

Salt Lake County Council
Committee of the Whole
&
Budget Workshop
~MINUTES~
Tuesday, November 14, 2017
[12:23:08 PM](#)

Committee Members
Present:

Jennifer Wilson
Jim Bradley
Arlyn Bradshaw
Aimee Winder Newton
Sam Granato
Max Burdick
Michael Jensen, Pro Tempore

Excused:

Richard Snelgrove
Steven DeBry

Review of New Hires ([12:23:18 PM](#))

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

<u>Agency</u>	<u>Position</u>
<i>Center for the Arts</i>	Administrative and Fiscal Manager 18
<i>Parks & Recreation Division</i>	Recreation Program Coordinator 13
<i>Criminal Justice Services Division</i>	2 Case Managers Probation 14 Case Management Supervisor 15
<i>Facilities Services Division</i>	HVAC Specialist 13
<i>Salt Lake County Health Department</i>	Public Health Nurse 16
<i>Information Services Division</i>	Computer Operator 11
<i>Recorder's Office</i>	Land Records Specialist 11 GIS/Cadastral Tech 13 Fiscal Coordinator 13
<i>Library Services Division</i>	Customer Service Specialist 10 (part-time) Youth Services Librarian 14 (part-time) Library Shelves 7

Committee of the Whole &
Budget Workshop Session
Tuesday, November 14, 2017

Solid Waste Management Division

Environmental Compliance Specialist 10

Community Services Department

Materials Delivery Driver 8

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

Budget Adjustments ([12:23:33 PM](#))

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

Sheriff's Office

Interim budget adjustment to transfer \$120,000 from the Capital appropriation unit to the Operations appropriation unit to complete work that does not meet the capital asset threshold of a single project over \$100,000.

Assessor's Office

Interim budget adjustment of \$31,000 to upgrade 110 VoIP phones to 1 gigabyte in order to run the Harris Tax software efficiently.

Public Works Engineering

Interim budget adjustment to transfer \$100,000 from the 3500 South Toolsen Detention Pond Removal project to fund a Storm Water Utility Fee Study.

Council Member Bradley, seconded by Council Member Granato, moved to approve the interim budget adjustment requests and forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Members Wilson and Bradshaw were absent for the vote.

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

Committee of the Whole &
Budget Workshop Session
Tuesday, November 14, 2017

Real Estate Matter

Council Member Burdick, seconded by Council Member Newton, moved to close the Committee of the Whole meeting to discuss a real estate matter. The motion passed unanimously. Council Member Bradshaw was absent for the vote.

- - - - -

The Committee reopened the meeting by motion during the closed session.

Council Member Newton, seconded by Council Member Burdick, moved to approve the resolution dealing with the Kearns Library as was discussed in the closed meeting. The motion passed unanimously.

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

Security Matter

Council Member Newton, seconded by Council Member Wilson, moved to close the Committee of the Whole meeting to discuss a security matter. The motion passed unanimously.

- - - - -

The Committee reopened the meeting by motion during the closed session.

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

Report on Potential Opioid Litigation ([1:01:00 PM](#))

This week, Mayor Ben McAdams, District Attorney Sim Gill, and Utah House Speaker Greg Hughes announced Salt Lake County's intent to pursue legal action against opioid drug manufacturers for trivializing the risks of opioids while overstating the benefits of using them for chronic pain.

Council Member Wilson stated she and Council Member DeBry chair the County's task force on opioid addiction, recognizing the intensity of the problem and the plight brought onto families and the community, as well as the costs associated with it. She was not notified of this intent until late Sunday night, so she had some questions, and asked if the County had ever entered into litigation as a plaintiff in a proactive suit such as this.

Mayor McAdams stated the County sued Volkswagen (VW) earlier this year because it misstated the emissions in its vehicles, which was having an impact on air quality. There was a settlement, and it was a successful outcome.

Council Member Wilson asked if the District Attorney's Office used its resources for that.

