed along the exact boundary line. A portion of the Fence encroaches into the County Property, and a portion of the Fence encroaches into the Maxfield Property.

F. To resolve this confusion regarding the boundary between the County Property and the Maxfield Property, the County and Maxfield have negotiated a Property Boundary Line Agreement (the "Agreement"), which is attached hereto as Exhibit 1.

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

G. It has been determined that the best interests of the County and the general public will be served by entering into the Agreement. The adjustment of the boundary line will comply with all applicable state statutes and City and County ordinances.

RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Salt Lake County Council that the boundary line between the County Property and the Maxfield Property shall be adjusted in accordance with the terms of Agreement; and the Mayor and County Clerk are hereby authorized to execute said Agreement, a copy of which is attached as Exhibit 1, and by this reference made a part of this Resolution.

IT IS FURTHER RESOLVED by the Salt Lake County Council that the Mayor and County Clerk are hereby authorized to execute such other documents as may be reasonably necessary to effectuate the terms contemplated by the approved Agreement.

APPROVED AND ADOPTED this 4th day of May 2021.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ STEVE DEBRY

Chair

By /s/ SHERRIE SWENSEN

County Clerk

The vote on this consent item was ratified.

- 8.3 **A Resolution of the Salt Lake County Council Authorizing Execution of an Interlocal Cooperation Agreement with Murray City Corporation and a Related Quitclaim Deed Conveying Real Property** 21-0536

Attachments: Staff Report

Resolution for Conveying Road to Murray (4-26-21) -

AATF

Murray City Agreement AATF

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

RESOLUTION NO. 5860

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL AUTHORIZING EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT WITH MURRAY CITY CORPORATION AND A RELATED QUITCLAIM DEED CONVEYING REAL PROPERTY

RECITALS

- A. In 1980, Salt Lake County ("County") acquired certain real property, identified as Parcel No. 22-06-332-001, located at approximately 4501 South Atwood Blvd., Murray, Utah (the "Property"), when it was struck to the County after the annual tax sale.
- B. The Property is actually a part of Atwood Blvd., and Murray City (the "City") has been maintaining the Property as part of its public right-of-way system.
- C. The Property has little or no economic value beyond use for non-income-producing public purposes as a public right-of-way.
- D. The City has offered to purchase the Property for the amount of back taxes owed, totaling \$91.27, and commits that the Property will be used only for public purposes in accordance with the terms and conditions contained in the proposed Interlocal Cooperation Agreement attached hereto as Exhibit 1 (the "Agreement").
- E. The Salt Lake County Real Estate Division has determined that payment of the back taxes and commitment to continue to maintain the Property for public purposes as provided in the Agreement is full and adequate consideration for the conveyance of the Property to the City.
- F. Proceeds from the sale of the County's interest in the Property will be distributed in accordance with Section 59-2-1351.5 of the Utah Code.
- G. It has been determined that the best interest of the County and the general public will be served by the conveyance of the Property to the City. The conveyance will be in compliance with all applicable state statutes and county ordinances.

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

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

IT IS FURTHER RESOLVED by the Salt Lake County Council that the transfer and conveyance of the County's interest in the Property via a Quitclaim Deed in accordance with the terms of the Agreement is hereby approved; and the Mayor and County Clerk are hereby authorized to execute the original of the Quitclaim Deed and to sign any other documents required to complete this transaction and to deliver the fully executed documents to the County Real Estate Section for distribution to the City in accordance with the terms and conditions of the Agreement.

APPROVED and ADOPTED this 4th day of May, 2021.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ STEVE DEBRY
Chair

By /s/ SHERRIE SWENSEN
County Clerk

The vote on this consent item was ratified.

9. TAX LETTERS

9.1 Auditor Tax Letters

21-0525

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

Attachments: Staff Report
2020 Property Valuation - Kolodziejcki, John - Change from \$249,600 to 239,400 Redacted
2018 Property Valuation - Carlson, Michael - Change from 262,300 to \$241,500 Redacted
2018 Property Valuation - Carlson, Michael - Change from \$495,900 to \$456,400 Redacted
2019 Property Valuation - Pugmire & Stevens, LLC - Change from \$3,160,100 to \$2,855,620 Redacted
2019 Property Valuation - Construction Waste Management - Change from \$3,766,700 to \$3,013,800 Redacted
2019 Property Valuation - SRC Union Heights Owner, LLC - Change from \$8,212,800 to \$7,283,700 Redacted
2018 Property Valuation - Dalling, Jory - Change from \$244,200 to \$183,200 Redacted
2019 Property Valuation - Boyer KCK MOB, LC - Multiple Parcels 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.

9.2 Assessor Tax Letters

21-0547

Attachments: Staff Report
MA 000058 2021 Personal Property Tax Refund DMV \$106.00
MA 000061 2021 Personal Property Tax Refund DMV Vet \$405.00

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.

10. LETTERS FROM OTHER OFFICES

11. PRIVATE BUSINESS DISCLOSURES

12. APPROVAL OF MINUTES

ADJOURN

THERE BEING NO FURTHER BUSINESS to come before the Council at this time, the meeting was adjourned at 4:25 PM until Tuesday, May 11, 2021, at 4:00 PM.

Minute Book, County Council, Salt Lake County

County Council

Meeting Minutes

May 4, 2021

SHERRIE SWENSEN, COUNTY CLERK

By *Gaylene Gudmundson*
DEPUTY CLERK

By *Steve DeBry*
CHAIR, SALT LAKE COUNTY COUNCIL