

MINUTES OF THE SALT LAKE CITY COUNCIL  
Tuesday, May 11, 2021

The City Council of Salt Lake City, Utah, met in Work Session on Tuesday, May 11, 2021 in an Electronic Meeting, pursuant to Chair's determination and Salt Lake City Emergency Proclamation No. 3 of 2020.

**The following Council Members were present:**

Amy Fowler, Ana Valdemoros, Chris Wharton, Daniel Dugan, Darin Mano, James Rogers

**Present Legislative leadership:**

Cindy Gust-Jenson, Executive Director; Jennifer Bruno, Deputy Director; Lehua Weaver, Associate Deputy Director

**Present Administrative leadership:**

Mayor Erin Mendenhall; Rachel Otto, Chief of Staff; Lisa Shaffer, Chief Administrative Officer

**Present City Staff:**

Cindy Lou Trishman – City Recorder, Katie Lewis – City Attorney, Ben Luedtke – Senior Public Policy Analyst, Kira Luke – Policy Analyst/Public Engagement, Libby Stockstill – Policy Analyst/Public Engagement, Robert Nutzman – Administrative Assistant, Russell Weeks – Senior Advisor, Sam Owen – Public Policy Analyst, DeeDee Robinson – Deputy City Recorder, Chief Mike Brown – Police Chief, Curtis Preece – Justice Court Director, Mary Beth Thompson – Chief Financial Officer, Lani Eggertson-Goff – Housing and Neighborhood Division Director, Thais Stewart – Minutes and Records Clerk, Kimberly Chytraus – Division Chief- Senior City Attorney, Matt Cassel – City Engineer, Nole Walkingshaw – Chief Innovation Officer, Allison Rowland – Senior Public Policy Analyst, Lisa McCarver – Director of Revenue & Collections, John Vuyk – City Budget Director, Tamra Turpin – Senior Attorney, Valeta Hitchcock – Financial Manager I, Clemens Landau – Justice Court Judge, Dan Rip – Department of Community & Neighborhoods

Council Member Fowler presided at and conducted the meeting.

The meeting was called to order at 2:06 pm.

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**Work Session Items**

**The Council will begin with a closed session from approximately 2:00-2:45 p.m.**

**[Click Here for the Mayor's Recommended Budget for Fiscal Year 2021-22](#)**

|                                                          |                                |
|----------------------------------------------------------|--------------------------------|
| <b>1. Informational: Updates from the Administration</b> | <b>~ 2:45 p.m.<br/>30 min.</b> |
|----------------------------------------------------------|--------------------------------|

The Council will receive an update from the Administration on major items or projects, including but not limited to:

- COVID-19, the March 2020 Earthquake, and the September 2020 Windstorm;
- Updates on relieving the condition of people experiencing homelessness;
- Police Department work, projects, and staffing, etc.; and
- Other projects or updates.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - Recurring Briefing

Set Public Hearing Date - n/a

Hold hearing to accept public comment - n/a

TENTATIVE Council Action - n/a

**Minutes:**

Council Member Fowler welcomed everyone to the meeting.

**Mayor Mendenhall** presented the COVID-19 updates, including:

- No zip codes were above the 191/100,000 positivity rate
- Vaccinations statistics for the Central City and West Side areas
- Fully vaccinated demographic totals in the county
- Mask requirements in City facilities
- Partners in the Park: University Neighborhood Partners vaccination clinic dates, times, and location
- Employee leave totals as of May 8, 2021 – 1308 total utilization of Emergency Responder Pandemic Leave and 312 total utilization of Federal Families First Coronavirus Act/emergency Pandemic Leave

Mayor Mendenhall presented the update on Homelessness, including:

- Shelter Capacity – 1,261 of the 1,400 total shelter beds were occupied (roughly 90%)
- Victory Road resource fair was a success with partners Ruff Haven, Green Bike, and Advantage Services supporting service efforts
- US Treasury guidance on the second round of emergency rental assistance was released on May 10, 2021, the amount of funding Salt Lake City would receive was unknown