Mr. Ralph Chamness, Deputy District Attorney, stated the County hired outside counsel – Dewsnap, King & Olsen on its behalf. There was no need for the District Attorney's Office to use additional resources beyond what it normally does in its litigation unit.

Council Member Wilson asked if there was a budget appropriation for that, or what the split with the outside counsel was on the settlement.

Mr. Chamness stated there was a contingency fee agreement, but he would have to check on that amount.

Council Member Wilson stated state law allows a certain flexibility and latitude on where and how an entity can approach such a suit, and that varies from state to state. She asked if the District Attorney's Office felt it could move forward under state law.

Mr. Chamness stated the District Attorney's Office is having that conversation now. It is looking at a selection of outside counsel and the potential claims they are proposing to bring to make sure it puts the best case forward. It would not put forth something that was not authorized by state law.

Mr. Sim Gill, District Attorney, stated the District Attorney's Office has looked at different theories and remedies it can seek under the current existing state law. That is going to be the nexus within which it does the litigation. The District Attorney's Office does things in-house that it has subject matter expertise on. Some matters are complex, such as tobacco litigation, and there is value in finding firms that have the resources to invest in that. That kind of litigation is based on contingency fees. However, the District Attorney's Office could do it in-house, but it would need more funding.

Mayor McAdams stated it is highly unusual to do a mass tort like this in-house. The County does not have the expertise; its attorneys are not experts on the pharmaceutical industry. Hiring someone to do that would quickly use more than the County would pay in a contingent fee.

Council Member Wilson asked if the District Attorney's Office got a sense that this was similar to the VW case in terms of internal resources.

Mr. Gill answered yes.

Mr. Chamness stated the District Attorney's Office would probably not need additional resources to monitor this litigation.

Mr. Gill stated the District Attorney's Office could monitor it, and would take direction from the Mayor.

Council Member Wilson asked what the Speaker of the House's role was in this.

Mayor McAdams stated Greg Hughes, Speaker of the House, is supportive of Salt Lake County's effort as a constituent and resident of the County. He also worked on Operation Rio Grande, and made efforts to address those challenges. It is not his prerogative as Speaker of the House to determine whether the State pursues litigation. This is gaining support around the state. Today, the Utah County Commission unanimously adopted a resolution indicating its intent to move forward with litigation on behalf of Utah County, and to select legal counsel by the end of this year.

Council Member Wilson stated some of the review she has done emphasized the need to go big, or not bother. An entity has to create a very deep structure within its legal team, its outside council, understand state law, and be willing to fight. Getting to the right avenue makes the case pay off, but it needs to be done with investment, time, and resources. This is not going to be a simple undertaking. It is a multi-year investment. There are hundreds of cases now, most of which are focused on the Oxycontin manufacturer, Purdue Pharma, although there are a long series of potential offenders. She asked if the Mayor's position was that the Council would not have a role in this. In the cases she has reviewed, there is Council input.

Mr. Gill stated there will be a policy discussion regarding post recovery and the number of assets and how they are to be distributed. In terms of the selection, Utah Code Annotated 17-53-315 gives the County executive the decision about litigation, which in this form of government is the mayor. Then, as legal counsel, his job is to serve the client and give them the best advice he can. Beyond that, is beyond his scope in terms of policy discussion.

Mayor McAdams stated major policy is not being set with this litigation. The litigation is to determine if the law was violated and what harm was caused by that violation, in which case, the County would recover. If there is recovery, then it would come back to the Council for a budgetary decision. He would advocate that the money not just pad the County's budget, but be spent to benefit those who have been harmed by the actions of the pharmaceutical companies, such as for providing treatment. He did not think the litigation would consume a lot of County time. The decision would entail selecting independent counsel and having them go ahead with litigation. As far as changing practices, that is not something the County would have any ability to decide. That is up to the industry and probably a regulatory regime, which would be the FDA and perhaps the state of Utah.

Council Member Newton stated she was supportive of this, but thought the Opioid Task Force should have been involved. It has done a lot of work on this issue.

