

SALT LAKE COUNTY

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



Meeting Minutes

Tuesday, January 29, 2019

2:00 PM

Room N2-800

Committee of the Whole

1. CALL TO ORDER

Present Council Member Aimee Winder Newton
Council Member Arlyn Bradshaw
Council Member Jim Bradley
Council Member Steve DeBry
Council Member Ann Granato
Council Chair Richard Snelgrove
Council Member Max Burdick

Excused Council Member Michael Jensen

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.

Mr. Greg Thueson reviewed a “No Child Goes Hungry Again” initiative that will help with the education crisis using donated money from major companies. He asked the Council for its support.

Council Member Snelgrove asked his senior policy advisor to get more information about the program so the Council could discuss it another time.

3. DISCUSSION ITEMS:**3.1 Proposed Hire Report** [19-127](#)

Attachments: [Proposed Hire Report 1-22-2019](#)

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

3.2 Legislative Update [19-132](#)

Attachments: [Staff Report](#)

Presenters: Kara Trevino and Justin Stewart (Approx. 1 Hr.)
Discussion/Direction

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

- H.B. 79 Interlocal Provision of Law Enforcement Service

Sheriff Rosie Rivera stated she could not support the bill until she saw the impact to the Unified Police Department (UPD) and the County. The UPD Board understandably wants to select its own chief executive officer (CEO); however, the County gave the UPD a lot of assets and transferred some responsibilities for which she was statutorily responsible. If the UPD Board did not choose her as its CEO, certain functions that were transferred to the UPD would have to come back to the County and she did not know what that impact would be.

Council Member Newton, seconded by Council Member DeBry, made a motion to monitor H.B. 79 until the Council could get some more information on the impact this bill would have.

Council Member Bradshaw asked why the County would not just oppose the bill because of all the concerns. Monitoring it largely means consent.

Council Member Newton stated the UPD is a special service district that does not service all of the County, so it makes sense for it to choose its own leader and not be beholden to the residents in the whole County. Also, the majority of the board wants to pursue this, so the County should let it. She wanted to stay neutral and monitor the bill.

Ms. Erin Litvack, Deputy Mayor of County Services, stated the UPD is a very complex organization. As a new UPD board member, she is just starting to understand the mechanics of it and its budget. It is also in the process of shifting things due to Herriman and Riverton leaving, and did not yet know the impacts that would have. The County needs to make an educated decision knowing what all the impacts will be, and it needs to be firm on that.

Council Member Bradley, seconded by Council Member Bradshaw, made a substitute motion to let the Legislature know the Council opposed H.B. 79 without more information to be able to make an informed decision. The motion failed by the following vote:

Aye: Council Member Bradshaw
Council Member Bradley
Council Member Granato

Nay: Council Member Winder Newton
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

Abstain: Council Member DeBry

Council Member Newton, seconded by Council Member DeBry, made a motion to monitor H.B. 79 until the Council could get some more information on the impact this bill would have. The motion failed by the following vote:

Aye: Council Member Winder Newton
Council Chair Snelgrove
Council Member Burdick

Nay: Council Member Bradshaw
Council Member Bradley
Council Member Granato

Excused: Council Member Jensen

Abstain: Council Member DeBry

Ms. Trevino stated she would monitor this and bring it back.

- Lowering the Age of Correction Officers

Sheriff Rivera stated this bill lowers the age the Sheriff's Office can hire to age 18, but it would start as a pilot program in the jails and run for three years to allow the opportunity to monitor the program to see if there were any problems. If it worked out, the rest of corrections would start hiring at a lower age.

- H.B. 17 Firearm Violence and Suicide Prevention Amendments

Mr. Gary Edwards, Director, Salt Lake County Health Department, stated this bill appropriates some funding for the Utah Division of Substance Abuse and Mental Health to do some educational efforts around the role that firearms may play in suicide. It would require local health agencies as well as firearm retailers and others to distribute that information. This would be a good effort toward beginning to address some of the suicide concerns.

Council Member Newton, seconded by Council Member Burdick, moved to support H.B. 17. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

- H.B. 148 Vehicle Idling Revisions

Mr. Edwards stated five to seven years ago, the Legislature prohibited local highway authorities from putting restrictions on vehicle idling. This bill removes those restrictions, and that would be good for air quality issues.

