



G R E A T E R S A L T L A K E
Municipal Services
District

**MEETING OF THE MEETING OF THE
BOARD OF TRUSTEES
GREATER SALT LAKE MUNICIPAL SERVICES DISTRICT**

Held Friday, **August 27, 2021**, at 9:00 a.m.
At 2001 South State Street
Room N2-800
Salt Lake City, UT 84190

Trustees Present:

Joe Smolka, Chair
Paulina Flint, Vice-Chair
Kelly Bush (via Webex)
Sean Clayton (via Webex)
Laurie Stringham (via Webex)
Keith Zuspan

Trustee Excused:

Dan Peay

Staff Present:

Brian Hartsell, MSD Associate General Manager (AGM)
Marla Howard, MSD Chief Financial Officer and Records Officer (CFO)
Lupita McClenning, MSD Director of Planning and Development Services
Brooke Barnes, MSD Human Resource and Payroll Manager
Mark Anderson, MSD Legal Counsel

Others Present:

Scott Baird, Salt Lake County Public Works Department Director
Kade Moncur, Salt Lake County Engineering and Flood Control Division Director
Crystal Hulbert, Salt Lake County Public Works Engineering
Madeline Francisco-Galang, Salt Lake County Public Works Engineering
Amy McCormick, Salt Lake County Engineering and Flood Control Fiscal Manager (via Webex)
Abby Evans, Salt Lake County Senior Policy Advisor (via Webex)
Lisa Hartman, Salt Lake County Associate Deputy Mayor (via Webex)

1. Call to Order - Joe Smolka, Chair

Chair Smolka called the meeting to order at 9:00 a.m.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. Public Comments (up to 3 minutes each)

Trustees

Joe Smolka **Paulina Flint** **Kelly Bush** **Sean Clayton** **Dan Peay** **Laurie Stringham** **Keith Zuspan**
Chair **Vice Chair**

There were no public comments.

4. Appointment of Interim General Manager

Joe Smolka stated that the Board would like to appoint Brian Hartsell as Interim General Manager.

Trustee Flint moved to appoint Brian Hartsell as the interim General Manager. Trustee Bush seconded the motion. Chair Smolka and Trustees Flint, Bush, Clayton, Stringham and Zuspan voted “aye”.

5. Consideration of a change in authorized signers at Zions Bank

Marla Howard asked that Bart Barker be removed as an authorized signer from the Zions Bank checking account.

Trustee Bush moved to remove Bart Barker from the Zions Bank account as an authorized signer. Trustee Clayton seconded the motion. Chair Smolka and Trustees Flint, Bush, Clayton, Stringham and Zuspan voted “aye”.

6. Update on Magna bridge replacement project

Crystal reported that two bridges in Magna over a canal were worked on with Federal dollars, last winter. Utah Department of Transportation (UDOT) pulled the construction manager off this project as well as 7 other projects for incorrect documentation. Our project was reviewed by UDOT and Crystal was notified that it is possible that about \$34,000 will not be reimbursable. She will meet with UDOT to work through their concerns. The MSD's contribution has not been fully used at this point so could be applied to the \$34,000 in the event that is necessary.

Chair Smolka asked to keep the Board informed of her progress.

7. Consideration of Use of Force Policy

Mark Anderson spoke about the purpose of the policy and how it is a provision of the federal agreement. While this provision is understandable given many municipalities have their own police force, it is different for the MSD and Metro Townships since we don't have our own police departments and use Unified Police Department (UPD). This policy is required for the grant therefore we must adopt a policy, which points to UPD's excessive use of force policy. Each municipality within the MSD does have the ability to monitor the UPD. He recommends that it is adopted by motion by the Board.

Trustee Zuspan moved to adopt the Use of Force Policy. Trustee Flint seconded. Chair Smolka and Trustees Flint, Bush, Stringham and Zuspan voted “aye”.

8. Consideration of the 2022 MSD budget, to be continued in the September 1, 2021, budget workshop if needed

Brian Hartsell thanked the Board for their time today. The goal is to review the carryover projects that are in some phase of construction. He referred to the prior presentations made by Salt Lake County Engineering.