Mayor McAdams stated he appreciated the work being done by the Opioid Task Force, but did not believe that was the forum to discuss litigation and litigation strategy. There is good reason litigation is to be directed by the chief executive of the County. There will be lobbying and efforts to undermine this lawsuit, as it is an \$11 billion industry.

Council Member Newton stated the Council got the notice the same time as the media that the Mayor was having this press conference. Even though the Mayor is the one who gets to initiate lawsuits, she thought it was odd that he did not notify the Council or give it the option to participate. It would have been a stronger statement for the County had the Mayor included the Council.

Mayor McAdams stated he would love the Council's support.

Council Member Wilson stated she supported moving forward, but would question the need for more County resources. To do it effectively, it will have to be done differently. The County may also want to carry the burden internally in order to recoup all the costs, rather than having an attorney end up taking 50, 60 percent of the proceeds. It could refine its attack and go after one company, not four, five, or six companies, and maybe one of the smaller companies.

Mr. Chamness stated the proposals he has been hearing with multiple firms have not been anywhere close to 50-60 percent.

Council Member Bradley stated he welcomed the idea of holding accountable those who have caused a major problem in the community. The pharmaceutical companies, through their lackadaisical approach on educating people to the use of opiates and the distribution of them, etc. clearly contribute to this problem. So, it is extremely important to ensure the pharmaceutical companies pay the costs that the County and taxpayers are incurring for treatment, enforcement, etc. He knew that other Council Members agreed. He had faith in the District Attorney's Office and the Mayor in terms of making sure the County approaches this in a way that will protect the taxpayers and achieve the goal. The Council does need to be involved because this will probably end up being a budget issue. While filing a lawsuit is not an act of policy, it is on the fringe of what the Council is trying to do to solve a countywide problem. The Mayor and District Attorney do have to be cautious not to go down a road where the County will not see the light at the end of the tunnel, and they will have to watch the overall budget.

Council Member Jensen stated he understood that this was the Mayor's executive function, but would want him to maintain a good partnership with the Council.

Mayor McAdams stated he would be happy to update the Opioid Task Force on the litigation from time to time.

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

BUDGET WORKSHOP

Elected Officials' Budgets ([1:54:55 PM](#))

Clerk ([1:54:55 PM](#))

Ms. Sherrie Swensen, County Clerk, reviewed the Clerk's 2018 budget, including an increase for the Election Division next year because there is a countywide election, and a fee increase in the Marriage Division, and an additional new request that was not included in the Mayor's recommended budget. She stated she asked for the Ballot on Demand system, which was denied by the Mayor. In a countywide election, the 18-inch, double-sided ballot, will often require a second page to get everything on it. This year, there are a lot of petitions circulating that could make it to the ballot, requiring that second page. If that happens, the Election Division may need the ability to print ballots in time to get them out in the last week, rather than ordering them from the vendor. The petitions have to be in by April 15, 2018, and the Clerk's Office has about a month to verify signatures, so it has a little time to let the Council know.

Council Member Newton asked if the Clerk could choose between the requests the Mayor denied, which she would prioritize.

Ms. Swensen stated the Ballot on Demand system was the most concerning to her. She would make do without the other new requests that the Mayor's Office denied.

Council Member Newton asked if the Ballot on Demand system was the \$26,000 request.

Ms. Swensen stated yes.

Council Member Bradshaw, seconded by **Council Member Bradley**, moved to approve the Clerk's budget as recommended by the mayor, including the fee increase in the marriage division. The motion passed unanimously. **Council Member Burdick** was absent for the vote.

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

Mayor ([1:58:16 PM](#))

Mayor's Administration

Ms. Karen Hale, Deputy Mayor of Community & External Affairs, delivered a PowerPoint presentation highlighting the Mayor's Administration 2018 proposed budget, including the following new initiatives:

Committee of the Whole &
Budget Workshop Session
Tuesday, November 14, 2017

- Continuum of Care – Grant and transfer true-up and to meet HUD’s matching requirement of 25 percent at an ongoing cost of \$42,166.
- New Americans & Refugees Grant Replacement, a \$31,250 one-time cost.
- Program Manager Continuation – a time-limited, one-year extension related to Operation Rio Grande, a \$120,000 one-time cost out of the Regional Development, Transportation, Housing & Economic Development Department budget.

