DATE TUESDAY JUNE

THE SALT LAKE COUNTY COUNCIL, STATE OF UTAH, MET ON TUESDAY, JUNE 13, 2017, PURSUANT TO ADJOURNMENT ON TUESDAY, JUNE 6, 2017, AT THE HOUR OF 4:00 PM AT THE SALT LAKE COUNTY GOVERNMENT CENTER, 2001 SO. STATE STREET, ROOM N1-110, SALT LAKE CITY, UTAH.

13, 2017

COUNCIL MEMBERS PRESENT: JENNIFER WILSON<sup>1</sup> RICHARD SNELGROVE JIM BRADLEY ARLYN BRADSHAW MICHAEL JENSEN AIMEE WINDER NEWTON SAM GRANATO MAX BURDICK

OTHERS IN ATTENDANCE: BEN MCADAMS, MAYOR SIM GILL, DISTRICT ATTORNEY By: GAVIN ANDERSON, DEPUTY DISTRICT ATTORNEY JASON ROSE, LEGAL COUNSEL, COUNCIL OFFICE SHERRIE SWENSEN, COUNTY CLERK By: KIM STANGER & NICHOLE WATT, DEPUTY CLERKS

STEVEN DEBRY, Chair

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Council Member DeBry, Chair, presided.

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**Mr. Gavin Anderson**, Deputy District Attorney, led the Pledge of Allegiance to the Flag of the United States of America.

#### \*\*\* \*\*\* \*\*\* \*\*\* \*\*\*

Mayor Ben McAdams read the following proclamation recognizing Dennis Kelsch's retirement:

## PROCLAMATION

WHEREAS, Dennis Kelsch has been an example of selfless service in our community, dedicating his life to serving others, as a priest, educator and homeless services provider; and

<sup>&</sup>lt;sup>1</sup> Participated electronically.

DATE <u>TUESDAY</u> JUNE 13,	, 2017
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WHEREAS, for the last 16 years, Dennis has directed programs for Catholic Community Services that have greatly helped the most vulnerable populations in our state; and

WHEREAS, Dennis has been actively engaged in efforts to not only provide care for those in need, but also to encourage and inspire positive change in people's lives; and

WHEREAS, people needing help and sustenance who have walked through the doors of St. Vincent de Paul Dining Hall and the Weigand Homeless Resource Center on Rio Grande Street have been warmly welcomed and have been given hope through the compassionate care and genuine concern of Dennis; and

WHEREAS, Dennis, through his kind, generous and unassuming nature, has influenced the work of service providers and touched the lives of thousands in need; and

WHEREAS, Dennis has served the residents of this valley with all his heart and has given the best of his time, talents and experience to the people of Salt Lake County.

**NOW, THEREFORE, I**, Ben McAdams, Mayor of Salt Lake County, Utah, do hereby recognize

#### **Dennis Kelsch**

and the pivotal role he has had in caring for the most vulnerable members of our community.

I urge Salt Lake County residents to acknowledge, honor and celebrate Dennis' legacy and wish him well as he pursues more time and new experiences with his family.

ADOPTED on this <u>13<sup>th</sup></u> day of <u>June</u>, 2017.

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

#### \*\*\* \*\*\* \*\*\* \*\*\* \*\*\*

**Council Member Burdick** spoke under "Report of Council Members" reporting that his senior policy advisor, Sally Jacobson, had fallen while on a trip to Brooklyn, New York, and broke her foot and ankle. As a result, she had to undergo surgery, and will be out for a while.

#### \*\*\* \*\*\* \*\*\* \*\*\* \*\*\*

The Council reviewed the joint agreement signed by the majority of the municipalities of Salt Lake County, Grantsville, and Tooele, appointing **Gina Chamness** as a

DATE	TUESDAY	JUNE	13, 2017
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member of the Utah Transit Authority Board of Trustees to complete an unexpired term, which will end March 22, 2019.

