

Salt Lake County Council

Committee of the Whole

~MINUTES~

Tuesday, August 8, 2017

[3:31:10 PM](#)

Committee Members

Present:

Jennifer Wilson
Richard Snelgrove
Jim Bradley
Arlyn Bradshaw
Michael Jensen
Max Burdick¹
Steven DeBry, Chair

Excused:

Aimee Winder Newton
Sam Granato

Citizen Public Input ([3:31:10 PM](#))

No one appeared for Citizen Public Input.



Review of New Hires ([3:31:47 PM](#))

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

Agency

Position

Aging and Adult Services Division

Centers Program Manager 16

Human Resources Division

Employee Benefits Specialist 13
Employee Benefits Manager 18
HRIS Data Specialist 13

Public Works Engineering Division

Engineering Designer 15
Engineer 15

Sheriff's Office

Jail Clerk 10
Jail Nurse 14
Laundry Services Supervisor 11

¹ Participated electronically.

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Library Services Division

Shipping/Receiving Clerk 9
Custodial Maintenance Worker 9

*Office of Regional Transportation, Housing
& Economic Development*

Contract Specialist 14 (time-limited) (appointed)

Salt Lake County Health Department

Public Health Informatics 16
Environmental Health Scientist 14/15
2 Health Educators 14
Water Sampler/Lab Technician 8
Health Educator 14 (time-limited)

Youth Services Division

Office Specialist 10

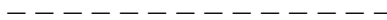


Budget Adjustments ([3:31:58 PM](#))

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

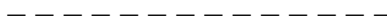
Council Office

Interim budget adjustment to transfer \$6,800 from operations to capital to purchase a new copier.



Mayor's Finance

Interim budget adjustment to transfer bond proceeds to the TRCC Fund to true-it up, close Fund 481 Parks and Public Works Operations Center Fund, and appropriate funding to Fund 483 TRCC Bond Projects Fund.



Auditor's Office

Interim budget adjustment to reclassify an Internal Auditor 15 to a Senior Internal Auditor 16.



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Behavioral Health Services Division

Interim budget adjustment to recognize State Justice Reinvestment Initiative (JRI) funding of \$1,987,817 to be used to expand the Intensive Supervision Program, the Adult Drug Court, and a pilot program coupling a Mobile Crisis Outreach Team member with a Unified Police Department officer to resolve mental health crises; and to recognize Federal Opioid State Targeted Response (STR) funding of \$500,000 to be used to expand the Medication Assisted Treatment program in the West Jordan City area. The budget adjustment also includes transferring \$150,000 from Salt Lake City's contribution to the Operation Diversion project from the Stat & General Fund to Behavioral Health Services' budget for Operation Diversion residential and detox beds.

Council Member Wilson stated part of the JRI funds will be used to pay for three additional FTEs. She asked if those were temporary positions.

Mr. Kendrick stated the FTEs are for the Intensive Supervision Program, and they are not time-limited positions.

Mr. Tim Whalen, Director, Behavioral Health Services Division, stated the JRI funds will allow the Intensive Supervision Program to expand treatment services. The three additional Sheriff's officers will provide field probation and supervision. That is the key element to making this program successful. The State's commitment is for two years, but he believed the treatment dollars would be ongoing.

Ms. Karen Crompton, Director, Human Services Department, stated the expansion of the Intensive Supervision Program will allow 100 additional people to get treatment. JRI funds will also be used for two case managers for criminal justice services.

Clark Planetarium

Interim budget adjustment to reclassify an Education Program Specialist 14 to an Education Program Supervisor 15.

Council Member Jensen, seconded by Council Member Wilson, 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.



Southwest Development and Potential Ordinance Amendments ([3:57:27 PM](#))

During the July 11, 2017, Committee of the Whole meeting, the Council voted to have the Planning and Development Services Division move forward with beginning the process of creating an ordinance change for a planned community

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zone that would apply to 100 acres or larger in the southwest corner of the County.

Council Member Jensen stated the issue came up that the potential for unplanned development, i.e. industrial or commercial development could occur in the southwest corner due to a loophole in the current County ordinance. That type of development should not go in at the mouth of the canyon or where the County has purchased open space. The Council needs to ensure the highest and best use of that land. It made more sense to use that land for a Daybreak-type community. Industrial or commercial type development should go in where it is already located, i.e. further north towards the Kennecott properties. The beauty of the west side is there is a blank canvas, and it can be developed the right way for the next 50-100 years.

