

SALT LAKE COUNTY

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



Meeting Minutes

Tuesday, February 8, 2022

1:00 PM

Room N2-800

Council Work Session

1. CALL TO ORDER

Present Chair Laurie Stringham
Council Member Richard Snelgrove
Council Member Jim Bradley
Council Member Steve DeBry
Council Member Dave Alvord
Council Member Aimee Winder Newton
Council Member Ann Granato
Council Member Dea Theodore

Call In Council Member Arlyn Bradshaw

2. CITIZEN PUBLIC INPUT

Ms. Sherrie Ohrn, Board Member, Jordan Valley Water Conservancy District, stated the Jordan Valley Water Conservancy District adopted water efficiency standards a couple of years ago, and is asking any entity that receives water from it and wants to renew their contract to adopt the same water efficiency standards. She also asked that Salt Lake County make sure its ordinances comply with the efficiency standards. Jordan Valley Water Conservancy would like entities to go even further and start removing non-essential turf.

3. DISCUSSION ITEMS:**3.1 Proposed Hire Report / Completed Weekly Reclassifications / [22-0082](#)
Incentive Plans**

Attachments: [Staff Report](#)
[Proposed Hire Report 2-2-2022](#)
[Weekly Reclassification Update for Council 2-2-2022](#)
[Incentive Plans 2-2-2022](#)

Presenter: Brad Kendrick, Budget and Policy Analyst, Council Informational

Mr. Brad Kendrick, Budget & Policy Analyst, Council Office, reviewed the new hires, reclassifications, and incentive plans.

**3.2 Budget Adjustment: Regional Development's Request to [22-0070](#)
Recognize Emergency Rental Assistance Funds (\$10,545,582
Revenue and \$10,430,693 in Expense)**

Attachments: [Staff Report](#)
[23567 - 2022 ERAP1 Budget](#)

Presenter: Brad Kendrick, Budget and Policy Analyst, Council
Discussion/Direction

Mr. Brad Kendrick, Budget & Policy Analyst, Council Office, reviewed the budget adjustment.

A motion was made by Council Member Winder Newton, seconded by Council Member Granato, that this agenda item be approved and forwarded to the 4:00 PM Council meeting for ratification. The motion carried by a unanimous vote. Council Members Alvord and DeBry were absent for the vote.

3.3 Budget Adjustment: Health Department's Request to Recognize COVID-NET Grant for Two Time-limited Epidemiologists (\$238,298 in Revenue and Expense) [22-0071](#)

Attachments: [Staff Report](#)
[23575 - COVID-Net Grant](#)

Presenter: Brad Kendrick, Budget and Policy Analyst, Council
Discussion/Direction

Mr. Brad Kendrick, Budget & Policy Analyst, Council Office, reviewed the budget adjustment.

A motion was made by Council Member Snelgrove, seconded by Council Member Winder Newton, that this agenda item be approved and forwarded to the 4:00 PM Council meeting for ratification. The motion carried 6 to 1, with Council Member Theodore voting in opposition. Council Members Alvord and DeBry were absent for the vote.

3.4 Budget Adjustment: Solid Waste Management's Request to Purchase Trailer Mounted Trash Pumps - \$19,100 from Balance Sheet [22-0072](#)

Attachments: [Staff Report](#)
[23578 - Trailer Mounted Trash Pumps](#)

Presenter: Brad Kendrick, Budget and Policy Analyst, Council
Discussion/Direction

Mr. Brad Kendrick, Budget & Policy Analyst, Council Office, reviewed the budget adjustment.

A motion was made by Council Member Snelgrove, seconded by Council Member Granato, that this agenda item be approved and forwarded to the 4:00 PM Council meeting for ratification. The motion carried by a unanimous vote. Council Members Alvord and DeBry were absent for the vote.

3.5 Budget Adjustment: Solid Waste Management's Request for a \$60,000 Increase to the Transfer Station Tipping Floor Repair Project [22-0073](#)

Attachments: [Staff Report](#)
[23576 - Transfer Station Tipping Floor Repair](#)

Presenter: Brad Kendrick, Budget and Policy Analyst, Council Discussion/Direction

Mr. Brad Kendrick, Budget & Policy Analyst, Council Office, reviewed the budget adjustment.