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

#### \*\*\* \*\*\* \*\*\* \*\*\* \*\*\*

Ms. Noemi Hernandez-Balcazar, a member of the ZAP Tier II Advisory Board, submitted a Disclosure of Private Business Interest form advising the Council that she is employed by Granite School District as a District Arts Coordinator.

Mr. Larry Johnson, a member of the ZAP Tier II Advisory Board, submitted a Disclosure of Private Business Interest form advising the Council that he is the mayor of Taylorsville City.

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Mr. Carmen Freeman, a member of the ZAP Tier II Advisory Board, submitted a Disclosure of Private Business Interest form advising the Council that he is the mayor of Herriman City.

Council Member Bradshaw, seconded by Council Member Jensen, 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."

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Mr. Scott Tingley, County Auditor, submitted letters recommending reduction of 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 appropriate interest, be issued to the taxpayers:

<u>Taxpayer</u>	Parcel No.	Year	Reduction	<u>Refund</u>
Paul & Beth Kearsley	16-26-279-008	2016	\$ 3,028.25 to \$ 2,876.48	\$ 151.77
Thomas Aramayo	28-27-303-005	2016	\$ 3,500.69 to \$ 3,336.06	\$ 164.63

DATE	TUESDA	Y		JUNE	13, 2017
Scott Sumsic	on	27-10-279-006	2016	\$ 5,156.05 to \$ 4,811.93 \$	344.12
William Beck	stead	26-25-400-004	2016	\$ 765.27 to \$ 183.97 \$	581.30
Alan & Linda	Delahunty	34-06-426-042	2016	\$ 5,197.72 to \$ 4,592.88 \$	604.84
J. Gordon Sh	ort	22-01-252-016	2016	\$ 5,764.03 to \$ 4,971.99 \$	792.04
SMB I Group		21-25-227-039	2016	\$41,194.67 to \$40,230.82 \$	963.85
Big Cottonwo	ood Creek	24-27-202-006	2016	\$11,493.83 to \$10,362.80 \$	1,131.03
Kevin Ludlov	v	22-35-451-037	2016	\$ 1,743.54 to \$ 572.12 \$	1,171.42
Christopher	& Michelle				
Guymon		09-31-333-024	2016	\$ 7,260.48 to \$ 5,032.84 \$	2,227.64
Sugar House	Offices	16-18-484-017	2016	\$15,826.06 to \$13,500.90 \$	2,325.16
Truck Pro		14-24-176-004	2015		7,966.96
		14-24-176-004	2016	\$88,698.21 to \$78,631.80 \$	10,066.41
Fellows Fam	ily	28-29-306-022	2016	\$15,707.16 to \$14,024.63 \$	1,682.53

Mr. Scott Tingley, County Auditor, submitted letters recommending reduction of taxes on the following properties, pursuant to an order of the Utah State Tax Commission. He also recommended adjustment of penalties and interest accordingly.

Taxpayer	Parcel No.	Year	Reduction
Michael & Sheila Therson	08-25-428-002	2016	\$9,266.19 to \$7,838.02
K Investments	16-20-476-043 16-20-476-044		\$9.701.15 to \$7,950.53 \$5,100.34 to \$3,900.26

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Mr. Scott Tingley, County Auditor, submitted a letter recommending an increase of 2016 taxes from \$15,457.95 to \$17,140.48 on the **Fellow Family** property identified as Parcel No. 28-29-306-023, pursuant to an order of the Utah State Tax Commission. A payment of \$15,457.95 has been made.

