

Salt Lake County Council

Committee of the Whole

~MINUTES~

Tuesday, February 7, 2017

[11:00:23 AM](#)

Council Members

Present:

Jennifer Wilson
Richard Snelgrove
Jim Bradley
Aimee Winder Newton
Sam Granato
Max Burdick
Steven DeBry, Chair

Excused:

Arlyn Bradshaw
Michael Jensen

State of the County Address ([11:00:23 AM](#))

Mayor Ben McAdams delivered the 2017 State of the County Address. He stated the state of the County is strong. A structurally-balanced, fiscally-responsible budget was adopted in December 2016. The Triple-A bond rating for general obligation bonds was retained, and upgrades from AA+ to Triple-A were achieved in two additional bond categories. Citizens of various areas voted last November to add a new city and five new metro townships. He outlined four areas of a new initiative called Opportunity Agenda:

Economic Development/Jobs

Improving the labor market and encouraging work are central to economic opportunity. A grant from JPMorgan Chase for \$200,000 will go towards assisting small and medium-sized businesses in reaching their export potential. Salt Lake County will be pressing for a strategy that maximizes long-term potential for economic development at the current prison site. Job opportunities will be maximized for residents and the tax base grown to help fund public schools. Growth in the destination and hospitality sector will continue.

Housing and Homelessness

The opportunity for safe, affordable housing should be available to every Salt Lake resident. Emergency and one-size-fits-all shelters are not a solution to homelessness. He will begin a multi-year plan to end child homelessness and eliminate its trauma for the most vulnerable residents. The focus will be on the four pillars of childhood stability: education, healthcare, safety, and community development, in order to break intergenerational cycles of poverty.

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Healthcare and Education

The best investment parents, civic leaders and employers can make is in the children. He is preparing to roll out the Salt Lake County Early Learning Initiative, with the goal that all children in Salt Lake County entering kindergarten will be socially and academically ready for kindergarten.

The opportunity to access health care is fundamental to building a healthy community. Salt Lake County's health clinic offers low cost health care options for mothers, babies, kids, and students. Criminal justice reform was passed two years ago, but could not be successful without the Healthy Utah Medicaid Plan, which would have provided treatment to drug addicted individuals. He is meeting the Governor's staff, state legislators, and others to find the funding for treatment plans.

Recreation and Fun

The opportunities to exercise, play, have fun, and join friends and family is abundant in Salt Lake County and expanding. Passage of the Parks and Recreation bond offers expanded opportunities, such as a new recreation center in Draper, and new regional parks. In addition, the bond also provides maintenance and improvements to trails, golf courses, the Equestrian Park, and inclusive playgrounds built for kids of all abilities.

Salt Lake County is showing that it can step up to the challenges of a rapidly changing world. In the coming year,s he wants every agenda item to be one that expands opportunity for residents. New private sector jobs will be better paying jobs; early childhood education classrooms will be high quality classrooms; homeless individuals will see hope for recovery and self-reliance; and families will have nearby parks, trails, and recreation centers that fit their needs and accommodate their budgets. Salt Lake County welcomes refugees, celebrates diversity, supports individual initiative, and will be accountable for every tax dollar spent.

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[The Council recessed at 11:35:43 AM, and reconvened at 1:36:07 PM]

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Citizen Public Input ([1:36:07 PM](#))

Mr. Mike Edwards spoke under "Citizen Public Input" reading the following statement:

Good afternoon, County Council. Thank you for allowing me to address you today.

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As I'm sure you are aware, much has been said about the current state of Mountain Accord and the Central Wasatch Commission. Some of it right. Some of it wrong. Please allow me to cut through some of the rhetoric today, in a way that I hope will clear things up.

Mountain Accord has been subject to the Utah Open and Public Meeting Act or OPMA since its inception. Back on October 4 of 2016, the State Auditor made a determination, with the backing of his attorneys from the Attorney General's office, that Mountain Accord was subject to and had to comply with OPMA. In the press, Mayor McAdams and Ms. Jones danced around the issue saying everything from them complied with OPMA, to minimum, complied with the spirit of OPMA. I submitted a GRAMA request for the published meeting times, locations, and minutes of the meetings, and delivered it to Mountain Accord. Which leads me to my second point.