**Rachel Otto** presented the Police Department update, including:

- Central Bike Officers were able to apprehend a suspect in a recent shooting who had multiple felony warrants for his arrest
- Park Squad Officers were able to quickly locate and apprehend a stabbing suspect wanted for a stabbing in Liberty Park

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- Pioneer Bike Officers conducted a vehicle stop discovering a firearm, drugs and a large sum of money, resulting in the arrest of three individuals
- Liberty Bike Officers stopped a vehicle for traffic violations discovering a firearm, drugs, and money resulting in the arrest of two individuals
- Project Safe Neighborhoods – 58 defendants charged, 17 drug trafficking cases, two robberies, eight other federal charges, 40 illegal firearms recovered, \$116,435 in cash seized, and a large array of drugs were seized

**Chief Mike Brown** reiterated the success of the Bike Squads and Safe Neighborhoods projects in helping Salt Lake City reduce crime.

Council Member Valdemoros asked what was done with the firearms, cash the Police Department seized, and were the criminals local people or individuals visiting Salt Lake. Chief Brown stated the money went into an asset forfeiture fund that was used for various purposes such as community projects or police equipment, the weapons were destroyed after the conviction occurred, and the criminals were from various walks of life.

## 2. **Informational: Updates on Racial Equity and Policing** ~ 3:15 p.m. 5 min.

The Council will hold a discussion about recent efforts on various projects City staff are working on related to racial equity and policing in the City. The conversation may include issues of community concern about race, equity, and justice in relation to law enforcement policies, procedures, budget, and ordinances. Discussion may include:

- An update or report on the Commission on Racial Equity in Policing; and
- Other project updates or discussion.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - Recurring Briefing

Set Public Hearing Date - n/a

Hold hearing to accept public comment - n/a

TENTATIVE Council Action - n/a

### **Minutes:**

**Kira Luke** stated a listening session was scheduled for May 19, 2021 at 6:00 pm with a focus on listening to experiences from people of color.

## 3. **Ordinance: Budget Amendment No. 9 for Fiscal Year 2020-21** ~ 3:20 p.m. 20 min.

The Council will be briefed about Budget Amendment No. 9 for the Fiscal Year 2020-21 Budget. Budget amendments happen several times each year to reflect adjustments to the City's budgets, including proposed project additions and modifications. The proposed amendment includes funding for building office space to accommodate expansion of the Emergency Management Division, technology upgrades for the 911 Department, and reimbursements to the Fire Department, among other changes.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - Tuesday, May 4, 2021

Set Public Hearing Date - Tuesday, May 4, 2021

Hold hearing to accept public comment - Tuesday, May 18, 2021 at 7 p.m.

TENTATIVE Council Action - Tuesday, June 1, 2021

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## Minutes:

**Ben Luedtke** gave a brief introduction to the proposal and stated the public hearing was scheduled for May 18, 2021.

Council Members, Ben Luedtke, and **Mary Beth Thompson** discussed the two policy questions regarding if there was a requirement to return unused CARES Act dollars by a certain date, if there were recommendations for using the remaining \$680,000 budget and could the eligibility requirements be changed to help more people. Mary Beth Thompson stated there was a funding extension for CARES Act funding which would allow for additional time to review and allocate the funding.

**Rachel Otto** stated the Administration would like to consider refilling the Raise Up Salt Lake City cards (CARES Act funding) previously issued, eligibility could be expanded for the card although expansion of the program may require additional partners to reach target individuals.

Council Members discussed the Raise Up Salt Lake City cards in regard to where the money was generated from and expressed support for the cards, wanted to communicate with community partners to expand the program to target the people that needed the help, and the need to allocate the funds so it was not lost.

Rachel Otto asked if the Council would like to further discuss the parameters of expanding the program at a future meeting or through a memo. Council Members stated they wanted a Work Session to further discuss the issue and allow action to be taken June 1, 2022. Ben Luedtke explained the process for further discussion.