Council Member Newton, seconded by Council Member DeBry, moved to support H.B. 148. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

- S.B. 65 Utah Noxious Weed Act Amendments

Mr. Edwards stated the statute currently says the county executive must serve on its county noxious weed control board. The Salt Lake County Health Department is proposing that be changed to say county executive or designee.

Council Member Newton asked why it was only for counties of the first class.

Mr. Edwards stated the Utah Farm Bureau was in support of it as long as it said counties of the first class.

Council Member Newton, seconded by Council Member Bradshaw, moved to support S.B. 65. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

- S.B. 71 Food Truck License Amendments

Mr. Edwards stated food truck businesses currently get their primary permit from the County where the business is headquartered, and that County inspects the trucks making sure they have the facilities required. Then, each business has to get a secondary permit from the county they plan to operate in and they have to notify the Health Department where that is. The Health Department can then remove a permit if things are not followed. This bill removes the secondary permit requirement.

Council Member Bradshaw asked what the problem was that this bill intended to solve.

Mr. Edwards stated the food truck industry wants one permit to cover the entire state. That is problematic for the Health Department. It needs to know if something goes wrong with an operation, and it cannot do that without the secondary permit.

Council Member Newton, seconded by Council Member Bradshaw, moved to oppose S.B. 71. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

- H.B. 164 Local Boards and Councils Structure Amendments

Ms. Trevino stated the sponsor of the bill is trying to get governing bodies to have at large positions. It applies to school boards, local districts, cities, and the county. It would require all the County Council seats to be at large.

Council Member Newton asked what Rep. Stenquist was trying to do.

Ms. Trevino stated he wants there to be more of a relationship with the constituents and the governing bodies. So, instead of just voting for a district representative, voters would get to vote for all their council members.

Council Member DeBry, seconded by Council Member Bradshaw, moved to oppose H.B. 164 as written, and work with Rep. Jeffrey Stenquist to accomplish what he is trying to do without altering the Council's form of

government or the way it is currently structured. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

- S.B. 98 Community Reinvestment Agency Amendments

Ms. Trevino stated this bill negatively impacts the County. It would prohibit the County from collecting an administrative fee, and it removes the housing set aside for projects that do not have residential there.

Council Member Newton asked if this negated the ability for the County to collect a fee or just limited it. It bothered her when the County charged the same fee as a city that put in years working toward an economic development project.

Mr. Blake Thomas, Director, Economic Development Division, stated the agency's fee is a percentage on top of the entire budget. The County's fee is a portion of its own tax increment. It is a much lower amount, but this bill still prevents that.

Ms. Litvack stated a lot of projects require continual monitoring of the County's investment to ensure the work promised is happening and a good investment. The County also dedicates its tax increment toward projects not fully developed or vetted. This fee is not necessarily about the prework that has been done to make a project a reality; it is about the continual work of oversight and monitoring.

Council Member Granato asked why the housing set aside was being removed. A developer asking for tax increment funding should be willing to be a good partner.

Council Member Bradshaw, seconded by Council Member Burdick, moved to oppose S.B. 98. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

- S.B. 56 Community Reinvestment Agency Report Amendments

Ms. Trevino stated this bill uses the County's database as the model and makes it a requirement throughout the state.

Mr. Thomas stated the County created a one-stop shop platform for redevelopment and tax incremental funded projects for its 120+ projects. Building this tool will not be problematic for the State since the County has the lion's share of project areas. The Mayor's Office supports the transparency this bill provides.

Council Member Newton, seconded by Council Member Bradshaw, moved to support S.B. 56. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

- S.B. 96 Medicaid Expansion Adjustments

- S.B. 97 Medicaid Program Revisions

Ms. Trevino stated these two bills are in committee now. One fully repeals Proposition 3 and the other amends it dramatically.

Council Member Bradshaw, seconded by Council Member Granato, moved to oppose S.B. 96 and S.B. 97.

Council Member Newton stated more research needed to be done before she could take a position. Requiring people to work is a good principle.