Mr. Darrin Casper, Chief Financial Officer, Mayor’s Office stated the Program Manager Continuation is a revenue into Mayor’s Administration.

Council Member Jensen asked the Mayor’s Office to come back and let the Council know if it does not get the grant on the New Americans & Refugees.

Council Member Newton asked if that grant-funded position was filled now.

Ms. Hale stated several months ago, the Mayor’s Office came to the Council asking to make that a three-quarter time position. It is a merit position, and is not filled now. The Mayor’s Office is pursuing the grant now, and hoped to get it in the next few months.

Council Member Newton stated she would like to pull that until the County gets the grant. She asked that it be put on the list.

➤ *Criminal Justice Advisory Council*

Ms. Hale continued the PowerPoint presentation reviewing the Criminal Justice Advisory Council 2018 budget, which had no new initiatives.

➤ *Mayor’s Financial Administration*

Mr. Darrin Casper, Chief Financial Officer, Mayor’s Office, continued the PowerPoint presentation highlighting the Mayor’s Financial Administration 2018 proposed budget, including the following two new initiatives:

- Office 365 Subscriptions at an ongoing cost of \$4,960.
- BRASS replacement system that was not proposed, but which is on the list.

➤ *Stat and General Transfers*

Ms. Erin Litvack, Deputy Mayor of County Services, continued the PowerPoint presentation reviewing the Stat and General Transfers. The Council had suggested moving these into the areas where they were administered. They impact Mayor Administration and Mayor Financial Administration.

Council Member Newton asked what the Mayor Discretionary Fund of \$100,000 was used for.

Ms. Litvack stated the \$20,000 under Other Contributions should probably be titled the Mayor's Discretionary Funds, as that is used for gift cards and different things that the Mayor brings to the Council.

Mr. Casper stated the Mayor's Discretionary Fund is used for urgent things that come up during the course of doing business. For example, the Mayor's Office uses that fund for real estate issues that pop up, such as for an appraisal. Last year, it used part of the money for the County's quarter of the liability insurance for the Eccles Theater. The money in the fund is used judiciously. This year, the Mayor's Office spent about \$7,000 of the total. However, in 2016, it spent about \$85,000.

Council Member Newton asked if the \$20,000 for contributions was an increase.

Mr. Javaid Majid, Mayor Financial Administration, stated the fund was increased in 2017 from \$15,000 to \$20,000.

➤ *Human Resources Division*

Mr. Michael Ongkiko, Director, Human Resources Division, continued the PowerPoint presentation highlighting the Human Resources Division's 2018 proposed budget including the following two new initiatives:

- New FTE HR Specialist/2019 in-grade advancement at \$63,072 ongoing.

Right now, the Human Resources Classification Compensation Recruitment has four consultants and one HR Specialist supporting the consultants. This request is to advance a position, which in 2019, would progress to a consultant depending on performance. Due to ongoing projects for PeopleSoft implementation, job slotting appeals, and Automatic Data Processing, Human Resources has had to focus on the administrative side. This FTE would add value for customers whether for success planning or more proactive recruitment.

- Workflow Automation/PS a \$250,000 one-time cost out of the Transportation, Housing & Economic Development Department budget.

Right now, personnel transactions that occur within the County, i.e. if somebody is termed, hired, transferred, promoted, is done manually. The process is very paper-laden and costs about \$15 per transaction, and there are over 13,000 transactions per year. By automating that process, a transaction would decrease to about \$5. Within five years, that should be a savings of over \$660,000.

Council Member Newton asked why that was coming out of the Transportation, Housing & Economic Development Department budget instead of Human Resources budget.

Mr. Ongkiko stated because Human Resources does not have the budget for it.

