



## Council Work Meeting Minutes

May 23, 2023  
Council Chambers  
05:30 PM

### 1. Call to Order

Chairman Jared Hamner called the Council Work Meeting to order at 05:30 PM. The time, place, and agenda of the meeting had been provided to the Tooele Transcript Bulletin and to each member of the governing body by posting the notice and agenda at least two days before on the Tooele County website and emailing them a link.

### 2. Roll Call

Council Member Roll call as follows:

Jared Hamner: Present

Kendall Thomas: Present

Scott Wardle: Present

Tye Hoffmann: Absent

Erik Stromberg: Present

Also, present were Scott Broadhead- Attorney, Andy Welch- County Manager, Brittany Lopez- Assistant County Manager, and Tracy Shaw- Clerk.

Staff in attendance were Colin Winchester- Deputy Attorney, Alison McCoy- Auditor, Jed Bell-Roads, Gary Dalton- Human Services, Jason Sparks-Facilities, Paul Wimmer-Sheriff, Tina Rainey-Human Services, Adam Sadler-Human Resources, Stacey Smart-Health Dept, Natalie Heiner-Health Dept, Jerry Houghton-Recorder/Surveyor

Guests in attendance were John Olson, Vernon Town Mayor and Phil Marchant.

### 3. Presentations

#### A. Mental Health Awareness Month Proclamation, Gary Dalton

Gary Dalton will be introducing the Mental Health Month Committee, presenting a proclamation for the County Manager to sign, and discussing a list of activities for the community to engage in.

##### Agenda Attachments

###### 1. Mental Health Month Proclamation.pdf

Gary Dalton will be introducing the Mental Health Month Committee, presenting a proclamation for the County Manager to sign, and discussing a list of activities for the community to engage in.

Gary Dalton, Human Services Director, introduced the committee and passed out gift bags to the council. The committee includes Tina Rainey, Heidi Warr, Natalie Heiner, Stacy Smart, Leena Chapman, Mark Schull, Chris Baker.

He stated that May is National Mental Health Awareness Month and advised that there are several activities going on. During this week, from May 22<sup>nd</sup> through May 26<sup>th</sup>, there will be a white SUV out in front of the county building and banners are being placed around the county. This is draw to attention to the mobile crisis outreach team, and to bring awareness to the general nature of the month.

There will be gift cards as prizes for participation. There is an orange bus owned by Optum that will be at Walgreens. Director Dalton stated that he has met with the Sheriff's department

and chiefs to coordinate pullovers. He is asking the council to sign a proclamation that highlights the stigma of mental health. The county has come a long way. The council provided positive feedback for this program.

#### 4. Line-Item Transfers

##### A. 3 Line item Adjustments

Parks and Rec - Moving \$50,000 from Equipment to Capital Improvement Fund for Pool Repair.

Parks and Rec - Moving \$5,000,000 from Capital Project into Deseret Peak Projects for Designated improvements.

Health - Moving \$10,000 from Dental Department Equipment Line to Admin Equipment Line.

Agenda Attachments

1. 3 - Line Item Adjustments .pdf

Alison McCoy, Auditor, asked Council if agenda items 4 and 5 could be intertwined. She advised that she will first review the items that do not involve Deseret Peak or the Pool.

The Health Department has a line-item transfer and is moving funds from the Dental program to Administration for AV equipment.

Several grant funded Budget Adjustments include a \$27,500 Indigenous Defense grant, a \$5,000 grant received by the Sheriff's office, a \$10,000 grant from Cargill Salt for food and nutrition programs for low-income families which was awarded to the Health Department, a \$60,000 grant from the Covid expansion for the Health Department, which will be used for consulting, materials, supplies and training, and a \$25,000 grant, also from Covid funding, which will include an employee that will cover the Wendover area.

The CJC (Childrens Justice Center) has a budget adjustment of \$160 to cover phone allowances, and the Wendover Airport has a budget adjustment for \$19,550 for fire truck tires.

Auditor McCoy moved on to the Deseret Peak/ Pool items. She stated that as the County Budget Officer, it is her responsibility to ensure funds are being spent the way the Council set forth in the budget, and that she takes that responsibility very seriously. She provided the Council with a project list and equipment list. She explained that the Deseret Peak Pool needs repairs, and she has had to move money around to accommodate the repairs without a net impact on the budget. She reviewed the project and equipment lists and discussed how funds were moved around, how some projects were canceled, and how some projects were modified to fit within the budget.

