THE SALT LAKE COUNTY COUNCIL, STATE OF UTAH, MET ON TUESDAY, NOVEMBER 7, 2017, PURSUANT TO ADJOURNMENT ON TUESDAY, OCTOBER 31, 2017, AT THE HOUR OF 4:06:53 PM AT THE SALT LAKE COUNTY GOVERNMENT CENTER, 2001 SO. STATE STREET, ROOM N1-110, SALT LAKE CITY, UTAH.

COUNCIL MEMBERS

PRESENT: JENNIFER WILSON

RICHARD SNELGROVE

JIM BRADLEY

ARLYN BRADSHAW MICHAEL JENSEN

AIMEE WINDER NEWTON

MAX BURDICK

STEVEN DEBRY, Chair

**COUNCIL MEMBERS** 

EXCUSED: SAM GRANATO

OTHERS IN ATTENDANCE: BEN MCADAMS, MAYOR

By: ERIN LITVACK, DEPUTY MAYOR

JASON ROSE, LEGAL COUNSEL, COUNCIL OFFICE

SHERRIE SWENSEN, COUNTY CLERK

By: KIM STANGER and NICHOLE WATT, DEPUTY CLERKS

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Council Member DeBry, Chair, presided.

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Mr. Derrick Sorensen, Manager, Real Estate Section, led the Pledge of Allegiance to the Flag of the United States of America.

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Council Member Bradshaw, seconded by Council Member Jensen, moved to approve the minutes of the Salt Lake County Council meeting held on Tuesday, October 24, 2017. The motion passed unanimously, showing that all Council Members present voted "Aye."

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Mr. Gene Sartain spoke under "Citizen Public Input" regarding the possible closure of the Tenth East Senior Center. He stated the center is a location that serves quite a few seniors and is well-attended. Investing in the center should be the focus rather than closing

it. If the center is closed, patrons ask that it be a transparent process and that a timeline be made public.

**Ms. Kathleen Svendsen** spoke under "Citizen Public Input" regarding the possible closure of the Tenth East Senior Center. She gave a description of the building and the accomplishments of the architect stating besides being a beautifully designed building, it is also a much needed space. In the near future, there will be a need for more buildings for seniors. Demolishing the building would be a mistake. She suggested reconfiguring it to continue to house a senior center and add a preschool for low income children. Many of the Tenth East seniors are well-educated and could share their expertise with children.

**Ms. Yo Uno** spoke under "Citizen Public Input" regarding the possible closure of the Tenth East Senior Center. She stated the senior center is being used by the community, as well as the University of Utah and its students. Classes are offered there, and students from the university often help at the center.

**Ms. Jan Hernandez** spoke under "Citizen Public Input" regarding the possible closure of the Tenth East Senior Center. She stated that site is amazing, and the building is full of light enabling users of the center to connect with nature. Elderly citizens are often depressed and they need that light and connection to nature.

**Council Member DeBry** stated the Tenth East Senior Center was proposed as a stress test and possible cut in this year's budget; however, it was determined not to shut down the center nor alter the programs at this time.

**Council Member Bradshaw** stated when he learned of the proposal to close the Tenth East Senior Center he told the Mayor's Office he would be unable to support that. The center holds a special place in his heart as that is where he participated in a debate when running for office. He now looked forward to working with the patrons of the center and the Mayor's administration to reimagine and hopefully reinvigorate the center.

**Ms. Erin Litvack**, Deputy Mayor of County Services, stated some great ideas came out of the dialog around the center after the stress test was performed. She liked the idea of combining seniors and a pre-school program, and hoped to engage the patrons at the center in reimaging the program.



Ms. Emma Houston, Director, Mayor's Office of Diversity and Inclusion, read the following proclamation declaring November 2017, as "Native American Heritage Month:"

#### PROCLAMATION

WHEREAS, Salt Lake County recognizes that the Indigenous Peoples of the lands that would later become known as the Americas have occupied these lands since time

immemorial; and

WHEREAS, Salt Lake County recognizes the fact that Utah is built upon the homelands and villages of the Indigenous Peoples, without whom the building of this region would not have been possible; and

WHEREAS, Salt Lake County values the many contributions made to our community through Indigenous Peoples' knowledge, labor, technology, science, philosophy, arts and the deep cultural contribution that has substantially shaped the character of Salt Lake; and

WHEREAS, Salt Lake County has a responsibility to oppose the systematic racism toward the Indigenous Peoples in the United States, which perpetuates high rates of poverty and income inequality, exacerbating disproportionate health, education and social crises; and

WHEREAS, Salt Lake County promotes closing the equity gap for Indigenous Peoples through policies and practices that respect the experiences of Indigenous Peoples, ensure greater access and opportunity and honor our nation's indigenous roots, history and contributions.

