

SALT LAKE COUNTY

*2001 So. State Street
Salt Lake City, UT 84114
(385) 468-7500 TTY 711*



Meeting Minutes

Tuesday, October 1, 2019

4:00 PM

Council Chambers, N1-110

County Council

1. CALL TO ORDER

Present: Council Member Shireen Ghorbani
Council Chair Richard Snelgrove
Council Member Jim Bradley
Council Member Arlyn Bradshaw
Council Member Ann Granato
Council Member Max Burdick
Council Member Aimee Winder Newton

Excused: Council Member Michael Jensen
Council Member Steve DeBry

Invocation - Reading - Thought

Pledge of Allegiance

Ms. Adriana McGrath led the Pledge of Allegiance to the Flag of the United States of America.

2. CITIZEN PUBLIC INPUT

Comments are limited to 3 minutes unless otherwise approved by the Council. To comment by phone, please call (385-468-7480) by the beginning of the meeting. Those who are present may be asked to speak first.

Ms. Marilyn Richards, Member, Jordan School District Board of Education, introduced Dr. Anthony Godfrey who was selected as the new superintendent of the Jordan School District, and explained the process the board went through to hire him.

Dr. Anthony Godfrey, Superintendent, Jordan School District, stated he has worked with the Council before and looked forward to continuing that relationship.

Mr. Alan Naumann asked the Council to support the resolution to do 100 percent renewable energy. The vast majority of citizens are interested in this.

3. REPORT OF ELECTED OFFICIALS:

3.1. Council Members

Council Member Newton recognized Tiffany Young, the creator of Ducks and Clucks, who is concerned with the health of some of the ducklings at Decker Lake area, so organized a cleanup there with the County's Public Works Department.

Ms. Tiffany Young, Ducks and Clucks, stated she rescues and rehabilitates domestic ducklings in the area. Ducks and Clucks, along with Salt Lake City's Zero Waste Initiative group, and Utah Birders picked up 150 gallons of garbage at Decker Lake. Another cleanup will be held October 18, 2019.

Council Member Burdick stated the transition of the Planning and Development Division to the Greater Salt Lake Municipal Services District was effective today.

Council Member Ghorbani acknowledged that October is Domestic Violence Awareness Month. Right now, one in three individuals in Utah experiences intimate partner violence. Some things Council Members can do to get involved is connect with the Domestic Violation Coalition or share its phone number on their social media accounts.

3.2. Other Elected Officials

3.3. Mayor

4. PROCLAMATIONS, DECLARATIONS, AND OTHER CEREMONIAL OR COMMEMORATIVE MATTERS

5. PUBLIC HEARINGS AND NOTICES

5.1 Public Hearing on October 22nd at 4:00 p.m. to Receive Public Comments Regarding a proposed lease of a portion of real property owned by Salt Lake County, identified as Parcel No. 34-08-200-013 [19-1153](#)

Attachments: [Staff Report](#)
[Notice of Public Hearing - South Mountain Siempre Lease \(003\)](#)

The Council set the public hearing for Tuesday, October 22, 2019, at 4:00 p.m.

6. RATIFICATION OF DISCUSSION ITEM ACTIONS IN COMMITTEE OF THE WHOLE

6.1 Budget Adjustment: Parks and Recreation's Request to Shift \$84,446 Between 2012 Park Bond Projects from Wardle Fields Regional Park to Lodestone Regional Park [19-1154](#)

Attachments: [554100YE01 Lodestone Regional Park](#)

A motion was made by Council Member Bradshaw, seconded by Council Member Burdick, that this agenda item be ratified. The motion carried by a unanimous vote.

- 6.2 Budget Adjustment: Health Department's Request for a [19-1161](#)
\$40,000 Appropriation Unit Shift (Operations to Indigent) to
Cover the Increase in Indigent Burials**

Attachments: [215000YE01 Health Dept](#)

A motion was made by Council Member Bradshaw, seconded by Council Member Burdick, that this agenda item be ratified. The motion carried by a unanimous vote.