DATE -	FUESDAY	JUNE	13, 2017
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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 Jensen, seconded by Council Member Bradshaw, moved to approve the tax matters and forward them to the 4:00 p.m. Council meeting for formal consideration. 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. Melanie Mitchell, Deputy District Attorney, submitted the following ordinance renaming the Community Resource Development Division to the Housing and Community Development Division, and making other related changes to various other chapters and sections:

## ORDINANCE NO. 1812

DATE: <u>JUNE 13, 2017</u>

## COUNTY DIVISION NAME CHANGE AMENDMENTS

AN ORDINANCE RENAMING THE COMMUNITY RESOURCE DEVELOPMENT DIVISION TO THE HOUSING AND COMMUNITY DEVELOPMENT DIVISON: AMENDING CHAPTER 2.06B DEPUTY MAYORS, OFFICES AND DEPARTMENTS, AND CHAPTER 2.91 HOUSING TRUST FUND, BY AMENDING SECTION 2.06B.020, 2.91.020, AND 2.91.120; REGARDING A NAME CHANGE IN SECTION 2.06B.020 E - THE DEPARTMENT OF HOUSING, REGIONAL TRANSPORTATION, AND **ECONOMIC DEVELOPMENT**; SUBSECTION 6 COMMUNITY RESOURCE DEVELOPMENT, SECTION 2.91.020 DEFINITIONS, SUBSECTION E -DIRECTOR, 2.91.120 POWERS AND DUTIES, SUBSECTION H, H1, H2, AND I, AND MAKING OTHER RELATED CHANGES.

The County 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 2.06.B.020 of the Salt Lake County Code of Ordinances, 2017, is amended to read as follows:

## 2.06B.020 – Office of the Deputy Mayor for County Services

A. The deputy mayor for county services shall serve as the chief administrative officer for Salt Lake County and shall oversee the following services and agencies and the mayor may organize these functions as agencies, sections or otherwise and may assign directors and personnel as determined by the mayor.

DATE <u>TUESDAY</u> JUNE	13, 20	)17
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B. The human resources division shall perform the duties of the office of personnel management, as set out in section 17-33-1, Utah Code Annotated, and shall be directed by a division director appointed as set out in 17-33-5, Utah Code Annotated.

C. The department of community services shall be directed by the deputy mayor for county services or by a department director assigned by the mayor and shall oversee the following services and agencies:

- 1. Center for the arts and Eccles Theater.
- 2. Zoo, arts and parks grant administration.
- 3. Clark planetarium.
- 4. Parks and recreation, golf and open space.
- 5. Equestrian park.
- 6. Libraries.
- 7. Children's museum.

D. The department of human services shall be directed by the deputy mayor for county services or by a department director assigned by the mayor and shall oversee the following services and agencies:

- 1. Salt Lake County health department.
- 2. Aging services.
- 3. Youth services
- 4. Criminal justice services.
- 5. Behavioral health services.
- 6. Utah State University extension services.

7. Indigent defense services to include management of a contract for indigent defense.

E. The department of regional transportation, housing, and economic development shall be directed by the deputy mayor for county services or by a department director assigned by the mayor and shall oversee the following services and agencies:

- 1. Economic development.
- 2. Convention and visitors' bureau sales and marketing.
- 3. Salt Palace convention center.
- 4. South Towne exposition center.
- 5. Regional transportation and planning.

# 6. [Community resource development.]Housing and community development.

SECTION III. Section 2.91.020 of the Salt Lake Code of Ordinances, 2017, is amended to read as follows:

## 2.91.020 – Definitions.

For the purposes of this Chapter the following terms, phrases, words, and their derivations shall have the meanings given in this Section:

A. "Affordable Housing" means: (1) rental housing for which the annualized rent does not exceed thirty percent of the annual income of a family whose income equals sixty percent or less of median income for Salt Lake City, as determined by the United States Department of Housing and Urban Development; or (2) non-rental housing for which the annualized mortgage payment does not exceed thirty percent of the annual income of a family whose income of a family whose income equals eighty percent or less of the median income for Salt Lake County, as determined by the United States Department of Housing and Urban Development.

B. "Board" means the Salt Lake County Housing Trust Fund advisory board created under this chapter.

C. "County" means and refers to Salt Lake County a body corporate and politic of the State of Utah.

D. "Council" means the Salt Lake County council.

E. "Director" means the person serving as the director of the division of [community resources and development ("CRD")]housing and community development ("HCD"), or its successor division.