NOW, THEREFORE, I, Ben McAdams, Mayor of Salt Lake County, do hereby proclaim November 2017 as

# Native American Heritage Month in Salt Lake County

and reaffirm the County's commitment to promote the wellbeing and growth of the Indigenous Peoples of our region.

ADOPTED on this 7<sup>th</sup> day of November, 2017.

By <u>/s/ BEN MCADAMS</u>
Salt Lake County Mayor



Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **Syd Peacock** as a member of the Community and Support Services Advisory Council to serve a partial term. His term will end September 30, 2018.

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Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **Stephanie White** as a member of the Community and Support

Services Advisory Council to serve a two-year term. Her term will begin immediately, and end September 30, 2019.

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Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **Lisa Olken** as a member of the Center for the Arts Advisory Board to serve a partial term to replace Max Chang. Her term will begin immediately, and end December 31, 2019.

Council Member Snelgrove, seconded by Council Member Jensen, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Jensen, moved to approve the appointments and forward them to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously.] The Council motion passed unanimously, showing that all Council Members present voted "Aye."



Council Member Burdick spoke under "Report of Council Members" reporting that he attended Salt Lake County Commission on Youth's 6<sup>th</sup> Annual Youth Summit in October, where hundreds of youth attended. Elections were held for positions that mirror the elected offices in the County. He read the list of the youth who were elected. Those who were elected gave speeches at the summit and were sworn in by Sherrie Swensen, County Clerk. Ms. Swensen also talked about the functions of the Clerk's Office, and Karen Hale, Deputy Mayor of Community & External Affairs, shared thoughts about government and elected offices. Previously, the Commission on Youth was housed in Youth Services, but has now been moved to the Mayor's Office and is being overseen by Tiffany Clason, Manager, Community Engagement and Outreach, and Robin Chalhoub, Associate Director, Human Services Department.



The Council reviewed the recommendation for a \$500 contribution from the Council's contribution fund and a \$500 contribution from the Mayor's contribution fund for Friends of Alta.

Council Member Bradshaw, seconded by Council Member Jensen, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Jensen, moved to approve the recommendation and forward it to the 4:00 p.m. Council meeting for ratification, and found the County received fair and adequate

consideration for the contribution. The motion passed unanimously.] The Council motion passed unanimously, authorizing the County Chief Financial Officer to effect the same, showing that all Council Members present voted "Aye."

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Mr. Scott Tingley, County Auditor, submitted letters recommending reduction of the 2016 taxes on the following properties, pursuant to an order of the Utah State Tax Commission. He also recommended that refunds in the amounts indicated, plus the appropriate interest, be issued to the taxpayers:

Taxpayer	Parcel No.	Reduction	Refund
Hans Jung	21-05-152-024	\$ 1,414.65 to \$ 1,311.83	\$ 102.82
Scott & Judy McDonald	32-01-151-008	\$ 4,381.60 to \$ 4,119.70	\$ 261.90
Marshall Carlson	27-03-377-023	\$ 3,644.10 to \$ 2,939.93	\$ 704.17
Thomas & Maya Kotartel	22-33-202-001	\$ 11,418.75 to \$ 10,494.80	\$ 923.95
Smith's Food King	16-20-134-003	\$ 87,839.86 to \$ 85,235.69	\$ 2,604.18
Robert E. Crandall	15-01-227-046	\$101,204.25 to \$ 83,255.55	\$17,948.70
James & Pamela Kanak	22-33-202-008	\$ 7,295.09 to \$ 6,466.88	\$ 828.21
Ed Spriit	15-21-476-026	\$244,289.12 to \$215,432.00	\$28,857.12
Blaine Lundskog	22-28-153-046 22-28/-153-047	\$ 4,290.72 to \$ 4,855.41 \$ 4,290.72 to \$ 3,715.81	\$1,455.54 \$ 574.91
Phoenix 2006 Partners	08-15-453-002 08-15-454-002 08-15-454-003 08-15-454-004 08-15-455-001 08-15-455-002	\$ 15,439.03 to \$ 13,911.93 \$ 22,666.51 to \$ 21,775.45 \$ 21,406.43 to \$ 20,003.83 \$ 15,659.54 to \$ 13,968.93 \$ 15,650.54 to \$ 13,446.90 \$ 16,085.57 to \$ 13,940.43	\$ 1,527.10 \$ 891.06 \$ 1,402.60 \$ 1,690.61 \$ 2,203.64 \$ 2,145.14
District	27-20-376-044	\$214,682.25 to \$192,212.00	\$22,470.25
<b>District Hotel Partners</b>	27-20-153-010	\$ 74,763.84 to \$ 60,745.62	\$14,018.22
Todd Jill Crosland	22-15-229-030	\$ 37,854.50 to \$ 30,260.43	\$ 7,594.07

