

THE EMIGRATION CANYON METRO TOWNSHIP COUNCIL, STATE OF UTAH, MET ELECTRONICALLY ON TUESDAY, JANUARY 25, 2022, PURSUANT TO ADJOURNMENT ON TUESDAY, DECEMBER 14, 2021, AT THE HOUR OF 7:00 P.M., VIA ZOOM.COM.

COUNCIL MEMBERS

ELECTRONICALLY PRESENT: DAVID BREMS
ROBERT PINON
CATHERINE HARRIS
JENNIFER HAWKES, Deputy Mayor
JOE SMOLKA, Mayor

OTHERS IN ATTENDANCE:

POLLY MCLEAN, LEGAL COUNSEL
CAMERON PLATT, LEGAL COUNSEL
NICHOLE WATT, DEPUTY CLERK



Mayor Smolka, Chair, presided.



Pursuant to Utah Code 52-4-202 the undersigned, as Mayor of the Emigration Canyon Metro Township Council, hereby declares that providing an anchor location for the electronic meetings of the Council will present a substantial risk to the health and safety of those who may be present at the anchor location for the following reasons:

The Township is located in Salt Lake County and is still under an “Yellow” alert stage for the COVID 19 pandemic; and

The regular meeting place for the Council (the Fire Station in the Canyon) does not have sufficient space in the meeting room to provide for the recommended physical distancing to keep people safe from infection.



Oath of Office

Nichole Watt administered the Oath of Office to re-elected Mayor Joe Smolka, and newly elected Council Member Robert Pinon.



STAFF MEETING

The Council reviewed the following items:

- Utah Broadband presentation regarding broadband coverage.

- Emigration Canyon Metro Township General Plan
- Mayor Report
 - Reviewed current COVID cases in Emigration Canyon and vaccination numbers.
 - Mayor Smolka was appointed to the Wasatch Front Transportation Committee.
- Consideration of in-person meetings.
- Greater Salt Lake Municipal Services District (MSD) Bond.



PUBLIC MEETING

Recognize Visiting Officials

Mayor Smolka welcomed Council Member Pinon to the Emigration Canyon Metro Township Council and thanked former Council Member Bowen for his years of service.



Election of Leadership

Election of Mayor and Deputy Mayor

Council Member Brems, seconded by Council Member Harris, motioned to nominate Mayor Smolka to serve as Mayor and Deputy Mayor Hawkes to serve as Deputy Mayor of Emigration Canyon Metro Township. The motion passed unanimously.



Citizen Input

None.



Reports from Municipal Service Providers

Emigration Canyon Community Council Report (ECCC)

Bill Tobey stated the USFS Wildfire Research Team will present the findings from its study of community preparedness tomorrow morning from 9:00 – 10:30 a.m. via Zoom. Plans for the wildfire season is being finalized. The fire station has been reserved for the Firewise open house on May 7, 2022. The fuel mitigation part of the plan will include a canyon-wide chipping services possibly one or two fuel break projects. Emigration Canyons liaison for the state Division of Forestry Fire and State Lands has accepted a new role as Area Manager but will remain the ECCC liaison. The ECCC is monitoring the parking situation at This Is the Place Heritage Park. There was a meeting with Sunnyside East Community Council (SECC), park management, and Salt Lake City to discuss the parking issues. Depending on the outcome of the meeting, ECCC may consider submitting a letter in support of SECC's position that events need better planning

to limit the impacts on surrounding neighborhoods. Annual training for community council members will be held by the Association of Community Councils Together was postponed, a new date has not been announced.

Unified Police Department (UPD)

Detective Jake Elsasser reviewed Emigration Canyon calls for service stating there were 43 calls for service with 10 initial reports.

Chief Wayne Dial stated the legislature is considering H.B. 72, a bill that will require an inspection of noise suppression equipment at the time of a vehicle emissions inspections as a prerequisite to registration of a motor vehicle. If the bill passed, it would have a big effect in the canyon and across the valley.