F. "Entitlement Funds" are annual direct grants awarded to eligible communities by the U.S. Department of Housing and Urban Development pursuant to the Community Development Block Grant ("CDBG"), HOME, and Emergency Shelter Grant ("ESG") programs.

G. "Housing Sponsor" includes, but is not limited to, a public, private, or governmental entity which constructs, develops, rehabilitates, purchases, owns, or manages a housing project or program that is or will be subject to legally enforceable restrictions and covenants that require that the housing assistance to be provided to qualifying individuals as defined in this ordinance.

H. "Mayor" means the duly elected or appointed, and qualified mayor of Salt Lake County.

I. "Member" means a person appointed by the mayor who is a duly qualified voting member of the board.

J. "Special needs housing" includes, but is not limited to, supportive housing for people who fit one or more of the following categories: homeless, elderly, mentally and /or physically disabled, domestic violence survivors, and the chronically ill.

SECTION IV. Section 2.91.120 of the Salt Lake County Code of Ordinances, 2017, is amended to read as follows:

# 2.91.120 – Powers and duties.

The board shall have the following powers and duties:

A. Recommend for adoption by the mayor such rules and regulations for the conduct of the board as the members shall deem advisable; provided, however, that such rules and regulations shall not be in conflict with this chapter or its successor, or other county ordinances or policies, or state or federal law;

B. Recommend the adoption and alteration of all rules, regulations, policies, and ordinances which it shall, from time to time, deem in the public interest and for the purposes of carrying out the objects of this chapter; provided, however, that such rules, regulations, policies, and ordinances shall not be in conflict with this chapter or its successor, or other county, state, or federal law;

C. Consult with experts in areas such as finance, real estate, and affordable housing development to obtain advice on specific projects;

D. Advise and make recommendations to the Director, mayor, and council on affordable housing and special needs housing issues, which related to this fund and may include, but not be limited to:

1. The means to implement the policies and goals of this chapter and the county's moderate income housing plan and policies;

2. Criteria by which loans and grants should be made;

3. The order in which projects and programs should be funded;

4. The distribution of any moneys or assets contained in the fund according to the procedures, conditions, and restrictions placed upon the use of those moneys or assets by the funding entity and pursuant to county procurement policies;

5. In accordance with adopted criteria, the distribution of all other moneys from the fund according to the following guidelines:

a. Sufficient fund moneys shall be distributed as loans to assure a reasonable stream of income to the fund from loan repayments;

b. Loans shall be recommended in accordance with the borrower's ability to pay, but no more than fifty percent of the per unit costs shall be recommended;

c. Fund moneys and assets not distributed as loans shall be distributed as grants.

d. The board may recommend that the mayor grant or lend fund moneys or assets to housing sponsors. Housing sponsors must assure long-term housing for the target population and provide evidence of continued affordability of the assisted housing throughout the remaining life of the housing unit. The affordability requirement shall be enforced with a deed restriction, or other appropriate mechanism, which runs with the land;

e. Fund moneys and assets may be recommended by the board to be used to obtain matching funds from government entities or other sources, consistent with the intent of this chapter.

E. The board may recommend fund moneys or assets be provided, in the form of a loan or grant, for any of the following activities:

1. Acquisition, leasing, rehabilitation, or new construction of housing units for ownership or rental, including transitional housing;

- 2. Emergency home repairs;
- 3. Retrofitting to provide access for persons with disabilities;
- 4. Down payment and closing cost assistance;

5. Construction and gap financing;

6. Land acquisition for purposes consistent with the purposes of this chapter;

7. Technical assistance;

8. Other activities and expenses incurred that directly assist in providing housing for eligible households in the county, consistent with the intent of this chapter.

