

DATE TUESDAY NOVEMBER 7, 2017

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.

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





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

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

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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:

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

<b>Liljenquist Salt Lake</b>	22-18-353-025	\$ 76,175.73 to \$ 72,498.00	\$ 3,677.73
<b>BR Bar Leasing</b>	21-01-128-006	\$ 39,066.47 to \$ 35,902.45	\$ 3,164.02
<b>Bryant &amp; Stephanie Nielsen</b>	16-27-155-016	\$ 3,640.86 to \$ 2,978.45	\$ 662.41
<b>Julia Bolick</b>	28-12-251-015	\$ 4,061.71 to \$ 3,674.36	\$ 387.35
<b>Oasis International</b>	28-28-351-009	\$ 1,887.05 to \$ 1,733.30	\$ 153.75

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

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.

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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>
<b>Columbus Foundation</b>	171540 00000080 – Vehicle 16-27-327-001 22-07-180-029 22-10-229-028 00000012 – Vehicle
<b>Other Side Holdings</b>	16-05-101-007 16-05-101-011 16-06-229-023

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.

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

<b>Sahu Pushpak</b>	2017	\$ 53.00
<b>Gary L. Magini</b>	2017	\$ 50.00
<b>Theo D. Brasher</b>	2017	\$110.00
	2017	\$ 80.00
<b>Dennis Chomech</b>	2017	\$ 10.00
<b>Robert W. Douglas</b>	2017	\$145.24
<b>Richard D. Holman</b>	2017	\$150.00
	2017	\$150.00
<b>Jaysen Nuttall</b>	2017	\$150.00
	2017	\$110.00
	2017	\$ 35.00
<b>Guyla Vega</b>	2017	\$150.00
<b>Michael J. Zapata</b>	2017	\$ 50.00

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 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."

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 CAO.







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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 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.

RESOLUTION NO. 5282

DATE: NOVEMBER 7, 2017

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;

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

ATTEST (SEAL)

SALT LAKE COUNTY COUNCIL

By /s/ STEVE DEBRY  
Chair

By /s/ SHERRIE SWENSEN  
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 a RIGHT OF WAY AND EASEMENT GRANT between Salt Lake County for its Real Estate Section and

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**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

DATE: NOVEMBER 7, 2017

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

## 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.





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PROVIDING FOR A CONTRIBUTION 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 "Agreement"), 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-





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

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ STEVE DEBRY  
Chair

By /s/ SHERRIE SWENSEN  
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,



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<b>The Road Home (Teen Night at Clark Planetarium)</b>	<b>\$200</b>
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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."

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**

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