Unified Fire Authority (UFA)

Captain Michael Conn stated the first year of the 2021-2023 Strategic Plan has been completed and division leaders are reviewing action items and accomplishments for the year to present to the UFA Board. The 2022-2023 budget presentations will begin, with the Chief proposing a 5.5 percent wage increase. The Finance Committee will make its final recommendations to the UFA board in May and the final budget will be adopted in June. Three candidates are being considered to replace Chief Dan Peterson when he retires. There will be a meet and greet with the candidates on March 9, followed by interviews and presentations the next day. Final recommendations will be made to the UFA board on March 15 and the Change in Command ceremony will be held on April 2. Recruit camp will begin in February with at least 26 candidates, six additional candidates are pending offers. A groundbreaking for station 102 was held in December and construction has begun. An official notice to replace Captain Conn has been posted, the deadline to submit a letter of interest is February 4. The goal is to have the hiring process done by mid-February. The Council is invited to participate in the process to choose a liaison that will best fit in its community.

Unified Fire Authority (UFA) Budget Presentation

Council Member Harris stated UFA is working on the budget. The Finance Committee is reorganizing because a board member has left. She will be attending the finance committee meetings.

Captain Michael Conn stated the current budget is online and broken down. It explains what the goals are to spend each dollar.



Council Business

Appointment of Records Officer

Mayor Smolka stated the Council needs to appoint a Records Officer for Emigration Canyon Metro Township. There is a training that is required for this position.

Council Member Pinon volunteered to be the Records Officer.

Mayor Smolka, seconded by Council Member Harris, motioned to appoint Council Member Pinon to serve as Emigration Canyon Metro Township’s Records Officer. The motion passed unanimously.

Hiring of an Administrator

Council Member Harris stated she does not have any updates at this time.

Mayor Smolka asked Council Member Harris and Brems to get in contact with Brooke Barnes, Human Resources and Payroll Specialist, Greater Salt Lake Municipal Services District (MSD), to complete the job description.

Board Appointments

Mayor Smolka reviewed the various local district boards and who is currently appointed to them. Salt Lake County Animal Services is an advisory board and does not require a Council Member to be appointed to it. Former Council Member Gary Bowen has expressed interest in remaining the Emigration Canyon Metro Township representative.

The Council agreed to serve on the following boards:

<u>Council Member</u>	<u>Board</u>
Mayor Smolka	Greater Salt Lake Municipal Services District (MSD) Council of Governments (COG) Landfill Council Wasatch Front Regional Council Transportation Committee
Deputy Mayor Hawkes	Association of Municipal Council
Council Member Brems	Unified Police Department (UPD) Salt Lake Valley Law Enforcement Service Area (SLVLESA)
Council Member Harris	Unified Fire Authority (UFA) Unified Fire Service Area (UFSA)
Council Member Pinon	Wasatch Front Waste and Recycling District (WFWRD)

Gary Bowen Salt Lake County Animal Services Advisory Board

Mayor Smolka, seconded by Council Member Harris, moved to appoint Mayor Smolka to the MSD and COG, Deputy Mayor Hawkes to Association of Municipal Councils, Council Member Brems to UPD and SLVLESA, Council Member Harris to UFA and UFSA, Council Member Pinon to WFWRD, and Gary Bowen to the Salt Lake County Animal Services Advisory Board. The motion passed unanimously.

Emigration Canyon Metro Township Planning Commission Appointment

Council Member Brems stated he and Council Member Pinon met with Jodi Georux and found her to be qualified to serve on the Emigration Canyon Metro Township Planning Commission.

Council Member Brems, seconded by Council Member Harris, moved to appoint Jodi Georux as Commissioner of the Emigration Canyon Metro Township Planning Commission. The motion passed unanimously.