DATE	TUESDA	Υ	<u>NOVEMBE</u>	R	7, 2017
Liljenquist S	alt Lake	22-18-353-025	\$ 76,175.73 to \$	72,498.00	\$ 3,677.73
BR Bar Leas	ing	21-01-128-006	\$ 39,066.47 to \$	35,902.45	\$ 3,164.02
Bryant & Ste	phanie Nielse	n16-27-155-016	\$ 3,640.86 to \$	2,978.45	\$ 662.41
Julia Bolick		28-12-251-015	\$ 4,061.71 to \$	3,674.36	\$ 387.35
Oasis Interna	ational	28-28-351-009	\$ 1,887.05 to \$	1,733.30	\$ 153.75

Mr. Scott Tingley, County Auditor, submitted letters recommending reduction of the 2016 taxes on the following properties, pursuant to an order of the Utah State Tax Commission. No payment has been made. He recommended adjustment of penalties and interest.

<u>Taxpayer</u>	Parcel No.	Reduction
Johnny Ma/Kien Le Lam	16-27-430-022	\$5,429.67 to \$5,222.92
6867 Church	24-21-432-002	\$3,911.22 to \$3,714.32

Mr. Scott Tingley, County Auditor, submitted a letter recommending correction of the 2016 Assessment Roll for State Assessed properties (A & B Books), from \$761.957.89 to \$700,209.06, on a list of **Sprint Corporation** properties, pursuant to an order by the Utah State Tax Commission. (List of file in the Council Clerk's Office.)

Ms. Liz Fehrmann, Chair, Property Tax Committee, submitted a letter recommending denial of the request of **Tasker Property Management** for waiver of penalty and interest charged for delinquent payment of 2016 taxes on property identified as Parcel No. 16-27-201-042.

Ms. Liz Fehrmann, Chair, Property Tax Committee, submitted a letter recommending approval of the request of **Steven W. Hansen** for a 2013-2016 residential exemption on property identified as Parcel No. 16-26-305-001. She also recommended that a refund in the amount of \$903.76 plus penalty and/or interest be issued.

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Ms. Liz Fehrmann, Chair, Property Tax Committee, submitted a letter recommending approval of the request of following property owners for a charitable organization exemption:

<u>Taxpayer</u> <u>Parcel No.</u>

**Columbus Foundation** 171540

00000080 - Vehicle 16-27-327-001 22-07-180-029 22-10-229-028 00000012 - Vehicle

**Other Side Holdings** 16-05-101-007

16-05-101-011 16-06-229-023

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Ms. Liz Fehrmann, Chair, Property Tax Committee, submitted a letter recommending approval of the request of **Samoan Independent Seventh Day Adventist Church West Valley City – Utah** for a 2016 religious organization exemption on property identified as Parcel Nos. 15-14252-013 and 15-14-252-014.

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Mr. Kevin Jacobs, County Assessor, submitted letters recommending refunds in the amounts indicated be issued to the following taxpayers for overpayment of 2017 vehicle taxes:

<u>Taxpayer</u>	<u>Year</u>	<u>Refund</u>
Jonathan A. Hale	2016	\$ 53.00
Ramona S. Adams	2017	\$113.00
Sharifa Al-Qaaydeh	2017	\$153.00
Leroy Austin	2017	\$113.00
Binural Karunakaran	2017	\$ 83.00
Janice L. Pacheco	2017	\$ 53.00

TUESDAY	NOVEMBER	7, 2017
ak	2017	\$ 53.00
ni	2017	\$ 50.00
her	2017 2017	\$110.00 \$ 80.00
nech	2017	\$ 10.00
ouglas	2017	\$145.24
olman	2017 2017	\$150.00 \$150.00
all	2017	\$150.00
	2017 2017	\$110.00 \$ 35.00
	2017	\$150.00
pata	2017	\$ 50.00
	ak ni sher nech ouglas olman	ak 2017 ni 2017 sher 2017 nech 2017 olyman 2017 all 2017 2017 2017 2017 2017

Mr. Kevin Jacobs, County Assessor, submitted a letter recommending approval of a stipulation between Hexcel Corporation and the Salt Lake County Assessor's office on personal property account 122639. The stipulation reduces the value of personal property from \$264,490,312.00 to \$248,624,653.00. He also recommended that a refund in the amount of \$262,497.37 plus interest be issued.

Council Member Bradshaw, seconded by Council Member Jensen, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Jensen, moved to approve the tax matters and forward them to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously.] The Council motion passed unanimously, authorizing the County Treasurer to effect the same, showing that all Council Members present voted "Aye."

