

Mayor's Office: Council Agenda Item Request Form
*This form and supporting documents (if applicable) are due the Wednesday
before the COW meeting by noon.*

Date Received (office use)	8 Feb 2017
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Date of Request	2/8/17
Requesting Staff Member	Scott Baird
Requested Council Date	2/14/17
Topic/Discussion Title	Resolution of the Salt Lake County Council granting a fee waiver to the Centro Civico Mexicano.
Description	The Landfill Council approved a request from the 501(c)(3) nonprofit Centro Civico Mexicano to waive our disposal fee so they can dispose of certain excavated soils at the landfill.
Requested Action¹	Approval
Presenter(s)	John (Yianni) Ioannou
Time Needed²	Consent
Time Sensitive³	N/A
Specific Time(s)⁴	N/A
Contact Name & Phone	801-381-3467
Please attach the supporting documentation you plan to provide for the packets to this form. While not ideal, if supporting documents are not yet ready, you can still submit them by 10 am the Friday morning prior to the COW agenda. Items without documentation may be taken off for consideration at that COW meeting.	Attached is the final resolution from the Landfill Council as well as the approved as to form resolution for the SLCo council.

Mayor or Designee approval: _____



¹ What you will ask the Council to do (e.g., discussion only, appropriate money, adopt policy/ordinance) – in specific terms.

² Assumed to be 10 minutes unless otherwise specified.

³ Urgency that the topic to scheduled on the requested date.

⁴ If important to schedule at a specific time, list a few preferred times.

RESOLUTION NO. _____, 2017

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL GRANTING A
FEE WAIVER TO CENTRO CIVICO MEXICANO.

W I T N E S S E T H

WHEREAS, Salt Lake County ("County") and Salt Lake City ("City") jointly own and operate the Salt Lake Valley Solid Waste Management Facility (the "Landfill"); and

WHEREAS, County and City, through an interlocal cooperation agreement dated on or about July 9, 2009 ("Agreement"), set forth a framework for jointly operating the Landfill, and created the Salt Lake Valley Solid Waste Management Council ("Landfill Council") to oversee the management of the Landfill; and

WHEREAS, pursuant to the Agreement, the Landfill Council, among other duties and powers, has the authority to approve and recommend to the County Council rate structures, fees for services, and fee waivers at the Landfill; and

WHEREAS, Centro Civico Mexicano, a Utah non-profit corporation and 501(c)(3) organization, is developing the area around 155 South 600 West, and has requested a fee waiver that will allow Centro Civico Mexicano to dispose of certain excavated soils at the Landfill; and

WHEREAS, these soils have been tested and approved by the County Health Department to qualify for use as daily cover by the Landfill; and

WHEREAS, the Landfill generally charges ten dollars per ton of material disposed of at the Landfill that qualifies as daily cover; and

WHEREAS, the Landfill Council has approved a recommendation to the County Council for the grant of this fee waiver; and

WHEREAS, pursuant to Utah Code Section 17-50-303(3)(a), the County may "waive fees required to be paid by a nonprofit entity, if, in the judgment of the county legislative body, the assistance contributes to the safety, health, prosperity, moral well-being, peace, order, comfort, or convenience of county residents"; and

WHEREAS, pursuant to Salt Lake County Policy 1200, the County may grant a fee waiver to a charitable organization for a bona fide public purpose that promotes the safety, health, prosperity, moral well-being, peace, order, comfort, or convenience of County inhabitants; and

WHEREAS, the County Council has determined that providing this fee waiver is permissible under the statutes because assisting this nonprofit will contribute to the safety, health, prosperity, moral well-being, peace, order, comfort, and convenience of county residents; and

WHEREAS, the County Council wishes to adopt this resolution authorizing the grant of a fee waiver to Centro Civico Mexicano.

RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Salt Lake County Council approves this fee waiver allowing Centro Civico Mexicano to dispose at no cost up to 7,000 tons of soil at the Landfill for use as daily cover.