A motion was made by Council Member Winder Newton, seconded by Council Member Granato, that this agenda item be approved and forwarded to the 4:00 PM Council meeting for ratification. The motion carried by a unanimous vote. Council Members Alvord and DeBry were absent for the vote.

3.6 Budget Adjustment: Capital Improvement's Request to Transfer \$60,000 from Project Under Expend to the County Government Center's Fire Alarm System Project [22-0087](#)

Attachments: [Staff Report](#)
[23581 - CGC Fire Alarm System for N & S Buildings](#)

Presenter: Brad Kendrick, Budget and Policy Analyst, Council Discussion/Direction

Mr. Brad Kendrick, Budget & Policy Analyst, Council Office, reviewed the budget adjustment.

A motion was made by Council Member Snelgrove, seconded by Council Member Theodore, that this agenda item be approved and forwarded to the

4:00 PM Council meeting for ratification. The motion carried by a unanimous vote. Council Members Alvord and DeBry were absent for the vote.

3.7 Budget Adjustment: Capital Improvement's Request to Rebudget \$30,000 for the Sheriff's Special Ops Roof Top Unit Replacement Project [22-0088](#)

Attachments: [Staff Report](#)
[23582 - SHf127 - Special Ops RTU Replacement - Rebudget](#)

Presenter: Brad Kendrick, Budget and Policy Analyst, Council
Discussion/Direction

Mr. Brad Kendrick, Budget & Policy Analyst, Council Office, reviewed the budget adjustment.

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be approved and forwarded to the 4:00 PM Council meeting for ratification. The motion carried by a unanimous vote. Council Members Alvord and DeBry were absent for the vote.

3.8 Budget Adjustment: Capital Improvement's Request to Rebudget \$80,000 for the Sheriff's Office Building Fire Proofing Project [22-0089](#)

Attachments: [Staff Report](#)
[23574 - SHF128 - SOB Fire Proofing - Rebudget](#)

Presenter: Brad Kendrick, Budget and Policy Analyst, Council
Discussion/Direction

Mr. Brad Kendrick, Budget & Policy Analyst, Council Office, reviewed the budget adjustment.

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be approved and forwarded to the 4:00 PM Council meeting for ratification. The motion carried by a unanimous vote. Council Members Alvord and DeBry were absent for the vote.

3.9 A Resolution of the Salt Lake County Council to Reorganize the Wasatch Front Waste and Recycling District (WFWRD) as [22-0090](#)

a Local District

Attachments: [Staff Report](#)
[SL County Resolution of Intent to Reorganize WFWRD as a Local District AATF](#)

Sponsors: Council Member Jim Bradley and Council Member Aimee Winder Newton

Presenters: Lisa Hartman, Associate Deputy Mayor of Regional Operations and Pam Roberts, General Manager/CEO, Wasatch Front Waste and Recycling District (Approx. 15 mins).

Discussion/Direction

Ms. Lisa Hartman, Associate Deputy Mayor, stated on August 3rd, the Wasatch Front Waste & Recycling District (WFWRD) presented to the Council its desire to reorganize from a special district to a local district. At that time, the Mayor's Office asked for some time to resolve some issues with the lease. This resolution now moves the process along. At the 4:00 PM, the Council will set a public hearing for March 22, 2022, to consider public comment on WFWRD's request.

Ms. Pam Roberts, Director, Wasatch Front Waste & Recycling District, stated for this process to take place, WFWRD needed each city, metro township, and the town of Brighton to adopt a resolution approving this change, and last year, all of the municipalities did that. This change will not have any fiscal impact on the County or WFWRD.

Ms. Catherine Kanter, Deputy Mayor of Regional Operations, stated she was concerned that certain areas in the County, particularly unincorporated islands, would be cut off from service by WFWRD.

Ms. Roberts stated WFWRD's jurisdiction includes single family homes up to a four-plex on public roads. It has not discontinued services unless the residents on a private road wanted that because they get to choose whether to stay with WFWRD or go with a private hauler.

Council Member Bradshaw stated he was concerned that WFWRD would now have independent taxing authority. He asked if the Administrative Control Board was willing to adopt a resolution saying it would continue to rely on fees.