Ben Luedtke reviewed the remaining items in the budget amendment regarding:

- Amendment to the appointed pay plan to include the Chief of Staff Position in the Mayor's Office (housekeeping item)
- A5 Budgeting for Inland Port Tax Revenue (\$-0 – Budget Neutral)
- A6 Budgeting for Convention Hotel Tax Revenue (\$-0- Budget Neutral)
- A7 Presumption for CARES Act funding (\$293,067- General Fund)
- A8 Fire Emergency Management Office Build Out (\$293,067 – General Fund)
- A9 911-ETM Security Platform (\$41,138 – E911 Fund)
- D1 Police Impact Fee Refund (\$510,818 – Police Impact Fees)
- D2 Moving Transportation CIP Projects to CIP Fund (\$8,695,770 – CIP Fund)

Council Members, Ben Luedtke, **Lisa Shaffer**, and **Dan Rip** discussed the possibility of a precinct on the east side of Salt Lake, what the timeline would be for construction, and rewriting the Police impact fee plan.

**4. Ordinance: SQF, LLC Master License Agreement for Small Cell Installation in the Right-of-Way** ~ 3:40 p.m.  
10 min.

The Council will receive a briefing about an ordinance that would grant a master license agreement for wireless facilities in the public way to SQF, LLC, a Delaware limited liability company. The agreement would allow this small cell provider to install and maintain small cell infrastructure within the City rights-of-way, subject to conditions in the agreement and after securing specific site approvals.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - Tuesday, May 11, 2021

Set Public Hearing Date - n/a

Hold hearing to accept public comment - n/a

TENTATIVE Council Action - Tuesday, May 18, 2021

**Minutes:**

**Kira Luke** presented the proposal.

**Dan Rip** stated SQF (Applicant) was taking over communication polls currently owned by AT&T.

Council Members, Dan Rip, and Kira Luke discussed creative ways to capture additional revenue from these agreements, federal regulations limiting what could be charged, the ten-year term of the contract, and if it would be better to shorten the terms of contract to revisit them as technology advanced, and the status of Notice Ordinance as mentioned in the Staff Report and its timeline.

**Kimberly Chytraus** stated the ten-year term was required by the state, but there might be flexibility with other services and state law limited what could be charged for these service.

Council Members, **Matt Cassel**, Kimberly Chytraus, and **Lisa Shaffer** discussed digital equity, whether the City had authority on where polls were placed, and whether the City could incentivize but not require placement as it was based on service and market needs.

**5. Ordinance: SQF, LLC Telecommunications Franchise Agreement** ~ 3:50 p.m.  
10 min.

The Council will receive a briefing about an ordinance that would grant a telecommunication franchise agreement to SQF, LLC. The agreement would allow the company to place its facilities within the City rights-of-way, governed by certain conditions and after securing permits, and provides for the payment of the telecommunications tax pursuant to State statute.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - Tuesday, May 11, 2021

Set Public Hearing Date - n/a

Hold hearing to accept public comment - n/a

TENTATIVE Council Action - Tuesday, May 18, 2021

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## Minutes:

**Kira Luke** reviewed the contract terms for SQF LLC – ten years with a year-to-year automatic extension, SQF will pay the City a one-time lump sum of \$5,000 and then the 3.5 percent annual standard franchise fee. The agreement did not allow cable services or small wireless installations.

No questions or discussion from the Council.

## 6. Ordinance: Google Fiber Utah Amended and Restated Broadband Services Franchise

~ 4:00 p.m.

20 min.

The Council will receive a briefing about an ordinance that would approve an amended and restated broadband services franchise agreement to Google Fiber Utah, LLC. Google Fiber intends to discontinue video services to its customer base. The amended and restated franchise agreement has been negotiated to omit video services, change the fee structure and authorize broadband for a 15-year term.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - Tuesday, May 11, 2021

Set Public Hearing Date - n/a

Hold hearing to accept public comment - n/a

TENTATIVE Council Action - Tuesday, May 18, 2021

## Minutes:

**Kira Luke** reviewed the proposal stating it was a different form of a standard franchise agreement with Google Fiber – originally the agreement was for a 15-year term however Google was discontinuing video services therefore, a new 15-year agreement was needed. Originally, Google was paying 5% of revenue for video services, the new agreement would be for 2% in addition to the standard 3.5% tax and a one time \$10,000 administrative fee. Kira Luke reviewed the questions in the staff report regarding equity, access, and enforcement.

