

# Salt Lake County Council

## Committee of the Whole

### ~MINUTES~

Tuesday, June 20, 2017

[1:40:14 PM](#)

#### Committee Members

##### Present:

Jennifer Wilson  
Richard Snelgrove  
Arlyn Bradshaw  
Michael Jensen<sup>1</sup>  
Aimee Winder Newton<sup>2</sup>  
Sam Granato  
Max Burdick<sup>2</sup>  
Steven DeBry, Chair

#### Committee Members

##### Excused:

Jim Bradley

#### Citizen Public Input ([1:40:20 PM](#))

**Mr. Rich Cunningham**, candidate for Mayor, South Jordan City, spoke under Citizen Public Input stating some formula needs to be put in place to make sure each municipality gets its fair share of the quarter-of-a-quarter transportation tax. Every taxpayer pays the tax. Growth is happening on the west side and major projects, i.e. the Mountain View Corridor, Bacchus Highway, and infrastructure need to be undertaken. So, getting more of the tax would be great.

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**Mr. Chuck Newton**, former Council Member, South Jordan City, spoke under Citizen Public Input reviewing projects that need to be done on the west side. The Mountain View Corridor is a regional project and needs to extend beyond 2100 South. The Bacchus Highway needs to be widened from 7800 South down to Herriman City. Funds are also needed to help the Canyons, Jordan, Murray, and Salt Lake School Districts move their fleets to natural gas, which would significantly reduce carbon dioxide and other emissions. Additionally, the Bangerter Highway's single-point urban interchange (SPUI) needs to be funded. That is going to go below ground, and will cost \$2-\$3 million more. The State's Transportation Committee passed funding for that, but it will not be sufficient. Then, funding could be used to put in a pedestrian and bus bridge over I-15 to allow the bus to cross over I-15 as it comes down State

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<sup>1</sup> Attended the meeting through the vote on the transportation project list during the budget discussion, and participated electronically after that vote through the end of the meeting.

<sup>2</sup> Participated electronically.

Committee of the Whole  
Tuesday, June 20, 2017

Street to the South Towne Mall. Currently, it is being held up at the SPUI at 10600 South. Those projects are necessary before South Jordan gets too congested, but they are going to cost millions of dollars. South Jordan could use part of the transportation tax to fund them.

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**Mr. Gary Whattcott**, City Manager, South Jordan, spoke under Citizen Public Input asking the Council to consider crafting some language for a future bill on how the tax should be distributed. The language should include criteria, and professionals with wisdom and elected bodies should work together to develop that criteria and craft the language. Road maintenance is needed, but so are sidewalks, curbs, and gutters, and wider roads, as well as public safety, and safe walking routes for kids. All of those things should be criteria when considering how to distribute that tax.

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**Mr. David Alvord**, Mayor, South Jordan City, spoke under Citizen Public Input asking the Council to reconsider the list for transportation funding. The legislation did not have projects associated with it, so the list of projects could end up being worthy or frivolous. He suggested the Council take the list under advisement, but consider whether a project is worthy when a request for transportation funding comes before it. South Jordan was never consulted about this list, so its taxpayers were not represented in how they wanted their money to be spent. That is taxation without representation; it is anti-American.

**Council Member DeBry** stated South Jordan has representatives on the House, in the Senate, and on the Council. It might not agree with the way it was represented, but it has representatives.

**Mayor Alvord** stated South Jordan's legislative representatives voted for a bill that did not mention a list. South Jordan was not asked if it needed projects or included in the process.

**Council Member DeBry** suggested South Jordan take that up with its legislative representatives.

**Mayor Alvord** stated South Jordan's legislative representatives could not get into the closed door meetings. Frankly, the fail stop was the County Council. The bill was written with the County Council as the approving body of the projects. So, it should be asking questions as to where and what the projects are.

