

THE EMIGRATION CANYON METRO TOWNSHIP COUNCIL, STATE OF UTAH, MET ELECTRONICALLY ON TUESDAY, JULY 26, 2022, PURSUANT TO ADJOURNMENT ON TUESDAY, JUNE 28, 2022, 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
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 a “High Level of Transmission” 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.



PUBLIC MEETING

Emigration Canyon Metro Township Administrator

Mayor Smolka introduced Gordon Bennett as the Emigration Canyon Metro Township Administrator.



Citizen Input

None.



Reports from other Municipal Providers

Emigration Canyon Community Council (ECCC)

Bill Tobey stated annual brush chipping service was completed on July 10, 2022, and the follow-up process to collect time and expense information for recertification of Firewise has begun. An alternate project for this season’s fuel break project is being considered. The ECCC has approached the Emigration Oaks HOA on extending the Acorn Hills fuel break. Jim Woodward, Emergency Municipal Planner attended the ECCC meeting to discuss reinstating the CERT team. Recruitment efforts are being made for a team manager. There will be a funding request to the Metro Township Council for funding.

Unified Police Department (UPD)

Chief Wayne Dial stated the marathon was held with no significant problems. There was one complaint from a resident about noise. Detective Jake Elsasser will be using the noise meter to enforce noise issues in the canyon. An additional dedicated officer has been assigned to Emigration Canyon from May to October. There will be an increase in patrol during the weekends.

Unified Fire Authority (UFA)

Chief Bryan Case stated no official cause has been determined for the fire in Little Dell. It is possible that the fire was caused by a power surge. He has contacted the fire crews to see what it can do to get more involved in the community. He reviewed the calls for service in Emigration Canyon. There will be an increase in staffing for July 4th and 24th to help suppress any real issues.

Salt Lake County Animal Services Advisory Board

Nothing to report.



Council Business

Removal of Trees and Other Hazards in the Right-of-Way

Polly McLean stated she has been working with the Greater Salt Lake Municipal Services District (MSD) and engineers to determine what responsibility the Council has regarding trees in the right-of-way. She would like to get more information on how Salt Lake County maintained the rights-of-way.

Emergency Communication Plan

This item was pulled from the agenda to provide additional time for the Council to review the Emergency Communication Plan.

Fire Restrictions

Mayor Smolka stated the state is implementing some fire restrictions and the Council passed fire restrictions last year.

Polly McLean stated the Council adopted firework restrictions in March and there are some fire restrictions already in the Emigration Canyon Metro Township code.

Council Member Harris stated due to the high number of fires, she would like to adopt the same fire restrictions that were adopted last year.

Later in the meeting it was determined that the Council would wait to implement additional fire restrictions until the State moved to a stage 2.

Implementation of a Franchise Fee

Mayor Smolka stated the Greater Salt Lake Municipal Services District (MSD) Board approached Senator Mayne about providing the metro townships the ability to enact a franchise tax. It went through the legislative process and was approved. There is a need for additional revenue for various areas like, Unified Fire Authority (UFA), Unified Police Department (UPD), among others. He has asked Polly McLean to investigate enacting the franchise fee and what the process is to move forward. The Council will be able to allocate funds wherever it feels it is needed and the money can be split between several areas.

Appointment to the Utah League of Cities and Towns (ULCT)

Mayor Smolka stated the membership dues have been paid and Emigration Canyon Metro Township is a member of the ULCT. The Council needs to appoint a Council Member to the ULCT Board.

Mayor Smolka, seconded by Council Member Pinon, moved to appoint Deputy Mayor Hawkes as the Emigration Canyon Metro Township representative to the Utah League of Cities and Towns Board and Council Member Pinon as an alternate. The motion passed unanimously.

American Rescue Plan Act (ARPA)

Mayor Smolka stated some of the ARPA funds may need to be spent on the FEMA map.

Deputy Mayor Hawkes stated she would like an accounting of how much ARPA funds are available, a list of projects, and what the cost for those projects are.

Justice Courts

Mayor Smolka stated Salt Lake County is still researching the legality of dissolving the Justice Courts. It was decided that at this point, it is a better to leave the budget for the Justice Courts with the Greater Salt Lake Municipal Services District (MSD).

Meet and Greet with the Greater Salt Lake Municipal Services District (MSD)

Mayor Smolka stated he talked to the Greater Salt Lake Municipal Services District (MSD) about the meet and greet and they are excited to participate. The Council needs to pick a date and the MSD will make it happen. He suggests having it on a weekday during lunch in about three to four weeks. The Council would meet at the MSD offices.