In response to that GRAMA request, this organization, made up of 12 public entities and with spending of over \$8 million in tax payers dollars, had a simple reply. Mountain Accord and the members of its board cannot be GRAMA'd. As of today, documents showing how money was spent, who authorized their spending, and what complete bid process was followed has never been produced by Mountain Accord. Which leads me to my third and final point. Petitioned relief through the courts.

Last month, after Mountain Accord and Ms. Jones refused service for a civil lawsuit because in the words of Ms. Jones quote "Mountain Accord is just a logo" end quote. Mayor McAdams, in his capacity as chairman of Mountain Accord was served. The argument before the court is simple, enforce the State Auditor's determination and find Mountain Accord has been in violation of OPMA. With that finding, it casts a shadow over everything Mountain Accord has done, in the light, and more importantly in the shadows. Last week, Mountain Accord provided its response to the courts. Here is a copy for your records. Their argument is that Mountain Accord is not an organization and cannot be sued. Aside from the legal precedence the DA and Mayor McAdams are trying to make with that defense, that argument is offensive to the very nature of open and transparent government and should be rejected publicly and in no uncertain terms.

Again, thank you for your time. I'm sure staff from the mayor's office will disparage me once again, such as they have tried to do many times. Please allow me to be frank. I do not own land in the canyons. I have no interest financial or otherwise in the development of land in the canyons. I am a retired Captain in the US Army who resides in West Valley City and I pay taxes just like you. My motivation on this is simple. We, the public, should be able to know what our elected representatives are doing and how money is spent. Not selectively, as we see has happened with Mountain Accord and as our elected

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officials see fit, but in totality. Period. Mountain Accord and Mayor McAdams, with their arguments before the public and the court are a disservice to that aim. They continue to make a mockery of OPMA, GRAMA, and purchasing laws. It's time that this body, the Salt Lake County Council, which is a signer of Mountain Accord, meets its obligation to ensure the public's interests are protected. Not the interests of the Mountain Accord. Not the interests of Mayor McAdams, but the interests of the public. To that end, I ask you to do your legislative duty and provide oversight of McAdams and Mountain Accord, open a legislative audit, open the books, and open the meetings.

Council Member Snelgrove stated he needed to dig further into this issue to see what his constituents got for the millions of dollars that were spent. This might require an audit action from either the County or the State. The public has a right to know how its money was spent.

Council Member Burdick stated an overview of the financial report relating to how Mountain Accord spent its money is available online. There are a lot of line items that make him wonder what Mountain Accord did. He would like to look into this further as well.

Council Member Wilson stated she wanted to recognize the significant amount of time, interest, and collaboration that has gone on with this. She cannot speak on how the financial matters were handled, but she can speak to the intent. The County is very reliant upon its canyons for so many different reasons. She would like to have a briefing on this matter as well.

Council Member Burdick stated as he starts to explore the financial part of Mountain Accord, he is not doing it with any thought of wrong doing. He hopes as he further explores this that he does not find any problems. He needs to look into this to make sure that he understands it.

Ms. Marie Taylor spoke under "Citizen Public Input" reading the following statement:

As I have previously mentioned, I attend the Quality Growth Committee meetings at the Capitol. As a resident of Salt Lake County with an interest and background in planning, architecture and outdoor recreation, I have found these meetings to be very enlightening. I have previously encouraged you to attend or send staff, because the items discussed greatly affect Salt Lake County's economic development, watershed, and environment.

We hear some people state that the Quality Growth Commission does not have the authority or knowledge to look into these issues. I strongly disagree. Some of those sitting as Commission Members represent the best of the best.

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In addition, the Commission has a direct request from the State Legislature to continue looking into these issues and to make 3 – 5 recommendations for upcoming legislation. Here is a copy of the requesting letter from the Stewardship for Public Lands. I will also forward to you an email so that you can contact Mr. John Bennett directly. In addition to attending the Quality Growth meetings, I request that you have Mr. Bennett and a Commission member report directly to your Council in a public setting.