**Council Member DeBry** stated that is what the Council is doing.

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Committee of the Whole  
Tuesday, June 20, 2017

Review of New Hires ([1:59:05 PM](#))

**Mr. Brad Kendrick**, Budget & Policy Analyst, Council Office, reviewed the following proposed hires:

<u>Agency</u>	<u>Position</u>
<i>Sheriff's Office</i>	Assistant Supervisor – Court Liaison 12 Mental Health Case Manager 14 Mental Health Therapist 15 Medical Records Technician 10 Medical Records Manager 15 Jail Clerk 10 Control Room Operator 12
<i>Parks &amp; Recreation Division</i>	Golf Ground Admin/Asst. Superintendent of Greens 11 Construction & Maintenance Specialist 10
<i>Aging &amp; Adult Services Division</i>	Senior Ombudsman 14
<i>Salt Lake County Health Department</i>	Office Specialist 10 (Travel Clinic) Public Health Nurse 16
<i>Information Services Division</i>	Admin and Fiscal Manager 17
<i>Treasurer's Office</i>	Tax Services Specialist 11



Budget Adjustments ([1:59:19 PM](#))

**Mr. Brad Kendrick**, Budget & Policy Analyst, Council Office, reviewed the following budget adjustment requests:

*Criminal Justice Services Division*

Requesting to reclassify a 0.75 Office Coordinator to a 0.75 Case Manager, and two part-time Case Managers to one full-time Data Analyst.

*Aging and Adult Services Division*

Requesting to reclassify two part-time positions to a full-time Secretary position, effective July 1, 2017.

Committee of the Whole  
Tuesday, June 20, 2017

**Council Member Snelgrove, seconded by Council Member Granato, moved to approve the interim budget adjustment requests and forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Members Newton and Burdick were absent for the vote.**

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Appointment of the Salt Lake County Board of Health ([2:00:02 PM](#))

Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **Leticia Medina** as a member of the Salt Lake County Board of Health to serve a three-year term. Her term will begin July 1, 2017, and end June 30, 2020.

After a brief introduction about herself, the Council made the following motion:

**Council Member Jensen, seconded by Council Member Wilson, moved to approve the appointment and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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Mill Creek Habitat Restoration Update ([2:01:56 PM](#))

**Mr. Mike Slater**, Executive Director, Department of Natural Resources, began a PowerPoint presentation updating the Council on the Mill Creek Habitat Restoration stating last year was the final phase of the Bonneville Cutthroat Trout restoration effort. Approximately 25,000 Bonneville Cutthroat Trout were reintroduced into the canyon, and are now throughout the entire canyon. Other native species were restored into the creek too, i.e. Mountain Suckers and Long-Nosed Dace. Late summer, the Department of Natural Resources will determine if its efforts were successful, i.e. if the Cutthroat Trout are spawning on their own and can make it on their own, or whether there is a need to stock more fish.

He also announced that the Division of Wildlife Resources is holding the Utah Cutthroat Trout Slam, where participants can sign up for \$20, \$19 of which will go toward Cutthroat Trout restoration. The participants will then try to catch and release each of the four Utah Cutthroat Trout subspecies. Mill Creek is currently the highest rated location for people to catch Bonneville Cutthroat Trout.

**Council Member DeBry** asked why the Department of Natural Resources would put Mountain Suckers in the creek, which he considered trash fish, and if one species of fish preyed on the other.

**Mr. Slater** stated Mountain Suckers are native species and have evolved together with the Cutthroat Trout, the Long-Nosed Dace, and other species. The Cutthroat Trout will probably eat some of those fish, but that is nothing to worry about. It is part of the whole system.

Committee of the Whole  
Tuesday, June 20, 2017

**Council Member DeBry** asked if there were bait restrictions in Mill Creek.

**Mr. Slater** stated there are no bait restrictions. Anyone can fish with bait, lures, or flies. There is a four-fish limit, but no size restrictions. The idea is to encourage people to fish and enjoy the canyon.

**Mr. Paul Cowley**, Fish and Wildlife Program Manager, Uinta-Wasatch-Cache National Forest, US Forest Service continued the PowerPoint presentation giving an update on watershed land purchases and restoration projects. In 2016, the Forest Service removed the Mill Creek hydroelectric dam and rebuilt the channel, replaced culverts, and removed a weir at Log Haven. It has one more culvert to replace in Mill Creek and a weir to remove in Porter Fork. This year, the boardwalk above the dam will be replaced, and should be in place by the end of the summer. It will have many replacement access points so people in wheelchairs and using strollers can enjoy the stream. The Forest Service also plans to do riparian plantings around high use areas, information boards on site history, and develop a fish spawning channel for Tracy Lake. In addition to the watershed restoration, it plans to replace rock culverts and culverts in Porter Fork.