**Dan Rip** stated the proposal represented a service extension that may offer a potential increase of revenue for the City and recommended Council accept the changes.

Council Members, **Nole Walkingshaw**, Dan Rip, and Kira Luke discussed Google Fiber TV services and options to incentivize digital equity to give more people access to internet services.

## 7. Tentative Break

~ 4:20 p.m.

20 min.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - n/a

Set Public Hearing Date - n/a

Hold hearing to accept public comment - n/a

TENTATIVE Council Action - n/a

**8. Resolution: Housing Trust Fund Loan Amendment to Garden Lofts Holdings, LP, at 154 West 600 South** ~ 4:40 p.m.  
10 min.

The Council will receive a briefing about a resolution that would authorize two changes to the original loan agreement between the City's Housing Trust Fund and Garden Lofts Holding, LP. The loan was originally granted in December 2017 to help fund an affordable multi-family development that consists of 272 units, all at or below 60% of the Area Median Income (AMI). The proposed amendments would change future rental rates to reflect an "income-averaging" approach, as well as the City's loan position, which would shift to third, behind a new private loan to the developers to cover increased construction charges.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - Tuesday, May 11, 2021

Set Public Hearing Date - n/a

Hold hearing to accept public comment - n/a

TENTATIVE Council Action - Tuesday, May 18, 2021

**Minutes:**

**Allison Rowland** gave an overview of the amendment highlighting the two changes - switching some units to income averaging and moving the City's loan from second position to third behind a new loan from CitiBank, and potential action was scheduled for May 18, 2021.

**Lani Eggertsen-Goff** introduced the developers and stated they were available for questions.

**Corey Johnson** (Wasatch Development) reviewed the project and the income averaging program.

Council Members, Corey Johnson, Lani Eggertsen-Goff, and Allison Rowland discussed when the project was completed (2019), cost of construction, process of applying the average income program and if it applied to existing renters, legislative intent requesting additional clarification on funding, moving 25 loans from Housing and Neighborhood Development to the Redevelopment Agency Trust Fund.

Council Members expressed excitement to open up housing for more people.

**9. Fiscal Year 2021-22 Budget: Administration's Overview and Revenue Update** ~ 4:50 p.m.  
40 min.

The Council will receive a revenue update and an overview from the Administration of the Mayor's Recommended Budget for Salt Lake City for Fiscal Year 2021-22.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - Tuesday, May 11, 2021

Set Public Hearing Date - Tuesday, April 20, 2021

Hold hearing to accept public comment - Tuesday, May 18, 2021 and Tuesday, June 1, 2021 at 7 p.m.

TENTATIVE Council Action - TBD

# MINUTES OF THE SALT LAKE CITY COUNCIL

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## Minutes:

**Mary Beth Thompson, Lisa McCarver, and John Vuyk** gave an overview of the budget discussion for FY 21-22, highlighting:

- Equitable growth
- Making the City more environmentally resilient
- Bolstering communities with inclusive investment
- Supporting employees' physical and mental well being
- General revenue overview with a projection to be over budget by about \$5.2 million
- Latest sales tax revenues were over budget by \$3.4 million than projected – fueled by retail spending
- Areas that have increased and decreased in revenues due to COVID-19 restrictions
- History of property taxes for each district and commercial properties
- History of sales tax revenue
- Gross point of sales tax receipts
- Total expense overview
- Personnel expenses
- General Fund fund balance projections

Council Members, **Jennifer Bruno**, and **Cindy Gust-Jenson** discussed the total number of new full-time employees (FTE) being requested (62), 20 of which would be funded by grant money, and how to list the requested employees to show if they were funded with grant money or through general funds in the report.