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Review of Proposed Hires ([1:07:41 PM](#))

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

<u>Agency</u>	<u>Position</u>
<i>Information Services Division</i>	Business Technology Partner 21
<i>Facilities Services Division</i>	Construction & Maintenance Specialist 11
<i>Mayor's Office</i>	Constituent Services Specialist – Appointed
<i>Sheriff's Office</i>	Jail Assessment Specialist 10 Warehouse/Dockworker 10
<i>Salt Lake County Health Department</i>	2 Dietitian 14 Part time Public Health Nurse 16 Community Health Education Coordinator 14

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Interim Budget Adjustments ([1:07:54 PM](#))

Mr. Brad Kendrick, Budget & Policy Analyst, Council Office, reviewed the following interim budget adjustment requests, which have been placed on the Council agenda for formal consideration:

Parks & Recreation Division

Interim budget adjustment of \$22,155 to recognize a donation from the Jordan River Foundation for restoration work along the Jordan River at the Little Confluence Trailhead and the Redwood Nature Area. The Council, also, reviewed the Declaration of Gift form from the Jordan River Foundation of \$22,156 to be used for this purpose.

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District Attorney's Office

Interim budget adjustment to reclassify an Assistant Division Administrator position to a Prosecuting Attorney position.

Interim budget adjustment to reclassify an Office Manager position to a Prosecuting Attorney position.

Council Member Granato, seconded by Council Member Bradley, moved to approve the requests and forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.

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Legislative Team Update ([2:01:05 PM](#))

H.B. 277 – Direct to Consumer Food Sales Modifications (Rep. Marc Roberts)

This bill enacts the Home Consumption and Food Regulation Act. It exempts certain kinds of food from state, county or city regulations regarding the preparation, serving, use, consumption, or storage of food that are produced and sold within the state and sold directly to an informed end consumer.

Mr. Gary Edwards, Director, Salt Lake County Health Department, stated this bill states that a food product produced by anybody in their home would be exempt from state, county or city licenses, permits, and certifications. It includes anything that can be used or prepared as a food or drink. In the past, the Health Department has seen cases of salmonella from items produced in a home kitchen without the proper license. He requested the Council oppose this bill.

Council Member Bradley asked if this bill would affect farmers growing produce to sell at a farmer's market.

Mr. Edwards stated no.

Council Member Snelgrove asked if it would cover items such as a purchase of tamales from someone selling them on the street.

Mr. Edward stated the bill would make that type of sale illegal.

Council Member Granato, seconded by Council Member Wilson, moved to opposed H.B. 277. The motion passed unanimously.

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H.B. 218 – Poll Location Amendments (Rep Craig Hall)

This bill allows an election officer to establish an early voting center or an election day voting center after certain statutory deadlines have passed. It amends the requirements for an election notice, and the voter information pamphlet.

S.B. 128 – Election Day Notification Amendments (Sen. Jani Iwamoto)

This bill requires that a notice of bond election include the address of a website that lists the location of each polling place, and permits an election officer to change or add polling locations after the time of the initial notification.

Ms. Sherrie Swensen, County Clerk, stated these two bills are very similar. H.B. 218 has been put on hold while S.B. 128 is being considered. S.B. 128 allows an election officer to change or add polling locations after the time of the initial notification in case of an emergency. H.B. 218 only allows the addition of voting center, but does not allow for a change in location. Changing a vote center location is necessary in case of a flood or fire in the building. Also S.B. 128 includes the stipulation that the change in location of a vote center needs to be approved by the Lieutenant Governor. The County could support both of these bills.

Council Member Newton, seconded by Council Member Burdick, moved to support H.B. 218 and S.B. 128. The motion passed unanimously.

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S. B. 116 – Polling Location Amendments (Sen. Daniel Thatcher)

This bill requires a county clerk to submit a plan to the lieutenant governor to reduce the amount of time an individual waits in line before the individual can vote at a polling location.

Ms. Sherrie Swensen, County Clerk, stated she supports this bill in its current form. The original bill required one vote center for every 10,000 registered voters, which would work for a presidential election but not in a municipal primary or regular primary election where fewer vote centers are needed. The bill also includes language indicating a voter will not wait in line for more than 30 minutes.

Ms. Kara Trevino, Legislative Specialist, Council Office, stated the bill also requires County Clerks to put together a plan to limit wait time and submit it to the Lieutenant Governor's Office.

Council Member DeBry asked how the wait time would be enforced.

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Ms. Swensen stated that she did not know, it was included as the trade-off for not having a vote center for every 10,000 registered voters.