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Ms. Dianne Orcutt, Deputy District Attorney, submitted the following amendment to the Records Management Ordinance to update deadlines for appealing a GRAMA decision and for the Chief Administrative Officer of Appeals (CAOA) to issue a decision, and designating appeal options following a decision by the CAOA.

DATE: NOVEMBER 7, 2017

### ORDINANCE NO. 1825

AN ORDINANCE AMENDING CHAPTER 2.82, ENTITLED RECORDS MANAGEMENT, BY REPEALING SECTION 2.82.100 (A)(10)-(14); AMENDING SECTION 2.82.100(A)(3) AND 2.82.100 (A)(8) TO UPDATE DEADLINES FOR APPEALING A GRAMA DECISION AND FOR THE CHIEF ADMINISTRATIVE OFFICER OF APPEALS (CAOA) TO ISSUE A DECISION; AND AMENDING 2.82.100(A)(9) TO DESIGNATE APPEAL OPTIONS FOLLOWING A DECISION BY THE CAOA.

The Legislative Body of Salt Lake County ordains as follows:

SECTION I. The amendments made herein are designated by underlining the new substituted words. Words being deleted are designated by brackets and interlineations.

SECTION II. Section, 2.82.100 of the Salt Lake County Code of Ordinances 2001, is amended to read as follows:

# Chapter 2.82 – RECORDS MANAGEMENT

# 2.82.100 - Appeals

- A. 1. Persons aggrieved by the county's classification of a record, the fees charged for a record, or by an agency's response to a record request may request and be granted an initial administrative appeal of that grievance, in accordance with countywide policies and procedures adopted by the council. The initial administrative appeal is made to the agency designee pursuant to countywide policies and procedures adopted by council.
- 2. A written notice of appeal shall be filed with the agency designee within thirty calendar days after notice of the date of the agency's action has been sent. The notice of appeal shall state the basis of the appeal and the relief requested.
- 3. Unless otherwise stipulated by the county and the persons aggrieved, the agency designee shall have ten business days after the agency designee's receipt of the notice of appeal (or twelve business days after the county sends a notice of appeal to a person who submitted a claim of business confidentiality) to respond to the record request.
- 4. Agency designee shall hear appeal in process chosen within designee's discretion and issue decision in writing to appellant
- 5. In the event the agency designee affirms the access denial, or fails to respond to the records request within the time limits listed above, the person aggrieved may then appeal the agency designee's decision to affirm the access denial.

- 6. The administrative appeal is made to the chief administrative officer for appeals ("CAOA") pursuant to countywide policies and procedures adopted by the council.
- 7. A written notice of appeal shall be filed with the CAOA within thirty calendar days after notice of the date of the agency's action has been sent. The notice of appeal shall state the basis of the appeal and the relief requested.
- 8. Unless otherwise stipulated by the county and the persons aggrieved, the CAOA shall have ten business days after the CAOA's receipt of the notice of appeal (or twelve business days after the county sends a notice of appeal to a person who submitted a claim of business confidentiality) to respond to the record request.
- 9. In the event the CAOA affirms the access denial, or fails to respond to the records request within the time limits listed above, the person aggrieved may then appeal the CAOA's decision to affirm the access denial to the state records committee or by filing a petition for judicial review with the district court.
- B. The decision of CAOA regarding access to or classification of records shall be forwarded to the county records policy administration for corrective action, including any reclassification or designation of data or records that may be necessitated by the decision.
  - C. The duties of the CAOA may be delegated.

(Ord. 1625 § 2, 2008: Ord. 1473 (part), 2001; Ord. 1190 § 1 (part), 1992; Ord. No. 1791, § III, 11-24-15)

SECTION III. This ordinance shall become effective fifteen (15) days after its passage and upon at least one publication of the ordinance or a summary thereof in a newspaper published and having general circulation in Salt Lake County.

Approved and adopted this 7<sup>th</sup> day of November, 2017.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By <u>/s/ STEVEN DEBRY</u> Chair

By <u>/s/ SHERRIE SWENSEN</u> County Clerk

Council Member Bradshaw, seconded by Council Member Jensen, moved to approve the ordinance. The motion passed unanimously, authorizing the Chair to sign the same, directing the County Clerk to attest his signature, and to publish the ordinance summary in a newspaper of general circulation, showing that all Council Members present voted "Aye."

