

THE SALT LAKE COUNTY COUNCIL, STATE OF UTAH, MET ON TUESDAY, AUGUST 22, 2017, PURSUANT TO ADJOURNMENT ON FRIDAY, AUGUST 18, 2017, AT THE HOUR OF 4:05:06 PM, AT THE SALT LAKE COUNTY GOVERNMENT CENTER, 2001 SO. STATE STREET, ROOM N1-110, SALT LAKE CITY, UTAH.

PRESENT: JENNIFER WILSON  
RICHARD SNELGROVE  
JIM BRADLEY  
ARLYN BRADSHAW  
MICHAEL JENSEN  
AIMEE WINDER NEWTON  
STEVEN DEBRY, Chair

EXCUSED: SAM GRANATO  
MAX BURDICK

OTHERS IN ATTENDANCE: BEN MCADAMS, MAYOR  
SIM GILL, DISTRICT ATTORNEY  
By: RALPH CHAMNESS, DEPUTY DISTRICT ATTORNEY  
JASON ROSE, LEGAL COUNSEL, COUNCIL OFFICE  
SHERRIE SWENSEN, COUNTY CLERK  
By: NICHOLE WATT & LINDA DUFFY, DEPUTY CLERKS

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# PROCLAMATION

DATE TUESDAY AUGUST 22, 2017

WHEREAS, the strength of Utah and Salt Lake County has been shaped in part by its Hispanic heritage, and this diversity continues to enhance Utah's character, growth, and prosperity; and

WHEREAS, Hispanic entrepreneurs are the fastest growing segment of the small business sector; and

WHEREAS, revenue rates for Hispanic small businesses are estimated to rise at 71 percent this year, compared to an estimated 51 percent rise for the rest of the small business sector; and

WHEREAS, 4.2 million Hispanic businesses contribute \$668 billion to the American economy; and

WHEREAS, Hispanic-owned businesses grow three times faster than the average growth for a Utah business; and

Utah; and WHEREAS, Hispanics comprise the biggest and fastest growing ethnic group in

WHEREAS, Salt Lake County is home to over 8,000 Hispanic-owned businesses; and

WHEREAS, Salt Lake County and the state of Utah continue to benefit from a rich Hispanic culture and are strengthened by the rich cultural and economic contributions of our Hispanic residents and Hispanic-owned businesses.

NOW, THEREFORE, I, Ben McAdams, Mayor of Salt Lake County, Utah do hereby proclaim August 22, 2017 as

## Hispanic Entrepreneurship Day

and encourage all residents and businesses to recognize the role that our Hispanic business community plays in enhancing and contributing to the economic health of our county and state.

Adopted on this 22<sup>nd</sup> day of August, 2017.

By /s/ BEN MCADAMS  
Mayor



Mayor Ben McAdams read the following proclamation declaring August 26, 2017, as Women's Equality Day:

# PROCLAMATION

DATE TUESDAY AUGUST 22, 2017

WHEREAS, historically the women of the United States have been denied the full rights and privileges, public or private, legal or institutional, available to male citizens; and

WHEREAS, the women of the United States have united to assure that these rights and privileges are available to ALL citizens equally; and

WHEREAS, in 1971, Congress designated August 26 of each year as Women's Equality Day in recognition of the certification of the Nineteenth Amendment to the Constitution in 1920 granting women the right to vote; and

WHEREAS, women annually recognize the certification date, which culminated a 72-year, non-violent campaign to extend the right to vote to women, as a symbol of the continued fight for equal rights; and

WHEREAS, the women of the United States are to be commended and supported in their organizations and activities as they continue their efforts to achieve gender equity in the workplace and in elected offices, and to ensure equal opportunity for all.

NOW, THEREFORE, I, Ben McAdams, Mayor of Salt Lake County, Utah do hereby proclaim August 26, 2017 as

## Women's Equality Day in Salt Lake County

and encourage residents to recognize that the cause of equal rights and opportunity for women is inseparable from the cause of opportunity, dignity and equal justice for all.

Adopted on this 22<sup>nd</sup> day of August, 2017.

By /s/ BEN MCADAMS  
Mayor

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**Council Member Jensen** spoke under “Report of Council Members” congratulating his Senior Policy Advisor, Ryan Perry, on his appointment as Chief Deputy Recorder.