Council Member Wilson, seconded by Council Member Granato, moved to support S.B. 116. The motion passed unanimously.

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H.B. 204 – Presidential Primary Amendments (Rep Patrice Arent)

This bill requires the state to hold a presidential primary election every four years and to fund it.

Ms. Sherrie Swensen, County Clerk, stated this bill provides that the county clerks run the presidential primaries versus political parties. County clerks ran the 2000 and 2008 presidential primaries very well and efficiently. In 2016, the Legislature decided not to fund the presidential primaries and let the political parties take care of them. This did not work well. H.B. 204 puts the presidential primaries back with the county clerks and funds it at \$725,000. The funding amount is not sufficient. This amount would probably cover just the cost for Salt Lake County.

Council Member Wilson, seconded by Council Member Newton, moved to support H.B. 204 with full funding. The motion passed unanimously.

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S.B. 114 – Election Law Amendments – (Sen. Curtis Bramble)

This bill modifies dates, deadlines, and other requirements in the Election Code to allow for a runoff election for primary races in certain circumstances; changes the dates during which an individual may file a declaration of candidacy or a notice of intent to gather signatures; changes the deadline for filing a petition and submitting signatures to form a political party; provides for a runoff election, by absentee ballot, in a primary election race where more than three candidates appear on the ballot or the same office; and from the same party, and where on candidate does not receive a certain percentage of the votes; modifies deadlines for requesting a recount or contesting an election; amends campaign finance reporting requirements in relating to a runoff election; establishes requirements and addresses payment for a runoff election.

Ms. Kara Trevino, Legislative Specialist, Council Office, stated the bill takes the plurality out of a primary.

Council Member Snelgrove asked if this bill gives the county clerks enough turnaround time.

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Ms. Sherrie Swensen, County Clerk, stated yes, it finally does. It can actually be done. The original version did not work. The current bill moves the primary to the second Tuesday in June, and the runoff election to the third week in August. Also, the original bill indicated the counties would pay 70 percent of the cost with the State paying 30 percent. The current bill has the election fully funded by the State. However, she is concerned that there is no allocation for funding included in the bill.

Council Member Newton, seconded by Council Member Burdick, moved to support S.B. 114 with the caveat that it is fully funded by the state.

Council Member Wilson stated she would like to read this bill.

Ms. Swensen stated the Council can wait to take a position on the bill. The county clerks have not taken a position.

Council Member Newton asked if this bill is something Ms. Swensen would like the Council to support.

Ms. Swensen stated for now, the Council should put it on the radar to see how it works out. She just wanted the Council to be aware that the bill was moving forward and is something she was very concerned about.

Council Member Newton withdrew her motion.

Council Member DeBry stated the Council will monitor this bill and ask for more information before taking a position.

S.B. 142 – Redevelopment Agency Requirements (Sen. Lincoln Fillmore)

This bill excludes school district property taxes from tax increment. Enactment of this bill could provide school districts with more property tax revenue and RDAs with less from qualifying projects.

S.B. 139 – Tax Increment Financing Revisions (Sen. Howard Stephenson)

This bill reduces the amount of tax increment an RDA may receive from a school district up to 50 percent.

Mr. Patrick Reimherr, Senior Advisor & Director of Government Relations, Mayor's Office, stated these bills are very similar. S.B. 142 excludes school district property taxes from tax increment entirely. S.B. 139 reduces the amount of tax increment an RDA may receive from a school district up to 50 percent. Tax increment financing is a vehicle used in Utah for economic development. These bills would have a big impact on future development.

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Council Member Bradley stated if school districts no longer participated in tax increment funding, the cost to other entities would go up.

Mr. Reimherr stated it could. The County's standard agreement is about 25 years at 75 percent. It could potentially put pressure on the County to contribute more. The argument against the bill is those school districts have the ability to say no to these agreements. The bills are designed to provide insulation to school districts from the pressure of participating in RDAs.

Mr. Carlton Christensen, Director, Office of Regional Development, stated school district participation often made up one-third to two-thirds of increment deals. So this would have a huge impact on communities.

Mayor Ben McAdams stated a lot of cities and counties oppose this legislation, but this may be exactly what is needed to better fund education. A lot of tax increments are being used to fund basic infrastructure and there is already funding in place for that. He is supportive of these bills.

