

SALT LAKE COUNTY

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



Meeting Minutes

Tuesday, February 25, 2020

12:45 PM

AMENDED AGENDA

Room N2-800

Committee of the Whole

1. CALL TO ORDER

Present

- Council Member Shireen Ghorbani
- Council Member Richard Snelgrove
- Council Member Jim Bradley
- Council Member Arlyn Bradshaw
- Council Member Michael Jensen
- Council Member Aimee Winder Newton
- Council Member Ann Granato
- Council Member Steve DeBry
- Council Chair Max Burdick

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.

3. DISCUSSION ITEMS:**3.1 Legislative Update**[20-0205](#)**Attachments:** [Staff Report](#)

Presenter: Kara Trevino (Approx. 1 hr.)

Discussion/Direction

Ms. Kara Trevino, Intergovernmental Relations Manager, Council Office, reviewed the following legislative bills:

- HB 347 Inland Port Modifications

Ms. Trevino stated this bill does two positive things for the County. It changes the tax differential retained by the authority from 100 percent to 75 percent, with 25 percent flowing to taxing entities. It also modifies the Inland Port Authority Board, wherein the Salt Lake City Mayor, Magna Metro Township Mayor, and Salt Lake County Mayor or designee will have a seat.

A motion was made by Council Member Jensen, seconded by Council Member Granato, to support HB 347. The motion carried by a unanimous vote.

- SB 150 Transportation Governance and Funding Amendments

Mr. Andrew Gruber, Executive Director, Wasatch Front Regional Council, stated this bill is part of a large effort to enhance the coordination of transportation, housing, and land use at Transit Oriented Development (TOD) sites. It eliminates the Utah Transit

Authority's statutory cap of eight TODs, requires local governments to submit a station area plan and comply with other statutory requirements; requires compliance with SB 34 for moderate income housing, and allows the State Transportation Commission to prioritize projects.

It also modifies provisions related to the Transportation Reinvestment Zone (TRZ) by creating a mechanism to authorize the State's participation in a TRZ and creating a Transportation Reinvestment Zone Fund that may be funded by legislative appropriations and revenue generated by a portion of state sales and use tax within a TRC.

It modifies the Road Usage Charge program wherein the Utah Department of Transportation will provide a plan to enroll all vehicles registered in the state by December 31, 2021.

It modifies the Car Rental Tax by increasing the sales tax on short-term leases and rentals from 2.5 percent to 4 percent, with 2.5 percent of funds to continue to be used for corridor preservation, and 1.5 percent to go the Transit Transportation Investment Fund, with \$4.5 million estimated additional annual revenue.

Then, it reduces the percentage of state gas tax the County gets from 14 percent to 7 percent, effective July 1, 2021. The gas tax allocated to cities and counties is based half on population and half on lane miles, and the County's population is less than 7 percent of the total County population, due to the incorporation of Millcreek incorporating and the creation of the metro townships.

A motion was made by Council Member Bradshaw, seconded by Council Member Granato, to support SB 150. The motion carried by a unanimous vote.

- SB 163 Community Reinvestment Agency Amendments

Mr. Blake Thomas, Director, Economic Development Division, stated this bill allows a Community Reinvestment Agency (CRA) to become a taxing entity and transfer new growth through an interlocal agreement at the end of a project.

Council Member Bradshaw stated this bill defeats the purpose of redevelopment agencies. Once a redevelopment area is done, it should not be treated any different than any other property in terms of tax.

A motion was made by Council Member Bradshaw, seconded by Council Member Jensen, to oppose SB 158. The motion carried by a unanimous vote.

- SB 158 Urban Renewal Project Area Amendments

Ms. Trevino stated this bill was written for Geneva Steel in Utah County. It allows an Urban Renewal Project Area (URA) to extend funds for a project area without the approval of the taxing entity committee.

Mr. Thomas stated this bill is tied specifically to a project area that meets the definition of an inactive industrial site. It does not immediately affect the County, but it sets a precedent for other URAs to do this in the future. He received some language for a substitute bill, which is still problematic. It would allow a URA to hold out specific parcels and trigger those later compared to triggering them all at one time.

A motion was made by Council Member Bradshaw, seconded by Council Member Jensen, to oppose SB 158, and to work with the sponsor. The motion passed unanimously.