Today, he wanted to instruct staff to create a temporary ordinance for six months, or some kind of moratorium, that would require a person or entity wanting to develop a large portion of land in the southwest corner to come before the Council and explain that development, unless it was for something that made sense for that location, i.e. a police or fire station, or elementary school.

Council Member Wilson stated considering the County's investment in this location, it should be in the driver's seat with regard to development.

Council Member Snelgrove stated the County needs to plan for this subject property with the whole quadrant in mind. People working in the silicon slopes, the southwest portion of Salt Lake County, and the northern portion of Utah County will be living there because that is where the available land is. The road connecting Salt Lake County with Tooele County will have to be modified for year-round usage. It is not passable in the winter now.

Council Member Bradshaw asked if the property was in any municipality's annexation plan.

Council Member Jensen stated it is in unincorporated County today. Awhile back, it was probably in Herriman City and South Jordan City's declaration plans.

Council Member Bradley asked what the timeline was to get a temporary ordinance or moratorium in place.

Mr. Zach Shaw, Deputy District Attorney, stated the Council has a couple options under state law. It can have a pending ordinance, which is basically that once the County initiates an ordinance and gives notice of a public hearing, it stays any application for 180 days. That is the safest method. Another option is a moratorium, also called a temporary land use ordinance/moratorium. To do that, the Council would have to show compelling public interest and that a serious problem existed. It is a higher legal standard than a pending ordinance. The Planning and Development staff is already working on an ordinance that could address this problem. Then, any land use ordinance that changes the text of the ordinance on a permanent basis has to go to the Salt Lake Planning Commission for a recommendation. Once

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a hearing was noticed for that meeting, a stay on any application would go into effect for 180 days. If the Council chose that option, it could take six months to adopt the ordinance.

Council Member Bradley asked if the Council chose that course of action and placed it on next Tuesday's agenda, how soon that could be noticed.

Mr. Shaw stated the notice could go out the next day.

Council Member Bradley recommended that be done as quickly as possible.

Council Member Burdick asked if there were any applications or developments in process now. Those applicants might have some vested rights.

Council Member Jensen stated he was not aware of any formal applications.

Council Member Jensen moved to direct County staff to prepare an ordinance to help plan this area, and start the public notice and public hearing process for the ordinance.

Council Member Bradshaw asked if only the Salt Lake Planning Commission would hear it.

Mr. Shaw stated the definition of public use is at issue, and public use is also allowed in the canyon, so the Mountainous Planning District Planning Commission would weigh in on it too.

Mr. Carlton Christensen, Director, Office of Regional Transportation, Housing, and Economic Development, stated his office was supportive of this effort. It has been working with the Planning and Development Services Division and the landowners on a productive process to allow development there. Having a say in the development process would be productive for everyone involved. The Office of Regional Transportation, Housing, and Economic Development is also working on transportation issues regarding access to Tooele as well as corridor preservation for the realignment of U-111 to meet some long-term transportation plans.

Council Member Jensen, seconded by Council Member Wilson, moved to direct County staff to prepare an ordinance to help plan this area, and start the public notice and public hearing process for the ordinance. The motion passed unanimously.



Jail Beds in Utah County ([3:35:34 PM](#))

Mr. David Delquadro, Chief Financial Manager, Council Office, stated during the last legislative session, the State appropriated funds for Salt Lake County to use for 300 additional jail beds to help with the crisis at Rio Grande. The rate appropriated was \$52 a day.

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The cost would be split at a ratio of 50/50 between the State and Salt Lake County. Currently, the County has commitments for 162 jail beds in Cache, Davis, Weber, and Tooele Counties. Utah County has 128 jail beds it is willing to contract for, at a rate of approximately \$72 a day. The beds in Utah County would be used for male prisoners who are currently in the Court Alternative Treatment (CAT) program, and have relatively low medical needs and are a low security risk. If the Council decided not to fund these jail beds, then the CAT participants would be separated out to different jails and the program would be put on hold.

Council Member DeBry asked how much it would cost the County to fund the jail beds at a higher rate.

Mr. Delquadro stated this request does not require additional funds from the County because there is enough under expend in the jail budget to cover this cost through the end of the year. The cost is approximately \$25,000. However, this could create a budget issue for next year if the cost was carried forward.

Council Member Bradshaw asked why Utah County's rate needed to be higher and how this would affect the relationship with the other counties, which have already agreed to the lower rate.

Ms. Pam Lofgreen, Chief Deputy, County Jail, stated the counties recognize the dire situation Salt Lake County is in and have no problem with Utah County getting a higher rate. Utah County has two un-opened pods that are available. The higher rate would cover the cost of overtime for employees and operational costs. If Utah County did not charge the higher rate it would be subsidizing this cost. The two pods were vacated when Utah County terminated its contract with the Immigration and Customs Enforcement (ICE) agency.

