THE KEARNS METRO TOWNSHIP COUNCIL, STATE OF UTAH, MET ON MONDAY, MARCH 14, 2022, PURSUANT TO ADJOURNMENT ON MONDAY, FEBRUARY 14, 2022, AT 6:30 P.M. VIA ZOOM.

COUNCIL MEMBERS PRESENT: ALAN PETERSON

PATRICK SCHAEFFER

CHRYSTAL BUTTERFIELD

TINA SNOW

KELLY BUSH, Chair

OTHERS IN ATTENDANCE: NATHAN BRACKEN, LEGAL COUNSEL

SHERRIE SWENSEN, METRO TOWNSHIP CLERK

By: NICHOLE WATT, DEPUTY CLERK

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**Mayor Kelly Bush**, Chair, presided.

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Public Meeting

Order of Business

*Re-Appointment of Joe Hatch to Planning Commission*

**Mayor Kelly Bush** asked Joe Hatch if he would serve another term on the Kearns Metro Township Planning Commission. His appointment would begin March 14, 2022, and end June 30, 2024.

**Joe Hatch** indicated that he would serve another term if appointed.

Council Member Schaeffer, seconded by Council Member Butterfield, moved to approve the following resolution reappointing Joe Hatch as a regular member of the Kearns Metro Township Planning Commission. The motion passed unanimously.

RESOLUTION NO. 2022-03-01 DATE: March 14, 2022

A RESOLUTION OF THE KEARNS METRO TOWNSHIP COUNCIL REAPPOINTING JOE HATCH AS A REGULAR MEMBER OF THE KEARNS METRO TOWNSHIP PLANNING COMMISSION

Recitals

WHEREAS, Section 19.05.010 of the Kearns Metro Township Code requires the Kearns Metro Township Council (the “Council”) to appoint and re-appoint members of the Kearns Metro Township Planning Commission (the “Planning Commission”); and

WHEREAS, Joe Hatch’s term as a regular member of the Planning Commission expired on June 30, 2021; and

WHEREAS, the Council desires to reappoint Joe Hatch as a regular member of the Planning Commission with another three-year term.

NOW, THEREFORE BE IT RESOLVED by the Kearns Metro Township Council effective immediately:

1. Joe Hatch is reappointed as a regular member of the Planning Commission with a term that will end on June 30, 2024; and
2. The Mayor and Kearns Metro Township staff are authorized to take any steps needed to implement Joe Hatch’s reappointment to the Planning Commission

APPROVED AND ADOPTED by the Kearns Metro Township Council, on this 14th day of March, 2022.

KEARNS CITY METRO TOWNSHIP

ATTEST

By: /s/ KELLY BUSH

Mayor

By /s/ SHERRIE SWENSEN

Metro Township Clerk/Recorder

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Legal Updates/Information

*Legislative Update*

**Nathan Bracken**, Legal Counsel, Kearns Metro Township, presented a brief overview on some of the bills that passed during the 2022 Legislative session that could have an impact on the Kearns Metro Township.

* *Water Efficiency Ordinance*

Legislation passed requiring municipalities with more than 5,000 residents to amend its General Plans to account for water. Since Kearns is almost entirely dependent on the Jordan Valley Water Conservancy District, it will need to amend its General Plan to include how Kearns will deal with its water in the future. This will need to be done by October of this year.

* *Abatement Bill relating to Meth Homes*

This bill will help Kearns abate some of the meth homes in Kearns. The issue is that there was uncertainty in authority of who cleans up a meth home once the Salt Lake County Health Department closes it due to contamination. This bill makes it clear that once the home is closed, then a due process format will be followed, which will give the property owner a fair amount of time to clean up the property. If the property is not cleaned up, then Kearns Metro Township can come in and clean up the contamination.

* *Railroad Crossing*

This bill prohibits railroad companies from charging a $10,000 fee to municipalities whenever questions come up that need to be answered. It also requires the railroad companies to respond to requests for plan approval within a reasonable time. The Utah Department of Transportation will clarify what that time will be.

* *Uniform Code Language*

This bill would allow a property owner to relocate an easement. The property owner could move a road or adjust any easement. This is something municipalities would not want to happen, so some exclusions for unilateral relocation of easements were included.

* *Affordable Housing*

This bills states that a municipality cannot require a developer to include affordable housing in its development. However, a developer can chose to do so due to a development agreement or some type of incentive. This bill is very problematic for Kearns because it takes a significant tool off the table. Kearns does not have a lot of tools to incentivize affordable housing.

* *Annexation*

Another bill restricts the ability of citizens that live within a municipality to challenge an annexation that seeks to add land to a municipality. This should not matter to Kearns

* *Moderate Income Housing*

This bill would require Kearns to amend its General Plan to deal with moderate income housing. A municipality would have to select three moderate income tools from eleven or more affordable housing options. Almost every option puts the cost of providing affordable housing on the municipality with virtually no contribution from the developer.

* *Licensing for Food Trucks*

This bill states that when a food truck operator gets a license to operate a food truck, that license would apply in any other city. Fire Code and Health Inspections would still need to be done.

* *ATV Ordinance/Noise Ordinance*

This bill allows for reasonable noise ordinance in respect to street legal ATV vehicles but prohibits the use of business license to regulate ATV rental companies.

* Redevelopment Agency

This bill ties municipalities hands in the types of incentive that could be offer for retail. His office will continue working on the creation of a redevelopment agency in Kearns.

**Mayor Bush** stated she had Senator Mayne take to the Appropriations Committee, the $2,000,000 request for the bridge on 4015 West. Kearns received the appropriation, so the bridge is now completely paid for.