F. An administrative expenses budget for the fund shall be approved annually by the council.

G. The board shall develop an application process to be recommended to the mayor for approval.

H. The board and [CRD] <u>HCD</u>, in conjunction with such county staff as the mayor shall designate, shall review and monitor the activities of recipients of grants and loans issued under this chapter on an annual basis, or more often as may be deemed necessary, to ensure compliance with the terms and conditions imposed on the recipient by the county under this chapter and under any and all instruments and documents entered into between the county and recipient pursuant to this chapter;

1. Housing sponsors receiving grants or loans shall provide to the board and [CRD] <u>HCD</u> an annual accounting, or at such interval as required by state or federal law, of how the moneys or assets received from the fund have been used;

2. An annual report shall be prepared by the board and [CRD] <u>HCD</u> which shall contain information concerning the implementation of this ordinance. The report shall include, but is not limited to, information regarding the location and numbers of units developed or preserved, the number and incomes of households served, and detailing the income to and assets in the fund, and the expenditures and uses of fund moneys and assets;

3. The annual report shall include the board's and mayor's assessment of housing needs in the county, barriers to affordable and special needs housing development and preservation, and barriers to the implementation of this ordinance;

4. The annual report shall be submitted to the mayor and the council for review by April 1<sup>st</sup> of each calendar year;

5. Appropriations by the council to the fund shall be considered as part of the annual budget process.

I. Serve as a coordination body and resource for organizations interested in affordable and special needs housing issues affecting the county, including, but not limited to, the housing authority of Salt Lake County, the redevelopment agency of Salt Lake County, [CRD] <u>HCD</u>, and other county departments as appropriate, as well as nonprofit and for-profit housing developers.

SECTION V. 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 <u>13th</u> day of <u>June</u>, 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."

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Mr. Martin Jensen, Director, Parks and Recreation Division, submitted a letter recommending approval of the following RESOLUTION authorizing the creation of an environmental covenant appurtenant to the Welby Pit Asphalt Plan:

RESOLUTION NO. 5210

DATE: <u>JUNE 13, 2017</u>

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL AUTHORIZING THE CREATION OF AN ENVIRONMENTAL COVENANT APPURTENANT TO THE WELBY PIT ASPHALT PLANT

WHEREAS, Salt Lake County (the "County") owns a parcel of real property located at approximately 5200 West 9780 South in South Jordan, Utah; identified as Parcel No. 26124000060000 ("County Property"); and

DATE <u>TUESDAY</u> JUNE 13,2
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WHEREAS, a portion of the County Property which was historically used as a County-operated gravel pit and asphalt plant was subject to an environmental response project conducted by the Utah Division of Water Quality (the "Project"); and

WHEREAS, as part of the Project, the Utah Department of Environmental Quality has imposed several activity and use limitations on the Property to address remaining soil contamination on the Property; and

WHEREAS, pursuant to the Utah Uniform Environmental Covenants Act, Utah Code Ann. § 57-25-101, et seq., (the "Act") the County desires to enter into an environmental covenant on the Property, attached hereto as Exhibit "A", in perpetuity to record and provide notice of the activity and use limitations imposed on the Property; and

WHEREAS, pursuant to the Act, an environmental covenant is a servitude and is considered an interest in real property; and

WHEREAS, pursuant to County ordinance § 3.30.040, the County Council authorizes the Executive to acquire interests in real property pursuant to resolution; and

WHEREAS, the Division of Parks and Recreation requests that the Council authorize the Mayor to enter into said environmental covenant on the Property.

NOW, THEREFORE, be it resolved by the Salt Lake County Council that it accepts the request from the Division of Parks and Recreation and authorizes the Mayor to enter into an environmental covenant as described in Exhibit "A".

DATED this <u>13<sup>th</sup></u> day of <u>June</u>, 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 Jensen, seconded by Council Member Bradshaw, moved to approve the resolution and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Members Snelgrove and Newton were absent for the vote.] 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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	DATE	TUESDAY	JUNE 13	, 2017
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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 an INTERLOCAL AGREEMENT between Salt Lake County and the **State of Utah** for a contribution of Tourism, Recreation, Cultural and Convention (TRCC) Funds to help finance the construction of the rodeo arena at the Utah State Fair Park. Salt Lake County will grant \$3,000,000 in TRCC Funds to the State of Utah over a three-year period. Each \$1,000,000 contribution will be made by January 30<sup>th</sup> of each fiscal year. Funding is contingent upon a \$10,000,000 contribution from the State of Utah for the rodeo arena. The state will expend all TRCC Funds received under this agreement prior to December 31, 2019.