Ms. Litvack stated this is an interfund transfer out of the Transportation, Housing & Economic Development Department Fund into Human Resource's budget.

Mr. Ongkiko gave an update on the compression issue stating there has been a delay in the configuration within PeopleSoft. Human Resources is hopeful that at the end of the week or the first part of next week, it will have the manager/supervisor page ready so managers and supervisors can review the prior work experience for all their employees. Human Resources will have a recommendation for the Council on how to utilize the funds by the end of the first quarter of 2018. The most recent Total Compensation Advisory Committee unanimously recommended utilizing the compression funding retroactively back to January 2018 once that data is analyzed.

Mr. David Delquadro, Chief Financial Manager, Council Office, stated employees should know that the Council is onboard with making the adjustment retroactive to January 2018. Human Resources could send that out as part of the update for employees if the Council was so inclined.

Council Member Newton stated as she understood the compensation study, it did not look at compensation for elected officials. She asked if the Council wanted to know if it was in-line with other counties of the same size, how it would go about doing that.

Mr. Ongkiko stated Human Resources could research in-house what similar counties were doing. That should be inexpensive to do; it would just involve labor. Then, it could supply that information to a third party for verification. Human Resources could probably absorb that within its budget.

Council Member Newton stated there are a couple things in the Mayor's budget she would like to bring back again, such as travel. Over the last four years that has steadily increased from \$50,000 in 2013, to almost \$90,000 now.

Council Member Granato, seconded by Council Member Bradshaw, moved to approve the Mayor's Administration, Criminal Justice Advisory Council, Mayor's Financial Administration, and the Human Resources Division's budgets as recommended by the Mayor. The motion passed unanimously. Council Member Burdick was absent for the vote.

Council ([2:16:15 PM](#))

Mr. David Delquadro, Chief Financial Manager, Council Office, reviewed the Council budget and new requests stating the Mayor's recommended budget includes \$120,000 to fund a legislative auditor. Then, Tax Administration had asked for \$100,000 to fund the third

phase of an increase for temporary employees. However, the Mayor scaled that back to \$50,000, with the notion that it could be used for emergency reasons and to recognize that compression for other employees has been put on pause until the County gets the data.

Council Member Wilson stated she thought the Council had two legislative auditor positions.

Mr. Delquadro stated the Council has two slots, but only asked to fund one.

Council Member Jensen stated the reason for only funding one was to get someone up and going, look at the lay of the land, plan what the Council wanted into the future, and then look at the workload on whether or not it needed to fund the second one.

Council Member Wilson stated the Council needed to get going on this and figure out what it wanted to do with that position. She suggested talking about it next week, or having a couple Council Members meet off-line to start flushing it out, and then bring it to a Committee of the Whole meeting for discussion.

Council Member Bradshaw, seconded by Council Member Newton, moved to approve the Council budget as recommended by the Mayor. The motion passed unanimously.



Fee Increase for the Wasatch Front Waste and Recycling District ([2:19:05 PM](#))

The Council reviewed a resolution authorizing a fee increase for the Wasatch Front Waste and Recycling District.

Ms. Pam Roberts, Executive Director, Wasatch Front Waste & Recycling District (WFWRD), delivered a PowerPoint presentation regarding proposed fee increases. She reviewed 2018 goals, services provided by the WFWRD monthly fees, revenue by services, proposed residential rates, and cash projections.

The WFWRD board met on October 23, 2017, to tentatively adopt the 2018 budget including the fee increase. Under the County resolution that created the District, WFWRD is required to get approval from the majority of the municipalities within the District before increasing fees. It has 13 municipalities in the District; five have approved the increase.

Council Member Jensen asked if someone got rid of a second garbage can and replaced it with a green can, whether there would be a cost savings.