- HB 299 Opportunity Zone Enhancements

Mr. Thomas stated this bill taps into the Department of Air Quality's (DEQ) incentives for installing electric vehicle supply equipment and has bonus points for being located in an opportunity zone. It gives preference to Olene Walker Housing Loan Fund and Economic Revitalization and Investment Fund applications in an opportunity zone, as well as Utah Housing Corporation qualified development located in an opportunity zone. It also creates a tax credit for construction costs for a parking structure in an opportunity zone. Right now, the bill has a \$16.5 million fiscal note. His office is working on a substitute, mirroring language from South Carolina that also provides an incentive for grocers or farmer's markets located in a food desert.

Council Member Snelgrove suggested tax incentives also be applied to projects that provide affordable housing.

Mr. Thomas stated he could talk to the sponsor about that.

A motion was made by Council Member Jensen, seconded by Council Member Bradshaw, to support HB 299, and see if Mr. Thomas can get the substitute language put in. Council Member Snelgrove amended the motion to include that Mr. Thomas work with the sponsor to include an affordable housing tax incentive. The motion carried by a unanimous vote.

- 1st Sub SB 108 Parking Structure Revolving Loan Program

Ms. Trevino stated this bill would allow Salt Lake County to create a Parking Structure Revolving Loan Fund and give it an annual funding source, which would be a portion of the County of the First Class Highway Projects Fund.

Ms. Dina Blaes, Associate Director, Regional Transportation & Planning Division, stated this came out as a way to accommodate many requests for parking structures. Basically, funds would flow to the County from the County of the First Class Highway Projects Fund. Then, the County would put together a framework of policy guidelines and how those funds could be used. Part of the goal would be to make sure the funds were used appropriately in terms of the parking requirements for mixed and shared use rather than just putting in a large parking structure, and finding a way to help meet some greater policy objectives with regard to vehicle miles traveled and how intensely people were parking in mixed use areas.

Mayor Wilson stated this would create seed money to start building a fund and would give the County a broader toolbox, so that when a developer came to it asking for tax increment financing, it could offer another option. If the County can get it up and running, it would take away some need to use tax-increment financing.

Council Member Snelgrove stated the number one priority should be to make sure this was for the betterment of the community and the number two priority should be to make sure it was not just for the enrichment of the developer.

A motion was made by Council Member Jensen, seconded by Council Member Bradshaw, moved to support 1st Sub SB 108. The motion carried by a unanimous vote.

- SB 134 Property Tax Exemption for Wildfire Prevention
- SJR 10 Proposal to Amend Utah Constitution

Ms. Trevino stated these are joint bills that would require a constitutional amendment. SB 134 provides a property owner an abatement if they make improvements to their property to help with wildfire prevention. It has a negative impact on the County's budget. That was not the sponsor's intention, so the Utah Association of Counties is working with him.

Council Member DeBry stated he wanted to make sure the Unified Fire Service Area (UFSA) and Salt Lake Valley Law Enforcement Service Area (SLVLESA) were not impacted negatively.

Ms. Catherine Kanter, Deputy Mayor of Regional Operations, stated a substitute bill carved those entities out.

Council Member Jensen asked if this would require the County doing a judgment levy, for the rest of the taxing entities to pick up the abatement.

Mr. Darrin Casper, Deputy Mayor of Finance & Administration, stated the bill does not currently do that and it negatively impacts the County. If the bill did that, it would not have an impact on any particular entity.

Council Member Burdick asked if there was a cap per year.

Ms. Kanter stated there was not an overall cap, and there would be no way to estimate what the impact would be to the County because the property owner would seek the abatement after it spent the money.

A motion was made by Council Member DeBry, seconded by Council Member Jensen, to remain neutral on SB 134 and SJR 10, but work with the sponsor to ensure UFSA, SLVLESA, and the County are not impacted negatively. The motion carried by a unanimous vote.

- HB 268 Property Tax Notice Amendments

Ms. Trevino stated this bill has been amended. The Council took a position to work with the sponsor on the bill because it was going to make the County reprogram its tax program to send out multiple notices.

Mr. Stuart Tsai, Auditor's Office, stated a property owner can now pick one person to have the notice sent to, rather than the Treasurer's Office being required to send out multiple paper notices.

A motion was made by Council Member Jensen, seconded by Council Member Snelgrove, to support 4th Sub. HB 164. The motion carried by a unanimous vote.

- HB 283 Outdoor Adventure Commission Amendments

Ms. Trevino stated this bill creates an outdoor adventure commission to look at outdoor adventure from the standpoint of the residents, rather than tourism. She brought this up to ensure the County got a representative on the commission.

Ms. Erin Litvack, Deputy Mayor of County Services, stated the committee will work and reach out to local organizations in every county to participate.