## RESOLUTION NO. 5211

# DATE: JUNE 13, 2017

A RESOLUTION OF THE COUNTY COUNCIL OF SALT LAKE COUNTY APPROVING AND AUTHORIZING EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN SALT LAKE COUNTY AND STATE OF UTAH FOR A CONTRIBUTION OF TRCC FUNDS TO HELP FINANCE THE CONSTRUCTION OF THE RODEO ARENA AT THE UTAH STATE FAIR PARK

## RECITALS

A. Salt Lake County (the "<u>County</u>") and State of Utah (the "<u>State</u>") are "public agencies" as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 et seq. (the "<u>Cooperation Act</u>"), and, as such, are authorized by the Cooperation Act to enter into this Agreement to act jointly and cooperatively on the basis of mutual advantage in order to provide facilities in a manner that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities.

B. The County receives funds ("<u>TRCC Funds</u>") pursuant to the Tourism, Recreation, Cultural, Convention, and Airport Facilities Tax Act, Utah Code Ann. §§ 59-12-601 et seq. (the "<u>TRCC Act</u>"). The TRCC Act provides that TRCC Funds may be used, among other things, for the development, operation, and maintenance of publicly owned or operated recreation, cultural, or convention facilities or for "financing tourism promotion," as that phrase is defined in Utah Code Ann. § 17-31-5.5(2)(b)(i).

C. In 2016, the State requested TRCC Funds from the County to help it fund the project described in its TRCC Application. More specifically, the State requested TRCC Funds to help finance the construction of the Rodeo Arena at the Utah State Fair Park (the "<u>Project</u>").

D. The State and the County now desire to enter into the Interlocal Cooperation Agreement attached hereto as ATTACHMENT A (the "<u>Interlocal Agreement</u>") wherein the County agrees to grant TRCC Funds to the State over a three-year period, subject to appropriation, to help finance the Project and wherein the State agrees to abide by the terms and conditions outlined in the Agreement.

	DATE	TUESDAY	JUNE 1	3, 2017
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E. The County Council believes that 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:

1. That the Interlocal Agreement between Salt Lake County and U.S. Department of Agriculture 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 the Interlocal Agreement will become effective as stated in the Interlocal Agreement.

APPROVED AND ADOPTED in Salt Lake City, Salt Lake County, Utah, this <u>13th</u> day of <u>June</u>, 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 Jensen, seconded by Council Member Wilson, moved to approve the resolution and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Members Snelgrove and Newton were absent for the vote.] 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 an INTERLOCAL AGREEMENT between Salt Lake County for its Mayor's Office, **The Greater Salt Lake Municipal Services District**, and the **Emigration Canyon Metro Township** – Transfer of First Class Highway Projects Funds for the Construction of an Emergency Vehicle Turnaround and to Pave a Portion of Killyon Canyon Road. Salt Lake County will transfer \$500,000 from its First Class State Highway Projects Fund to The Greater Salt Lake Municipal Services District (GLMSD), and the GSLSD will immediately transfer the

	DATE	TUESDAY	JUNE	13, 2017
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funds back to the County to pay to construct an emergency vehicle turnaround at the end of Killyon Lane in the Emigration Canyon Metro Township, and to pave the unpaved portion of Killyon Canyon Road. The agreement will terminate upon completion of the project. If upon completion of the project, there are unused funds, the County may use them for other projects as it deems appropriate.