Mr. Tim Whalen, Director, Behavioral Health Services Division, stated work requirements have been granted in several states now, but the way S.B. 96 is written, waivers are complicated. He encouraged the Council to oppose these bills, and work with the State on the work requirements.

Mayor Jennifer Wilson stated the Council passed a resolution unanimously to oppose work requirements and delays. At this stage, the Council needs to take a very direct and firm position, in unity, that favors the vote of the people.

Council Member Newton made a substitute motion to monitor S.B. 96 and S.B. 97, with the caveat to uphold the Council's resolution, which said the Council wanted Medicaid to happen this year as soon as possible based on what the voters voted for, but it was willing to look at other things that might be better for this population. The motion failed due to the lack of a second.

Council Member Bradshaw, seconded by Council Member Granato, moved to oppose S.B. 96 and S.B. 97. The motion carried by the following vote:

Aye: Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Nay: Council Member Winder Newton

Excused: Council Member Jensen

- H.B. 103 Utah Intergenerational Poverty Work and Self-Sufficiency Tax Credit

Council Member Newton, seconded by Council Member Bradshaw, moved to support H.B. 103. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

- Appropriations: Aging Services

Caregiving Program
Alternatives Program
Medicaid Aging Waiver

Ms. Trevino stated the County gets quite a bit of money from these appropriations. Last year, the money was one-time, but efforts are being made to get ongoing appropriations.

Council Member Bradshaw, seconded by Council Member DeBry, moved to support the appropriations. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

- H.B 128 Consumer Ticket Protection Modifications
- S.B. 69 Consumer Ticket Protection Amendments

Ms. Trevino stated these bills affect the County's cultural facilities. The Council would support H.B. 128 based on the guidelines, but she put monitor on S.B. 69, to make sure language did not negatively impact the County.

- Open Space

Council Member Snelgrove stated the Governor is interested in setting aside funds for open space acquisition and has asked counties to submit a wish list by 5:00 tonight.

Ms. Holly Yocom, Director, Community Services Department, stated she would have a list by 4:00 p.m.

3.3 Update on Justice Reinvestment Initiative & Intensive Supervision Program (ISP) [19-071](#)

Attachments: [Staff Report](#)
[ISP Council Presentation 1-24-19](#)

Presenters: Karen Crompton, Director of Human Services, Tim Whalen of Behavioral Health, Kele Griffone of Criminal Justice Services, and Cole Warnick of Sheriff's Office (Approx. 30 min.)

Informational

Ms. Karen Crompton, Director, Human Services Department, **Mr. Tim Whalen**, Director, Behavioral Health Services Division, and **Mr. Seth Teague**, Program Manager, Behavioral Health Services Division, delivered a PowerPoint presentation on the Intensive Supervision Probation (ISP) program, a partnership between the Sheriff's Office, Criminal Justice Services Division, and Behavioral Health Services Division. It provides intensive supervision for high risk individuals. The program results are from July 2015 through December 2018.

Council Member Granato asked if the County was moving ahead with the Centers for Disease Control and Prevention (CDC) model of integrating physical and mental health, and tracking what drugs people are using.

Mr. Whalen stated when clients come in for their initial assessment for treatment, they also participate in drug screening.

- 3.4** Presentation of an Ordinance of the Legislative Body of Salt Lake County, Utah, Adding Title 2, Chapter 2.96 of the Salt Lake County Code of Ordinances, to Provide for the Criminal Justice Advisory Council. (Formal Adoption Will Take Place on February 5, 2019) [19-118](#)
(This Ordinance Establishes the Criminal Justice Advisory Council (CJAC))

Attachments: [Staff Report](#)
[Salt Lake County Ordinance - CJAC.pdf](#)

Presenter: Noella Sudbury, Criminal Justice Advisory Director (Approx. 15 min.)

Discussion/Direction

Ms. Noella Sudbury, Director, Criminal Justice Advisory Council, (CJAC), stated the Criminal Justice Advisory Council (CJAC) was established by resolution in 1981, but never by ordinance. The District Attorney's Office recommended it be done by ordinance. The ordinance updates the form of government to the County's current form of government and creates a rotating chair. The rotation would be among the Mayor, Sheriff, District Attorney, and County Council designee.

Council Member Bradley asked if there was any change in power, and if the

ordinance delineated membership outside of County members.