## 10. **Fiscal Year 2021-22 Budget: Council Staff Overview** ~ 5:30 p.m. 30 min.

The Council will receive an overview from Council Staff of the Mayor's Recommended Budget for Salt Lake City for Fiscal Year 2021-22.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

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TENTATIVE Council Action - TBD

## Minutes:

**Jennifer Bruno** gave an overview of the proposed budget highlighting:

- Council's role in approving the budget
- **Racial Equity in Policing (REP) requests:**
  - Peer Court Program – \$20,000 nondepartmental budget
  - Senior Advisor position in the Mayor's Office to focus on Equity – Mayor's Office Budget
  - Funding for six full-time social workers to increase the available hours for the Salt Lake City Police Department's co-responder model, \$450,000 - Funding our Future Public Safety dollars (phased in to hire three in September 2021 and three in January 2022)

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- Ongoing funding for current social worker program continued to be budgeted in non-departmental
- REP Commission Senior staff – full-time staff in the Mayor’s Office to provide staff support to the REP Commission as the work moved forward –non-departmental funding
- **Public Safety:**
  - Restore \$2.8 million to the police budget
  - American Rescue Plan Act (ARPA) funding to expand the Medical Response Team (MRT) to the Ballpark/Poplar Grove area (6 months – four firefighters – \$136,762, Equipment \$46,700)
  - Funding to transition work schedules for 911 dispatchers, to assist with turnover (6 months, 8 FTEs – \$153,450)
  - Permanent funding for the Community Commitment Program (CCP) to assist with camp cleaning and resource connections – funding spread throughout Police Department (PD), Community and Neighborhoods (CAN), and Public Services
  - Replacing backlog of fire apparatus vehicles through Funding Our Future public safety category (\$4 Million)
  - More Emergency Management Staff in the Fire Department (Emergency Management was relocated from the Police Department)
  - \$70,000 street racing initiative in PD – for “enhanced mitigation” of street racing in the City
- **Homelessness:**
  - Continue parks clean up funding in the Public Services Department and funding Police Department for the CCP as a level that was established through FY 2020 budget amendments
- **Affordable Housing:**
  - Anticipated ARPA (federal) funding (\$4,414,556)
  - Funding administered by RDA (via Funding Our Future (\$4,732,627)
  - Funding Our Future administered by Housing and Neighborhoods (HAND)(Sales Tax Option – \$2,050,000)
  - Continuing to streamline housing development into Redevelopment Agency (RDA) (\$4.7 Million from Funding Our Future)
  - HAND would focus on housing programs with the remainder of the Funding Our Future dollars
  - Administration recommended discontinuing the Community Land Trust Program and proposing to recapture the unspent \$750,000 from previous year – more discussion to be held at a later date
- **Transportation:**
  - FY 2019 and FY 2020 budgets made significant progress toward implementing the City’s transit master plan
  - New sales tax funding enables a 20-year interlocal agreement with Utah Transit Authority (UTA) to provide enhanced bus services
  - Funding for Infrastructure and Capital Projects
  - Proposed budget funds the Capital Improvement Program (CIP) at 6% of ongoing general fund revenue
  - Continue the significant investments made in infrastructure via Class C “gas tax” funds
  - Provide a second streets maintenance crew
  - Support the County quarter cent transportation sales tax option
  - Voters approved \$87 million Streets Reconstruction General Obligation (GO) Bond

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- **Department Reorganization, new department proposed:**
  - Move Department of Public Lands to stand alone department
  - Departmental reorganization shifting Engineering from Community and Neighborhoods (CAN) to Public Services
  - Shift Youth and Family Services from Public Services to CAN
  - Budget Amendment No. 7 shifted Emergency Management from the Police Department to the Fire Department
- Funding for Golf, Parks, and special events

Council Members and Jennifer Bruno discussed:

- The structural deficit and if it was higher or lower than previous years (higher)
- Cost for FTEs, options for grant funded FTEs when the grant funding ended and the number of FTEs in the reorganization of departments
- Cost to increase the Crisis Response Team to make it available 24/7 within the next two years
- If traffic calming initiatives were included in the Mayor's Budget (staff would return with more information)
- Police Department Budget and how the \$2.8 million would be recaptured
- Criteria/boundaries for spending the ARPA money and what items fit/didn't fit in the boundaries for funding
- Prioritization of items that did not fit within the boundaries for funding by the ARPA money
- Expanding/funding the Medical Response Team (MRT) program
- MATRIX's (Police Audit Company) suggestion to create a department for jobs that address non-emergency/civil response calls
- Creating a legislative intent outlining funding for specific long/short-term programs
- Bond recommendation would be sent to the Council on May 12, 2021 for review
- Three Associate Planners – were a priority to help the City to continue to grow

## **11. Fiscal Year 2021-22 Budget: Governmental Immunity** ~ 6:00 p.m. 20 min.

The Council will receive a briefing about the proposed Governmental Immunity budget for Fiscal Year 2021-22, which is the City's self-insurance fund for liability claims.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - Tuesday, May 11, 2021

Set Public Hearing Date - Tuesday, April 20, 2021

Hold hearing to accept public comment - Tuesday, May 18, 2021 and Tuesday, June 1, 2021 at 7 p.m.

TENTATIVE Council Action - TBD

### **Minutes:**

**Russell Weeks** gave an overview of the budget, including:

- The Governmental Immunity Fund operated as a reserve fund managed by the Attorney's Office to address liability claims
- The Governmental Immunity Fund, the Insurance and Risk Management Fund were listed as two line items in the Salt Lake City Attorney's Office budget
- Administration's goal - to maintain a positive fund balance while continuing to cover the cost of potential claims against the City
- Total proposed budget for the fund (\$2,933,913), \$78,710 more than the current year adopted budget of \$2,855,203 or a 2.75% increase
- There were 9 full-time employees (FTEs) funded by the Governmental Immunity Fund

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**Tamra Turpin** presented how liability claims were addressed and funded, gave an overview of the number of claims the City had addressed this year, 64 claims were settled, 127 claims closed at no cost, and 109 open claims of which some were currently in litigation and could not be discussed in an open meeting.

Council Members, Russell Weeks, Tamra Turpin, and **Katie Lewis** discussed the policy question regarding the option to establish a property tax similar to the Library Fund, which would go directly into the Governmental Immunity Fund and if it was a necessity to assist with funding liability claims.

## 12. **Dinner Break** ~ 6:20 p.m. 30 min.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - n/a

Set Public Hearing Date - n/a

Hold hearing to accept public comment - n/a

TENTATIVE Council Action - n/a

## 13. **Fiscal Year 2021-22 Budget: Justice Court Department** ~ 6:50 p.m. 30 min.

The Council will be briefed about the proposed Justice Court Department budget for Fiscal Year 2021-22. The Justice Court handles misdemeanor criminal citations, small claims, traffic citations and traffic school for moving violations.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - Tuesday, May 11, 2021

Set Public Hearing Date - Tuesday, April 20, 2021

Hold hearing to accept public comment - Tuesday, May 18, 2021 and Tuesday, June 1, 2021 at 7 p.m.

TENTATIVE Council Action - TBD

### **Minutes:**

**Libby Stockstill** provided an overview of the budget.

**Curtis Preece** reported on:

- Utilizing 100% virtual hearings
- Courthouse doors have been open throughout the pandemic to assist the public
- Traffic cases were 50% higher than pre-COVID-19
- Little change to domestic and serious criminal cases
- Overall caseload starting to increase slowly
- Preparing for hybrid case hearings – hearings were changing to part virtual and part in-person
- Roughly 35 hearings a week virtually

**Valeta Hitchcock** provided information regarding:

- Large surplus from the FY21 budget
- Courts were not requesting any additional funds for FY22
- Savings included witness/jury and interpreter fees, security, prisoner transport, and things such as stationary
- Loss in revenue due to decreases in the number of traffic/small claims cases
- Expecting increases in cases in the months to come

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- Utilizing excess funds from FY21 to fulfill court needs for items such as updates to audio systems in the four courtrooms and homeless outreach kits

**Judge Clemens Landau** spoke about the successes program-wide that helped to assist the public and offer better outreach services.