7. RATIFICATION OF CONSENT ITEM ACTIONS IN COMMITTEE OF THE WHOLE

A motion was made by Council Member Bradshaw, seconded by Council Member Burdick, that the consent agenda be ratified, with the exception of agenda item 7.4. The motion carried by a unanimous vote.

- 7.2 Reappointment of Mr. J. Todd Richards as the representative [19-1139](#)
from Magna Metro Township on the Community and
Economic Development Advisory Council. His second,
three-year term began July 1, 2019 and will end June 30,
2022.**

Attachments: [Staff Report](#)
[J Todd Richards - application, approval form](#)

The vote on this consent item was ratified.

- 7.3 A Resolution of the Salt Lake County Council Approving [19-1143](#)
Execution of an Interlocal Cooperation Agreement With
Millcreek for Justice Court Prosecution Services**

Attachments: [Staff Report](#)
[Resolution & Interlocal Agreement Millcreek for Prosecution
Services](#)

RESOLUTION NO. 5640

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL

APPROVING EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT WITH MILLCREEK FOR JUSTICE COURT PROSECUTION SERVICES.

WITNESSETH

WHEREAS, Salt Lake County (“County”) and Millcreek (“City”) are local governmental units and “public agencies” that are therefore authorized by the Utah Interlocal Cooperation Act, Section 11-13-101, *et seq.*, Utah Code Annotated (the “Interlocal Act”), to enter into agreements with each other for joint and cooperative action to make the most efficient use of their powers on a basis of mutual advantage; and

WHEREAS, County provides justice court prosecution services to the unincorporated portions of Salt Lake County, and by contract to other municipalities located within Salt Lake County; and

WHEREAS, City is in need of such justice court prosecution services and County is willing to provide such justice court prosecution services to City pursuant to the terms and conditions of the Interlocal Cooperation Agreement attached hereto; and

WHEREAS, it has been determined that the best interests of the County and the general public will be served by the execution of the attached Interlocal Cooperation Agreement and by participating as required therein.

RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED by the County Council of Salt Lake County that the attached Interlocal Cooperation Agreement is approved; and the Mayor is authorized to execute said agreement, a copy of which is attached as Exhibit 1 and by this reference made a part of this Resolution.

APPROVED and ADOPTED this 1st day of October, 2019.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ RICHARD SNELGROVE
Chair

By /s/ SHERRIE SWENSEN
Salt Lake County Clerk

The vote on this consent item was ratified.

- 7.4 A Resolution of the Salt Lake County Council Authorizing Execution and Delivery of a Modified Right of Way Contract to the Utah Department of Transportation Affecting Property Located at Approximately 6030 West California Avenue. [19-1152](#)**

Attachments: [Staff Report](#)
[Salt Lake City County Right of Way Contract Revised \(approved\)](#)
[Resolution to Convey Easement to UDOT - Landfill - Revised Contract](#)

RESOLUTION NO. 5641

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL AUTHORIZING EXECUTION AND DELIVERY OF A MODIFIED RIGHT OF WAY CONTRACT TO THE UTAH DEPARTMENT OF TRANSPORTATION AFFECTING PROPERTY LOCATED AT APPROXIMATELY 6030 WEST CALIFORNIA AVENUE

RECITALS

- A. Salt Lake County (“the County”) and Salt Lake City (the “City”), as tenants in common, jointly own a certain parcel of real property located at approximately 6030 West California Avenue, Salt Lake City, Utah, also identified as Parcel No. 14-11-300-007 (the “Property”).
- B. The Property is currently in public use as a landfill.
- C. The Utah Department of Transportation (“UDOT”) has a construction project for the Mountain View Corridor Freeway that will impact the Property.
- D. The construction project will affect a portion of the Property immediately adjacent to California Avenue (1400 South).

E. UDOT submitted a Right of Way Contract to the County and the City to cover the purchase of both a portion of the Property via a quit claim deed (the “Deed”) and a temporary construction easement (the “Temporary Easement”) from the County and the City for \$62,500.00. The County’s portion of this amount is \$31,250.00.

