

DATE MONDAY JANUARY 09, 2023

THE KEARNS METRO TOWNSHIP COUNCIL, STATE OF UTAH, MET ON MONDAY, JANUARY 09, 2023, PURSUANT TO ADJOURNMENT ON MONDAY, NOVEMBER 28, 2022, AT 6:30 P.M. AT THE KEARNS LIBRARY AT 5350 SOUTH 4220 WEST, KEARNS, UTAH 84118.

COUNCIL MEMBERS PRESENT: ALAN PETERSON
PATRICK SCHAEFFER
TINA SNOW
KELLY BUSH, Mayor

COUNCIL MEMBER EXCUSED: CHRYSTAL BUTTERFIELD

OTHERS IN ATTENDANCE: NATHAN BRACKEN, LEGAL COUNSEL
NICHOLE WATT, METRO TOWNSHIP CLERK

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Mayor Kelly Bush, Chair, presided.

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Public Meeting

Citizen Public Input

None.

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Planning

Active Transportation Plan

The Council reviewed the following Resolution adopting the Kearns Active Transportation Plan:

RESOLUTION NO. 2023-01-01

Date: January 09, 2023

A RESOLUTION OF THE KEARNS METRO TOWNSHIP COUNCIL ADOPTING
THE KEARNS ACTIVE TRANSPORTATION PLAN

RECITALS

WHEREAS, Kearns Metro Township is a municipality and has the authority to pass all ordinances and rules, and make all regulations, not repugnant to law, necessary for carrying into effect or discharging all powers and duties pursuant to Utah Code Ann. § 10-8-84; and

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WHEREAS, the Kearns Metro Township Council adopted the first General Plan since Kearns' incorporation in 2020 and that Plan set a goal to, "increase walkability, including pedestrian and bicycle connectivity, accessibility, safety, and comfort for people of all ages and abilities"; and

WHEREAS, well-planned active transportation facilities are found to improve safety for people walking, biking, and rolling – including school-age children, increase opportunities for residents to access places of education and employment – regardless of vehicle ownership, and enhance quality of life and public health through greater recreational opportunity; and

WHEREAS, in 2020, Kearns received a grant from Wasatch Front Regional Council for the completion of an Active Transportation Plan, which was awarded to Avenue Consultants, LLC. and completed in December 2022; and

WHEREAS, the Kearns Metro Township Council intends to use the Kearns Active Transportation Plan as an advisory document to guide planning and decision-making, including potential budgeting prioritization, in order to facilitate a safe, efficient, and sustainable transportation network.

RESOLUTION

NOW, THEREFORE, BE IT RESOVLED BY KEARNS METRO TOWNSHIP COUNCIL, effective immediately, that the attached Kearns' Active Transportation Plan adopted through resolution on January 9th, 2022, is approved in its entirety.

PASSED and ADOPTED this 9th day of January, 2023.

KEARNS METRO TOWNSHIP COUNCIL

By: /s/ KELLY F. BUSH
Mayor

ATTEST:

/s/ LANNIE CHAPMAN
Clerk/Recorder

Council Member Snow, seconded by Council Member Schaeffer, moved to approve Resolution 2023-01-01, adopting the Kearns Active Transportation Plan. The motion passed unanimously.

Title 18 – Subdivisions & Title 19 – Zoning

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Kayla Mauldin, Senior Long Range Planner, Greater Salt Lake Municipal Services District (MSD) presented on Titles 18 and 19. She passed out handouts of Titles 18 and 19 as currently drafted.

Mr. Nathan Bracken, Legal Counsel, Kearns Metro Township, stated the planning commission will hold a public hearing next month and then bring it to the Council for adoption. Statute requires ten days' notice prior to the next meeting. This was the time to do edits.

The Council discussed whether to continue reviewing subdivision plats or give that authority back to the planning commission; options for regulating short-term rentals; manufacturing zones, improvement completion assurances, and off-street parking,

Moderate Income Housing

The Council reviewed the following Resolution correcting a technical error in the Kearns' Moderate Income Housing Plan:

Nathan Bracken, Legal Counsel, Kearns Metro Township, stated for the record that he disagreed with the State Legislature's legal interpretation of the statute and did not think a resolution was necessary. Nevertheless, he felt the easiest thing was to move forward with the technical adjustment.

RESOLUTION NO. 2023-01-02

Date: January 09, 2023

A RESOLUTION OF THE KEARNS METRO TOWNSHIP COUNCIL
CORRECTING A TECHNICAL ERROR IN KEARNS' MODERATE INCOME
HOUSING PLAN

RECITALS

WHEREAS, Kearns Metro Township is a municipality and has the authority to pass all ordinance and rules, and make all regulations, no repugnant to law, necessary for carrying into effect or discharging all powers and duties pursuant to Utah Code Ann. § 10-8-84; and

WHEREAS, the Kearns Metro Township Council timely approved amendments to its Moderate Income Housing Plan ("MIH Plan") prior to October 1, 2022, in compliance with House Bill 462 (2022); and

WHEREAS, on November 22, 2022, the Utah Division of Housing and Community Development ("Division") notified Kearns Metro Township ("Kearns") that its MIH Plan was compliant with House Bill 462, but that the Municipality did not qualify for priority funding consideration from the State for TIF, TIFF, and COVID Local Assistance funds, because the MIH Plan cited and summarized rather than quoting one of the statutory strategy options; and

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WHEREAS, Kearns desires to qualify for priority funding consideration from the State, and the Division has indicated that Kearns can remedy the identified deficiency by the Kearns Council adopting a Resolution that corrects the technical error in the MIH Plan by including the relevant statutory provision in its entirety in the MIH Plan.