A motion was made by Council Member Jensen, seconded by Council Member Bradshaw, to support HB 283. The motion carried by a unanimous vote.

- HB 374 Local Government Building Regulation

Ms. Trevino stated this bill would allow a building permit applicant to be exempted from getting a local building inspection if their application was stamped by an engineer or an architect.

A motion was made by Council Member Bradshaw, seconded by Council Member Jensen, to oppose HB 374. The motion carried by a unanimous vote.

- HB 324 Conviction Integrity Units

Mr. Sim Gill, District Attorney, stated this bill provides for a prosecution agency to be able to create a conviction integrity unit to review convictions and make recommendations for changes in convictions and sentences obtained by the prosecution agency, and gives the prosecution agency discretion regarding a conviction integrity unit's recommendations. It also requires notice to the victim if a petition is filed by the prosecution agency and gives district court the discretion to provide any relief.

The committee would serve as independent advisory to the District Attorney's Office. It would review cases where new evidence or errors were discovered. It is a way to correct a wrongful conviction or sentence without undue delay. It is really codification of what is already inherent power within the District Attorney's Office.

Mr. Rich Mauro, Executive Director, Salt Lake Legal Defender Association, stated the Salt Lake Legal Defender Association supports this bill. Right now, there are a number of procedural roadblocks that prevent new evidence from being considered.

A motion was made by Council Member Jensen, seconded by Council Member Bradshaw, to support HB 324. The motion carried by a unanimous vote.

- HB 202 Local Government Nuisance Ordinance Reform

Ms. Trevino stated on February 11, 2020, the Council took a position to oppose this bill as written, but to allow the lobbying team to work with the sponsor on language. The sponsor has made the changes the County requested of it.

A motion was made by Council Member Jensen, seconded by Council Member Bradshaw, to support HB 202. The motion carried by a unanimous vote.

3.2 Proposed Hire Report

[20-0197](#)

Attachments: [Proposed Hire Report 2-19-2020](#)

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

the proposed hires.

**3.3 Budget Adjustment: Fleet Management's Request for [20-0193](#)
Technical Adjustment Transferring the Fuel Island Budget of
\$2,538,973 from Capital Projects to Balance Sheet Account**

Attachments: [680099IA01 Fleet Fuel Island](#)

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

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

**3.4 Budget Adjustment: Public Works Request for New Greater [20-0194](#)
Salt Lake Municipal Services District Capital Project, 8086 W
3500 S Sidewalk (\$388,834 in Revenue and Expense)**

Attachments: [451000IA02 Public Works Engineering 8086 W 3500 S](#)

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

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

**3.5 Budget Adjustment: Public Works' Request for Increase to [20-0195](#)
Greater Salt Municipal Services District Capital Project, Grit
Mill Parking Lot (\$121,000 in Revenue and Expense)**

Attachments: [451000IA03 Public Works Engineering Grit Mill](#)

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

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

3.6 Budget Adjustment: Solid Waste Management's Request for [20-0196](#)

New Capital Project, Force Main Sewer Lateral (\$128,469 Balance Sheet Expense)

Attachments: [475000IA01 Solid Waste Management Sewer Lateral](#)

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

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

3.7 Budget Adjustment: Regional Development's Request to Appropriate \$500,000 from Restricted Account for Magna Road Project Pursuant to Interlocal Agreement [20-0206](#)

Attachments: [102500IA01 Regional Development SB268 Pass Through](#)

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

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

3.8 Budget Adjustment: Equestrian Park's Request to Transfer \$94,860 in Under Expend from Various Capital Projects to Existing RV Parking Capital Project [20-0207](#)

Attachments: [526400IA01 Equestrian Park RV Parking](#)

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

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

3.9 Budget Adjustment: SLCO Arts and Culture's Request to Distribute Utility Savings of \$73,320 Across the Venue Operational Budgets [20-0208](#)

Attachments: [350000IA01 Arts and Culture Utility Allocation](#)

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

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

3.10 Budget Adjustment: UPACA Eccles Theater's Request to Transfer \$200,000 in Equipment Replacement Funds from their Operations Org to their Capital Org and Reassign a Project ID [20-0209](#)

Attachments: [340000IA01 ECCLES Equip Replacement](#)

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

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

3.11 Training for Open and Public Meetings Act [20-0136](#)

Attachments: [Staff Report](#)
[Open and Public Meetings Act Training](#)

Presenter: Mitch Park (Approx. 10 min.)