Council Member Bradley stated a sound and effective education system is the County's economic salvation. Schools need this money, yet the Legislature never funds education enough.

Council Member Newton stated there are times when a school district looks at tax increment financing as beneficial to encourage growth in the area, bringing in other companies and other development, which would increase property tax revenue. She does not like taking away the school district's ability to do what could be financially beneficial. It is not always a negative for school districts to participate in tax increment financing.

Council Member Snelgrove stated he is not convinced that this bill would negatively impact economic development to such a degree it could be counterproductive in terms of ultimate dollars collected. It would leave more money on the table for school districts without any impact on economic development.

Council Member Snelgrove, seconded by Council Member Bradley, moved to support S.B. 142 and S.B. 139. The motion passed 6 to 1 with Council Member Newton voting in opposition.

S.B. 157 – Changes to Property Tax (Sen. Curtis Bramble)

This bill provides a method for determining the fair market value of centrally assessed aircraft – APG wholesale minus 20 percent. Fiscal note states enactment of this bill may shift \$12 million in property tax burden off airlines to other individuals and businesses.

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Mr. Patrick Reimherr, Senior Advisor & Director of Government Relations, Mayor's Office, stated this bill changes the way the County values airlines for property tax purposes. The resulting effect would be a substantial shift in property taxes from airline corporations to individual taxpayers. The legislative lobbying team is currently in conversation with sponsors trying to see if there is middle ground.

Council Member Bradley asked if this bill is due to the fact that airlines are making a case that they are going broke.

Mr. Reimherr stated their argument is the County is not valuing airlines appropriately. Other states value airlines differently. The County feels it is valuing airlines appropriately in terms of the constitutional requirements that exist within the state of Utah and the policy that has been decided upon.

Council Member Granato, seconded by Council Member Newton, moved to oppose S.B. 157. The motion passed unanimously.

S.B. 140 – Annexation of Islands Within Cities (Sen. Gregg Buxton)

This bill clarifies provisions regarding municipal annexation of certain unincorporated islands, and provides for a recommendation of annexation from a county legislative body.

Ms. Kara Trevino, Legislative Specialist, Council Office, stated the changes within this bill apply mostly to second class counties. However, some language applies to first class counties. This language gives Salt Lake County more discretion in allowing the no petition annexations to move forward. She recommended the Council monitor this bill.

Council Member Burdick, seconded by Council Member Snelgrove, moved to monitor S.B. 140. The motion passed unanimously.

S.B. 174 – Public Transit and Transportation Governance (Sen. Wayne Harper)

This bill modifies the makeup of the UTA Board. It amends the authority of the board to develop certain transit oriented developments, requires UTA to have a citizen advisory board, and requires UTA to have an office of constituent services.

Mr. Patrick Reimherr, Senior Advisor & Director of Government Relations, Mayor's Office, stated this bill makes significant changes to the Utah Transit Authority Governance Board as well as making other procedural changes. It restructures the board to eight members that are coming from specific districts and one additional member who is

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appointed by the Transportation Commission. There is no guarantee that Salt Lake County will have representation on this board.

Council Member Granato moved to support this bill.

Council Member Wilson stated she likes the idea of limiting UTA's role in developing transit-oriented developments (TOD); however, she would like the opportunity to read the bill before taking a position.

Mr. Reimherr stated another component of the bill is that all members would have to be appointed by the county and city within its district. These appointments would need to be approved by the Senate. This would create State level approval, which is something that is currently not done. The State does not contribute any funding to public transit. Funding is all done through the local option sales tax.

Council Member Granato, seconded by Council Member Wilson, moved to monitor this bill.

Council Member Newton stated the County needs to make sure it has proper representation on this board.

Mayor Ben McAdams stated he is concerned about the requirement to have the Senate confirm any appointments. This is a local board with no state funding.

Council Member Bradley stated limiting the authority of UTA to develop TODs is a good idea, and he would like additional information on this.

Council Member Granato, seconded by Council Member Wilson, moved to monitor S.B. 174. The motion passed unanimously.

H.B. 237 – Firearms and Domestic Violence Modifications (Rep. Lee Perry)

This bill modifies the requirements of disposition of criminal domestic violence cases, modifies notification requirements when a prohibited person attempts to purchase a firearm, and modifies weapons law exemptions.