Title 12 – Administrative Code Enforcement

Polly McLean reviewed the following Ordinance enacting Title 12: Administrative Code Enforcement for Metro Township code violations and amending section 1.12.010:

ORDINANCE NO. 2022-01-01 Date: January 25, 2022

ORDINANCE ENACTING TITLE 12 ADMINISTRATIVE CODE ENFORCEMENT FOR METRO TOWNSHIP CODE VIOLATIONS AND AMENDING SECTION 1.12.010

WHEREAS, Utah Code 10-3b-501 vests the powers of municipal government with the Metro Township Council (“Council”) and Mayor; and

WHEREAS, Emigration Canyon Metro Township (“ECMT”) Council has enacted ordinances to protect the public’s health, safety, welfare, and quality of life within the Township, and

WHEREAS, the Council finds that the enforcement of township ordinances, policies, regulations, and applicable state statutes is an important public function vital to the protection of the public’s health, safety, welfare, and quality of life.

NOW, THEREFORE, BE IT ORDAINED BY THE EMIGRATION CANYON METRO TOWNSHIP COUNCIL OF, UTAH, THAT:

SECTION I: Title 12 “Administrative Code Enforcement for Metro Township Code Violations,” Chapters 1, 2, 3, and 4 are enacted as written in Exhibit A.

SECTION II: Title 1, Chapter 12, Section 010 is amended as follows:

1.12.010 Penalty For Violation of Code Provisions

Any person found to have violated any provision or provisions of an ordinance included in these revised ordinances, or in ordinances hereafter enacted, shall be deemed guilty of a misdemeanor or a civil violation of Township code, and punished as provided by Township code or state criminal code for Class B misdemeanors. The township has sole discretion in deciding whether to file a civil or criminal case for the violation of any of its ordinances.

SECTION III: Effective Date. This Ordinance shall take effect upon publication.

PASSED AND APPROVED by the Emigration Canyon Metro Township Council, Utah, this 25th day of January in the year 2022.

EMIGRATION CANYON METRO TOWNSHIP

/s/ JOE SMOLKA
Mayor

ATTEST:

/s/ SHERRIE SWENSEN
Clerk

Council Member Harris, seconded by Council Member Hawkes, moved to adopt Ordinance 2022-01-01. The motion passed unanimously.

Legal Issues

Polly McLean stated she is creating the work plan for Peak Law and would like feedback from the Council on what it would like her to work on. At the end of the agenda there is a list of future agenda items that includes a noise and night sky ordinances. She is currently working on the noise issue, would the Council like her to follow-up on the night sky ordinance?

Mayor Smolka stated after the Emigration Canyon Metro Township General Plan is completed, he would like the Planning Commission to review the night sky issue.

Council Member Brems stated the Planning Commission should begin reviewing the night sky ordinance.

Council Member Pinon recommended sending the night sky ordinance to the Planning Commission right away. The Planning Commission does not have a heavy workload and when there is a break from the General Plan, it can begin working on the night sky ordinance.

Mayor Smolka asked to have the Planning Commission review the night sky ordinance. He would also like someone to follow H.B. 72 – Noise Pollution and update the Council on its status.

Cameron Platt stated he will follow H.B. 72 – Noise Pollution.

Ms. McLean asked if the Council would like her to work on the Wildland-Urban Interface (WUI) code.

Mayor Smolka stated the Planning Commission should start looking at the WUI code.

Council Member Harris stated the Planning Commission does not necessarily need to review the WUI code. She thinks there are individuals on the Planning Commission that could add positive feedback. Her concern is that the WUI code continues to move forward and does not get held up.

Ms. McLean stated the Metro Township inherited Salt Lake County’s code which is focused on Salt Lake County issues. She would like to start amending the inherited codes to reflect Emigration Canyon Metro Townships needs and issues.

Council Member Brems asked how much time it will take to complete the amendments.

Ms. McLean stated it is a lot of work, she does not have a good estimate.