Ms. Antigone Carlson, Contracts Administrator, Contracts and Procurement Division, submitted a letter recommending approval of the following RESOLUTION authorizing execution of individual INTERLOCAL AGREEMENTS between Salt Lake County for its Mayor's Office and the cities of Bluffdale, Cottonwood Heights, Draper, Millcreek, Murray, Sandy, South Jordan, West Jordan, and West Valley, and the Greater Salt Lake Municipal Services District – Transfer of First Class Highway Projects Funds. Salt Lake County will transfer funds from its First Class State Highway Projects Fund to the following entities in the amounts indicated to use for certain transportation projects within Salt Lake County:

Bluffdale City	\$1,500,000
Cottonwood Heights City	\$1,960,000
Draper City	\$5,800,000
Millcreek City	\$1,200,000
Murray City	\$1,500,000
Sandy City	\$5,000,000
South Jordan City	\$1,500,000
West Jordan City	\$3,200,000
West Valley City	\$3,500,000
Greater Salt Lake Municipal Services District	\$2,500,000

The agreement will terminate on the expiration of the Reimbursement Term, which will commence on the effective date of the agreement and end the earlier of the funds being disbursed, the date the agreement is terminated, or June 30, 2020.

DATE: NOVEMBER 7, 2017

RESOLUTION NO. <u>5282</u>

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING EXECUTION OF INDIVIDUAL INTERLOCAL COOPERATION AGREEMENTS WITH BLUFFDALE CITY, THE CITY OF COTTONWOOD HEIGHTS, DRAPER CITY, MILLCREEK, MURRAY CITY, SANDY CITY, THE CITY OF SOUTH JORDAN, THE CITY OF WEST JORDAN, WEST VALLEY CITY, AND THE GREATER SALT LAKE MUNICIPAL SERVICES DISTRICT, EACH PROVIDING FOR THE TRANSFER OF COUNTY TRANSPORTATION FUNDS FOR CERTAIN TRANSPORTATION PROJECTS WITHIN SALT LAKE COUNTY.

## WITNESSETH

WHEREAS, Salt Lake County (the "County") and Bluffdale City, the City of Cottonwood Heights, Draper City, Millcreek, Murray City, Sandy City, the City of South Jordan, the City of West Jordan, and West Valley City (the "Cities") and the Greater Salt Lake Municipal Services District (the "MSD") are "public agencies" as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 *et seq.*, and, as such, are authorized by the Cooperation Act to each enter into an interlocal cooperation agreement to act jointly and cooperatively on the basis of mutual advantage;

WHEREAS, during the 2017 General Session, the State Legislature enacted Utah Code Ann. § 63B-27-102, as part of Senate Bill 277, and pursuant to such code section the State of Utah issued General Obligation Bonds and provided \$47,000,000 of bond proceeds to the County for applicable transportation projects prioritized by the County in accordance with Subsection 63B-27-102(2)(b) (hereinafter "County Transportation Funds"); and

WHEREAS, the County desires to use the County Transportation Funds to further regional transportation buy financing all or a portion of the costs of transportation projects throughout the County in accordance with Utah Code Ann. § 63B-27-102 and all other applicable federal, state and local laws, rules and regulations; and

WHEREAS, the County now desires to enter into an interlocal cooperation agreement with each City and the MSD, which agreements are attached hereto as ATTACHMENT A (the "Interlocal Agreements"), to provide for the transfer of County Transportation Funds to each City and the MSD on a reimbursement basis for certain transportation projects, as more fully described in each Interlocal Agreement;

#### RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the County Council of Salt Lake County:

- 1. That the Interlocal Agreements between Salt Lake County and each City and the MSD is approved, in substantially the form attached hereto as ATTACHMENT A, and that the Salt Lake County Mayor is authorized to execute the same.
- 2. That each Interlocal Agreement will become effective as stated in each Interlocal Agreement.

APPROVED AND ADOPTED in Salt Lake City, Salt Lake County, Utah, this 7th day of November, 2017.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By <u>/s/ STEVE DEBRY</u> Chair

By <u>/s/ SHERRIE SWENSEN</u> County Clerk

Mr. Derrick Sorensen, Manager, Real Estate Section, submitted a letter recommending approval of the following RESOLUTION authorizing execution of a RIGHT OF WAY AND EASEMENT GRANT between Salt Lake County for its Real Estate Section and

**Questar Gas Company.** Salt Lake County will grant an easement at approximately 4701 West 6200 South (Parcel No. 21-19-100-028) to Questar Gas to construct, maintain, and repair an underground gas pipeline on County parks property. The easement will be granted for no fee because the gas pipeline will serve only the Parks & Recreation facilities.