Ms. Sudbury stated under the old ordinance, CJAC made recommendations to the County Commission. Under this ordinance, it would make recommendations to the Mayor and the County Council. Bylaws will govern membership beyond the elected officials that are named in the ordinance.

A motion was made by Council Member Burdick, seconded by Council Member Winder Newton, that this agenda item be forwarded to the 4:00 p.m. Council meeting to be introduced. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

4. CONSENT ITEMS:

A motion was made by Council Member Bradley, seconded by Council Member Winder Newton, to approve the Consent Agenda. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

- 4.1** Notice to Set a Public hearing to be held in the Council Chambers, County Government Center, 2001 So. State Street, North Building, Room N1-110, Salt Lake City, Utah, on March 5, 2019, at the 4:00 pm general Council meeting regarding a proposal to vacate a right-of-way interest for the use of the public as a highway over certain parcels of real property located at approximately 14425 South Bitterbrush Lane, 855 West 12300 South, and 496 West 13490 South, Draper, Utah, also identified as Parcel Nos. 33-02-200-0017, 33-02-400-005, and 33-01-102-003.

[19-141](#)

Attachments: [Notice of Public Hearing - Vacate Right-of-Way Interest Staff Report](#)

This consent item was approved and forwarded.

- 4.2 Board appointment: Reappoint Julie Larsen to the Council for Aging and Adult Services. Her second, three-year term began 9/1/2017 and will end 8/31/2020. [19-115](#)

Attachments: [Staff Report](#)
[Julie Larsen - application, approval letter](#)

This consent item was approved and forwarded.

- 4.3 Board appointment: Appoint Noelle Leiser to the Community and Support Services Advisory Council. Her first, two-year term began 10/1/2018 and will end 9/30/2020. [19-116](#)

Attachments: [Staff Report](#)
[Noelle Leiser - application, resume, approval form](#)

This consent item was approved and forwarded.

- 4.4 Resolution of the Salt Lake County Council approving the grant of an easement to Rocky Mountain Power at Wheeler Farm. [19-122](#)

Attachments: [Staff Report](#)
[Resolution - RMP easement at Wheeler](#)

This consent item was approved and forwarded.

- 4.5 A Resolution of the Salt Lake County Council approving the recommendation of the Salt Lake County Council of Governments and Authorizing the execution of an interlocal cooperation agreement providing for the transfer of \$13,100.00 of County Corridor Preservation funds to Bluffdale City to be used by the city to acquire certain property for transportation purposes. [19-094](#)

Attachments: [Staff Report](#)
[Resolution and ILA Corridor Preservation - Bluffdale City - 8.18.18](#)

This consent item was approved and forwarded.

- 4.6** A resolution of the Salt Lake County Council authorizing execution of an interlocal cooperative agreement with the City of Bluffdale, Utah, and authorizing the grant of a perpetual easement. [19-137](#)

Attachments: [Resolution Granting Easement to Bluffdale](#)
[Bluffdale_Rose Creek Easement Agreement](#)
[Staff Report](#)

This consent item was approved and forwarded.

- 4.7** A resolution of the Salt Lake County Council Declaring Certain Parcels of Real Property Surplus. [19-139](#)

Attachments: [Staff Report](#)
[Resolution to Surplus Library Properties - NMTC Transfers](#)

This consent item was tabled until February 5, 2019, along with the public hearing associated with it.

5. ITEMS FROM COUNCIL MEMBERS

- 5.1. Internal Business

6. APPROVAL OF MINUTES

- 6.1** Acceptance of Committee of the Whole Minutes for January 8, 2019 [19-130](#)

Attachments: [010819 COW Minutes](#)

A motion was made by Council Member Bradley, seconded by Council Member Winder Newton, that this agenda item be approved. The motion carried by the following vote:

Aye: Council Member Winder Newton
Council Member Bradshaw
Council Member Bradley
Council Member DeBry
Council Member Granato
Council Chair Snelgrove
Council Member Burdick

Excused: Council Member Jensen

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

The meeting was adjourned at 3:35 p.m.

SHERRIE SWENSEN, COUNTY CLERK

By _____
Deputy Clerk

CHAIR, SALT LAKE COUNTY COUNCIL