Mayor Smolka stated he thinks Ms. McLean should move forward, keeping in mind the budget that is allocated to legal counsel. The amendments will take a lot of time, he would like some time to remain available for other issues that come up.

Budget Items

Mayor Smolka stated payroll was processed and workers compensation, Utah Local Governments Trust liability insurance, Clerk services, and legal counsel invoices were paid.

Minutes

Council Member Brems, seconded by Council Member Harris, moved to accept the minutes of the Emigration Canyon Metro Township Council meetings held on November 16, 2021, and December 14, 2021. The motion passed unanimously.



Council Member Reports

Unified Police Department (UPD) & Salt Lake Valley Law Enforcement Service Area (SLVLESA)

Council Member Brems stated the UPD board discussed committee assignments and welcomed Mayor Marcus Stevenson, Midvale City, to the board. The budget process is starting and negotiations for the separation of Taylorsville City is ongoing. SLVLESA hired a lobbyist to look for additional revenue sources. Several options are being discussed but no decisions have been made.

Planning Commission

Council Member Brems stated he will talk to the Planning Commission regarding the night sky ordinance and WUI code.

Unified Fire Authority (UFA) & Unified Fire Service Area (UFSA)

Council Member Harris stated she attend her first UFA and UFSA board meetings. There is a lot to learn and will hopefully be able to provide more detailed updates.

Animal Services

Nothing to report.

Wasatch Front Waste and Recycling District (WFWRD)

Council Member Harris stated Council Member Pinon joined her at the last WWFRD board meeting. The Salt Lake County Council is considering the approval of WFWRD moving forward to become a local district. There is an increased burden from rising costs of facilities, equipment, and supply chain. The newly purchased trucks will be delayed.

Watershed Plan

Council Member Harris stated she has a meeting with Sandy Wingert, DWQ; Eric McCulley, River Restoration; and Jack Dahlquist, River Restoration, on Tuesday.

Website

Deputy Mayor Hawkes stated she made changes to the website and have been adding the meetings from the watershed best practices meetings.

CodeRED

Deputy Mayor Hawkes stated she continues to send CodeRED messages as needed.

Restrooms

Deputy Mayor Hawkes stated there is a project manager in place for the restroom project and she is in the process of getting things lined up and getting permits.

Association of Municipal Services

Deputy Mayor Hawkes stated the Association of Municipal Services meets monthly. The association is made up of all the municipalities that come together to discuss various topics and it invites experts, government officials, and other individuals to present on specific topics. Some of the topics that were discussed at the last meeting were the housing gap, air quality, affordable housing, transportation, non-profit organization that could benefit its communities, and raising money for non-profits to compliment the taxpayer funds for trails and parks. She discussed H.B. 72 – Noise Pollution and high-speed internet. Being able to connect and coordinate with different municipalities is beneficial.

Greater Salt Lake Municipal Services District (MSD)

Mayor Smolka stated the board made a job offer to an individual for the Chief Financial Officer position; however, the applicant and board could not reach an agreement. Other viable candidates are being reviewed. The MSD meets tomorrow night, and the majority of the discussions are about the bond and associated projects. Marla Howard, General Manager, MSD, has been in her role as General Manager for about a month and is doing a fantastic job.

Landfill Council

Nothing to report.

Council of Governments (COG)

Mayor Smolka stated COG held its meeting at the Capitol building and visited with approximately 20 legislators. There were discussions on giving more local control to municipalities and water bills. He spoke to Mayor Mendenhall about the holes on Sunnydale and homeless issues. He was appointed to the Wasatch Front Regional Council Transportation Committee.

Future Agenda Items

Deputy Mayor Hawkes stated if Salt Lake County does not honor its commitment to provide \$40,000 in funding for the restrooms, the Council may have to come up with an additional \$40,000. She would like to discuss what funding options are available.

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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, EMIGRATION CANYON METRO TOWNSHIP COUNCIL

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