Review Mid-Year Budget and Consideration of New Legislative Intent (2:12:48 PM)

*During the June 13, 2017, Committee of the Whole meeting the following motion was made with regard to a list of projects for transportation fund:*

*Council Member Jensen, seconded by Council Member Burdick, moved to approve the list as submitted and instruct the Mayor's Office to pursue the interlocal agreements. The County will look into legislation to return this fund to the County. The motion passed 7 to 2 with Council Members DeBry and Newton voting in opposition.*

**Council Member Granato** stated he heard from several concerned citizens and various mayors regarding the process relating to the allocation of transportation funds, as indicated on the transportation list. Based on this input and information developed by the Council's fiscal staff, he could no longer support this as part of the June budget adjustment.

**Council Member Granato, seconded by Council Member Snelgrove, moved to rescind the previous motion on transportation funding as approved during the June 13, 2017, Committee of the Whole meeting, and to hold this money until an appropriate process that is fair, equitable, and transparent is developed.**

**Council Member Granato** stated this motion does not apply to the \$4.7 million allocated for the District Attorney's parking garage or the \$1.2 million allocated to South Salt Lake City.

Committee of the Whole  
Tuesday, June 20, 2017

**Council Member Snelgrove** stated he had concerns about the process used to determine which municipalities would receive this funding. He could not get adequate answers on how, when, and who developed this list. He could not support a flawed process. This should be a data-driven decision, not a lobbyist-driven decision.

**Mr. Jason Rose**, Legal Counsel, Council Office, stated the second part of the motion relating to holding the money until an appropriate process is developed needs to be bifurcated from the original motion to rescind the previous motion.

**Council Member Granato, seconded by Council Member Snelgrove, moved to rescind the June 13, 2017, motion relating to transportation funding.**

**Council Member Jensen** asked what the Council would do with the funding.

**Council Member Granato** stated the Council could hold a round table discussion with the mayors who feel they were left out of the process to determine how to allocate the money so all cities get their fair share.

**Council Member Jensen** stated there are 17 mayors and 5 metro townships that would like to be heard as well. There is no process in place at the current time.

**Council Member Snelgrove** stated all elected officials should have a seat at the table. Any decision needs to be data-driven. There is a precedent already in place on how things should be measured. The Council would not need to reinvent the wheel.

**Council Member Wilson** stated she was not comfortable with the idea that this list was developed behind closed doors. However, she supports the distribution of funds as submitted because:

- Salt Lake County should not be the decision maker for distributing federal or state transportation dollars.
- The list was developed as part of a process that was previously agreed or by the Legislature.
- Hours and hours were put into the development of this list.

These funds are part of a \$1 billion bond. South Jordan received \$183 million from that bond for a couple of interchanges along Bangerter Highway and additional road work on 9000 South and 10400 South. There is a need for a more open process in determining the distribution of the funds, which she would support.

**Council Member Burdick** stated there is a process in place, right or wrong. It is not right for the Council to step in at the last minute and change things. A lot of discussions have gone on to get to this list. If the Council does not approve the list as is, it will mess up the

Committee of the Whole  
Tuesday, June 20, 2017

projects and create problems. The Council and State Legislatures need to apply the lessons learned this year and make changes in the process for next year.

**Council Member Snelgrove** stated he was comfortable with changing the list due to the interpretation of S.B. 277 by the District Attorney's Office, which indicated the bill does give the County the prerogative to distribute the funds as it chose to.

**Council Member Newton** stated when she was given this list, she was under the impression the State Legislature had written into the bill that the State would be the body to determine how to distribute the funds. Now that it has been determined that the County has the final authority, it put the Council in a tough position. It is not right for the Council to look the other way and let someone else make the call on how these funds will be distributed.