Ms. Roberts stated green cans cost \$116 per year, and a second black can is \$180 per year. There is a savings right now and it would be more significant going forward. That is part of the reasoning in raising the cost of a second black can. It may encourage more

people to switch to the green program. If the fee increase is not approved, 2018 will end with a fund balance of \$5,135,922. In 2019, WFWRD would drop well below the 20 percent minimum reserve in the fund balance. By 2020, the District would be in trouble. Raising the rates by \$2.25 per home per month will result in an additional \$2 million in revenue and extend the fund balance and ability to continue providing services. She also noted that WFWRD operates on a cash basis and is debt free.

Council Member Wilson asked what assessment has been pulled together since the Council's discussion regarding potential closure of the transfer station. One of the confusing issues for the public is a fee increase in January 2018, and another possible increase in July, due to the closure of the transfer station.

Ms. Roberts stated closing the transfer station would cost WFWRD over \$2 million annually. There would be an addition \$2.00 per month just for that. More trucks and employees would be needed to transport the waste additional miles to the landfill. Five additional trucks would cost \$1.5 million and require a six month lead time. The dilemma is if the District buys trucks and the transfer station does not close, it has unnecessarily spent \$1.5 million. WFWRD hauls 92,000 tons of garbage to the transfer station from homes within the service area. The majority of them are east of I-15 and to the south, including Emigration Canyon and Big Cottonwood Canyon.

The potential cost increase if the transfer station closed would be another \$4 per home per month on top of the \$2.25 being proposed today. That would move the fee from \$17 per home per month to \$21 per home per month in 2019 to sustain the service level. Area cleanup would be the first to go if the budget needed to be cut and that is a service that is coveted by the residents.

The other thing that is concerning is that even with the fee increase WFWRD would be looking at beginning 2019 with \$7.9 million. That could drop \$4 million and then there would be another request for fee increases.

The concern is also that it really threatens the viability of WFWRD as a service provider in a very competitive market. Moving into \$17 per home per month has become a bit controversial. Municipalities have questioned whether private haulers could do the same job for less money.

Council Member Bradshaw stated the interlocal agreement between WFWRD and the County requires that 85 percent of the waste go to a Salt Lake County facility. He asked if the projections would change if the interlocal was modified. That would give WFWRD more options.

Ms. Roberts stated she thought it would help. It would still require an increase because there would still be increased miles. There are three private haulers that have their own transfer stations, and one of them may be a viable option for WFWRD. Of those three private haulers with transfer stations, two of them have their own landfills. She has advised the General Manager of the Trans Jordan Landfill that the County transfer station may be closing.

He is concerned that Trans Jordan might have to raise its rates to keep the extra customers away because they might not be able to handle the increased tonnage. Closing the County transfer station would have countywide impacts. She has asked for feedback from private haulers about the impact the closure would have on them. More information will make for a more informed decision. She asked that the Council give WFWRD a full year to work out the issues involved with the closure.

Council Member Granato, seconded by Council Member Bradshaw, moved to approve the resolution and forward it to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously.



Customer Services Modernization Implementation ([2:53:03 PM](#))

Mr. Carlton Christensen, Director, Transportation, Housing and Economic Development Department, delivered a PowerPoint presentation relating to the Greater Salt Lake Metro Customer Response Modernization Project. He reviewed the project timeline, regional opportunities, regional survey, traditional 311 versus modern E11, how citizens communicate with the County, details relating to Provo City's 311 system, the number of citizens inquires, and the cost to contact Salt Lake County using various methods, population growth, and project cost.

Council Member Newton asked if the cities within Salt Lake County would be willing to help pay for the implementation of this service.

Mr. Christensen stated the cities would be asked to pay for any incremental enhancements they wanted for their particular cities. The County would be using regional funds to help with regional problems, so it would not be asking cities to help pay for the initial implementation.

Council Member Wilson asked where the 311 implementation stands as far as the budget.

Council Member Jensen stated it was taken out of the budget.