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED BY KEARNS METRO TOWNSHIP COUNCIL, effective immediately, that Kearns' Moderate Income Housing Plan shall be corrected to include the following statutory language in its entirety:

“Apply for or partner with an entity that applies for state or federal funds or tax incentives to promote the construction of moderate income housing, an entity that applies for programs offered by the Utah Housing Corporation within that agency’s funding capacity, an entity that applies for affordable housing programs administered by the Department of Workforce Services, an entity that applies for affordable housing programs administered by an association of governments established by an interlocal agreement under Title 11, Chapter 13, Interlocal Cooperation Act, an entity that applies for services provided by a public housing authority to preserve and create moderate income housing, or any other entity that applies for programs or services that promote the construction or preservation of moderate income housing” (Utah Code 10-9a-403).

PASSED and ADOPTED this 9th day of January, 2023.

KEARNS METRO TOWNSHIP COUNCIL

By: /s/ KELLY F. BUSH
Mayor

ATTEST:

/s/ LANNIE CHAPMAN
Clerk/Recorder

Council Member Snow, seconded by Council Member Schaeffer, moved to approve Resolution 2023-01-02, correcting a technical error in the Kearns' Moderate Income Housing Plan. The motion passed unanimously.



Stakeholder Updates

Unified Police Department (UPD)

Chief Levi Hughes stated the fleet department got a new truck with a great light package which the department is grateful for. A back windshield has been purchased and will be installed shortly for the side-by-side. Sergeant Zach Young has started his position with the

Community Impact Unit. Magna has allocated additional funding to create a Sergeant position. UPD would like to see him become familiar with all the people he will partner with as the new COP officer. The new allocation will be moved under Sergeant Young’s unit. Chief Del Craig in Magna got financial support to do the same thing Kearns did in converting an officer spot to a sergeant spot, so now Kearns and Magna can help each other and the two are working on some great things. Chief Hughes reviewed statistics: There was one drive-by shooting reported. There was a spike in crime over the summer, but it has come down. Total calls, stolen vehicles, and traffic offenses are down from last year. Traffic citations remain about the same.

Unified Fire Authority (UFA)

Mayor Bush stated Chief Russell got a promotion and UFA will be getting a new battalion chief.

Kearns Improvement District (KID)

Greg Anderson, General Manager, KID, stated in 2022, KID experienced a reduction in water use of 20.8 percent in 2020 and 8 percent from 2021. KID is the leading district in Utah as far as conservation efforts. This is significant because Jordanelle and Deer Creek Reservoirs are currently at 54 percent capacity. Last year they were at 63 percent. Jordan Valley Water Conservancy District and the Weber Basin Water Conservancy District have been asked by the State Legislature to release some of their reserved water. Although the current water year has started off well, these conservation efforts will continue. The snowpack is currently at a 179 percent. Numerous bills pertaining to water conservation are in the works at the State Legislature. KID does not support all of them but is working through Chamber West to provide its input. Through the Federal Omnibus Bill that was passed in December of 2022, KID received a \$1.76 million grant for its water replacement project on 5400 South.

Kearns Community Council

Roger Snow, Vice Chair, Kearns Community Council, stated the Council is excited to get another year going. Last meeting, it started planning its events. He thanked the Kearns Metro Township Council for its support. If the Kearns Metro Township Council would like to do something for Senator Karen Mayne, who is retiring, the Kearns Community Council would like to participate.



Other Business

Payroll Services

Mayor Bush stated there has been ongoing issues with the current payroll company. Moving payroll services to the MSD would save money as the township would no longer have to pay for payroll services. She would like to get the new paperwork filled out before the February payroll.

Council Member Snow, seconded by Council Member Schaeffer, moved to move payroll services to the Greater Salt Lake Municipal Services District. The motion passed unanimously.

Minutes

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

Future Agenda Items

Council Member Schaeffer stated on his call earlier today with renewable energy, they are going to send over a licensing agreement. As soon as he gets it, he will forward it to Nathan Bracken.

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Closed Session

Council Member Snow, seconded by Council Member Schaeffer, moved to go into closed session. The motion passed unanimously.

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The Council voted to re-open the meeting during the closed meeting.

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

LANNIE CHAPMAN
METRO TOWNSHIP CLERK

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By _____
Deputy Clerk

CHAIR, KEARNS METRO TOWNSHIP

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