



MAGNA METRO TOWNSHIP COUNCIL
Meeting Agenda
July 12, 2022

Webster Center
8952 West Magna Main Street
Magna, Utah 84044

PUBLIC NOTICE IS HEREBY GIVEN that the Magna Metro Township Council will hold a regular meeting on the **12th day of July 2022** at the Webster Center, 8952 West Magna Main Street Magna, Utah as follows:

This meeting will be held at the anchor location and electronically for members of the staff and/or public that cannot attend due to continuing concerns regarding COVID-19, other health reasons, or other reasons. Those interested in attending electronically should follow the information noted at the end of this agenda. **

Portions of the meetings may be closed for reasons allowed by statute. Motions relating to any of the items listed below, including final action, may be taken.

6:30 PM – PUBLIC MEETING

1. CALL TO ORDER
2. Determine Quorum
3. Pledge of Allegiance
4. **PUBLIC COMMENTS** (*Limited to 3 minutes per person*)
Any person wishing to comment on any item not otherwise scheduled for public hearing on the agenda may address the Council at this point by stepping to the microphone and giving their name for the record. *Comments should be limited to not more than three (3) minutes unless additional time is authorized by the Governing Body.*
5. Unified Police Department Report [*Chief Del Craig*]
6. Introduce new Magna United Coordinator [*Council Member Trish Hull*]
7. **Approval of Minutes:**
7.1. May 24, 2022
8. **ACTION/DISCUSSION ITEMS**
 - 8.1 Discuss Improvements to 9180 West and 201 [*Chip Hill, UDOT*]
 - 8.2 Discussion and Possible Motion Regarding New Sign at Pleasant Green Cemetery [*Paul Ashton, Attorney/Rori Andreason, Administrator*]
 - 8.3 Discussion and Possible Motion regarding the Naming of the New Fire Station [*Council Member Trish Hull*]
 - 8.4 Discuss Obtaining Pictures of the Council [*Council Member Trish Hull*]

8.5 Discuss Night Out Against Crime [*Council Member Trish Hull*]

9. **COUNCIL REPORTS**

10. **ADMINISTRATOR REPORT**

11. **ANNOUNCEMENTS**

12. **ADJOURN**

**** GoToMeeting Option**

Magna Metro Township Meeting

Tue, Jul 12, 2022 6:30 PM - 9:30 PM (MDT)

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Upon request with three (3) working days' notice, the Greater Salt Lake Municipal Services District, in support of the Magna Metro Township, will make reasonable accommodations for participation in the meeting. To request assistance, please call (385) 468-6703 – TTY 711.

A copy of the foregoing agenda was posted at the following locations on the date posted below: Magna Metro Township website at www.magnametrotownship.org and the State Public Notice Website at <http://pmn.utah.gov>. Pursuant to State Law and Magna Ordinance, Councilmembers may participate electronically. Pursuant to Utah Code Ann. § 52-4-205, Parts of Meetings may be Closed for Reasons Allowed by Statute.

POSTED: July 10, 2022

Detective Russ Buhler explained the youth academy where youth Grades 9 through 12 learn about the various operations of the UPD. This year, about 26 kids from the Kearns and Magna Metro Townships participated, and the program ran six weeks. Graduation went well. There was a catered dinner, a PowerPoint of what the kids did in the program, and talks from some of the youth about their experience. The graduates' parents were invited, and Mayor Peay and Council Members were also there.



Financial Report

Dave Sanderson reviewed the Magna Metro Township financial report. It is still early in the year; the Magna Metro Township is only 33 percent through its budget.

Council Member Barney asked when the Magna Metro Township had to have its proposed budget to the Greater Salt Lake Municipal Services District (MSD) for 2023.

Mr. Sanderson stated the state of Utah requires the Magna Metro Township submit its administrative budget to the Greater Salt Lake Municipal Services District (MSD) in July and August, and then the MSD is responsible to get it done by November.

Paul Ashton suggested scheduling a workshop for May or June to go over the administrative budget.

Council Member Barney stated he was not comfortable having the MSD set the Magna Metro Township's budget for it. He would rather have a strong voice there.



