

DATE TUESDAY NOVEMBER 21, 2017

THE SALT LAKE COUNTY COUNCIL, STATE OF UTAH, MET ON TUESDAY, NOVEMBER 21, 2017, PURSUANT TO ADJOURNMENT ON TUESDAY, NOVEMBER 14, 2017, AT THE HOUR OF 4:11:26 PM AT THE SALT LAKE COUNTY GOVERNMENT CENTER, 2001 SO. STATE STREET, ROOM N1-110, SALT LAKE CITY, UTAH.

COUNCIL MEMBERS

JENNIFER WILSON
RICHARD SNELGROVE
JIM BRADLEY
ARLYN BRADSHAW
MICHAEL JENSEN¹
AIMEE WINDER NEWTON
SAM GRANATO
MAX BURDICK
STEVEN DEBRY, Chair

OTHERS IN ATTENDANCE: BEN MCADAMS, MAYOR
By: ERIN LITVACK, DEPUTY MAYOR
SIM GILL, DISTRICT ATTORNEY
By: RALPH CHAMNESS, DEPUTY DISTRICT ATTORNEY
JASON ROSE, LEGAL COUNSEL, COUNCIL OFFICE
SHERRIE SWENSEN, COUNTY CLERK
By: KIM STANGER and NICHOLE WATT, DEPUTY CLERKS

Council Member DeBry, Chair, presided.

Ms. Amanda Brown, Assistant Division Director, Recorder's Office, led the Pledge of Allegiance to the Flag of the United States of America.

Mr. Steve Van Maren spoke under “Citizen Public Input” stating the senior center in Sandy City should not have the County name on it because it is not a County facility. The County just operates it. He also asked the Council not to approve the interim budget adjustment request to refund the 2014 Excise Tax Road Revenue Bonds. Last week, the 2016 Comprehensive Annual Financial Report (CAFR), showed a commitment balance of \$34.9

¹ Participated electronically.

million as of the end of the year, and the new debt service on the spreadsheet for gross debt service comparison shows the total expense of \$35.5 million. That amount does not justify a refunding.

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Mr. Joseph V. Borgione, an employee of the Information Services Division, submitted a Disclosure of Private Business Interest form advising the Council that he is the CEO of GIS Consulting Company.

Council Member Bradshaw, seconded by Council Member Burdick, moved to accept the disclosure forms and make them a matter of record. The motion passed unanimously, showing that all Council Members present voted "Aye."

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> |
|------------------------------------|-------------------|------------------------------|---------------|
| E. K. Winder Pool | 21-06-201-024 | \$ 652.53 to \$ 575.51 | \$ 77.02 |
| Jonathan Stearns | 24-27-230-074 | \$ 6,244.33 to \$ 5,931.96 | \$ 312.37 |
| Matthew & Andrea Wright | 16-34-203-033 | \$ 6,299.97 to \$ 5,635.19 | \$ 664.78 |
| Kenneth & Francis Riter | 16-34-203-036 | \$ 8,456.34 to \$ 6,802.70 | \$1,653.64 |
| Hoffnung | 21-36-377-012 | \$ 38,589.44 to \$ 34,628.02 | \$3,961.42 |
| TWM Camelback | 07-36-104-004 | \$183,084.20 to \$175,825.23 | \$7,258.97 |

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Mr. Kevin Jacobs, County Assessor, submitted a letter recommending that refunds be issued for a submitted list of taxpayers who qualify the personal property small business exemptions. The total amount being refunded is \$2,749.12. (List on file in the Council Clerk's Office.)

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

| <u>Taxpayer</u> | <u>Refund</u> |
|------------------------------|---------------|
| Boys & Girls Club | \$ 83.00 |
| Donald H. Sly Trust | \$113.00 |
| Lorrina D. Helsey | \$153.00 |
| Josef E. Horta | \$153.00 |

| | |
|-------------------------|----------|
| Jeremiah E. Hunter | \$153.00 |
| Mandey Kuyper | \$ 45.00 |
| Kendal B. Openshaw | \$ 45.00 |
| Chrylser Dodge Jeep Ram | \$150.00 |
| David H. Torgerson | \$153.00 |
| Richard Wilson | \$153.00 |

Mr. K. Wayne Cushing, County Treasurer, submitted a letter advising that \$1,170.62 was erroneously applied to Parcel No. 15-31-453-009 in the name of **Cindy Guanajuato** when it should have been applied to Parcel No. 15-34-153-009 in the name of Chad & Michelle Christensen. He requested permission to create a delinquency on Parcel No. 15-34-153-009 for 2015 property taxes owing with appropriate penalty and interest, allowing the taxpayer 30 days to pay without additional interest.

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B. After World War II, Camp Kearns was sold to various commercial interests; however, the roads in Camp Kearns, though heavily used, remained unimproved. Much of the area where the roads are located was eventually struck to the County at tax sale.