He shared a spreadsheet of all the *carryover projects* presented by Engineering to the Board in July. Amounts in green font represent resurfacing projects. The total is about \$14.3 million. The amounts in the red font are not in the total since they will be accounted for in the bond funding total. After grant funding the amount is about \$11 million. He recommended that the carryover projects continue as previously approved. The contracted resurfacing projects previously in the Public Works Operations FY2021 budget have been transferred to the Engineering budget.

Trustee Flint asked about the storm water study for White City and whether it can be funded through another source. She spoke about the ski connect project and suggested that the additional amount needed be taken from other sources. Madeline Francisco-Galang stated that most of the budgeted amount for the ski connect has been spent in acquisition hence a budget adjustment will be needed to complete the project. Scott Baird suggested that we get a legal opinion whether ARPA funds can be used to reimburse expenditures for this project.

The White City/Sandy Canal Trail is another project. Madeline Fransico-Galang stated that it is being headed up by the Parks group. They are discussing the trail alignment. Sandy wants to use more land in the Big Bear Park than is possible. There are funds available from Salt Lake County Parks and Sandy City. Utah League of City and Towns stated that ARPA has a limited look back for expense reimbursement to the date the Act was signed, which is March 2021. Madeline Francisco-Galang said that Pieper Blvd is also an overlay project. Crystal Hulbert stated that Killyons Canyon is in process today. The list will be adjusted at the end of the year.

Brian Hartsell shared the summary of new projects as requested by the MSD Members. He shared the list that is sorted by Metro Township priorities. Chair Smolka asked if the ARPA projects are in the list. Brian shared the list that sorts the projects by categories, such as construction continuation, grant contract, safety priority, ARPA candidates, general request, and future grant opportunity. Crystal Hulbert spoke about the construction projects that need funding. Some agreements have been approved for grants and we are working towards approval on others.

Trustee Flint asked about the DTS study and asked if the project to improve the water flow can be supplemented by results from the DTS study. Scott Baird stated that he saw the photos of the water in the area from the recent storms and that the gutters were designed to handle ten-year storm flows. It was estimated that the flow from the recent storm was considered a twenty-five year storm. Madeline Francisco-Galang stated that pipe sizes are determined from physical review by the engineering department.

Brian Hartsell shared the bond project summary. He stated that the reimbursement resolution was set at \$20 million. One project was removed from the list since it was incorporated into another current project managed by Crystal Hulbert. The canal project that was separated into its own project is included in the the 4700 S Improvement Project total on this list.

Brian Hartsell asked for direction regarding preparing the five-year plan and what amounts to include in the projection. Trustee Flint suggested that we hold off to another budget

meeting and asked for another view of the bond projects. She asked for analysis to be conducted by the bond advisor. She stated that some of the projects must be done. She asked for the projects to be prioritized by funding source. She suggested that the bond payment be extended to fifteen years to keep the maintenance up. She asked for the results and analysis from the road study. If ARPA funds can be used towards any of our projects we need to know.

Trustee Bush asked about the bond status. Marla Howard shared the outcome of a meeting with John Crandall of Stifel and the next steps. She shared that Mark Anderson is working on the interlocal agreement and that he hasn't gotten comments from one Metro Township attorney but will follow-up with them.

9. Consideration of cancelling the September 1, 2021, special meeting.

The decision to cancel the September 1, 2021, meeting will be determined at a later time based upon the progress that is made by Brian Hartsell and Marla Howard in identifying a municipal advisor.

10. General Manager report

There was no General Manager report.

11. Other Metro Township, Town, Unincorporated County, and Greater Salt Lake Municipal Services District business

Brian Hartsell stated that with the Board's acceptance of the excessive use of force policy we now can move forward with the Community Development Block Grant (CDGC) projects. They will appear at the next Board meeting for approval.

12. Discussion of future agenda items

No future agenda items were suggested by the Board.

13. Adjourn Trustee Flint moved to adjourn. Trustee Zuspan seconded the motion. Chair Smolka and Trustees Bush, Flint, Stringham and Zuspan voted "aye".

Meeting adjourned at 10:20 a.m.

APPROVED:

Joe Smolka

Joe Smolka, Chair

ATTEST:

Marla Howard

Marla Howard, Clerk