Council Member Bradshaw stated this request would cover the cost of the beds until the end of the year. He asked what the plan was after that.

Ms. Lofgreen stated in order to address the crisis in the Rio Grande area, she was asked to find and fill 300 beds immediately. This short-term solution helps her meet the deadline and save the CAT program. A special legislative session is being considered to address the Rio Grande area and allow the County to use under expend from the State to contribute to this cost. That would extend the cost of these beds for three to four additional months, and hopefully, buy her enough time to look for other options. If funding is not available, then the State Department of Corrections will move prisoners out of various jails throughout Utah and Salt Lake County will contract for those beds.

Council Member Bradshaw, seconded by Council Member Snelgrove, moved to approve the request with legislative intent to ask Sheriff Administration to continue to work on a plan on what would happen after January and to bring the plan back to the Council as soon as possible.

Council Member Snelgrove asked if it would be worthwhile to negotiate further with Utah County to get a better deal.

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Ms. Lofgreen stated negotiations have been ongoing for several months with members of the Utah County Commission, and its Undersheriff and Chief. Utah County is not in a position to reduce its rate at this time.

Council Member DeBry stated Acting Sheriff Carver told him that it would be cheaper to reopen Oxbow Jail rather than farming these inmates out to different jails. He asked why that changed.

Ms. Lofgreen stated she requested this option because under expend is available. This would give her time to look into all options. Oxbow Jail could not be reopened for at least six to eight months.

Council Member Bradshaw stated reopening Oxbow Jail is an option that needs to be looked at. However, the Legislature has allocated money to the County to be used to contract for additional beds. The County can only use that money for this purpose; it cannot divert it to other options.

Council Member Wilson stated this request would impact next year's budget. She asked if the Council could get started on budget discussions earlier. The Council needed to be partners in finding solutions for these problems.

Mr. Darrin Casper, Deputy Mayor of Finance and Administration, stated Mayor Ben McAdams was not briefed on this issue. The Mayor has a lot of unanswered questions on how this request relates to the 2018 budget. If the County continues to pay \$72 per night for a bed, then it would not have sufficient funds to cover a full year.

Council Member Bradshaw clarified his motion to state that the Council needed to know what the plan was going forward and needed the information before the November budget workshop.

Council Member Jensen stated he is a little troubled that the Mayor had not been briefed. However, the State is not going to allow Salt Lake County to do anything else with this money, so he would vote in favor of the motion today.

Council Member Bradshaw, seconded by **Council Member Snelgrove**, moved to approve the request with legislative intent to ask the Sheriff's Administration to continue to work on a plan on what would happen after January, and to bring the plan back to the Council as soon as possible. The motion passed unanimously.

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CONSENT AGENDA ([4:10:21 PM](#))

Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **Andy Beerman** as Wasatch Back's representative to the Central Wasatch Commission.

Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **Carlos Braceras** as the Utah Department of Transportation's representative to the Central Wasatch Commission.

Council Member Bradshaw, seconded by Council Member Jensen, moved to consent to the appointments and forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.

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Constable Appointments

Mr. Jason Rose, Legal Counsel, Council Office, submitted a letter requesting the approval of the appointment of **Michael Ludwig** as a deputy constable under Constable Larry Bringhurst.

Mr. Jason Rose, Legal Counsel, Council Office, submitted a letter requesting the approval of the appointment of **Cody Cortes Child** as a deputy constable under Constable Robert Reitz.

Council Member Bradshaw, seconded by Council Member Jensen, moved to approve the appointments and forward them to the 4:00 p.m. Council meeting for 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.

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



Real Estate Matters

The Council reviewed the following resolutions, declaring surplus properties. The resolutions have been placed on the Council agenda for final approval and execution:

Real Estate Purchase Contracts and Quit Claim Deeds

- 1) Sale of property located at approximately 1300 West North Temple to the adjacent property owner *J-J Bakd, LC*.
- 2) Sale of property located at approximately 830 South 800 West to *Urban Sense, LLC*.
- 3) Sale of property located at approximately 802 West Fayette Avenue to *Urban Sense, LLC*.

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



Report of Deposits and Investments

Mr. K. Wayne Cushing, County Treasurer, submitted a letter requesting approval of the Report of Deposits and Investments for Salt Lake County as of June 30, 2017, to be filed with the Utah Money Management Council.

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



The meeting adjourned at [4:10:41 PM](#).

Chair, Committee of the Whole

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Deputy Clerk

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