**RESOLUTION NO. 5283** 

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A RIGHT-OF-WAY AND EASEMENT GRANT WITH QUESTAR GAS COMPANY DBA DOMINION ENERGY UTAH

DATE: NOVEMBER 7, 2017

#### RECITALS

- A. Salt Lake County (the "County") owns a parcel of real property located at approximately 4701 West 6200 South in West Jordan, Utah, Parcel No. 21-19-100-028, which the County is developing as a maintenance and operations facility for Salt Lake County Parks and Recreation (the "County Parks Property").
- B. A 20-foot wide perpetual easement across a portion of the County Parks Property is necessary to allow Questar Gas Company dba Dominion Energy Utah ("Questar") to construct, maintain, and repair an underground gas pipeline and related facilities ("Gas Facilities") to provide gas services to the County Parks Property.
- C. It has been determined that installation and connection to Questar's Gas Facilities constitutes fair and adequate consideration for the grant of said easement, and no other fee shall be required for the easement because of the benefit the Gas Facilities will provide to the County Parks Property.
- D. The County and Questar have prepared a Right-of-Way and Easement Grant, attached as Exhibit A hereto ("Easement Agreement"), wherein the County grants the requested easement across a portion of the County Parks Property to Questar for the construction, maintenance, and repair of the Gas Facilities.
- E. It has been determined that the best interests of the County and the general public will be served by executing the Easement Agreement. The terms and conditions of the Easement Agreement are in compliance with all applicable state statutes and county ordinances.
- NOW, THEREFORE, IT IS HEREBY RESOLVED by the Salt Lake County Council that the Easement Agreement, attached hereto as Exhibit A and by this reference made a part of this Resolution, is hereby approved; and the Mayor and County Clerk are hereby authorized to execute the original of said easement and to deliver the fully executed document to the County Real Estate Section for distribution as necessary to complete the transaction.

APPROVED and ADOPTED this 7<sup>th</sup> day of November, 2017.

SALT LAKE COUNTY COUNCIL

DATE: NOVEMBER 7, 2017

ATTEST (SEAL)

By <u>/s/ STEVE DEBRY</u> Chair

By <u>/s/ SHERRIE SWENSEN</u> County Clerk

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Mr. Derrick Sorensen, Manager, Real Estate Section, submitted a letter recommending approval of the following RESOLUTION authorizing execution of ADDENDUM NO. 7 to the LEASE AGREEMENT between Salt Lake County for its Criminal Justice Services Division and Williston Sloulin Field Pad, LLC and UFPRP, LLC – Lease of Property at Lincoln Plaza Center. Salt Lake County and the property owners of Lincoln Plaza Center (145 East 1300 South) wish to extend the lease agreement for rental office space for Criminal Justice Services for an additional six years, and make improvements to the property. The agreement also includes a rent increase to cover the cost of the improvements. Term of the agreement is from date of execution until October 31, 2025.

RESOLUTION NO. 5284

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL AUTHORIZING THE EXECUTION OF ADDENDUM NO. 7 TO THE LEASE AGREEMENT BETWEEN WILLISTON SLOULIN FIELD PAD, LLC AND UFPRP, LLC, AND SALT LAKE COUNTY [DIVISION OF CRIMINAL JUSTICE SERVICES – LINCOLN PLAZA CENTER]

## **RECITALS**

- A. Salt Lake County (the "County") is leasing real property located at the Lincoln Plaza Center, 145 East 1300 South (the "Property"), for its Division of Criminal Justice Services;
- B. The Property is currently owned by Williston Sloulin Field Pad, LLC, and UFPRP, LLC (collectively the "Landlord");
- C. The term of the current lease agreement, as amended, will expire on October 31, 2019;
- D. The parties desire to extend the Lease through October 31, 2025 and make other changes in accordance with Addendum No. 7 to the Lease Agreement (the "Addendum," attached hereto as Exhibit "A");

E. It has been determined that the best interests of the County and the general public will be served by entering into the Addendum under the terms and conditions set forth therein.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Salt Lake County Council that it is in the best interests of the County to enter into the Addendum (attached hereto as Exhibit "A," and by this reference made a part of this Resolution). The Mayor is hereby authorized and directed to sign the Addendum on behalf of the County, and to deliver the fully executed document to the County Real Estate Division for further action.

APPROVED and ADOPTED this 7<sup>th</sup> day of November, 2017.

SALT LAKE COUNTY COUNCIL

DATE: NOVEMBER 7, 2017

ATTEST (SEAL)

By <u>/s/ STEVE DEBRY</u> Chair

By <u>/s/ SHERRIE SWENSEN</u> County Clerk

Council Member Bradshaw, seconded by Council Member Jensen, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Jensen, moved to approve the resolutions and forward them to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously.] The Council motion passed unanimously, authorizing the Chair to execute the resolutions and directing the County Clerk to attest his signature, showing that all Council Members present voted "Aye."