**Council Member DeBry** stated the County was not involved in the creation of this list and he was not aware the Council could change the list until Mayor Alvord addressed the Council at its June 6, 2017, meeting. Since the County has the authority to move the funding around, it needs to do so using a fair and equitable process.

**Mayor Ben McAdams** stated he did not like the process and it needed to be changed in future years. These are County tax dollars, which the State took away. The County needs to go back to the Legislature and demand the taxes be returned. Senator Wayne Harper sponsored the \$1 billion bond and indicated that he thought the County could get another \$47 million if it committed to distributing the funds according to the priorities listed. The \$1 billion bond was easily passed because Senator Harper was probably working with other colleagues to get it passed based on the list. Salt Lake County will receive the bulk of the funds from the bond. The County should be grateful to Senator Harper for doing what he did to get the bond passed, and the County should honor its commitment relating to the distribution of the funds.

**Council Member Newton** stated this was frustrating because the Council was not informed that transportation dollars would be swapped for a theatre. It is a sneaky deal.

**Council Member Bradshaw** stated he committed to the list last week when he voted in favor of the motion and would not change his vote now. The \$47 million is not the only transportation funding available. South Jordan is getting \$183 million towards transportation from the \$1 billion bond. A larger picture needs to be looked at when talking about fairness and equity.

**Council Member Snelgrove** stated to make the argument that South Jordan received \$183 million for Class C or Class B roads somehow justifies the lack of funding from the \$47 million, is not right. The allocation of Class C funds is based on an equation that is an acceptable process using established criteria based on population, impact to the environment, and the length of the road. The process for allocating Class B & C road has been determined to be fair. He asked if there was any representation from the County when the distribution of the transportation funds was discussed.

Committee of the Whole  
Tuesday, June 20, 2017

**Mayor McAdams** stated there was no one at the table representing Salt Lake County.

**Council Member Snelgrove** stated he would like to know why there was not a representative at the table when discussing the distribution of these funds. He would also like to know what criteria was used. This was a flawed process and he would not support moving forward with the list. The power is vested in this Council to decide the allocation of the funds.

**Council Member Jensen** stated all Council Members want to change the process going forward. However, the County did make a commitment and it needed to honor that. This is not the time to go back and change the list.

**Council Member Granato, seconded by Council Member Snelgrove, moved to rescind the June 13, 2017, motion relating to transportation funding. The motion failed 4 to 4 with Council Members Granato, Snelgrove, Newton, and DeBry voting in favor of the motion, and Council Members Wilson, Burdick, Bradshaw, and Jensen voting in opposition to the motion.**

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#### *Municipal Service District (MSD) Budget*

**Mr. David Delquadro**, Chief Financial Manager, Council Office, stated the Council approved a placeholder in regards to the Municipal Service District budget during its meeting on June 13, 2017. The MSD Board modified the Mayor's recommendation resulting in approximately \$1.3 million that will not be transferred from Fund 235 to Fund 230. This change has been incorporated into the budget that will be adopted during the public hearing scheduled for tonight.

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#### *Oxbow Jail*

**Mr. David Delquadro**, Chief Financial Manager, Council Office, stated the adjustment, which the Council made last week, to allocate approximately \$269,000 for capital improvement to two additional modules at the Oxbow Jail has been included in the budget.

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#### *True-ups*

**Mr. Brad Kendrick**, Budget and Policy Analyst, Council Office, listed the following true ups that will be included in the June budget adjustments:



Committee of the Whole  
Tuesday, June 20, 2017

- Mayor's Administration Initiatives and Special Projects Division will be split into two sub-departments – Initiative and Special Projects and Continuum Care Grant. This will enable the Mayor's Office to better track expenditures.
- Funds for the Coordinated Entry System, which was moved out of the restricted fund into the Office of Regional Planning, Housing, and Economic Development will be moved into Mayor's Administration.
- Technical Adjustments to the General Obligation Bond will be made to recognize the bond premium and to allocate the cost of issuance to each individual project.
- Contributions will be removed from the Public Works and Municipal Services Department.