## RESOLUTION NO. 5212

## DATE: <u>JUNE 13, 2017</u>

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT WITH THE GREATER SALT LAKE MUNICIPAL SERVICES DISTRICT AND THE EMIGRATION CANYON METRO TOWNSHIP PROVIDING FOR THE USE OF \$500,000 OF COUNTY TRANSPORTATION FUNDS FOR A TRANSPORTATION PROJECT IN THE EMIGRATION CANYON METRO TOWNSHIP

# WITNESSETH

WHEREAS, Salt Lake County (the "<u>County</u>"), the Greater Salt Lake Municipal Services District ("<u>MSD</u>"), and the Emigration Canyon Metro Township (the "<u>Metro Township</u>") are "public agencies" as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 *et seq.* (the "<u>Cooperation Act</u>"), 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 72-2-121, Utah Code Ann., to provide for the transfer of certain funds from the County of the First Class Highway Projects Fund to the legislative body of Salt Lake County to be used for certain transportation purposes (hereinafter "<u>County Transportation Funds</u>"); and

WHEREAS, the County desires to use County Transportation Funds to further regional transportation by financing all or a portion of the costs of highway construction, reconstruction, or maintenance projects throughout the county in accordance with Section 72-2-121, Utah Code Ann. and other applicable law; and

WHEREAS, the County now desires to enter into the interlocal cooperation agreement attached hereto as ATTACHMENT A (the "<u>Interlocal Agreement</u>") providing for the use of Five Hundred Thousand Dollars and No Cents (\$500,000) of County Transportation Funds for the transportation project described in the Interlocal Agreement;

## RESOLUTION

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

1. That the Interlocal Agreement between and among the County, the MSD, and the Metro Township 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 the Interlocal Agreement will become effective as stated in the Interlocal Agreement.

APPROVED AND ADOPTED in Salt Lake City, Salt Lake County, Utah, this <u>13th</u> day of <u>June</u>, 2017.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

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

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

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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 an INTERLOCAL AGREEMENT between Salt Lake County for its Mayor's Office and **The Greater Salt Lake Municipal Services District** – Transfer of First Class Highway Projects Funds for the Widening of the Shoulder of Millcreek Canyon Road and the Restriping of the Road. Salt Lake County will transfer \$100,000 from its First Class State Highway Projects Fund to The Greater Salt Lake Municipal Services District (GLMSD), and the GSLSD will immediately transfer the funds back to the County to pay to widen the shoulder of Millcreek Canyon Road within the unincorporated Salt Lake County, starting at the Millcreek City and unincorporated Salt Lake County boundary line and ending at the Millcreek Canyon winter gate; and to restripe the Millcreek Canyon Road segment to accommodate a bicycle lane. The agreement will terminate upon completion of the project. If upon completion of the project, there are unused funds, the County may use them for other projects as it deems appropriate.

#### RESOLUTION NO. 5213

DATE: JUNE 13, 2017

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT WITH THE GREATER SALT LAKE MUNICIPAL SERVICES DISTRICT PROVIDING FOR THE USE OF \$100,000 OF COUNTY TRANSPORTATION FUNDS FOR A TRANSPORTATION PROJECT IN UNINCORPORATED SALT LAKE COUNTY

# WITNESSETH

DATE	<u>T U E S D A Y</u>	JUNE	13, 2017

WHEREAS, Salt Lake County (the "<u>County</u>") and the Greater Salt Lake Municipal Services District ("<u>MSD</u>") are "public agencies" as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 *et seq.* (the "<u>Cooperation Act</u>"), 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 72-2-121, Utah Code Ann., to provide for the transfer of certain funds from the County of the First Class Highway Projects Fund to the legislative body of Salt Lake County to be used for certain transportation purposes (hereinafter "County Transportation Funds"); and

WHEREAS, the County desires to use County Transportation Funds to further regional transportation by financing all or a portion of the costs of highway construction, reconstruction, or maintenance projects throughout the County in accordance with Section 72-2-121, Utah Code Ann. and other applicable law; and

WHEREAS, the County now desires to enter into the interlocal cooperation agreement attached hereto as ATTACHMENT A (the "<u>Interlocal Agreement</u>") providing for the use of One Hundred Thousand Dollars and No Cents (\$100,000) of County Transportation Funds for the transportation project described in the Interlocal Agreement;

## RESOLUTION

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

1. That the Interlocal Agreement between the County 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 the Interlocal Agreement will become effective as stated in the Interlocal Agreement.