Citizen Public Input

Wendy Jensen stated her neighborhood connects to the Pleasant Green Park where there are activities for children and families in the summer. She was concerned the streets were unsafe for people in the neighborhood and at the park. The streets are overcrowded with parked cars, including a semi-truck; there are no sidewalks or stop signs; there are three ways in and out of the neighborhood; and people race down the street, some screeching tires. Sometimes there is loud music and alcohol involved too. Her neighbors would like to see the Magna Metro Township install speed bumps and lower the speed limit to 20 miles per hour (mph).

Carolyn Simons stated she was concerned about the parking in her neighborhood. There were so many cars parked, she could not back a trailer out of her driveway. It is a safety concern. She asked what Code Enforcement was doing about the area - some neighbors park on their lawns and weeds were coming into her yard from a neighbor's yard.

Crystal Pedersen stated she lived on Helen Drive, and speed bumps are being proposed for it because there are motorcycle racers there in the summer. She has been a crossing guard in Magna for 10 years, and has watched traffic during that time, and there is a lot

Council Member Hull stated some areas in her district had a traffic calming study done, but the data came back showing they did not qualify for speedbumps. She would like to know if the Council can be the entity making that decision.

Council Member Barney stated engineering should present the Council with the data and then it should decide whether the data is substantial enough to support what the request is.

Mayor Peay stated speed bumps are expensive, and they would come out of the Magna Metro Township's budget. The Council would have to budget for them. Reducing the speed limit is a good idea, but there also has to be enforcement of the speed limit.

Council Member Pierce stated the signs that flash speed limits are sometimes effective. She would like to see kids walk in a safer place even if traffic cannot be slowed. There are a lot of areas in the Magna Metro Township where sidewalks do not exist.

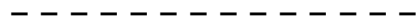
Lieutenant Zach Van Emmerik asked that people call the UPD whenever it sees something going on and take pictures if it can. Law enforcement cannot do anything unless it sees something or has evidence. With evidence, it can go and track down the driver or suspect. There is a difference between a speed hump and a speed bump. The speed humps are what are used as launching pads. Speed bumps are probably a little more effective. Doing a park strip would slow people down and be more effective than either humps or bumps. The Council needed to do a parking ordinance for parking issues. Once the signs are up and curbs are painted, law enforcement can enforce the ordinance.



Community Stakeholder Reports

Magna in Motion

Kari Duckworth stated Magna in Motion needs funding for signage and is trying to get it from other places besides the Magna Metro Township or the Greater Salt Lake Municipal Services District (MSD. Council Member Hull told her about a \$5,000 grant opportunity she would be willing to write up for Magna in Motion, which had to be turned in by June 10, 2022. Then, she has been in touch with the person who created the signs on the trails throughout the Jordan River Parkway and other places to see if he could do Magna in Motion's signs. Magna in Motion had talked about doing a rock scavenge hunt, but that has been postponed due to committee members working on the signage and the 4th of July event.



4th of July

Kari Duckworth stated the 4th of July committee has gotten a couple of entries every day for the parade. It is also making progress on getting electronic payments for the 5k participants as well as the vendors who are being charged \$35 to be there, and it has applications

Greater Salt Lake Municipal Services District (MSD) - Code Enforcement

Mike Sena, Code Enforcement Officer, MSD, stated year to date, there have been 200 cases created, and 146 cases closed. Currently, there are 61 open cases in Magna, and 146 cases have been closed. Out the open cases, there are 38 zoning cases, and those encompass parking in the front yard, junk, and even buildings on property lines; and there are 14 open weed cases. Right now, he was working alone in the Magna, Kearns, Copperton, and White City Townships, as well as Herriman City and unincorporated Sandy.

Council Member Barney stated it is too much work for one person to serve all those municipalities. If it is doing that, it was not doing a lot for the Magna Metro Township. He asked if Code Enforcement was fully staffed.

Mr. Sena stated no. One new code enforcement officer will be starting next week, and three more are authorized. There were four Code Enforcement Officers at one time, but they left the MSD, and the MSD has not been getting a lot of applicants. He did spend about five to six hours a day working in the Magna Metro Township on Code Enforcement, and explained the procedure for opening a case, following up on it, and why it gets closed.