C. The County has been in discussions with all of the property owners adjacent to the roads in Camp Kearns ("Camp Kearns Owners") to discuss improving the roads within Camp Kearns.

D. The County and the Camp Kearns Owners have agreed to cooperate in the preparation and recording of a road dedication plat ("Plat") to formally dedicate and designate the roads as public rights-of-way and to grant permission for the construction of roads within the right of way funded by the County to pave and improve the unimproved roads within Camp Kearns ("Project").

E. As part of this Project, the County and some of the Camp Kearns Owners need to dedicate property as part of the right of way, and a Road Dedication Plat Agreement (“Agreement”) has been prepared to document this agreement between the County and the Camp Kearns Owners.

F. In accordance with the negotiated terms of the Agreement, the County will permit those portions of the tax deed parcels that are located within the proposed right of way to be dedicated to the public for use as public roads as part of the Plat in accordance with the Agreement, including portions of Parcel Nos. 20-12-127-014, 20-12-126-019, 20-12-201-005, and 20-12-251-015 ("County Tax Portions").

G. The outstanding tax obligation owed on the County Tax Portions is \$19,390.58. Salt Lake County will pay this amount to clear the outstanding tax obligation.

H. These proceeds will be distributed in accordance with Section 59-2-1351.5 of the Utah Code.

I. Additionally, the County will permit all other property it owns within the area to be dedicated to the public for use as public roads as part of the Plat in accordance with the Agreement, including Parcel Nos. 20-12-102-011 and 20-12-102-013 ("County Dedication Property").

J. It has been determined that the best interests of the County and the general public will be served by executing the Agreement attached to this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Salt Lake County Council that the Project is hereby approved, including permitting the County Dedication Property and the County Tax Portion to be dedicated to the public for use as public roads as part of Plat as contemplated by the Agreement and payment of the outstanding tax obligation for the County Tax Portion in the amount of Nineteen Thousand Three Hundred Ninety Dollars and Fifty-Eight Cent (\$19,390.58), and the Mayor is authorized and directed to execute the Agreement.

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Transportation Purposes. Salt Lake County will transfer \$953,795 from its Corridor Preservation Funds to Herriman City to purchase property located at 7280 West Herriman Highway as right-of-way for the 7300 West new roadway construction, and in accordance with Section 72-2-117.5 of the Utah Transportation Code and all other applicable federal, state and local laws, rules, and regulations. The agreement will terminate upon the earlier of the date the parties have performed all of the material obligations described in the interlocal agreement, or three years from the date the agreement is executed by both parties.

RESOLUTION NO. 5293

DATE: NOVEMBER 21, 2017

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING THE RECOMMENDATION OF THE SALT LAKE COUNTY COUNCIL OF GOVERNMENTS AND AUTHORIZING THE EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT PROVIDING FOR THE TRANSFER OF \$953,795 OF COUNTY CORRIDOR PRESERVATION FUNDS TO HERRIMAN CITY TO BE USED BY THE CITY TO ACQUIRE CERTAIN PROPERTY FOR TRANSPORTATION PURPOSES.

WITNESSETH

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

WHEREAS, during the 2015 General Session, the State Legislature amended Section 72-2-117.5 of the Utah Transportation Code (Utah Code Ann. §§ 72-1-101 *et seq.*) to provide corridor preservation funds to local counties for disbursement to various cities and governmental entities, as recommended and endorsed by a council of governments (hereinafter “Corridor Preservation Funds”); and.

WHEREAS, by letter dated October 10, 2017 and attached hereto as ATTACHMENT A (the "Recommendation Letter"), the Salt Lake County Council of Governments (COG), an association of local governments in Salt Lake County, requested that the County Council approve its recommended distribution to the City from the Salt Lake County Corridor Preservation Fund to enable the City to purchase property located at 7280 West Herriman Hwy as right-of-way for the 7300 West new roadway construction; and

WHEREAS, the County and the City now desire to enter into the interlocal cooperation agreement attached hereto as ATTACHMENT B (the “Interlocal Agreement”) providing for the transfer of Nine Hundred Fifty-Three Thousand Seven Hundred Ninety-Five Dollars and No Cents (\$953,795) of Corridor Preservation Funds to the City to be used by the City as described in the Interlocal Agreement and in accordance with Section 72-2-117.5 of the Utah Transportation Code;

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RESOLUTION

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

1. That the recommendation of the Salt Lake County Council of Governments to transfer County Corridor Preservation Funds to Herriman City for the project described in its Recommendation Letter is approved.
2. That the Interlocal Agreement between Salt Lake County and Herriman City is approved, in substantially the form attached hereto as ATTACHMENT B, and that the Salt Lake County Mayor is authorized to execute the same.
3. That the Interlocal Agreement will become effective as stated in the Interlocal Agreement.

APPROVED and ADOPTED in Salt Lake City, Salt Lake County, Utah, this 21st 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 Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Newton, 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 resolution and directing the County Clerk to attest his signature, showing that all Council Members present voted "Aye."