Council Member Thomas asked if the pool will be up and running for Country Fan Fest. Andy Welch, County Manager stated there is a delay in opening day this year but hoping for July 1<sup>st</sup>. Auditor McCoy continued to discuss reductions and increases within the budget and projects that are being impacted. She advised that Tourism funds qualify to be used for the pool projects.

Auditor McCoy discussed the Capital Improvement plans for Deseret Peak, and advised that \$5 million has been set aside for these plans. The \$5 million has be allowed as follows: \$200,000 towards pool repairs, \$1.2 million towards a walking path, \$1.5 million for the destination playground, \$500,000 for parking near the softball field and playground, \$250,000 for new branding and way-finding signage, \$750,000 to improve accessibility at the south side entrance, \$300,000 for a new convention center and indoor arena entrance, and \$300,000 for the project management for all the projects.

#### 5. Resolutions/Ordinances

##### A. Amending (Increasing) the 2023 Budget, Alison McCoy

###### **Resolution 15**

General Fund by \$33,060

Impact Fee Fund by \$80,000

Public Health Fund by \$95,000

Airport Fund by \$19,550

Agenda Attachments

## 1. Res 2023-15.pdf

This item was discussed at the same time as agenda item 4.

### 6. Contracts

#### A. All West/Utah, Inc Franchise Agreement, Colin Winchester

This is a new franchise agreement with a new telecommunications (fiber optic internet) provider. The provider is currently installing lines in Tooele City, and will extend to populated areas of the county in due course. This agreement allows the provider to install its lines under, along, and over county rights-of-way. In exchange, the provider will pay the county 3.5% of its revenues annually from customers in the unincorporated county. The agreement is for 30 years and is renewable after that.

##### Agenda Attachments

###### 1. All West\_Utah, Inc Franchise Agreement .pdf

Colin Winchester, Deputy Attorney, stated All West is a new high speed internet provider working within Tooele City, and they would like to expand to other populated areas. This franchise agreement allows a utility company to go along the public roads with their cables and equipment. In exchange, All West will pay the County 3.5% of net revenues for the period of the franchise agreement.

Phil Marchant, Director of Strategic Partnerships with All West/Utah Inc presented.

Council Member Thomas stated that Stockton needs good internet. Phil Marchant stated that All West/Utah is looking for dense locations including Stansbury Park, Lake Point which has Beehive, and Dugway. Most of the focus is on Stansbury Park right now.

Council Member Thomas asked if Stockton needs to grow before getting internet? Phil replied yes, Stockton needs growth, but funding is becoming available for undeserved areas.

Council Member Stromberg asked if the intent is to provide fiber to the home. Phil Marchant stated that their goal is to provide fiber to business and residential areas, in all types of neighborhoods. They want to give everyone the opportunity to use that fiber. Council Member Wardle advised that the rural development group and FCC maps should be ready. Phil Marchant advised that he was told they would have access to the maps by June 30.

#### B. Admin Building Window Replacement, Jason Sparks

This is a contract with Valley Glass Salt Lake, LLC, which is a **sole source** provider on the state vendor list, for the removal and replacement of the existing exterior windows and window frames in the county administration building. This work will begin as soon as Valley Glass receives all the materials and supplies needed to complete the job. The work will be done in four phases, one for each side of the building, and will be completed no later than October 31, 2023.

##### Agenda Attachments

###### 1. Valley Glass Window Agreement .pdf

Jason Sparks, Facilities Director, explained the contact with Valley Glass Salt Lake LLC. He advised that Valley Glass is a sole source provider on the State vendor list. Materials will be purchased right after the contract is approved. The windows will be replaced in four phases, and he anticipates completion in August.

Andy Welch, County Manager, stated that with bad storms the water has been coming in through seals and windows. He also advised that they had difficulty getting anyone to bid on this project, so that is why it is a sole source contract.

#### C. 2023 Chip Seal, Oil Purchase, Jed Bell

Approval on 2023 oil purchase for Chip Seal Projects included in 2023 Roads Budget. This is a **Sole Source** bid. Two bids were received, and it was found that Peak Asphalt offered a quote for PMRE (Polymer Modified Rapid Emulsion), which is a type of asphalt emulsion that forms a tighter bond with the aggregate, preventing water from seeping into the pavement. The second quote Nu Rock offered was for LMCRS (Latex Modified Chip Resistant Sealer), which improves the strength and durability of asphalt, although it is not as effective as PMRE.

The Chip Seal projects will take place on Silver Ave and Mercur. The total cost of the oil purchase will be under the original amount budgeted.

Agenda Attachments

1. 2023 Chip Seal Oil Purchase.pdf

Jed Bell, Roads Director, explained the contract. This is going to be done on Silver Avenue from Tooele County line in Stockton over to the Mormon Trail, and SR-73 up Mercur.