Mayor Peay stated some of the complaints have to do with weeds or junk that do get cleaned up, but they start up again weeks later. If a citation could be given right away when it happens again, that might help.

Mr. Sena stated there is a legal process that has to be followed, and the MSD is working on that.

Greater Salt Lake Municipal Services District (MSD) – Code of Ordinances

Brian Tucker, Interim Planning Supervisor, MSD, updated the Council on the MSD’s code revision, which is being done to streamline and ensure ordinances are in compliance with state legislation and that they conform to goals and policies of general plans. The MSD will be creating a model code, and it will use the pieces of the model code that apply to the municipalities. So, Magna Metro Township’s code will not be what fits for the Kearns Metro Township’s code, nor will it be the old Salt Lake County code. The goal is to have this complete by the end of the year, and in front of the Planning Commissions in December.

There are a couple of phases – the MSD is currently working on a definitions chapter on the districts, i.e., residential, commercial, agricultural, manufacturing, and forestry. The plan is to have that to the planning commissions and the councils no later than July 21, 2022, so the metro townships can make those their own before December. It will provide the policy and procedures chapters, and the parking, landscaping, and sign regulations by September 16, 2022. Then, it will deliver Title 18, the subdivision ordinances and all the miscellaneous chapters in the zoning ordinance, by October 26, 2022.

DATE TUESDAY MAY 24, 2022

Council Member Barney asked if the historic district on Magna Main Street was separate in the zoning district definitions.

Mr. Tucker stated the MSD is treating that differently for now, but it will be part of this. The MSD plans to take that to the Magna Metro Township Planning Commission on June 9, 2022, along with planned unit development (PUD) amendments and the changes the Council requested in the planned community (PC) zone, and have those in front of the Council on June 14, 2022.

Council Member Prokopis asked if the MSD's planning office was fully staffed.

Mr. Tucker stated it is close to being fully staffed. It lost a planner in December and will be losing another planner in June, but it will be bringing on a planner the day after Memorial Day. It has been tough to hire. It has taken this long to replace the planner it lost in December. The MSD set up interviews, but half the people did not show up, and sometimes it would offer somebody the job and they did not take it. Long-range planning has three interns who are helping with the process.

Magna Water District

Clint Dilley, General Manager, Magna Water District, stated the Magna Water District is moving forward with the replacement of waterlines on Edith Drive and Florence Drive, between Katherine Drive and Helen Drive. It is also investing in infrastructure in that same area to improve fire flow and service, and to cut down on the number of repairs it has been making. That will start the first part of June. Newman Construction was awarded the project. Information on waterline projects will be attached to electronic bills and sent out with mailed bills. People can also sign up on Magna Water District's website to receive emails and news alerts, and texts in the case of an emergency.

Dallas Henline, Wastewater Operations Manager, Magna Water District, announced the Reuse Open House on June 22, 2022, at the Magna Water District's main office, where Magna Water District will unveil the preliminary designs on the reuse project – turning wastewater discharge into secondary irrigation, and go over questions and answers. It can also answer questions about concerns. Mr. Dilley passed out a flyer on that here. The flyer will also go out in a mailer. He also showed pictures of two 42-foot long by 14-foot wide trucks used by the Magna Water District, and explained what they were used for and how difficult it was to navigate them on crowded streets.

Mayor Peay asked when the reuse project would go into effect.

Mr. Henline stated Magna Water District hopes it will be operational by the summer of 2024, and fully operational January 1, 2025.

Council Member Prokopis asked if that would be districtwide.

Mr. Henline stated no.

Mayor Peay asked who was responsible for repairing a road when a homeowner had to have their sewer line replaced from the house to the road.

Mr. Dilley stated if the road was cut laterally by the contractor working for the homeowner, it would be their responsibility. Magna Water District would be involved in the portion of the road at the main waterline connection.

Council Member Barney asked who was over quality control when a road had to be repaired because it was torn up by a water district, and if there were standards and requirements.