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**Council Member Snelgrove** spoke under “Report of Council Members” congratulating the *Deseret News* and reporter Katie McKellar on an outstanding job of investigative journalism regarding former County Recorder Gary Ott. The County would not be where it is today had it not been for the efforts of Ms. McKellar and the *Deseret News* to bring the issue to the public’s attention.

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DATE      TUESDAY                      AUGUST                      22, 2017

**Council Member Bradshaw** spoke under “Report of Council Members” regarding his experience during the eclipse. He witnessed the eclipse in Idaho and it was a fabulous experience.

**Council Member Snelgrove** spoke under “Report of Council Members” regarding his experience during the eclipse. He witnessed the eclipse in Wyoming and the experience was definitely not overhyped.

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**Council Member Bradshaw** spoke under “Report of Council Members” updating the Council on the jail Court Alternative Treatment (CAT) program that the Council discussed last week. The women’s program has been completely moved back to the Salt Lake County Jail. More men’s beds have been secured in the Davis County Jail and all men in the CAT program have been moved there. Odyssey House is comfortable with the new arrangement. While last week’s Council motion was to return the program to Salt Lake County as quickly as possible, the program will operate at the Davis County Jail for the next several months. His preference is still to move the program to Salt Lake County, but in the meantime, it is operating well.

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The Council reviewed a request to establish a task force to study the opioid crisis.

Council Member Bradshaw, seconded by Council Member Jensen, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Wilson, seconded by Council Member Jensen, moved to establish a task force and invite all to attend and to forward this matter to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.] The Council motion passed unanimously, showing that all Council Members present voted "Aye."

A decorative horizontal line consisting of five groups of three black diamonds each, separated by spaces.

Mr. K. Wayne Cushing, County Treasurer, submitted letters recommending partial release of tax liens on the following properties. These properties were transferred or conveyed to new owners without satisfaction of all outstanding property tax obligations. He also requested authorization to release and reapply all liens for delinquent taxes, interest, penalties, and administrative costs, and to bill the co-owners for their respective portion based on the owner's interest compared to the whole:

<u>Taxpayer</u>	<u>Parcel No.</u>
<b>Alan Parsons</b>	28-09-152-017
<b>Ryan &amp; Kassie Christensen</b>	32-04-201-002
<b>Gough Homes</b>	28-28-353-009

DATE TUESDAY AUGUST 22, 2017

Mr. Kevin Jacobs, County Assessor, submitted a letter recommending reduction of 2016 taxes from \$628.42 to \$0 on the **Utah Department of Transportation** property, identified as Parcel No. 22-04-151-027. He also recommended abatement of any penalty and interest if applicable.

Mr. Kevin Jacobs, County Assessor, submitted a correction letter recommending reduction of 2016 taxes from \$1,310.33 to \$1,033.43 on the **West Valley City** property identified as Parcel No. 14-23-278-018. The correction related to the ownership and acreage of the property.

Mr. Kevin Jacobs, County Assessor, submitted a letter recommending abatement of delinquent property taxes for 2012-2016 on the **Alan Parsons**, property identified as Parcel No. 22-06-478-021. This property was double-assessed with Parcel No. 22-06-478-020.

Ms. Liz Fehrmann, Chair, Property Tax Committee, submitted a letter recommending approval for a 2017 circuit breaker relief on the **Morgan L. Richards** property identified as Tax No. MH 028866.

Ms. Liz Fehrmann, Chair, Property Tax Committee, submitted a letter recommending approval of 2016 Veteran's exemptions on the following properties:

<u>Taxpayer</u>	<u>Parcel No.</u>
<b>Dean H. Beyer</b>	21-23-379-019
<b>Jon T. booth</b>	21-08-179-005
<b>David B. Brickell</b>	20-24-101-005
<b>Brenton J. Brown</b>	Vehicles
<b>Robert L. Burrows</b>	Vehicles
<b>Robert W. Duane</b>	16-07-333-004
<b>Richard Haas</b>	21-33-252-011
<b>Robert D. Jensen</b>	14-34-428-019
<b>Jerry B. Jones</b>	28-04-305-001
<b>Larry C. Mason</b>	26-01-254-009
<b>Adam G. Pollard</b>	27-34-152-052
<b>Joseph W. Rushton</b>	14-36-451-072