Council Members and Judge Landau discussed the homeless outreach programs and efforts to ensure diversity/equity in the court system.

Council Member Fowler praised the court system for positive reactions to recent justice reform and kayak court on the Jordan River and its success.

**14. Fiscal Year 2021-22 Budget: Metropolitan Water District** ~ 7:20 p.m.  
30 min.

The Council will be briefed about the proposed budget for the Metropolitan Water District for Fiscal Year 2021-22.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion) Briefing - Tuesday, May 11, 2021

Set Public Hearing Date - Tuesday, April 20, 2021

Hold hearing to accept public comment - Tuesday, May 18, 2021 and Tuesday, June 1, 2021 at 7 p.m.

TENTATIVE Council Action - TBD

**Minutes:**

**Sam Owen** provided an overview/background of the water district.

**Mike DeVries** (Metropolitan Water District) presented information on the budget highlighting:

- Primary sources of revenue – water sales (48%), property taxes (23%), and capital assessments (27%)
- Miscellaneous revenue (2%) – interest, cell tower leases, licensing program fees, and surplus equipment sales
- Importance of property taxes (being a stable/predictable source of revenue) along with potential unintended consequences of property tax elimination
- Member and City rate history
- Historical water usage
- Proposing 3% increase to member city's water charge for FY2022 (no rate increases for FY2021) and 3% increase for non-member entity water sales
- FY2022 budget expenditures:

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- 5% increase in operations and maintenance expenses (increased chemical and employee costs)
- Provo River Water Users Association – future cost increase associated with replacement of Deer Creek Dam intake structure and related guard gates, estimated to be \$60 million project – Metropolitan Water District (MWDSLS) estimated annual cost would be approximately \$1.6 million
- 8% increase in capital expenses – total budget \$8.7 million, increase of \$172,000 in MWDSLS non-capacity capital expenditures, increase of \$487,000 in Jordan Aqueduct System capital expenditures
- Initiation a comprehensive hazard analysis and mitigation plan for all MWDSLS assets
- Comprehensive Asset Management Program and Capital Improvement Plan
- Debt Service:
  - In 2020 the Water District refunded a portion of its 2021A bonds and all of the 2019A bonds resulting in a net present value savings of \$9.4 million with average annual cash flow savings of \$636,000
  - Additional funding opportunities being explored
  - No new debt anticipated in FY2022
- Budget Schedule:
  - Tentative budget adopted April 19, 2021
  - Public Hearing on May 24, 2021
  - Final budget anticipated to be adopted June 21, 2021
- Key Takeaways:
  - Despite poor precipitation/snow pack current year water supply was healthy
  - Investigating additional bond refunding
  - Pandemic not adversely impacting MWDSLS operationally/financially
  - 3% rate increase expected for FY 2022

There were no questions or discussion on this item.

## 15. **Ordinance: Electronic Meetings** TENTATIVE 10 min.

The Council will receive a briefing about an ordinance that would repeal Chapter 2.86 and amend Section 2.06.030.E of the *Salt Lake City Code*, relating to electronic meetings of the City's public bodies.

**FYI – Project Timeline:** (subject to change per Chair direction or Council discussion)

Briefing - Tuesday, May 11, 2021

Set Public Hearing Date - n/a

Hold hearing to accept public comment - n/a

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### **Minutes:**

**Katie Lewis** reviewed the proposed ordinance, including: the Boards and Commissions quorum requirements for meeting virtually and the need to be compliant with the Open Public Meetings Act (OPMA).

## **Standing Items**

### **16. Report of the Chair and Vice Chair**

Report of Chair and Vice Chair.