Mr. Dilley stated different authorities enforce the roads. If it is a Utah Department of Transportation (UDOT) road, the Magna Water District's contractor who did the work has to follow their specifications and requirements. Then, Magna Water District will hire an inspector or provide an in-house inspector to make sure that is done. UDOT and other entities have their own inspector too who watches that. However, there are a lot of areas in the Magna Metro Township where the subgrade is so bad, that even after the repair is done to specifications, settling starts to occur.

Mark Eliason asked what Magna Water District's watering restrictions were for the Magna Metro Township.

Mr. Dilley stated the Magna Metro Township is in better shape than it was last year from a drought status, but it is projected to be a hot summer and a lot of the reservoirs have not built back up. So, the Magna Water District will continue with the mandatory level it restricted the users to last year. The goal is to raise awareness, rather than being punitive. The community has been responding to that; overall, it conserved 15-20 percent of water.

Council Member Hull asked if the Magna Water District had a program for replacing a parking strip with xeriscaping and if it had grant money to do that with.

Mr. Dilley stated Magna Water District does not have that program. It gets a small amount of wholesale water from the Jordan Valley Conservancy District through the Utah Water Savers, which partners with the Utah Division of Water Resources and other big districts. The Magna Metro Township is eligible to use that water.



Action Items

Resolution 22-05-03

Paul Ashton reviewed the resolution authorizing a lease agreement with the Webster Center for \$1,500 a month. He stated the Magna Metro Township has been using the

DATE TUESDAY MAY 24, 2022

Webster Center for five years without a formal lease. It has been operating on a month-to-month basis. This is a standard lease and basically what the Magna Metro Township has been operating under. It is the same lease the Webster Center has with other entities. Since two members of the Council are on the Webster Center Foundation Board, it made sense to do a formal lease. The resolution authorizes the Mayor Pro Tempore to sign the lease on behalf of the Magna Metro Township, so Mayor Peay, acting as President of the Webster Center can sign for the Webster Center. Technically, he could sign both, but it would look better to do otherwise.

Council Member Barney asked what the Magna Metro Township got for the lease. He was concerned the lease might be too vague rather than specifying who gets the use of the building.

Mr. Ashton stated the Magna Metro Township can use the entire building except when another lease is involved. Then, the Webster Center coordinates schedules. It is a good deal for the Magna Metro Township.

Council Member Barney stated it is only a good deal if the Council's use of the space is clearly defined, so its need to use the building does not overlap with anybody else's. This lease does not provide any clarity there. He was not comfortable without that specificity.

Council Member Hull asked if the Council could do a simple lease and attach a memorandum of understanding saying when the Council needed the use of the building for the year.

Mr. Ashton stated the more exclusivity the Council requests, the more rent will cost because the Webster Center also gets rent from other entities. Now, if there is a conflict, the use of the building usually goes to the first entity that signed.

Council Member Barney stated if a more specific lease costs the Magna Metro Township more money, then that is what it costs to be a municipality and have a designated space that is clearly defined when it can be used and how it can be used. Without that clarity, the Magna Metro Township is at the mercy of the Webster Center.

Mayor Peay stated in five years, it has never been a problem.

Council Member Barney stated if Mayor Peay is no longer the Mayor or steps away from the Webster Center, the Webster Center Foundation may not afford the same graciousness to the Magna Metro Township. He would rather address this openly than wait for that moment to happen and it becomes a big issue.

Mr. Ashton stated if the Council wants a more specific lease, he could put one together.

Council Member Prokopis stated he would like to have some legal background done first about ownership of the Webster Center and to see if the Webster Center Foundation could be dissolved.

DATE TUESDAY MAY 24, 2022

Mr. Ashton suggested the Council defer this matter until it can revisit this.

Council Member Barney, seconded by Council Member Prokopis, moved to delay a decision on the resolution until the Council can vote on it. The motion passed unanimously.

Resolution 22-05-04

Paul Ashton reviewed the resolution approving and authorizing the execution of a license agreement with Google Fiber. This is the same draft he presented two weeks ago. The representative of Google Fiber had questions, so took it back to its legal staff. Google Fiber has now agreed to it. He recommended approval so Google Fiber can start its design and engineering work.