**D. Automatic Aid Compact Agreement for Fire and Emergency Services in the South Area, Bucky Whitehouse, Bucky Whitehouse**

Tooele County Emergency Services is requesting to sign an Automatic Aid Compact Agreement with Stockton Fire, Rush Valley Fire and Vernon Fire Departments to provide fire and emergency services into the unincorporated areas of Tooele County. The financial agreement totals are within the current budget. These agreements will be evaluated annually. The initial term of this agreement is for two years and can be renewed for two additional three year terms.

Agenda Attachments

1. Automatic Aid Agreement with Vernon, Rush Valley, Stockton 2023[57].pdf

Andy Welch, County Manager, presented. He stated that a recent fire study revealed that improvements are needed in the south area of the county. The current agreements and automatic aid agreements with Rush Valley, Stockton and Vernon were reviewed. These cities have been providing fire services outside their limits, and funding had not changed. Previously, each city was receiving \$20,000 flat, but it will now be broken up differently. The goal is to help the cities get more funding to make improvements to their equipment and operations. The EOC and County Managers Office met with the Fire Chiefs and Mayors and he feels that an agreement has been met. There is now a formula in place that calculates how much funding each city will receive, which includes a \$30,000 per city base amount, plus \$150 per call. The funding provided can be increased if the cities qualify and register with the Utah Bureau of Emergency Medical Services, and if they have Special Operations. The initial agreement is for 2 years, but can be extended.

Mutual Aid Agreements with all other cities will be coming forth in a future meeting.

Council Member Wardle stated there is no early termination clause and asked if that was intentional. Colin Winchester, Deputy Attorney, replied that it may have slipped out, and he is not opposed to putting it in. Council Member Wardle also asked for clarification on some verbiage.

Vernon Mayor John Olson stated that they have public hearings scheduled for their town meeting. Council Member Wardle stated that council would pass it with the amendment.

**7. Discussion Items**

**A. Community Development Block Grant (CDBG) Second Public Hearing Notice**

Tooele County will hold a public hearing to discuss the projects determined to be applied for in the CDBG Small Cities Program in Program Year 2023. The first is for Planning and Administration for the CDBG Small Cities Program to be passed through to the Wasatch Front Regional Council. The second is also a pass-through grant for the Boys and Girls Club, located at 438 W 400 N in Tooele, to do building modifications. Comments will be solicited on project scope, implementation, and its effects on residents. The hearing will begin at 7 P.M. on May 23, 2023 and will be held at 47 S. Main Street, Tooele, UT 84074 in the Council Chambers. Further information can be obtained by contacting Christy Dahlberg at 801-363-4250 x 5005. In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this hearing should notify Meghan Von Hatten at the Tooele County Building, 47 S. Main Street, Tooele, UT 84074 at least three days prior to the hearing. Individuals with speech and/or hearing impairments may call the Relay Utah by dialing 711. Spanish Relay Utah: 1.888.346.3162.

Informational only.

**B. Policy Governing Provision of Municipal Services to Municipalities, Colin Winchester**

The purpose is to establish a policy for providing municipal services to incorporated municipalities.

Agenda Attachments

1. Res 2023-14.pdf

Colin Winchester, Deputy Attorney, stated that he and Council Member Hoffmann have been trying to create some policy guidelines for the provision of municipal services to existing and future municipalities; the main focus being on law enforcement and roads agreements. This proposed policy has been seen by Council before, and there is now a proposed Ordinance to go along with the policy. The question before Council is if the policy and Ordinance should be adopted, and is it needed? Attorney Winchester feels the proposed policy is a great framework for the creation of individual contracts with cities. He questions whether the adoption of a policy is a good idea as circumstances will be different for every city. He instead proposes that rather than adopting the policy, the Council allow contracts to be created on an as needed basis, keeping in mind that the criteria in the proposal will be used when creating individual contracts.

Council Member Wardle stated he spoke to Council Member Hoffmann about Attorney Winchesters recommendation, and they are both in agreement that using the criteria in the proposal as guiding principles is a good idea.

This item is not moving forward to the Business Meeting.

**8. Adjournment- Closed Session if needed**

Motion to adjourn and go into a closed session made by Erik Stromberg, second by Scott Wardle. All in favor. The meeting adjourned at 6:07 PM

THE FOREGOING MINUTES ARE APPROVED:



Jared Hamner, County Council Chairman



Tracy Shaw, County Clerk



Tracy Shaw, County Clerk