APPROVED AND ADOPTED in Salt Lake City, Salt Lake County, Utah, this <u>13<sup>th</sup></u> day of <u>June</u>, 2017.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

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

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

381

	DATE	TUESDAY	JUNE	13,	201
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Mr. Tim Bodily, Deputy District Attorney, submitted a letter recommending approval of the following RESOLUTION authorizing the filing of appeals before the Utah State Tax Commission for specific centrally assessed properties:

## RESOLUTION NO. 5214

DATE: <u>JUNE 13, 2017</u>

## SALT LAKE COUNTY COUNCIL RESOLUTION AUTHORIZING THE FILING OF APPEALS FOR SPECIFIC 2017 CENTRALLY ASSESSED PROPERTIES

# A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL AUTHORIZING THE FILING OF APPEALS BEFORE THE UTAH STATE TAX COMMISSION

IT IS HEREBY RESOLVED BY THE SALT LAKE COUNTY COUNCIL THAT:

WHEREAS, Utah Code § 59-2-1007(2) allows a county to object to an assessment and request a hearing with the Utah State Tax Commission under certain circumstances;

WHEREAS, AT&T Mobility, AT&T Communications, Cellco Partnership dba Verizon Wireless, Graymont Western, Level 3 Communications, Sprint Corporation, Savage Bingham and Garfield R.R., AVCENTER, Inc. Delta Airlines, and UPS Airlines have appealed their 2017 assessments have filed appeals since the previous Resolution 5200, adopted May 23, 2017.

WHEREAS, it is in the best interest of the County to file cross-appeals to protect the County's financial interests and the equality of the tax burdens of taxpayers within its jurisdiction.

NOW THEREFORE, the Salt Lake County Council resolves as follows:

1. That the District Attorney file cross-appeals in the following appeals initiated by AT&T Mobility, AT&T Communications, Cellco Partnership dba Verizon Wireless, Graymont Western, Level 3 Communications, Sprint Corporation, Savage Bingham and Garfield R.R., and AVCENTER, Inc.;

2. That the County Mayor direct the appeals under the advice of the District Attorney.

3. That the District Attorney file any other appeals for 2017 necessary to protect that County's interest, which may be ratified by further resolution.

APPROVED AND ADOPTED this <u>13<sup>th</sup></u> day of <u>June</u>, 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 Jensen, seconded by Council Member Bradshaw, moved to approve the resolutions and forward them to the 4:00 p.m. Council meeting for formal consideration. 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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The Council reviewed the Mayor's proposed mid-year budget.

Council Member Bradshaw, seconded by Council Member Jensen, moved to ratify the votes taken in the Committee of the Whole meeting, which will be formally considered at the June 20, 2017, mid-year budget public hearing. The motion passed unanimously, showing that all Council Members present voted "Aye."

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Mr. Martin Jensen, Director, Parks and Recreation Division, submitted a letter requesting approval of an agreement between the Salt Lake County Parks and Recreation Division and **REAL Salt Lake Foundation** to build four futsal (street soccer) courts in two County parks – Centennial Park and Taylorsville Park. The foundation will cover the approximate \$300,000 cost of construction.

Council Member Bradshaw, seconded by Council Member Jensen, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Burdick, seconded by Council Member Granato, moved to approve the request. The motion passed unanimously. Council Members Newton and Snelgrove were absent for the vote.] The Council motion passed unanimously, 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 <u>4:15 PM</u> until Tuesday, June 20, 2017, at 4:00 P.M.

DATE <u>TUESDAY</u> JUNE 13, 2017

SHERRIE SWENSEN, COUNTY CLERK

By \_\_\_\_\_ Deputy Clerk

CHAIR, SALT LAKE COUNTY COUNCIL

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