**Clare Collard**, Utah State Representative, stated she was really excited with the passage of the bill relating to meth houses. It will help Countywide. Other bills worked on were a child support bill, which will go to interim and an emergency preparedness bill.

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*League of Cities and Towns*

**Nathan Bracken** stated it has been determined that metro townships can join the League of Cities and Towns. Kearns already works closely with this organization, so he would recommend that it join. He will provide additional information and the cost to join during the April meeting.

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*Update on the Recodification of Kearns Code*

**Nathan Bracken** stated his office is working with the Greater Salt Lake Municipal Services District (MSD) on the code for the Kearns Metro Township. His office will do most of the work on this code, which he hopes to have ready for consideration come fall.

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Stakeholders Updates

*Unified Fire Authority (UFA)*

**Chief Wade Russell**, Unified Fire Authority, updated the Council on the following:

* A recommendation for the new fire Chief will made during the March 15, 2022, UFA Board meeting and on April 2, 2022, the official Change of Command ceremony will take place at Jordan Applied Technology Center in Riverton. All are invited to attend.
* Pancake breakfast is scheduled for June 4, 2022, at Station 109. The entire community is invited.
* There were 173 calls this month, which is the first time that he can remember it has been under 200 calls.
* No major significant incidents this past month, except for a snowstorm that took down a branch from a large elm tree. The branch went through the roof of a house into its living space. The crew was able to help take down the branch and temporarily repair the roof.

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*Wasatch Front Waste and Recycling District (WFWRD)*

**Pam Roberts**, Executive Director, Wasatch Front Waste and Recycling District, updated the Council on the following:

* Salt Lake County Council set a public hearing for Tuesday, March 22, 2022, to hear public comments on the reorganization of the Wasatch Front Waste and Recycling District (WFWRD) from a special service district to a local district. All municipal Council’s submitted resolutions in support of this change.
* Salt Lake County Council Chair, Laurie Stringham, was appointed to the board to serve as Council Member Jim Bradley’s successor.
* Curb side green waste will start today, March 14, 2022, in the Kearns area.
* Earth day is April 22, 2022.
* Wasatch Front Waste and Recycling District has an Instagram account.
* Scrap program will start Tuesday, May 17, 2022, in Kearns. Residents will be notified in advance.

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*Kearns Water Improvement District*

**Greg Anderson**, Kearns Water Improvement District, updated the Council on the following:

* Kearns Water Improvement District is willing to help the Council regarding to the requirement to include a water section in its General Plan.
* Over the next month Kearns Water Improvement District will be meeting with the Drought Contingency Committee from the Jordan Water Conservancy District to review the water situation. It is anticipated that there will be some restrictions this summer.
* Due to a snowstorm, the tour of the new station was postponed to Tuesday, March 22, 2022, at 5:00 PM. The Council is invited to attend.

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*Kearns Oquirrh Park and Recreation*

**Mayor Bush** stated Kevin Schmidt of the Kearns Oquirrh Park and Recreation Center was not able to attend tonight, however, he did submit the following update:

* A hiring blitz will be held on Monday, March 21, 2022, from 4:00 to 7:00 PM. This is an effort to fill 180 plus positions needed for the summer season. Ages 15 and up are eligible to apply.
* Wade Wright was appointed to fill the 3rd board member position.
* Fire, Water, and Ice will be held on August 6, 2022.

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*Kearns Community Council*

**Roger Snow**, Kearns Community Council, updated the Council on the following:

* It has not been decided if the Easter Egg Hunt will be held this year
* Armed Forces Day – flag will be going up and the Veterans site will be cleaned up
* Night out Against Crime is scheduled for June 10, 2022, at the Kearns Library
* Hometown night is scheduled for August 5, 2022
* Trick or Treat Street
* Christmas on 5400
* April is Child Abuse Prevention month
* Kearns will hold its annual parade, details will follow

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*Evidence to Success*

**Josh Nielsen**, Evidence to Success, stated all information is included in the emails that Council Members should be receiving. One important date is the Take Back Day, which will be held on April 30, 2022, at the Kearns Junior High.

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Other Business

*Approval of Minutes*

Council Member Schaeffer, seconded by Council Member Snow, moved to approve the minutes with amendments of the Kearns Metro Township Council meeting held on February 14, 2022. The motion passed unanimously.

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*Proceed with In-person Meetings*

**Mayor Bush** asked if the Kearns Metro Township Planning Commission had decided if it will be meeting in person.

**Joe Hatch**, Chair, Kearns Metro Township Planning Commission,stated the Planning Commission decided to follow whatever the Council does.

**Mayor Bush** stated the overall feeling of the Council is to meet in person. The meetings will be held at the Salt Lake County Kearns Library.

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*Child Abuse Prevention Month*

**Mayor Bush** stated next month is Child Abuse Prevention Month. The Council usually sponsors the pinwheel garden. Currently, there are approximately 450 pinwheels that are put up. She asked the Council if it would like to increase that number, and if so by how much.

**Council Member Butterfield** suggested the Council increase it by 500 pinwheels.

All Council Members agreed.

**Mayor Bush** stated she asked the Unified Fire Authority if it could help with putting up the pinwheels as part of its community service for the month of April. Anyone on the Council and public are invited to help with this as well.

**Chief Wade Russell**, Unified Fire Authority,stated he would have a crew come over to help. He just needed a date and time.

**Mayor Bush** stated the morning of April 2, 2022, between 9:00 AM and noon. She is also working on getting a banner that can be put up to explain the pinwheel garden.

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*Closed Session*

Council Member Snow, seconded by Council Member Schaeffer, moved to close the Kearns Metro Township Council meeting to discuss the character, professional competence, or physical or mental health of an individual. The motion passed unanimously.

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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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CHAIR, KEARNS METRO TOWNSHIP

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