Mr. Will Carlson, Deputy District Attorney, stated this bill attempts to:

- Allow anyone over the age of 21 who can legally possess a firearm, to conceal carry an unloaded firearm.
- Requires the Bureau of Criminal Identification to notify law enforcement within 30 minutes when it does a background check on anyone trying to purchase a firearm. The Bureau has indicated that it cannot meet this deadline.

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- Enhances all Class B domestic violence offenses committed while the predator is in possession of a firearm or dangerous weapon.
- Requires a judge to impose a firearm protective order as a condition of pleas held in abeyance or on probation domestic violence cases.

Council Member DeBry stated it is difficult enough to do the job of a police officer without dealing with citizens carrying an unloaded gun with no training. It is a safety concern for citizens within the state. He would like to talk with Representative Perry to ask him what is pushing this.

Mr. Sim Gill, District Attorney, stated he would like to go on record in opposition to this bill, and encouraged the Council to oppose it as well. It is bad public policy and puts the law enforcement community and citizens at risk.

Undersheriff Carver stated the bill takes away the ability of law enforcement to even question someone who has a weapon. Currently, a police officer can ask if a citizen has a concealed carried permit, this bill would take that ability away. Anyone and everyone could carry a concealed weapon.

Council Member Burdick stated this is just a way for someone to carry without going through any training, and that is dangerous. Currently, if someone has a concealed carry permit and gets pulled over, they are to advise the police officer they have a permit and if they are carrying concealed weapon. The bill takes that requirement away.

Council Member Snelgrove, seconded by Council Member Granato, moved to oppose H.B. 237. The motion passed unanimously.



Follow up on Foothills Canyon Overlay Zone and Mountain Resort Zone ([2:53:40 PM](#))

Ms. Kimberly Barnett, Associate Deputy Mayor, submitted a proposed timeline for adoption of the Foothills Canyon Overlay Zone (FCOZ) and the Mountain Resort Zone (MRZ). She suggested the Council hold a three-to-four hour meeting on February 14, 2017, to discuss outstanding FCOZ issues and to make recommendations to staff on those issues regarding any changes. On Tuesday, February 28, 2017, the Council could review the updated draft and introduce the ordinance during its Council meeting. On March 7, 2017, the Council could hold its final reading of the ordinance and adopt it. The ordinance would then take effect on March 22, 2017.

Council Member Newton stated on February 28, 2017, three of four council members will be attending the National Association of Counties conference. She proposed the introduction of the ordinance be moved to March 7, 2017, with the final reading on March 14, 2017. She felt that two hours would be adequate time to review the ordinance next week. The Council has already received plenty of comments relating to the changes to this ordinance.

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Council Member Snelgrove stated the Council should allot the full four hours and if it finished early, that would be okay. He would rather have enough time to review it, than be rushed.

Council Member Bradley asked how this review would be handled.

Mr. Curtis Woodward, Planning & Development Services Division, passed out an outline on the FCOZ and the MRZ issues. The outline highlighted the different issues that have been raised through the public review process, compares current code, and provides the draft ordinance, and recommendations from the planning commissions and Mayor. The handout also suggested possible actions for the County to take. He stated at the meeting to be held on February 14, 2017, the Council could go through each item one at a time and make motions on how the ordinance should read.



Update on Darwin Software Project – Recorder's Office ([3:09:02 PM](#))

Ms. Julie Dole, Chief Deputy, Recorder's Office, stated during the Legislative Audit Committee meeting held on October 4, 2016, the Council expressed concerns with the relationship of the new tax administration software called DARWIN, and how it interfaces with the rest of the tax administration system. Her purpose today is to update the Council on the status of the DARWIN system.

Mr. Bill Jeter, Division Information System Manager, Recorder's Office, delivered a PowerPoint presentation highlighting the DARWIN system. He reviewed the testing and implementation of the DARWIN interface with the Mainframe, upcoming milestones, training, project status and next steps. He stated the target date for implementing DARWIN is March 10, 2017, contingent upon the success of the interface testing. The DARWIN interface project is 77 percent complete.