Ms. Antigone Carlson, Contracts Administrator, Contracts and Procurement Division, submitted a letter recommending approval of the following RESOLUTION authorizing execution of a CONTRIBUTION AGREEMENT between Salt Lake County for its Mayor's Office and **SLC Bike Share d/b/a/ Greenbike** – Transfer of First Class Highway Projects Funds for Greenbike stations. Salt Lake County will transfer up to \$2,300,000 from its First Class State Highway Projects Fund to SLC Bike Share for the construction and installation of a minimum of four new Greenbike stations in Salt Lake City, Utah, to be part of the overall Greenbike nonprofit bike share system, and for the operation and maintenance of the stations for a period of five years. The agreement will terminate on the expiration of the Reimbursement Term, which will commence on the effective date of the agreement and end the earlier of the funds being disbursed, the date the agreement is terminated, or June 30, 2019.

**RESOLUTION NO. 5285** 

A RESOLUTION OF THE COUNTY COUNCIL OF SALT LAKE COUNTY APPROVING AND AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN SALT LAKE COUNTY AND SLC BIKE SHARE D/B/A/ GREEN BIKE

PROVIDING FOR A CONSTRIBUTION OF COUNTY TRANSPORTATION FUNDS FOR A TRANSPORTATION PROJECT.

#### RECITALS

- A. Salt Lake County (the "County") is a county existing pursuant to Article XI, Section 1 of the Utah Constitution. SLC Bike Share d/b/a/ Green Bike (the "Recipient") is a nonprofit organization meeting the requirements of Section 501(c)(3) of the Internal Revenue Code that operates a bike share program in the Salt Lake City area.
- B. During the 2015 General Session, the State Legislature amended Section 72-2-121 of the Utah Transportation Code, Utah Code Ann. §§ 72-1-101 *et seq.*, to provide for the transfer of certain funds from the County of the First Class Highway Projects Fund to the legislative body of the County to be used for certain transportation purposes (hereinafter "County Transportation Funds").
- C. The County desires to use the County Transportation Funds to further regional transportation by financing all or a portion of the costs of transportation projects throughout the County in accordance with Section 72-2-121 of the Utah Transportation Code and all other applicable federal, state and local laws, rules and regulations.
- D. The County and the Recipient now desire to enter into the Contribution Agreement attached hereto as **ATTACHMENT A** (the "<u>Agreement</u>"), which provides for the transfer of up to Two Million Three Hundred Thousand Dollars and No Cents (\$2,300,000.00) of County Transportation Funds to the Recipient on certain terms and conditions to reimburse the Recipient for certain capital costs and operating costs incurred by the Recipient to complete and operate the transportation project described in the Agreement, so long as such costs are consistent with the allowable uses for County Transportation Funds described in Subsection 72-2-121(4)(i) of the Transportation Code.
- E. In the judgment of the County Council, its contribution and assistance under the Agreement will contribute to the prosperity, moral well-being, peace and comfort of Salt Lake County residents.

#### RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the County Council of Salt Lake County that:

- 1. The Agreement between the County and the Recipient is approved, in substantially the form attached hereto as ATTACHMENT A, and that the Salt Lake County Mayor is authorized to execute the same.
- 2. In the judgment of the County Council, its contribution and assistance to the Recipient under the Agreement will contribute to the safety, health, prosperity, moral well-

being, peace, order, comfort, or convenience of Salt Lake County residents as outlined in Utah Code Ann. § 17-50-303 (3).

3. The Agreement will become effective as stated in the Interlocal Agreement.

APPROVED AND ADOPTED in Salt Lake City, Salt Lake County, Utah, this  $7^{th}$  day of November, 2017.

SALT LAKE COUNTY COUNCIL

DATE: NOVEMBER 7, 2017

ATTEST (SEAL)

By <u>/s/ STEVE DEBRY</u> Chair

By <u>/s/ SHERRIE SWENSEN</u> County Clerk

Council Member Bradshaw, seconded by Council Member Jensen, moved to ratify the vote taken in the Committee of the Whole meeting. [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.] The Council motion passed unanimously, authorizing the Chair to execute the resolution and directing the County Clerk to attest his signature, showing that all Council Members present voted "Aye."

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Ms. Antigone Carlson, Contracts Administrator, Contracts and Procurement Division, submitted a letter recommending approval of the following RESOLUTION authorizing execution of a CONTRIBUTION AGREEMENT between Salt Lake County for its Mayor's Office and **Salt Lake City** – Transfer of First Class Highway Projects Funds for Road Construction and Infrastructure Projects. Salt Lake County will transfer up to \$2,600,000 from its First Class State Highway Projects Fund to Salt Lake City for road construction and infrastructure projects in the Northwest Quadrant of Salt Lake City. The agreement will terminate on the expiration of the Reimbursement Term, which will commence on the effective date of the agreement and end the earlier of the funds being disbursed, the date the agreement is terminated, or June 30, 2020.