**Tory N. Tabbal** 27-07-455-009  
**Troy Wikle** 28-05-329-018 + Vehicle



DATE TUESDAY AUGUST 22, 2017

## RECITALS

WHEREAS, Salt Lake County (the "County") and the Utah Department of Transportation (the "UDOT") 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 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 facts influencing the needs and development of local communities; and

WHEREAS, Congress enacted the Move Ahead for Progress in the 21<sup>st</sup> Century Act, which included provisions modifying the manner in which states and the Federal Transit Administration (“FTA”) work together to ensure the safety of rail fixed-guideway transit systems – i.e., light rail transit systems – in the United States, codified as 49 U.S.C. § 5329; and

WHEREAS, the FTA has issued rules, 49 C.F.R. Part 674, implementing regulations pertaining to safety oversight of rail fixed-guideway transit systems; and

WHEREAS, the Utah Transit Authority (“UTA”) operates a light rail transit system in Utah; and

WHEREAS, 49 U.S.C. § 5329 requires that each state with a light rail transit system designate a State Safety Oversight ("SSO") agency that is a legal entity to oversee such system, and

WHEREAS, 49 U.S.C. § 5329 requires, among other things, that the SSO agency be legally and financially independent of the light rail transit system it oversees; and

WHEREAS, Utah Code Ann. § 72-1-214 designates UDOT as the SSO agency to oversee the light rail transit system operated by UTA; and

WHEREAS, 49 U.S.C. § 5329 allows the FTA to pay up to 80% of the reasonable costs of an SSO program, leaving a 20% match to be paid by an entity independent of the light rail transit system being overseen; and

WHEREAS, Utah Code Ann. § 72-1-214 permits a county, city, or town with light rail transit system service to request local option transit sales tax in accordance with Utah Code Ann. § 59-12-2206 in the amount requested to UDOT to meet the 20% match requirement for costs of SSO activities; and

WHEREAS, UDOT and the County now desire to enter into the Interlocal Cooperation Agreement attached hereto as ATTACHMENT A (the “Interlocal Agreement”) wherein the County agrees, pursuant to the Utah Code Ann. § 59-12-2206, to annually pay to UDOT – from revenues collected from a sales and use tax imposed by the County under Title 59, Chapter 12, Part 22 of the Utah Code – the amount necessary to meet the 20% match





DATE TUESDAY AUGUST 22, 2017

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING  
ADOPTION OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN  
SALT LAKE COUNTY FOR ITS DIVISION OF PARKS AND RECREATION AND  
THE CITY OF HOLLADAY TO CONTRIBUTE RECREATION BOND FUNDS  
FOR PURCHASE AND CONSTRUCTION OF A HOLLADAY CITY PARK

WHEREAS, Salt Lake County for its Division of Parks and Recreation (“County”) and the City of Holladay, (“City”) desire to enter into an Interlocal Cooperation Agreement (“the Agreement”) where by the County will provide the City with a \$2.7 million contribution of Recreation Bond Funds; and

WHEREAS, City intends to use said funds to purchase land and develop the Knudsen Nature Park with its boundaries; and

WHEREAS, the adoption of the Agreement has been determined by the parties to be in their best interests and in furtherance of the public interest; and

WHEREAS, the adoption of the Agreement is made pursuant to the Utah Interlocal Cooperation Act, U.C.A. § 11-13-101 *et seq.*;

NOW, THEREFORE, be it resolved by the Salt Lake County Council that the Interlocal Cooperation Agreement between the County and the City be accepted and approved and the Mayor of Salt Lake County is hereby authorized to execute the Interlocal Cooperation Agreement.

DATED this 22<sup>nd</sup> day of August, 2017

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ STEVEN DEBRY  
Chair

By /s/ SHERRIE SWENSEN  
County Clerk

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 Planning & Development Services Division and **Millcreek** – Planning and Development Services. Salt Lake County will provide planning and development services to Millcreek at a cost of \$208,593.25 for each three month period beginning July 1, 2017. Term of the agreement is from July 1, 2017, until September 30, 2017. This agreement may be extended for successive terms of three months each for an expiration date of December 30, 2018.