Ms. Rachel Anderson, Legal Counsel, WFWRD, stated the power to tax exists currently; it just lies with the County Council. With this change, the members that comprise the Administrative Control Board would be the ones to push forward that process rather than the County Council.

Ms. Sherrie Ohrn, Chair, WFWRD Administrative Control Board, stated the Board has no intention of doing that; it is going to continue with the fee it is using now. Every person that sits on the board is accountable to their cities, and if they decided to implement the taxing authority, they would have to go to their constituents and have a Truth in Taxation hearing.

Mayor Wilson stated the County looks at waste from a countywide perspective, and she hoped WFWRD would continue that forward-leaning approach.

A motion was made by Council Member Winder Newton, seconded by Council Member Stringham, that this agenda item be approved and forwarded to the 4:00 PM Council meeting for ratification. The motion carried by a unanimous vote.

3.10 Advice and Consent of Appointment of Michael Marker to the Mountainous Planning District Planning Commission for Sandy City's Seat [22-0085](#)

Attachments: [Staff Report](#)
[Michael Marker Application and Resume](#)
[Board Appointment Approval form MM](#)

Presenter: Lisa Hartman, Associate Deputy Mayor of Regional Operations and Zach Shaw, Deputy District Attorney (Approx. 5 mins).
Discussion/Direction

This agenda item was not discussed.

3.11 Approval of Letter to Governor Spencer Cox for the Two Salt Lake County Appointments to the Central Utah Water Conservancy District [22-0098](#)

Attachments: [Staff Report](#)
[Central Utah Water Nominees Letter, February 2022](#)

Sponsors: Council Member Aimee Winder Newton and Council Member Laurie Stringham (Approx. 5 mins).

Discussion/Direction

Council Member Newton stated the Council submitted names to the Governor back in December, which he passed onto the Senate. The Senate is confirming Jon Bronson on one of the seats, but it wants the County to include more diversity on the other seat. She reviewed a letter that will be sent back to the Governor, thanking him for moving Jon Bronson's name forward, and including three names for the second seat: Kathy Loveless, Jim Bradley, and Arlyn Bradshaw.

A motion was made by Council Member Snelgrove, seconded by Council Member Granato, that this agenda item be approved and forwarded to the 4:00 PM Council meeting for ratification. The motion carried by a unanimous vote.

3.12 Update on Salt Lake County's Coordinated Response on [22-0080](#) COVID-19

Attachments: [Staff Report](#)
[County Council Presentation for 02082022](#)

Presenters: Mayor Jenny Wilson; Dr. Angela Dunn, Executive Director, Health Departments; and David Schuld, COVID-19 Coordinating Officer (Approx. 30 mins).

Informational

Ms. Angela Dunn, Director, Salt Lake County Health Department, delivered a PowerPoint presentation of the Weekly COVID-19 Update, which included a snapshot of the COVID-19 metrics; an incidence trajectory in Salt Lake County; emergency department (ED) visits for COVID-like illness are down across all age groups; statewide ICU utilization; in the past 14 days, Salt Lake County averaged 40 hospitalizations per day; hospitalization hotspots for the past 14 days; 31.7 percent of eligible population are up-to-date on COVID-19 vaccinations; and 48 percent of eligible population has received a booster.

She also stated it is anticipated vaccinations for six months to four years will be approved February 18th. She expected to receive the vaccines for this age group February 21st, and be able to start vaccinating February 22nd. Vaccines will also be going to pediatricians the week of February 23rd.

3.13 Legislative Update[22-0091](#)**Attachments:** [Staff Report](#)

Presenter: Kara Trevino, Legislative Director, Council (Approx. 90 mins).
Discussion/Direction

Ms. Kara Trevino, Intergovernmental Relations Manager, Council Office, provided a worksheet of all the bills to be discussed.

- HB 143 DUI Penalty Amendments

Mr. Will Carlson, Deputy District Attorney, stated this bill increases the penalty for a second driving under the influence (DUI) conviction from a Class B Misdemeanor to a Class A misdemeanor. The first offense remains as a Class B Misdemeanor and a third offense is a Third-Degree Felony.

Mr. Sim Gill, District Attorney, stated data supports that those who commit a second offense are more likely to commit a third offense.