**Minutes:**

*No discussion.*

### **17. Report and Announcements from the Executive Director**

Report of the Executive Director, including a review of Council information items and announcements. The Council may give feedback or staff direction on any item related to City Council business, including but not limited to scheduling items.

**Minutes:**

*No discussion.*

### **18. Closed Session**

The Council will consider a motion to enter into Closed Session. A closed meeting described under Section 52-4-205 may be held for specific purposes including, but not limited to:

- a. discussion of the character, professional competence, or physical or mental health of an individual;
- b. strategy sessions to discuss collective bargaining;
- c. strategy sessions to discuss pending or reasonably imminent litigation;
- d. strategy sessions to discuss the purchase, exchange, or lease of real property, including any form of a water right or water shares, if public discussion of the transaction would:
  - (i) disclose the appraisal or estimated value of the property under consideration; or
  - (ii) prevent the public body from completing the transaction on the best possible terms;
- e. strategy sessions to discuss the sale of real property, including any form of a water right or water shares, if:
  - (i) public discussion of the transaction would:
    - (A) disclose the appraisal or estimated value of the property under consideration; or
    - (B) prevent the public body from completing the transaction on the best possible terms;
  - (ii) the public body previously gave public notice that the property would be offered for sale; and
  - (iii) the terms of the sale are publicly disclosed before the public body approves the sale;
- f. discussion regarding deployment of security personnel, devices, or systems; and
- g. investigative proceedings regarding allegations of criminal misconduct.

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A closed meeting may also be held for attorney-client matters that are privileged pursuant to Utah Code § 78B-1-137, and for other lawful purposes that satisfy the pertinent requirements of the Utah Open and Public Meetings Act.

## **Minutes:**

The Closed Session meeting began at 2:10 pm.

Council Members in attendance: James Rogers, Darin Mano, Dan Dugan, Chris Wharton, and Ana Valdemoros, (Council Member Amy Fowler joined at 2:23 pm)

Attendees: Dan Swedlow, Katie Lewis, Mark Kittrell, David Salazar, Debra Alexander, Mayor Mendenhall, Lisa Shaffer, Rachel Otto, Jennifer Bruno, Cindy Gust-Jenson, Lehua Weaver, Robert Nutzman, Melissa Green, Mary Beth Thompson, Jaysen Oldroyd, Ben Luedtke, Allison Rowland, Sam Owen and Cindy Lou Trishman.

Reduced to 19 attendees at 2:49 pm (Melissa Green, David Salazar, Dan Swedlow, Mark Kittrell, Jaysen Oldroyd, and Deb Alexander left the discussion.)

Council Member Rogers moved, Council Member Dugan seconded to exit the closed meeting.

Closed meeting ended at 3:02 pm.

## **Motion:**

Moved by Councilmember Valdemoros, seconded by Councilmember Dugan to enter into **Closed Session for §52 -4-205(1)(b) strategy sessions to discuss collective bargaining; §52-4-205(1)(d) strategy sessions to discuss the purchase, exchange, or lease of real property, and for Attorney-Client matters that are privileged pursuant to Utah Code §78B-1-137, and for other lawful purposes that satisfy the pertinent requirements of the Utah Open and Public Meetings Act.**

**AYE:** Ana Valdemoros, Chris Wharton, Daniel Dugan, Darin Mano, James Rogers

**ABSENT:** Amy Fowler

**Final Result:** 5 – 0 Pass

MINUTES OF THE SALT LAKE CITY COUNCIL  
Tuesday, May 11, 2021

Meeting adjourned at: 7:37 pm.

Minutes Approved: February 7, 2023

City Council Chair

City Recorder



This document is not intended to serve as a full transcript as other items may have been discussed; please refer to the audio or video for entire content pursuant to Utah Code §52-4-203(2)(b).

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This document along with the digital recording constitutes the official minutes of the City Council Work Session meeting held Tuesday, May 11, 2021.

# May 11, 2021

Final Audit Report

2023-02-14

|                 |                                              |
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