Informational

Mr. Mitchell Park, Legal Counsel, Council Office, led the Open and Public Meetings Act - 2020 Annual Training.

3.12 Criminal Justice Services Review [20-0192](#)

Attachments: [Staff Report](#)
[County Council Presentation Handout 2020](#)
[CJS Overview 2020](#)

Presenters: Karen Crompton, Director of Human Services and Kele Griffone, Division Director of Criminal Justice Services (Approx. 20 min.)

Informational

Ms. Kele Griffone, Director, Criminal Justice Services Division, delivered a PowerPoint presentation on the Criminal Justice Services Division's mission,

general philosophies, programs, services, philosophy driven practices, daily cost per supervision, and innovative projects.

Ms. Karen Crompton, Director, Human Services Department, continued the presentation reviewing what Criminal Justice Services will be looking at in the future, with regard to the need for more space. Currently, it is over capacity, its client population has shifted toward the center of the County, and its current lease ends October 31, 2025.

Mr. Sim Gill, District Attorney, stated if programs and partnerships like this did not exist, there would be more collateral costs passed onto taxpayers in other ways. This program allows the County to get the best outcome for its tax dollars.

Mayor Wilson stated everyone is working hard to try to find efficiencies to roll out broader change, but these programs take resources. The Mayor's Office will continue to engage partners and look for ways to address these issues.

3.13 Unified Police Department Special Victims Unit Update

[20-0078](#)

Attachments: [Staff Report](#)
[Special victims unit presentation](#)

Presenters: Chief Kris Ownby and Sgt. Dan Moriarty (Approx. 20 min.)

Informational

Sheriff Rosie Rivera stated Salt Lake County contracts with the Unified Police Department (UPD) for law enforcement services. She wanted Council Members to know what units the County was paying for. Today, they will be hearing about the Special Victims Unit.

Chief Kris Ownby, Commander, Investigation Division, UPD, reviewed the Special Victims Unit (SVU), which investigates adult sex crimes, crimes involving children, and abuse on aging and vulnerable adults, as well as runaway kids and missing persons. It gets approximately 1,200 cases a year, and it is seeing an increase in the number of cases being reported.

Sgt Dan Moriarty, Special Victims Unit, stated he supervises ten detectives and two civilians in the Special Victims Unit. Two areas are no longer in the Special Victims Unit, yet the amount of cases it has is still equal

to what it was then, so sex crimes and child abuse cases are increasing. Two detectives were added to the Special Victims Unit to help solve the buildup of cases, and they have made a difference. Before, detectives had 15 to 20 cases a month; now, they have 10 to 15 cases a month. There is a lot of stress on detectives in the Special Victims Unit. The work they do impacts people for life, so they have a lot of responsibility to get things right.

The Special Victims Unit has also been successful with getting the sex assault kits tested. At one point, there were 435-437 untested sex kits sitting on the shelf, the backlog due to the amount of time and money they took to test. Now, they are sent to the state crime lab automatically, and have all been tested. The only untested cases are restricted cases, which are cases where the victim does not want police to take action.

Mr. Sim Gill, District Attorney, stated every Special Victims Unit case has to be investigated with care and concern. With regard to the rape kits, all are in the process of being tested and are yielding results in terms of people finally being prosecuted. His office has filed 29 old cases, some for victims who were raped a decade ago.

3.14 CLOSED SESSION: Discuss Real Estate matters [20-0165](#)

Attachments: [Staff Report](#)

Presenters: Holly Yocom, Director of Community Services and Derrick Sorenson, Real Estate Manager (Approx. 15 min.)

Discussion/Direction

A motion was made by Council Member Jensen, seconded by Council Member Ghorbani, to close the Committee of the Whole meeting to discuss two real estate matters. The motion carried by a unanimous vote.

3.15 Real Estate Discussion and Associated Resolution [20-0187](#)

Attachments: [Staff Report](#)

Presenters: Holly Yocom, Director of Community Services and Derrick Sorenson, Real Estate Manager (Approx. 15 min.)

Discussion/Direction

The Council voted to re-open the Committee of the Whole meeting during the closed session.

Council Member Jensen, seconded by Council Member Granato, moved to approve the South Mountain proposal as it was discussed in the closed meeting, and forward the resolution to the 4:00 p.m. Council meeting for ratification, but ask that if the Mayor's Office finds anything in the coming week to come back to the Council. The motion carried by a unanimous vote.

4. CONSENT ITEMS:

A motion was made by Council Member Bradshaw, seconded by Council Member Jensen, to approve the consent agenda. The motion carried by a unanimous vote.