F. On March 19, 2019, the Salt Lake County Council originally declared the real property identified in the Deed as surplus and approved the Right of Way Contract pursuant to Resolution 5524.

G. After approving Resolution 5524, UDOT modified the Right of Way Contract. This new Right of Way Contract does not change the amount offered or the property affected, but it does change certain terms and conditions within the contract and is now submitted to the County for approval.

H. It has been determined that the best interests of the County and the general public will be served by executing the Right of Way Contract in its current form. The Deed and the Temporary Easement attached to Resolution 5524 have not changed. These actions will be in compliance with all applicable state statutes and county ordinances.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Salt Lake County Council that the revised Right of Way Contract is hereby approved, and the Mayor is authorized and directed to execute the revised Right of Way Contract, attached hereto as Exhibit A, and any other related document necessary to complete this transaction, including the Deed and Temporary Easement in the form that was approved and authorized to be executed by Resolution 5524.

APPROVED and ADOPTED this 1st day of October, 2019.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ RICHARD SNELGROVE

Chair

By /s/ SHERRIE SWENSEN

Salt Lake County Clerk

The vote on this consent item was ratified.

- 7.5 **A Resolution of the Salt Lake County Council Explaining its Reasons for Declining to Approve a Proposed Annexation of a Portion of the Unincorporated County Into the City of North Salt Lake** [19-1156](#)

Attachments: [Staff Report](#)
[Council Resolution North Salt Lake Annexation](#)

RESOLUTION NO. 5642

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL EXPLAINING ITS REASONS FOR DECLINING TO APPROVE A PROPOSED ANNEXATION OF A PORTION OF THE UNINCORPORATED COUNTY INTO THE CITY OF NORTH SALT LAKE

WHEREAS, at its September 24, 2019, Committee of the Whole meeting, the Salt Lake County Council considered a resolution in support of a proposed annexation of a portion of unincorporated Salt Lake County into the City of North Salt Lake, a municipality located in Davis County; and

WHEREAS, because the area in the proposed annexation is located in a county that is not the county in which the proposed annexing municipality is located, the proposed annexation required County Council approval pursuant to Utah Code Ann. §§ 10-2-402(6)(a), -403(3)(e); and

WHEREAS, by a vote of 6-3, the County Council declined to adopt the resolution concerning the proposed annexation; and

WHEREAS, Utah Code Ann. § 10-2-402(6)(b) requires that each county legislative body that declines to adopt a resolution approving a proposed annexation pursuant to Utah Code Ann. § 10-2-402(6)(a) shall provide a written explanation of its reasons for declining to approve the proposed annexation;

NOW, THEREFORE, be it resolved by the Salt Lake County Council that:

The County Council provides the following written explanation of its reasons for declining to approve the proposed annexation of a portion of

unincorporated Salt Lake County into the City of North Salt Lake:

- 1) The proposed annexation would create small unincorporated islands in Salt Lake County, which are undesirable to the County, inconsistent with the County’s broader plans for regional governance and service delivery, and to be avoided unless otherwise agreed upon pursuant to Utah Code Ann. § 10-2-402(b((iii));
- 2) The County Council received considerable public comment by residents within the proposed annexation area opposed to the annexation, and is not convinced that the proposed annexation has critical public consensus;
- 3) The proposed annexation area is located within Salt Lake City’s annexation policy plan, and Salt Lake City may be prepared to provide future municipal services to the proposed annexation area;
- 4) The proposed annexation was formally opposed by Salt Lake City, a municipality located within Salt Lake County;
- 5) The County Council is concerned about possible secondary effects of the proposed annexation, including the potential resulting strain of the annexation on County resources and services, the unresolved status of the school district and other service district boundaries in the annexation area, and the presently existing status of the annexation area in the County’s AOZ airport overlay zone.