Council Member Hull, seconded by Council Member Barney, moved to approve the following Resolution 22-05-04. The motion passed unanimously.

RESOLUTION NO. 22-05-04

DATE: May 24, 2022

A RESOLUTION OF MAGNA METRO TOWNSHIP COUNCIL APPROVING AND AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH GOOGLE FIBER

WHEREAS, the Magna Metro Township (“Magna”) is a Municipality pursuant to Utah Code §§ 10-2a-401 *et seq.*; and

WHEREAS, Magna is governed by a five-member elected Council under Utah Code Ann. § 10-3-205.5, which Council elects from its members a Mayor, and

WHEREAS, Magna, by and through its Council, has determined authorizing execution of a License Agreement with Google Fiber, as set forth in the attached License Agreement, Attachment “A”, will benefit the residents of Magna and will contribute to the prosperity, well-being, peace, and comfort of the community.

NOW THEREFORE IT IS RESOLVED, the Magna Metro Township Council approves, and authorizes the Mayor to sign, the attached License Agreement with Google Fiber (ATTACHMENT A).

IT IS FURTHER RESOLVED, by the Mayor and City Attorney may make non-material changes to the Agreement prior to signing if needed to respond to comments and suggestions of other parties to the Agreement, it being understood and agreed that each party to the Agreement is represented by legal counsel that may have input to the document.

APPROVED AND ADOPTED this 24th day of May 2022 by the Magna Metro Township Council in Magna Metro Township, Salt Lake County, Utah.

DATE TUESDAY MAY 24, 2022

ATTESTED:

FOR THE MAGNA METRO TOWNSHIP:

/s/ SHERRIE SWENSEN
Sherrie Swensen
Salt Lake County Clerk
Metro Township Clerk/Recorder

/s/ DAN W. PEAY
Dan W. Peay, Mayor



Council Reports

Unified Fire Authority (UFA)

Council Member Hull stated at its last meeting, the board approved the budget, which included a member fee increase of 6.92 percent. It also approved the shoulder patch for the UFA communities, and those are being worked on. Then, the pancake breakfast was held Saturday, and 400 people attended. She asked if money had been given to the Town Council for Night Out Against Crime. The Community That Cares Coalition (CTC) is involved in that. Amber Lietz, Salt Lake County Health Department, volunteered this year because she is writing a federal Safety and Success grant, which ties in with Night Out Against Crime.

Mayor Peay stated he thought Todd Richards was planning to do Night Out Against Crime, and probably still has the money he received from the Council years ago, since the event was not held then.



Animal Services Advisory Committee

Council Member Pierce stated the advisory committee sponsors free animal microchipping and is asking other organizations that run into animals if they would be interested in having a microchip scanner. The committee is also doing a project to help license pets of homeless people and asked if the Council would be willing to be part of that. The committee only meets every three months, so the Council has time to decide on that. The committee also asked if the Council could assist by putting information on its website about summer programs, including kids reading to animals in the shelter, the Hounds Around Town program where animals are taken to parks or schools in an effort to get them adopted, a monthly pet pantry where donated items that were not used by the animal shelter can be given away, and help seeking foster homes for kittens due to a huge increase in the cat population.

Rori Andreason stated she can put the information on the website once she gets that.

Council Member Prokopis stated he thought the UPD would be willing to keep a scanner at the Magna Precinct's police station and allow people who find stray pets to go in and use it. However, he did not think it would want to take in animals. He would check with the UPD on that.

Wasatch Front Waste and Recycling District (WFWRD)

Council Member Barney stated the board had a meeting Monday as the Board of Trustees, not the governing board, as WFWRD has received its official certificates from the Lieutenant Governor’s Office certifying it as an official independent district. In the meeting, action was taken on a policy change to the employee manual requiring background checks for certain roles to which he voted “Nay.” He felt there was no clarity in the policy on what constituted a fireable violation; it was left up to the discretion of the director, which opened WFWRD up to discrimination lawsuits.