4.1 Report of Deposits and Investments as of December 31, 2019 [20-0154](#)

Attachments: [Report of Deposits and Investments as of December 31 2019](#)

This consent item was approved and forwarded.

4.2 Clark Planetarium Requests Approval of \$76,398 in Promotional Fee Waivers and Discounts for 2020 [20-0170](#)

Attachments: [Staff Report](#)
[Clark Planetarium 2020 Discounts and Promotions_Final Package](#)

This consent item was approved and forwarded.

4.3 A Resolution of the Salt Lake County Council Approving the Execution of an Interlocal Cooperation Agreement With Utah State University for Collaboration in the 4-H Discovery Days [20-0150](#)

Attachments: [Staff Report](#)
[USU2020YOUTHEVENT-Resolution](#)
[USU2020YOUTHEVENT](#)

This consent item was approved and forwarded.

4.4 A Resolution of the Salt Lake County Council Approving an Agreement With the Utah Department of Transportation for a New Force Main Sewer on California Avenue, Benefiting the Salt Lake County Landfill [20-0181](#)

Attachments: [Staff Report](#)
[13149 UT Agree SLCounty Btrmt Agmt No 1.pdf](#)
[Resolution UDOT Betterment Agreement.pdf](#)

This consent item was approved and forwarded.

- 4.5 **Resolution of the Salt Lake County Council authorizing Execution and Delivery of an Interlocal Agreement with West Valley City Corporation to Develop a Public Swimming Pool Facility** [20-0163](#)

Attachments: [Staff Report](#)
[West Valley City Interlocal Agreement](#)

This consent item was approved and forwarded.

- 4.6 **A Resolution of the Salt Lake County Council Approving and Authorizing the Mayor to Grant a Perpetual Easement to Rocky Mountain Power at Magna Regional Park** [20-0189](#)

Attachments: [Staff Report](#)
[Council Packet RMP Magna Regional Park](#)

This consent item was approved and forwarded.

- 4.7 **A Resolution of the Salt Lake County Council Approving the Acquisition of a Fee Interest in Certain Real Property From Lolohea Martinez as Part of the Surplus Canal Project and the Transfer of the County's Excess Real Estate Interests in Adjacent Property to Lolohea Martinez** [20-0190](#)

Attachments: [Staff Report](#)
[RE 3750.087 Martinez Contract](#)
[Resolution for Surplus Canal - Martinez](#)

This consent item was approved and forwarded.

- 4.8 **Resolution of the Salt Lake County Council Authorizing Execution of a Real Estate Purchase and Sale Agreement with Salt Lake Valley Habitat for Humanity and Housing Authority of the County of Salt Lake (Also Known as Housing Connect), and Related Documents** [20-0199](#)

Attachments: [Staff Report](#)
[Resolution for Purchase and Sale Agreement with SLVH and Housing Connect](#)
[4500 South Signed Agreement](#)

This consent item was approved and forwarded.

4.9 Amendment No. 4 to the Interlocal Cooperation Agreement Between UPD and Salt Lake County for County Services [20-0151](#)

Attachments: [Staff Report](#)
[Amendment UPD SLCO 2020](#)
[County Council Resolution - UPD-SLCO Amendment No. 4](#)
[AATF Correction \(4\)](#)

A motion was made by Council Member Bradshaw, seconded by Council Member Jensen, to approve this consent item. The motion carried by a unanimous vote. Council Member DeBry recused himself. He is an employee of the Unified Police Department.

4.10 Assessor - County Contribution Information [20-0114](#)

Attachments: [Staff Report](#)
[Application for Contribution](#)
[Nonprofit Agreement_AATF](#)
[CSS - Financial Statements - 2018](#)
[CSS 501 c 4 registration](#)
[CSS and SLC Contribution Agreement](#)

This consent item was approved and forwarded.

5. ITEMS FROM COUNCIL MEMBERS

5.1. Internal Business

6. APPROVAL OF MINUTES

6.1 Acceptance of Committee of the Whole Minutes for February 4, 2020 [20-0203](#)

Attachments: [020420 COW Minutes](#)

A motion was made by Council Member Bradshaw, seconded by Council Member Jensen, to approve this agenda item. The motion carried by a

unanimous vote.

3:45 P.M. - ADJOURN FOR BOARD OF EQUALIZATION

The meeting was adjourned at 3:25 PM.

SHERRIE SWENSEN, COUNTY CLERK

By _____
DEPUTY CLERK

By _____
CHAIR, SALT LAKE COUNTY COUNCIL