Bluffdale Economic Development Area (EDA) Discussion ([1:52:15 PM](#))

Mr. David Delquadro, Chief Financial Manager, Council Office, stated he would like direction from the Council on how it would like him to vote during the next Tax Entity Committee (TEC) meeting on a request by Bluffdale City to use EDA tax increment to finance the building of a second firehouse in Bluffdale. The budget is estimated to cap out at \$3.2 million, including \$200,000 in contingency funds. The City has already purchased the land for the fire station. The Council needs to decide if using tax increment to fund a fire station is an appropriate use of the money. It is allowable under the law, but requires a two-thirds vote of TEC representatives.

Council Member DeBry asked why the Council was not informed on this request any sooner.

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Mr. Mark Reid, Manager, Bluffdale City, stated Bluffdale City just acquired this property in December and is now ready to start construction on the fire station. This station is needed because at certain times of the day emergency vehicles cannot get to areas within Bluffdale City in a reasonable amount of time. The current fire station is still being paid for using impact fees.

Council Member DeBry stated an EDA is supposed to stimulate the economy. He asked how a fire station would do that.

Mr. Reid stated without available public safety in the EDA area the economic development would come to a standstill. A fire station is infrastructure that needs to be in place before economic development can happen.

Council Member Wilson stated the County Council has never gone down the road of allowing infrastructure to be built using EDA funds. This is an essential public service; it is the core municipal role and should not be funded through EDA funds.

Council Member Wilson, seconded by Council Member Bradley, moved to instruct its TEC representative, David Delquadro, to vote to oppose this request.

Council Member Bradley stated clearly there is a need for a second fire station in this area; however, he did not believe this was an appropriate use of EDA money. There are other avenues available to Bluffdale City to solve this problem, such as property taxes.

Mayor Ben McAdams stated he has instructed the Mayor's TEC representative to vote no on the use of EDA funds for the construction of a fire station. This would set a precedent of using tax increments to replace funding that would otherwise go for necessary core public infrastructure.

Council Member Wilson, seconded by Council Member Bradley, moved to instruct its TEC representative, David Delquadro, to vote to oppose this request and to forward the matter to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.

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Board Appointment ([3:20:25 PM](#))

Salt Lake Valley Law Enforcement Service Area (SLVLESA)

The Council reviewed the reappointment of Max Burdick to serve as the County's representative on the Salt Lake Valley Law Enforcement Service Area Board.

Council Member Newton, seconded by Council Member Snelgrove, moved to reappoint Council Member Burdick as the Council representative to the Salt Lake

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Valley Law Enforcement Service Area Board and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.

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Review of Settlement Agreements, Severance Pay and Council Notification Under Human Resource Policy No. 5-400 ([3:21:25 PM](#))

Council Member DeBry, seconded by Council Member Burdick, moved to close the open session of the Committee of the Whole meeting to discuss character and competence of an individual. The motion passed unanimously.

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The Council reopened the meeting by motion during the closed session

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CONSENT AGENDA:

Constable

Mr. Brian Maxwell, Senior Policy Advisor, submitted a letter requesting the approval of the appointment of *Zachary Richmond* as a deputy constable under Constable Larry Bringhurst.

Council Member Newton, seconded by Council Member Wilson, moved to approve the appointment and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Member Snelgrove was absent for the vote.

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Tax Matters

The Council reviewed the tax matters, which have been placed on the Council agenda for final approval and execution.

Council Member Newton, seconded by Council Member Wilson, moved to approve the tax matters and forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Member Snelgrove was absent for the vote.

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Committee of the Whole
Tuesday, February 7, 2017

Resolutions & Lease Agreement

The Council reviewed the following resolution and lease agreement, which have been placed on the Council agenda for final approval and execution:

Resolution & Lease Agreement

Utah ITX Partners leasing of warehouse space to store voting machines.

Council Member Newton, seconded by Council Member Wilson, moved to approve the resolution and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Member Snelgrove was absent for the vote.

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Other Business ([3:47:51 PM](#))

Approval of Minutes

Council Member Newton, seconded by Council Member Wilson, moved to approve the Committee of the Whole minutes for Tuesday, January 24, 2017. The motion passed unanimously. Council Member Snelgrove was absent for the vote.

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The meeting was adjourned at [3:52:36 PM](#).

Chair, Committee of the Whole

Deputy Clerk

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