Resolution – Housing Location Matching and Evaluation Tool ([3:06:34 PM](#))

Ms. Valerie Walton, Policy Analyst, Mayor's Administration, delivered a PowerPoint presentation regarding the coordinated entry system, which is a tool to improve collaboration and oversight in the homeless designated housing voucher process. She reviewed what coordinated entry is, the timeline to implement this policy, guiding principles, management, oversight and evaluation, coordinated entry elements, focus strategies, and the

current budget as approved by the Council. On the agenda today is the request to approve a resolution for a housing location tool. This tool will simplify the search, matching, and reduce the time for people to use vouchers.

Council Member Bradshaw asked if it would be the responsibility of the providers to input the information into the system, or whether a third party employee would be locating and adding the information in.

Ms. Walton stated the County would have an interlocal agreement with the Salt Lake County Housing Authority, which would contract out to a technical assistant provider to build a system that would auto pull sources of data in.

Council Member Bradshaw asked if the budget for this system is already included in the Mayor's proposed budget.

Ms. Erin Litvack, Deputy Mayor of County Services, stated this request was budgeted in the 2017 budget within Mayor's Administration General Fund.

Council Member Bradshaw, seconded by Council Member Bradley, moved to approve the resolution and forward it to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously. Council Member Granato was absent for the vote.



Nominations for Jordan Valley Water Conservancy District ([3:22:47 PM](#))

Council Member Jensen stated there are two openings on the Jordan Valley Water Conservancy Board of Trustees. Traditionally, the County Council will nominate three people for each position. However, since notice has been posted about these openings, only two people have submitted their names. Both individuals currently serve on the board and could be reappointed for another term.

Council Member Burdick stated the two board members willing to be reappointed are Stephen Owens and Gregory Christensen.

Council Member Jensen stated the Council forwards the names to Governor Gary Herbert who could approve the appointments, or send them back to the Council for additional names if he wanted to. That is the Governor's discretion.

Council Member Burdick, seconded by Council Member Newton, moved to nominate Stephen Owens and Gregory Christensen to the Jordan Valley Water Conservancy District.

Mr. Richard Bay, General Manager & Chief Executive Officer, Jordan Valley Water Conservancy District, state the statute allows the Council to nominate less than three

names per opening if the Council explains that only two people were qualified and willing to serve.

Council Member Burdick, seconded by Council Member Newton, amended the motion to nominate Stephen Owens and Gregory Christensen to the two openings on the Jordan Valley Water Conservancy District Board of Trustees. No other qualified individuals applied for the positions. The motion passed unanimously. Council Member Granato was absent for the vote.



Budget Deliberations ([3:26:41 PM](#))

Legal Defenders Association (LDA)

Mr. David Delquadro, Chief Financial Officer, Council Office, stated unlike County organizations where the rent, salary, and benefits are funded separately from the budget request, those dollars need to be included in the LDA's budget as part of the Mayor's recommended budget.

Mr. Richard Mauro, Executive Director, Salt Lake Legal Defender Association (LDA), delivered a PowerPoint presentation regarding the agency's 2018 budget. He reviewed the LDA's budget requests, Mayor's recommended budget, factors that drive the LDA budget, caseload management, projected caseloads for 2017, Indigent Defense Commission, reasons for the budget increase, need for new misdemeanor and felony FTEs, and the 2014 County Council audit. He noted that when he joined the LDA in 1990 it had 40 employees; there are now 160 employees.

Council Member Newton asked about the County versus City prosecutors.

Mr. Mauro stated the ones specifically assigned to the Salt Lake City Justice Court work under the LDA's contract with the city.

Council Member Burdick asked if the \$300,000 software request was a one-time request with periodic updates or if it was per year.

Mr. Mauro stated it was a one-time request. He also noted that the LDA has outgrown its present location and will be looking for moving expenses in the near future. In addition, the LDA's top priority would be to fully fund its maintenance budget, but there is also a great need for additional lawyers. The LDA has approached Salt Lake City with this request and the city is currently evaluating it. The LDA is seriously understaffed with misdemeanor lawyers.

Council Member Jensen asked if there was something from the Mayor's Office that the LDA asked for, but did not get funded.

Mr. Mauro stated the Mayor's budget funded half of what was requested for a maintenance budget. There is also a request for new FTEs based on the projected caseload.