RESOLUTION NO. <u>5286</u>

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT WITH SALT LAKE CITY PROVIDING FOR THE TRANSFER OF COUNTY TRANSPORTATION FUNDS TO THE CITY FOR A TRANSPORTATION PROJECT IN SALT LAKE CITY.

WITNESSETH

WHEREAS, Salt Lake County (the "County") and Salt Lake City (the "City") are "public agencies" as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 *et seq.*, and, as such, are authorized by the Cooperation Act to each enter into an interlocal cooperation agreement to act jointly and cooperatively on the basis of mutual advantage;

WHEREAS, during the 2017 General Session, the State Legislature enacted Utah Code Ann. § 63B-27-102, as part of Senate Bill 277, and pursuant to such code section the State of Utah issued General Obligation Bonds and provided \$47,000,000 of bond proceeds to the County for applicable transportation projects prioritized by the County in accordance with Subsection 63B-27-102(2)(b) (hereinafter "County Transportation Funds"); and

WHEREAS, the County desires to use the County Transportation Funds to further regional transportation buy financing all or a portion of the costs of transportation projects throughout the County in accordance with Utah Code Ann. § 63B-27-102 and all other applicable federal, state and local laws, rules and regulations; and

WHEREAS, the County now desires to enter into the interlocal cooperation agreement hereto as ATTACHMENT A (the "Interlocal Agreement"), to facilitate the transfer of County Transportation Funds to the City on a reimbursement basis, subject to certain terms and conditions, to help pay for transportation projects in Salt Lake City;

#### RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the County Council of Salt Lake County:

- 1. That the Interlocal Agreement between Salt Lake County and Salt Lake City is approved, in substantially the form attached hereto as ATTACHMENT A, and that the Salt Lake County Mayor is authorized to execute the same.
- 2. That each Interlocal Agreement will become effective as stated in each Interlocal Agreement.

APPROVED AND ADOPTED in Salt Lake City, Salt Lake County, Utah, this 7th day of November, 2017.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By <u>/s/ STEVE DEBRY</u> Chair

By <u>/s/ SHERRIE SWENSEN</u> County Clerk

Council Member Bradshaw, seconded by Council Member Jensen, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw,

seconded by Council Member Jensen, moved to approve the resolution and forward it to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously.] The Council motion passed unanimously, authorizing the Chair to execute the resolution and directing the County Clerk to attest his signature, showing that all Council Members present voted "Aye."

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**Ms. Kimberly Barnett**, Associate Deputy Mayor, reviewed the following Countywide Policy and Procedure:

#1200 - Contributions, In-Kind Assistance, and Fee Waivers

Council Member Bradshaw, seconded by Council Member Jensen, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Jensen, seconded by Council Member Newton, moved to approve the policy and procedure, and forward it to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously.] The Council motion passed unanimously, showing that all Council Members present voted "Aye.".

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Ms. Holly Yocom, Director, Community Services Department, submitted a letter advising the Council that William Laursen has offered to donate an oil painting by artist Kelly Dangerfield. The estimated value of this gift is \$1,100.00.

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Mr. Seth Jarvis, Director, Clark Planetarium, submitted a letter advising the Council that Joan Carman has offered to donate four modified Orion StarBlast telescopes. The estimated value of this gift is \$1,300.00.

Council Member Bradshaw, seconded by Council Member Jensen, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Jensen, moved to accept the gifts and forward the Declaration of Gift forms to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously.] The Council motion passed unanimously, authorizing the Chair to sign the Declaration of Gift forms, and directing the County Clerk to attest his signature and forward them to the donors, showing that all Council Members present voted "Aye."

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Mayor Ben McAdams submitted a letter requesting approval of the recommendation of the Contribution Review Committee for the following community contribution to be appropriated from the Mayor's 2017 budget:

## The Road Home (Teen Night at Clark Planetarium)

\$200

Council Member Bradshaw, seconded by Council Member Jensen, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Jensen, moved to approve the recommendation and forward it to the 4:00 p.m. Council meeting for ratification, and found the County received fair and adequate consideration for the contribution. The motion passed unanimously.] The Council motion passed unanimously, authorizing the County Chief Financial Officer to effect the same, showing that all Council Members present voted "Aye."

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THERE BEING NO FURTHER BUSINESS to come before the Council at this time, the meeting was adjourned at 4:32:45 PM until Tuesday, November 14, 2017, at 4:00 P.M.

SHERRIE SWENSEN, COUNTY CLERK

By _		
•	Deputy Clerk	

CHAIR, SALT LAKE COUNTY COUNCIL