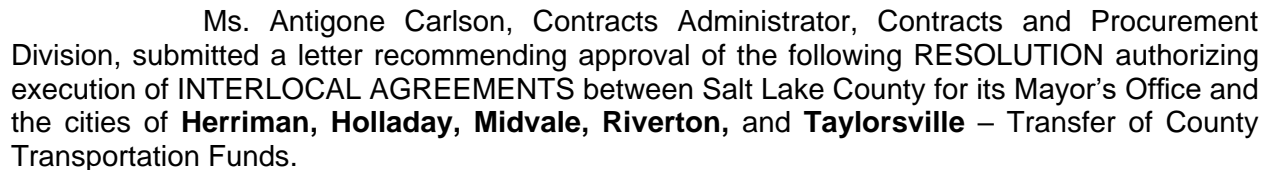
Sheriff Rosie Rivera submitted a letter recommending approval of the following RESOLUTION setting forth the maximum operational capacity for the Salt Lake County Jail facility at 1,986.

RESOLUTION NO. 5294

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A RESOLUTION SETTING FORTH MAXIMUM OPERATIONAL CAPACITY FOR THE SALT LAKE COUNTY JAIL

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.] 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."



| | |
|-------------------|-------------|
| Herriman City | \$2,199,895 |
| Holladay City | \$1,000,000 |
| Midvale City | \$1,500,000 |
| Riverton City | \$2,300,000 |
| Taylorsville City | \$3,800,000 |

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WITNESSETH

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Ms. Erin Litvack, Chair, Steering Committee, submitted a letter recommending approval of the following amended Countywide Policy and Procedure:

#1006 – Donation of Property or Funds to Salt Lake County

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Newton, seconded by Council Member Snelgrove, 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, authorizing the Chair to sign the policy, directing the County Clerk to attest his signature, and authorizing the Steering Committee to distribute the same, showing that all Council Members present voted "Aye."



Mayor Ben McAdams submitted letters requesting approval of the recommendations of the Contribution Review Committee for the following community contributions to be appropriated from the Mayor's 2017 budget:

| | |
|--|--------------|
| Frank Cordova Foundation Turkey Drive | \$500 |
| Chabad Lubavitch of Utah | \$750 |
| Young Women's Leadership Council | \$500 |

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Newton, moved to approve the requests, finding the County received fair and adequate consideration for the contributions, 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 Chief Financial Officer to effect the same, showing that all Council Members present voted "Aye."



Sheriff Rosie Rivera submitted a letter advising the Council that **Cassandra Suite-Smith** has offered to donate \$5,900 to be used to purchase pillows for female inmates at the Salt Lake County Jail.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Newton, moved to accept the donation, and forward the Declaration of Gift form 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 form, and directing the County Clerk to attest his signature and forward it to Ms. Suite-Smith, showing that all Council Members present voted "Aye."

Mr. Adam Gardiner, County Recorder, submitted a letter requesting an interim budget adjustment of \$35,000 to cover a settlement for Gary Ott, former County Recorder, upon his retirement. This will entail transferring funds from the Governmental Immunity Fund's fund balance to the Recorder's personnel budget.

Mr. Gregory Folta, Mayor's Finance, submitted a letter requesting an interim budget adjustment of \$500 in the Employee Services Reserve Fund to pay for increased costs for a Boxmaster Complete Quad machine for the Fitness Center.

Mr. Daniel Hayes, General Manager, Salt Palace Convention Center, submitted a letter requesting an interim budget adjustment of \$66,579 to pay for the Salt Palace Convention Center restroom upgrade.

Mr. Gregory Folta, Mayor's Finance, submitted a letter requesting an interim budget adjustment of \$27,847,148 for refunding 2014 Excise Tax Road Revenue Bonds.

Mr. Rory Payne, Director, Facilities Management Division, submitted a letter requesting an interim budget adjustment to reclassify an Office Specialist 10 to a Construction & Maintenance Specialist I 10.

Mr. Rory Payne, Director, Facilities Management Division, submitted a letter requesting an interim budget adjustment to reclassify a Facilities Services Supervisor 14 to a Facilities Manager II 16.

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Ms. Rosie Rivera, County Sheriff, submitted a letter requesting an interim budget adjustment of \$5,900 to recognize a donation to provide pillows to prisoners at the Salt Lake County Jail.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Snelgrove, seconded by Council Member Granato, moved to approve the requests and forward them to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously. Council Members Bradshaw and Jensen were absent for the vote.] The Council motion passed unanimously, authorizing the Deputy Mayor of Finance and Administration to effect the same, showing that all Council Members present voted "Aye."

SHERRIE SWENSEN, COUNTY CLERK

By _____
Deputy Clerk

A 3x5 grid of diamond shapes. Each diamond is composed of four small black squares arranged in a 2x2 square pattern. The diamonds are arranged in three rows and five columns, with a small gap between each diamond and its neighbors.