**Council Member Bradshaw, seconded by Council Member Granato, moved to incorporate the above changes as recommended by staff. The motion passed unanimously.**

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Discovery Gateway 2018 Annual Budget ([2:55:07 PM](#))

**Ms. Laurie Hopkins**, Discovery Gateway, gave a PowerPoint presentation regarding Discovery Gateway's 2018 annual plan and proposed operating budget. She highlighted the events of the past year, challenges facing Discovery Gateway, and its proposed operating budget. Discovery Gateway is expecting an 18 percent growth in revenue and expenses for 2018.

**Council Member Wilson, seconded by Council Member Bradshaw, moved to approve Discovery Gateway's annual plan and budget for 2018 and forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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Rate Schedule Increases at Clark Planetarium ([3:07:18 PM](#))

**Ms. Holly Yocom**, Director, Community Services Department, asked for approval of new price rates at the Clark Planetarium for exhibit software leasing, content streaming, and memberships. Membership rates will increase \$6 per individual, \$10 for family, and \$16 for superfamily. These increases will make the Planetarium rates competitive.

Committee of the Whole  
Tuesday, June 20, 2017

**Council Member Bradshaw, seconded by Council Member Granato, moved to approve the rate schedule increases and forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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#### Resolution and Interlocal Agreement

Resolution regarding the Home Investment Partnership Program with *Sandy City, South Jordan City, West Jordan City, West Valley City and Taylorsville City* for Fiscal Years 2018 – 2020.

This item was not discussed.

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#### Closed Sessions

**Council Member Bradshaw, seconded by Council Member Wilson, moved to close the open session of the Committee of the Whole meeting to discuss possible litigation and a personnel matter. The motion passed unanimously.**

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#### **CONSENT AGENDA** ([3:09:34 PM](#))

Mayor Ben McAdams submitted letters requesting the Council's advice and consent to the reappointments of **Brooke Hashimoto, Clare Coonan, Russ Booth, and Robert Dahle** as members of the Salt Lake County Board of Health to serve three-year terms. Their terms will begin July 1, 2017, and end June 30, 2020.

**Council Member Bradshaw, seconded by Council Member Newton, moved to approve the reappointments and forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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#### Constable

Mr. Brian Maxwell, Senior Policy Advisor, Council Office, submitted a letter requesting approval of the appointment of **Phil Snyder** as a deputy constable under Constable Larry Bringhurst.

Committee of the Whole  
Tuesday, June 20, 2017

**Council Member Bradshaw, seconded by Council Member Newton, moved to approve the appointment and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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#### Tax Matters

The Council reviewed the tax matters, which have been placed on the Council agenda for final approval and execution.

**Council Member Bradshaw, seconded by Council Member Newton, moved to approve the tax matters and forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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#### Resolution

The Council reviewed the following resolution. The resolution authorizing execution of an interlocal agreement has been placed on the Council agenda for final approval and execution:

*Sandy City* regarding funding to repair Dimple Dell Road, located at approximately 10093 South Dimple Dell Road, due to a pipe and road failure at Dry Creek Crossing.

**Council Member Bradshaw, seconded by Council Member Newton, moved to approve the resolution and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.**

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#### District Attorney's Contribution

The Council reviewed the request of Sim Gill, District Attorney, for a \$400 contribution to "And Justice For All" from the District Attorney's budget to go towards a six-month legal fellowship.

**Council Member Bradshaw, seconded by Council Member Newton, moved to approve the recommendation and forward it to the 4:00 p.m. Council meeting for formal consideration, finding the County received fair and adequate consideration for the contribution. The motion passed unanimously.**

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Committee of the Whole  
Tuesday, June 20, 2017

Other Business ([3:09:34 PM](#))

*Approval of Minutes*

**Council Member Bradshaw, seconded by Council Member Newton, moved to approve the Committee of the Whole minutes for Tuesday, June 6, 2017. The motion passed unanimously.**

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*Cancellation of Meeting*

**Council Member Bradshaw, seconded by Council Member Newton, moved to cancel the Committee of the Whole meetings for Tuesday, July 4, 2017, and Tuesday, July 25, 2017. The motion passed unanimously.**

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The meeting adjourned at [3:09:34 PM](#)

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Chair, Committee of the Whole

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Deputy Clerk

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