A motion was made by Council Member DeBry, seconded by Council Member Theodore, to support HB 143. The motion carried by a unanimous vote.

- HB 196 Transfer of Domestic Violence Cases

Mr. Will Carlson, Deputy District Attorney, stated justice courts handle all the B and C misdemeanors and infractions, but are not courts of record. This means that anyone convicted of a domestic violence case in a justice court can file a de novo appeal and go through a second trial in a district court. Going through a second trial can have a chilling effect on victims. This bill transfers domestic violence cases from the justice court to the district court.

Mr. Sim Gill, District Attorney, stated a disproportionate number of these domestic violence cases are appealed. This bill gives the defender a right to a single trial.

Council Member Theodore asked if this would add to the District Attorney's Office's caseload.

Mr. Gill stated any increase will be minimal. This will be better for the victims.

A motion was made by Council Member DeBry, seconded by Council Member Snelgrove, to support HB 196. The motion carried 8 to 1, with Council Member Theodore voting in opposition.

- HB 147 Death Penalty Modifications

Mr. Will Carlson, Deputy District Attorney, stated this bill repeals the death penalty for aggravated murder. There will now be three possible sentences: 25 years to life, 45 years to life, or life without the possibility of parole. Right now, the death penalty gives victims' families false hope because it takes so long for the appeals process to carry out that offenders die of old age before their sentence can be carried out.

Mr. Sim Gill, District Attorney, stated the appeals process keeps re-victimizing the families of the victims; every appeal that is filed opens up the wound. It is a long, drawn-out process, and very expensive. With live without parole, that person will die in prison, and it will give the victim's families some measure of closure. Twenty-five states have repealed the death penalty, and the crime rates are higher in the states that still have the death penalty.

Council Member DeBry stated some families may want the death penalty because of what a person did to their family member. It would be an atrocity not to have the death penalty as a viable option.

Council Member Stringham suggested monitoring HB 147.

- Appropriations – Pickle Ball Courts

Ms. Kara Trevino, Intergovernmental Relations Manager, Council Office, stated Senator Daniel McCay is asking for a \$5 million appropriation from the Legislature to build pickleball courts.

Mayor Wilson stated the County would want to make sure this aligned with its other recreational needs. Parks have been master-planned for other purposes.

Mr. Martin Jensen, Director, Parks & Recreation Division, stated the County would not want to take away something it had already master planned. He would like to be sure they

went into places that fit into the existing system, and have input from local municipalities and residents.

Ms. Erin Litvack, Deputy Mayor of County Services, stated the Mayor's Office did not know how funding would be appropriated. It is talking with Senator McCay to try to understand some of the details.

A motion was made by Council Member DeBry, seconded by Council Member Stringham, moved to support the appropriation for pickleball courts, with the caveat the County work with the master plan and the Parks & Recreation Division to make sure logistics are ironed out and it all fits in. The motion passed 7 to 2, with Council Members Alvord and Theodore voting in opposition.

Council Member Theodore stated the County already has things that need replacing, and adding to that made her nervous.

Council Member Alvord stated it did not make sense for the Legislature to do this. Cities or smaller local governments should be the ones making recreation decisions like this. He was not even sure the County should be doing this.

- SB 162 County Governance Amendments

Ms. Kara Trevino, Intergovernmental Relations Manager, Council Office, reviewed the bill, which modifies the duties of a county auditor, a county finance officer, and a county legislative body related to the provision of accounting services in a county. The bill is targeting Utah County, but it will impact all counties. It will be discussed tomorrow, and she thought there might be a compromise coming.

Council Member Wilson stated she wanted to make sure she knew what the impact would be to the County.

Mr. Ralph Chamness, Deputy District Attorney, stated he was not clear on what the bill meant when it said a county legislative body may request assistance from the attorney general or state auditor. The state auditor does not usually have jurisdiction in county matters where there is an elected auditor.

Mr. Mitchell Park, Legal Counsel, Council Office, stated the bill included a provision that if the accounting officer or other county officers did not provide information to the

county legislative body within five days or give a written reason why they were not able to provide that information, then the county legislative body could request assistance from the attorney general or the state auditor.

Council Member Stringham stated the Council will watch this closely.