The board also discussed complaints with the cleanup program regarding residents having to pay into the program whether they get to utilize a dumpster or not. One suggestion was made to change the program into a rental program. The committee did not discuss WFWRD giving customers back the \$1.50 they pay into the program each month. Someone from WFWRD will be reporting to the board each week on the program, i.e. what the response was, how many were delivered, and how many were denied. Changes to that program could possibly be coming. With regard to vouchers to the landfill, the challenge is transportation. However, the Magna Metro Township had the highest use rate of the municipalities, 1,400 so far this year.

Council Member Hull asked if Council Member Barney brought up the issue of liability for the dumpsters.

Council Member Barney stated yes, but the committee did not discuss it.

Council Member Prokopis stated he heard WFWRD only turned away three to four people from getting a dumpster.

Council Member Barney stated he did not have numbers yet for 2022, but last year, WFWRD turned away 50 Magna Metro Township users.

Mayor Peay suggested WFWRD get trucks to go around and pick items up, like Ace Recycling and Disposal does.

Council Member Barney stated that would require WFWRD purchasing a different type of truck.

Economic Development

Council Member Barney stated last week, he met with a group that included business owners to discuss the creation of a special zoning district for the Magna Historic District. He wanted to know what business owners’ concerns were with the current zoning versus what they would like to see with future zoning. There was some consensus on a few zoning

recommendations, one of which was height restrictions on buildings of no higher than three stories along Historic Main Street.

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

Council Member Prokopis stated he and Dave Sanderson attended UPD 101, and they met individually with the Sheriff to go over the Magna Metro Township’s budget. SLVLESA is talking about doing another wage increase for employees – a 5 percent cost of living and an additional 5 percent increase for staff because their wages have fallen behind. The UPD is getting close to the cap on its tax, and when that money is not enough to pay the bill, it will have to come up with a funding source to bridge the gap. That could be going to a fee-based system, a franchise tax, or changing legislation to raise the ceiling on the tax cap. The UPD has a couple more years of solvency before it needs to address that. Then, the UPD’s tentative budget was approved, and it will have its final budget next month.

Citizen Zoning Concern

Council Member Prokopis stated he met with Derrick Shank, the citizen who bought the old barbershop on Main Street and has been unable to get approval for a mixed use development. It is zoned commercial now. All the stakeholders were there, but Mr. Shank still felt he had not talked to the right person, and he is frustrated. The Greater Salt Lake Municipal Services District’s (MSD) hands are tied, so he wondered what the Council’s legal obligations were. He would like to set up a meeting with Mr. Shank, Trent Sorensen, Chief Building Official, MSD, Brian Tucker, Interim Planning Supervisor, MSD, Mayor Peay, Council Member Barney, Mr. Ashton, and himself to see if something can be done.

Mr. Ashton stated he would need to look at the zoning in the ordinance.

Greater Salt Lake Municipal Services District (MSD)

Mayor Peay stated at the last meeting, the MSD talked about not having enough money to get contracts done because the price of everything has gone up. It is moving money around, but it needs more. The MSD is also having problems hiring people to fill jobs. Then, Patrick Leary, Salt Lake County’s Associate Division Director of Parks, Trails, and Open Space, and the new head of the metro parks spoke at the meeting about what his office and announced the Magna Copper Park cleanup will be the first week of June. There was one at the dog park, and anyone wanting free firewood can go there and haul it away. That park is almost done. Now, it will be up to the Magna Metro Township to fence it.

DATE TUESDAY MAY 24, 2022

Council Member Barney asked who was responsible for clearing the dead branches from the trees that are hanging over the flow of traffic on 8400 West, in front of the recreation center.

Mayor Peay stated that is the responsibility of the County's Parks & Recreation Division.

Paul Ashton suggested taking pictures and giving them to Mr. Leary, who can then work with the County's Public Works Department.

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Administrator Report

Rori Andreason stated she needed to reschedule Ivory Development's parking issue; everyone wants to be involved.

Paul Ashton stated he thought there should just be two Council Members.

Council Member Prokopis stated the Council can get a report back on that.

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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

CHAIR, MAGNA METRO TOWNSHIP COUNCIL

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DATE TUESDAY MAY 24, 2022