RESOLUTION NO. 5249

DATE: AUGUST 22, 2017

DATE TUESDAY AUGUST 22, 2017

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING  
EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT WITH  
MILLCREEK FOR PLANNING AND DEVELOPMENT SERVICES.

WITNESSETH

WHEREAS, Salt Lake County ("County") and Millcreek ("City") are local governmental units and "public agencies" that are therefore authorized by the Utah Interlocal Cooperation Act, Section 11-13-101, *et seq.*, Utah Code Annotated (the "Interlocal Act"), to enter into agreements with each other for joint and cooperative action to make the most efficient use of their powers on a basis of mutual advantage; and

WHEREAS, County provides planning and development services to the unincorporated portions of Salt Lake County, and by contract to other municipalities located within Salt Lake County; and

WHEREAS, City is in need of such planning and development services and County is willing to provide such planning and development services to City pursuant to the terms and conditions of the Interlocal Cooperation Agreement attached hereto; and

WHEREAS, it has been determined that the best interests of the County and the general public will be served by the execution of the attached Interlocal Cooperation Agreement and by participating as required therein.

## RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED by the County Council of Salt Lake County that the attached Interlocal Cooperation Agreement is approved; and the Mayor is authorized to execute said agreement, a copy of which is attached as Exhibit 1 and by this reference made a part of this Resolution.

APPROVED and ADOPTED this 22<sup>nd</sup> day of August, 2017.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ STEVEN 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, seconded by Council Member Newton, 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 resolutions and directing the County Clerk to attest his signature, showing that all Council Members present voted "Aye."

DATE TUESDAY AUGUST 22, 2017

Mr. Scott Baird, Director, Public Works & Municipal Services Department, submitted a letter recommending approval of the following RESOLUTION adopting a green waste debagging fee of \$28 per ton for bagged green waste collected at the Salt Lake Valley Solid Waste Management Facility.

RESOLUTION NO. 5250

DATE: AUGUST 22, 2017

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL TO ADOPT A GREEN WASTE DEBAGGING FEE FOR BAGGED GREEN WASTE COLLECTED AT THE SALE LAKE VALLEY SOLID WASTE FACILITY.

WITNESSETH

WHEREAS, Salt Lake County ("County") and Salt Lake City ("City") jointly own and operate the Salt Lake Valley Solid Waste Management Facility (the "Landfill"); and

WHEREAS, County and City, through an interlocal cooperation agreement dated on or about July 9, 2009 (“Agreement”), set forth a framework for jointly operating the Landfill, and created the Salt Lake Valley Solid Waste Management Council (“Landfill Council”) to oversee the management of the Landfill; and

WHEREAS, pursuant to the Agreement, the Landfill Council, among other duties and powers, has the authority to approve and recommend to the County Council rate structures, fees for services, and fee waivers at the Landfill; and

WHEREAS, pursuant to Section 3.42.040 of the Salt Lake County Code of Ordinances, new fees imposed by Salt Lake County agencies may be adopted at any time by resolution of the County Council; and

WHEREAS, upon the recommendation of the Landfill Council, the Salt Lake County Council adopted a new Landfill Rates Fee Schedule on November 1, 2016; and

WHEREAS, this Landfill Rates Fee Schedule includes a fee of \$16 per ton for all unbagged green waste but has no established fee for bagged green waste or for the cost of debagging green waste; and

WHEREAS, Salt Lake County Solid Waste Management has calculated that the labor cost of debagging bagged green waste is \$28 per ton, for a total cost of \$44 per ton for bagged green waste; and

WHEREAS, on June 19, 2017, the Landfill Council voted to recommend adopting a green waste debagging fee of \$28 per ton for the approval of the Salt Lake County Council; and





Mr. Sim Gill, District Attorney, submitted a letter requesting approval for an interim budget adjustment of \$5,689 to lease a copy machine from Les Olson.

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 requests and forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Member Wilson was absent for the vote.] 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 **4:19:58 PM**. until Tuesday, August 29, 2017, at 4:00 p.m.

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