- SB 165 Animal Cruelty Modifications

Ms. Kara Trevino, Intergovernmental Relations Manager, Council Office, stated the County has worked on this bill for the last four years. The Farm Bureau has been opposed to it in the past, and Animal Services Division is working with it to make sure it is comfortable moving forward.

Ms. Talia Butler, Director, Animal Services Division, stated this bill defines shelter, which is an enclosed structure that will maintain an animal's health and protect them from the elements, and that it is suitable to the age, species, and condition of the animal. The bill specifies that "shelter" cannot be a cardboard box or a travel carrier, it has to have a floor, and it cannot be under a car. These basic definitions should help Animal Services enforce ordinances and laws more clearly.

A motion was made by Council Member Bradley, seconded by Council Member Bradshaw, to support SB 165. The motion carried by a unanimous vote.

- HB 164 Public Transit Fares

Ms. Kara Trevino, Intergovernmental Relations Manager, Council Office, stated the original version of the bill did not allow Utah Transit Authority (UTA) to collect fares, but a first substitute will limit no fares to Trax and buses up canyons.

Council Member Granato asked if there were any proposals for revenue replacement.

Ms. Catherine Kanter, Deputy Mayor of Regional Operations, stated the bill says there will be a fiscal note of \$40-\$50 million to UTA. She suggested holding off on a position, or staying neutral on the bill and watching it. Some important data will be coming from the Free Fare February.

- SB 93 Business Tax Amendments

Ms. Kara Trevino, Intergovernmental Relations Manager, Council Office, stated this bill exempts certain software and other personal property from personal property tax. It creates a big financial hit to all the taxing entities, which is then a shift to everyone else. The previous version of SB 59 Tax Amendments had the SB 93 language in it. However, that got stripped out by the House Committee.

Mr. Chris Stavros, County Assessor, stated this bill exempts not just cleaning and office supplies, which he would be okay with, but also a lot of big ticket items, such as replacement parts, maintenance supplies, shipping supplies, fuels, lubricating oils. Large corporations in Salt Lake County are the ones that have a substantial amount of taxable value related to supplies. By exempting these supplies, it will shift the burden from larger tax corporations to businesses and homeowners. It will impact the County by \$172 million in taxable value, which equates to \$2.2 million in actual taxes. That is just for one year. Salt Lake County will lose that much every year going forward.

Council Member Granato asked if this could be considered double dipping by these corporations. They can already take these as a deduction, lowering their tax value, and now they will not have to claim the personal property on their personal property taxes.

Ms. Desiree Hogan, Personal Property Division Director, stated yes, there is a strong possibility of that happening.

Council Member Alvord stated this bill just helps the business that are the employers of the County.

A motion was made by Council Member Alvord to support SB93. The motion failed due to the lack of a second.

A motion was made by Council Member Winder Newton, seconded by Council Member Snelgrove, to oppose SB93, and to talk to the sponsor to see if something could be worked into the bill that would make it satisfactory. The motion passed 7 to 2, with Council Members Alvord and Theodore voting in opposition.

- HB 199 Tangible Personal Property Tax Amendments

Ms. Kara Trevino, Intergovernmental Relations Manager, Council Office, stated this bill changes the requirement for reporting personal property tax from five years to one year. Assessor affiliate groups do not support the bill.

Mr. Chris Stavros, County Assessor, stated a lot of assets are acquired after the first year of business. The business cycle needs time to work itself out in order to see where it falls with relation to the filing requirements. He feared this would create a lot more audits. He suggested letting a decision like this be data-driven. The data should be collected for a couple years to determine the filing requirement needs.

A motion was made by Council Member Winder Newton, seconded by Council Member Alvord, to work with the sponsor on the bill. The motion carried by a unanimous vote. Council Member DeBry was absent for the vote.

- SB 174 Pollution Control Equipment Tax Amendments

Ms. Kara Trevino, Intergovernmental Relations Manager, Council Office, stated this bill deals with centrally assessed property and only applies to Salt Lake and Davis Counties. It affects how some pollution control equipment for refineries is valued. She recommended working with the sponsor to make sure some middle ground can be found. This bill has a lot of steam and it will significantly impact centrally assessed properties.