APPROVED AND ADOPTED in Salt Lake City, Salt Lake County, Utah, this 1st day of October, 2019.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ RICHARD SNELGROVE
Chair

By /s/ SHERRIE SWENSEN
Salt Lake County Clerk

A motion was made by Council Member Bradshaw, seconded by Council Member Granato, that this agenda item be ratified. The motion carried by the following vote:

- Aye:** Council Member Ghorbani, Council Chair Snelgrove, Council Member Bradley, Council Member Bradshaw, and Council Member Granato
- Nay:** Council Member Burdick, and Council Member Winder Newton
- Excused:** Council Member Jensen, and Council Member DeBry
- 7.6 Resolution Authorizing Amendment No. 1 to the Interlocal Cooperation Agreement With Murray City Corporation for Contribution of TRCC Funds to Fund Renovation of Murray Theater.** [19-1138](#)
- Attachments:** [Staff Report](#)
[Resolution TRCC Murray Theater Amendment](#)

RESOLUTION NO. 5643

A RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO THE INTERLOCAL COOPERATION AGREEMENT WITH MURRAY CITY CORPORATION FOR CONTRIBUTION OF TRCC FUNDS TO FUND RENOVATION OF MURRAY THEATER

WHEREAS, Salt Lake County (“the County”) and the city of Murray (the “City”) are public agencies as defined by the Utah Interlocal Cooperation Act (the “Cooperation Act”), Utah Code Annotated §§ 11-13-101 *et seq.*, 1953 as amended, and are authorized by the Cooperation Act to cooperate on a mutually advantageous basis and to do anything that each are authorized by statute to do; and

WHEREAS, the County receives funds (“TRCC Funds”) pursuant to the Tourism, Recreation, Cultural, Convention, and Airport Facilities Tax Act, Utah Code Ann. §§ 59-12-601 *et seq.*, 1953 as amended (the “TRCC Act”); and

WHEREAS, Subsection 59-12-603(2)(a) of the TRCC Act provides that TRCC Funds may be used for the development, operation, and maintenance of publicly owned or operated cultural facilities,

WHEREAS, the County and the City entered into an Interlocal Cooperation Agreement effective July 3, 2019 (the “Agreement”), wherein the County

agreed to contribute TRCC Funds to the City to help fund the renovation of the Murray Theater; and

WHEREAS, the City and the County now desire to amend their Agreement to extend the City's deadline to make and expend the City's matching contribution under the Agreement; and

WHEREAS, an Amendment No. 1, attached hereto as Attachment A, has been prepared for approval and execution by the County and City; and

WHEREAS, Amendment No. 1 provides that the new deadline for the City to make and expend its matching contributions under the Agreement shall be June 30, 2021; and

NOW, THEREFORE, BE IT RESOLVED, by the Salt Lake County Council that the aforementioned Amendment No. 1 be approved and the Mayor is hereby authorized to execute the same.

APPROVED and ADOPTED in Salt Lake City, Salt Lake County, Utah, this 1st day of October, 2019.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ RICHARD SNELGROVE

Chair

By /s/ SHERRIE SWENSEN

Salt Lake County Clerk

The vote on this consent item was ratified.

8. TAX LETTERS

8.1 Tax Administration's Tax Letters

[19-1142](#)

Attachments: [3.1 Hale Center Theatre](#)
[3.2 Boilermakers](#)
[3.3 AHT Foundation](#)
[3.4 Holy Trinity Lutheran Church](#)

A motion was made by Council Member Bradshaw, seconded by Council Member Burdick, that this agenda item be approved. The motion carried by a

unanimous vote.

9. LETTERS FROM OTHER OFFICES

10. PRIVATE BUSINESS DISCLOSURES

11. APPROVAL OF MINUTES

ADJOURN

THERE BEING NO FURTHER BUSINESS to come before the Council at this time, the meeting was adjourned at 4:15 PM until Tuesday, October 8, 2019, at 4:00 PM.

SHERRIE SWENSEN, COUNTY CLERK

By _____
Deputy Clerk

CHAIR, SALT LAKE COUNTY COUNCIL