APPROVED AND ADOPTED in Salt Lake City, Salt Lake County, Utah, this _____ day of _____, 2017.

Steve DeBry, Chairperson

ATTEST:

Sherrie Swensen
Salt Lake County Clerk

APPROVED AS TO FORM:

By: Angela D. Lane
Angela D. Lane,
Deputy District Attorney

Date: 02/06/2017

Voting:

Council Member Bradley
Council Member Bradshaw
Council Member Burdick
Council Member DeBry
Council Member Granato
Council Member Jensen
Council Member Newton
Council Member Snelgrove
Council Member Wilson

Vetoed and dated this _____ day of _____, 20____.

By _____
Mayor Ben McAdams or Designee

(Complete as Applicable)

Veto override: Yes _____ No _____ Date _____

Ordinance Published in newspaper: Date _____

Effective date of ordinance: _____

RESOLUTION NO. _____, 2017

A RESOLUTION OF THE SALT LAKE VALLEY SOLID WASTE MANAGEMENT COUNCIL TO RECOMMEND TO THE SALT LAKE COUNTY COUNCIL THE GRANT OF A FEE WAIVER TO CENTRO CIVICO MEXICANO.

WITNESSETH

WHEREAS, Salt Lake County ("County") and Salt Lake City ("City") jointly own and operate the Salt Lake Valley Solid Waste Management Facility (the "Landfill"); and

WHEREAS, County and City, through an interlocal cooperation agreement dated on or about July 9, 2009 ("Agreement"), set forth a framework for jointly operating the Landfill, and created the Salt Lake Valley Solid Waste Management Council ("Landfill Council") to oversee the management of the Landfill; and

WHEREAS, pursuant to the Agreement, the Landfill Council, among other duties and powers, has the authority to approve and recommend to the County Council rate structures, fees for services, and fee waivers at the Landfill; and

WHEREAS, Centro Civico Mexicano, a Utah non-profit corporation and 501(c)(3) organization, is developing the area around 155 South 600 West, and has requested a fee waiver from the Landfill Council that will allow Centro Civico Mexicano to dispose of certain excavated soils at the Landfill; and

WHEREAS, these soils have been tested and approved by the County Health Department to qualify for use as daily cover by the Landfill; and

WHEREAS, the Landfill generally charges ten dollars per ton of material disposed that qualifies as daily cover; and

WHEREAS, the Landfill Council desires to recommend approval of this fee waiver for Centro Civico Mexicano to County Council; and

WHEREAS, pursuant to Utah Code Section 17-50-303(3)(a), the County may "waive fees required to be paid by a nonprofit entity, if, in the judgment of the county legislative body, the assistance contributes to the safety, health, prosperity, moral well-being, peace, order, comfort, or convenience of county residents"; and

WHEREAS, the Landfill Council has determined that providing this fee waiver is permissible under the statutes because assisting this nonprofit will contribute to the safety, health, prosperity, moral well-being, peace, order, comfort, and convenience of county residents; and

WHEREAS, the Landfill Council wishes to adopt this resolution to recommend this fee waiver to the County Council.

RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Landfill Council recommends this fee waiver allowing Centro Civico Mexicano to dispose at no cost up to 7,000 tons of soil at the Landfill for use as daily cover to the Salt Lake County Council for approval.

APPROVED AND ADOPTED in Salt Lake City, Salt Lake County, Utah, this 23rd day of JANUARY, 2017.

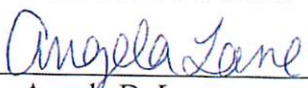


Scott Baird, Chairperson

Voting:

Council Member Baird	<u>"Aye"</u>
Council Member Bennett	<u>"Aye"</u>
Council Member Adams	<u>"Aye"</u>
Council Member Willardson	<u>"Aye"</u>
Council Member Dupont	<u>"Aye"</u>

APPROVED AS TO FORM:

By: 

Angela D. Lane,
Deputy District Attorney

Date: 02/06/2017