Mr. Chris Stavros, County Assessor, stated the proposed schedule depreciates pollution control in five years, leaving only 6 percent residual in the fifth year. In theory, these refineries should replace it in five years or less, but they have not replaced it in over 10 years. He is trying to work with the sponsor to get a more reasonable depreciation schedule.

A motion was made by Council Member Bradley to oppose SB 174.

Ms. Trevino suggested working with the sponsor.

A motion was made by Council Member Bradley, seconded by Council Member Granato, to work with the sponsor on the SB 174. The motion carried 7 to 1, with Council Member Alvord voting in opposition. Council Member DeBry was absent for the vote.

3.14 Closed Strategy Session to Discuss the Purchase, Exchange, or Lease of Real Property [22-0076](#)

Attachments: [Staff Report](#)

(Approx. 15 mins).

A motion was made by Council Member Winder Newton, seconded by Council

Member Stringham, to close the Committee of the Whole meeting to discuss real estate matters. The motion carried by a unanimous vote.

4. CONSENT ITEMS:

A motion was made by Council Member Bradshaw, seconded by Council Member Snelgrove, that the consent agenda be approved. The motion carried by a unanimous vote.

4.1 Approval of \$109,003.46 in Property Donations Made to Youth Services 2021 ShelterKids' Angel Tree Program. [22-0047](#)

Attachments: [Staff Report](#)
[Youth Services Declaration of Donation](#)
[2021 Angel Tree Donations](#)

This consent item was approved and forwarded.

4.2 Approval of 3rd Quarter Donations made to Animal Services [22-0057](#)

Attachments: [Staff Report](#)
[Best Friends 3 Q](#)
[Chewy.com](#)
[Elijah Uriarte - Lone Scouts of Amercia - Eagle Service Project](#)
[Healthy Pets Mountain West](#)
[Humane Society of Utah](#)
[K9 Lifeline - Heather Beck](#)
[PetSMART](#)
[Smith's Food & Drug](#)
[Univeristy of Utah](#)

This consent item was approved and forwarded.

4.3 Approval of 4th Quarter Donations to Animal Services [22-0058](#)

Attachments: [Staff Report](#)
[Amber Langheinrich \\$10K](#)
[Bjorns Brew \\$5K](#)
[Burns - \\$8K cash donation](#)
[Chewy.com](#)
[Humane Society of Utah](#)
[Mutual Rescue \\$5K](#)
[Robert Staggers \\$5K](#)

This consent item was approved and forwarded.

- 4.4 **Approval of a \$23,316.00 Donation to Aging and Adult Services from the Lynda Jacobsen Rollover IRA** [22-0068](#)

Attachments: [Staff Report](#)
[\\$23,316.00 Donation to Aging & Adult Services](#)

This consent item was approved and forwarded.

- 4.5 **Approval of \$5,000 Annual Discretionary Budget for Each Council Member Office** [22-0077](#)

Attachments: [Staff Report](#)

This consent item was approved and forwarded.

- 4.6 **A Resolution of the Salt Lake County Council Authorizing Execution of a Road Dedication Plat for the Dedication and Construction of Roads in Kearns and West Valley City** [22-0086](#)

Attachments: [Staff Report](#)
[Resolution for Road Dedication Plat Agreement \(Welker Park\) \(02.02.22\) - AATF](#)

This consent item was approved and forwarded.

- 4.7 **A Resolution of the Salt Lake County Council Authorizing Execution of an Interlocal Cooperation Agreement, a Park** [22-0079](#)

Easement Agreement, and a Perpetual Waterline Easement Agreement between West Valley City and Salt Lake County

Attachments: [Staff Report](#)
[Resolution for Interlocal with West Valley \(02.01.22\) - AATF](#)

This consent item was approved and forwarded.

5. ITEMS FROM COUNCIL MEMBERS

5.1. Internal Business

6. APPROVAL OF MINUTES

6.1 Approval of January 25, 2022 Council Work Session Minutes [22-0081](#)

Attachments: [012522 - CWS Minutes](#)

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

ADJOURN

The meeting was adjourned at 3:45 PM.

SHERRIE SWENSEN, COUNTY CLERK

By _____
DEPUTY CLERK

By _____
CHAIR, SALT LAKE COUNTY COUNCIL