Council Member Burdick asked if Early Case Resolution (ECR) should be revisited in the future to help reduce workload.

Mr. Mauro stated the LDA is working on that. Operation Rio Grande is a model that is similar to ECR. It involves qualifying people, assessing them in an early stage of the proceedings, and then moving them into a specialty court. In ECR, the County did not have the treatment component that it does now.

Council Member Newton asked if the LDA had \$200,000 more in its budget, where it would be spent.

Mr. Mauro stated the issues of most concern are the unknown amount of litigation expenses and the increases in health insurance costs.

Council Member Bradshaw stated according to these numbers, the LDA is \$772,000 short of maintaining current levels of service. If that funding was not provided, he asked what would be done to meet that budget shortfall.

Mr. Mauro stated he would look to cut benefits and not increase salaries.

Council Member Jensen stated he is sympathetic to the LDA's request; however, it is all about the availability of money. There will be some flexibility on the list of items to be revisited, but not a lot. Funding would have to be taken away from other projects and organizations. Operation Rio Grande has created the same kind of needs for the LDA as it did for the Sheriff and District Attorney. The LDA budget will be revisited at the end of the budget workshops.



Other Items Related to 2018 Budget

Council Member Wilson asked for two additional items to be considered at the end of the budget workshops. She would like an FTE for communications, either on the Council side or to be split with the Mayor's Office. The Council is doing more direct outreach and needs a team at its disposal to initiate communication. In addition, she would like to fund \$250,000 for opioid education. The Health Department could likely handle this without an additional FTE.

Council Member Jensen asked that the list to be revisited be broken down into ongoing requests versus one-time requests. That would be a lot easier to deal with. The

Committee of the Whole &
Budget Workshop Session
Tuesday, November 14, 2017

Council needs to watch the ongoing side very carefully, and the one-time requests can be debated.

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

COMMITTEE OF THE WHOLE

CONSENT AGENDA ([3:55:45 PM](#))

Council Contribution

The Council reviewed a request to contribute \$700 from the Council's contribution fund to Educational Opportunities for Utah Children, via a fundraiser sponsored by the Consulate of Mexico.

Council Member Bradshaw, seconded by Council Member Burdick, moved to approve the request, finding the County received fair and adequate consideration for the contribution, and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Member Granato was absent for the vote.

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

Real Estate Resolution

The Council reviewed a resolution authorizing execution of a real estate purchase contract declaring property located at 9140 West 3100 South, Magna Metro Township as surplus, and authorizing its conveyance to the adjacent property owner *Timothy C. Hobbs*.

Council Member Bradshaw, seconded by Council Member Burdick, moved to approve the resolution and forward it to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously. Council Member Granato was absent for the vote.

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

Gift to Salt Lake County

The Council reviewed the following gift to Salt Lake County. The Declaration of Gift form has been placed on the Council agenda for final approval and execution:

Council on Diversity Affairs

WCF Insurance has offered to donate \$1,000 to be used at the discretion of the Council on Diversity Affairs' executive board members.

Committee of the Whole &
Budget Workshop Session
Tuesday, November 14, 2017

Council Member Bradshaw, seconded by Council Member Burdick, moved to approve the donation and forward the Declaration of Gift form to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Member Granato was absent for the vote.

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

Other Business ([3:55:45 PM](#))

Cancellation of Meetings

Council Member Bradshaw, seconded by Council Member Burdick, moved to cancel the Tuesday, November 28, 2017, Committee of the Whole and Council meetings. The motion passed unanimously. Council Member Granato was absent for the vote.

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

Approval of Minutes

Council Member Bradshaw, seconded by Council Member Burdick, moved to approve the Committee of the Whole minutes for Tuesday, October 31, 2017. The motion passed unanimously. Council Member Granato was absent for the vote.

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆

The meeting adjourned at [3:59:51 PM](#).

Chair, Pro Tempore, Committee of the Whole

Deputy Clerk

◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆
◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆
◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆ ◆◆◆