Council Member Brems suggested meeting in September.

Mayor Smolka recommended Wednesday, September 14, 2022.

The Council agreed that day would work.

Salt Lake City Utilities

Polly McLean stated she invited Laura Briefer, Director, Salt Lake City Public Utilities, to tonight's meeting but she was unable to attend. Hopefully Ms. Briefer will be able to attend the August meeting.

Broadband

Council Member Pinon stated the process of getting broadband in the canyon is making great progress. The Council is just facilitating communications and no funds are being used in this effort.

Legal Issues

None.

Budget Items

Mayor Smolka reviewed the invoices for legal and clerk services. He turned in the Emigration Canyon Metro Township budget and suggestions made by the Council. A public hearing will be held for the budget in the fall with a tentative adoption date in November or December.

Deputy Mayor Hawkes stated she received an invoice for the restrooms.

Mayor Smolka stated the Council will expend approximately \$150,000 for the restrooms; \$40,000 from the state and \$40,000 from Salt Lake County. Additional monies were taken from the CARES fund, and some will be taken out of the capital improvement fund.



Council Member Reports

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

Council Member Brems stated there were not UPD or SLVLESA Board meetings held; however, he attended the SLVLESA workshop with Mayor Smolka. As SLVLESA looks into the future, it will not have enough money to meet its obligations to procure UPD services. The workshop had a lot of individuals attend that talked about taxation and the legislature. Discussions continue at the legislature with the SLVLESA lobbyist. The legislation will not allow SLVLESA to collect more taxes unless it is currently using all its available taxing options within its range. The Board members agreed to go back to their councils to talk about the possibility of collecting franchise taxes. If the Council approves a franchise tax, it can decide to offer all, part, or none of those funds to SLVLESA. The projected amount the tax would yield is approximately \$87,000 to Emigration Canyon. In addition, UPD is asking if the Councils have extra ARPA funds that it is willing to allocate to them.

Emigration Canyon Metro Township Planning Commission

Council Member Brems stated the Planning Commission met and discussed amending the Emigration Canyon Land Use Code to allow for 50 ft setbacks instead of 100 ft. The Planning Commission unanimously upheld the 100 ft setback requirement.

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

Council Member Harris stated UFA recently passed the 2023 budget. Mayor Dahle will be stepping down as chair but will remain until a new chairperson is elected. The Board elected Mike Wickers, Cottonwood Heights, as vice chair and he will transition to Chair in 2023.

Watershed Plan

Council Member Harris stated the watershed project to address E. coli in the Emigration Creek was supposed to be done by July 1, 2022, but the person overseeing the project resigned in May. The remaining partner is communicating with Sandy Wingert, Department of Water Quality, and herself. She does not have an updated report to share with stakeholders currently. Ms. Wingert suggested putting the septic tank pilot project on hold until the watershed project is finalized.

Wasatch Front Waste and Recycling District (WFWRD)

Council Member Pinon stated there is nothing new to report.

Association of Municipal Councils

Deputy Mayor Hawkes stated a meeting was not held this month.

Website

Deputy Mayor Hawkes stated she is putting firework restrictions on the website.

CodeRED

Deputy Mayor Hawkes stated she is working with Miller Paving to keep residents of Pinecrest and Killyons of road closures.

Restrooms

Deputy Mayor Hawkes stated excavation should be completed next week. The masonry is on schedule, shingles for the roof have been ordered, and Douglas-fir will be used for the doors.

Greater Salt Lake Municipal Services District (MSD)

Mayor Smolka stated Crystal Hulbert, Engineering, accepted a new position and will no longer be the engineer for Emigration Canyon. Steven Kuhlmeier was introduced at the MSD Board meeting as Emigration Canyon’s new engineer. On Friday, the MSD Board will begin the budget process with presentations from various departments.

Wasatch Front Regional Council (WFRC)

Mayor Smolka stated there is nothing new to report.

Council of Governments (COG)

Mayor Smolka stated COG will discuss homeless overflow shelters and what options are available.

Legislative Update

Mayor Smolka stated there is nothing new to report.



THERE BEING NO FURTHER BUSINESS to come before the Council at this time, the meeting was adjourned.

MAYOR, EMIGRATION CANYON METRO TOWNSHIP COUNCIL

SHERRIE SWENSEN, METRO TOWNSHIP CLERK

By: _____
Deputy Clerk

DATE

TUESDAY

JULY

26, 2022

