

DATE TUESDAY MARCH 13, 2018

THE SALT LAKE COUNTY COUNCIL, STATE OF UTAH, MET ON TUESDAY, MARCH 13, 2018, PURSUANT TO ADJOURNMENT ON TUESDAY, FEBRUARY 27, 2018, 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.

COUNCIL MEMBERS

JENNIFER WILSON  
RICHARD SNELGROVE  
ARLYN BRADSHAW  
MAX BURDICK  
AIMEE WINDER NEWTON, Chair

COUNCIL MEMBERS  
EXCUSED:

JIM BRADLEY  
MICHAEL JENSEN  
SAM GRANATO  
STEVEN DEBRY

OTHERS IN ATTENDANCE: BEN MCADAMS, MAYOR  
By: ERIN LITVACK, DEPUTY MAYOR OF COUNTY SERVICES  
JASON ROSE, LEGAL COUNSEL, COUNCIL OFFICE  
SHERRIE SWENSEN, COUNTY CLERK  
By: KIM STANGER and NICHOLE WATT, DEPUTY CLERKS

Council Member Newton, Chair, presided.

Ms. Dina Blaes, Associate Deputy Mayor of Finance and Administration, led the Pledge of Allegiance to the Flag of the United States of America.

Council Member Bradshaw, seconded by Council Member Burdick, moved to approve the minutes of the Salt Lake County Council meeting held on Tuesday, February 27, 2018. The motion passed unanimously, showing that all Council Members present voted “Aye.”

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**Ms. Erin Mendenhall**, Salt Lake City Council Member, spoke under “Citizen Public Input” in opposition to S.B. 234. This bill would automatically divert funds from almost 20,000 acres within Salt Lake City for commercial development. For the Salt Lake School District, that means the potential of \$560 million for 25 years, as well as \$360 million for Salt Lake City, and

\$220 million for Salt Lake County. There is no public process over this money; there is no accountability. In fact, the majority of this board is unelected. The Salt Lake County Council would have zero input over the board appointments to the Port Authority Board. Salt Lake City would still have to provide services to this growing area with none of the increment from growth, which means the burden will be put on the remaining residents of the city. There are also a host of legal concerns, which attorneys across the state have noted, both in terms of how the bill conflicts with state land use law and with the core value of the Utah Constitution of taxation without representation. Economic development needs to be a more thoughtful analysis, and it needs more consensus. She asked the County to join Salt Lake City, the Salt Lake City School District, the Utah League of Cities and Towns, and many others in asking the Governor to veto S.B. 234 and work on compromised legislation that respects accountability in government and is a win win rather than a win lose.

**Council Member Burdick** stated Council Member Bradshaw drafted a letter to get something done.

**Ms. Mendhall** asked that Council Members join the others right away in asking the Governor to veto this bill. The Governor is looking at the bill quickly, so time is of the essence.

**Council Member Snelgrove** asked when the City became aware that this bill had passed.

**Ms. Mendenhall** stated she saw the bill within about 90 seconds of it being on the House floor. The City was not invited to see nor saw this fourth substitute that passed. It had been working with the House and Senate in the weeks leading up to that, but then the House discontinued contact with the City two weeks before the bill passed. The City was still working with Sen. Jerry Stevenson up until a few hours before it passed.

**Council Member Snelgrove** asked if the City's economic development division was considering the concept of Inland Port Authority, and if so, for how long.

**Ms. Mendenhall** stated the City has been considering that for 19 months. Its redevelopment and economic development department in partnership with the private property owners in the area passed a master plan. It made rezone changes in accordance with that master plan, and has development agreements over the majority of the private property north of I-80.

**Council Member Snelgrove** asked if the concept of the master plan followed the same footprint as was adopted in the legislation.

**Ms. Mendenhall** stated no; the land north of I-80 is within the City's master plan footprint, but the bill incorporates all of the environmentally sensitive area. It involves the majority of the area south of I-80 and the western boundaries of the city to about California Avenue.

**Council Member Snelgrove** asked if it included the airport.

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**Ms. Mendenhall** stated it does not include any of the airport; it actually wraps around the airport and includes a strip of land on the east side of it. It cuts out the international center and includes basically everything else west of the airport.

**Council Member Wilson** asked if there had been any communication or explanation for this. She would oppose any movement to the land grab aspect of it anyway, and also could not wrap her head around the taxation element – taking 100 percent of the increment, while expecting the City to service the area, build roads, and pay fire protection and law enforcement with zero capacity.

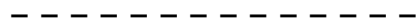
**Ms. Mendenhall** stated the Legislature did not share any of this with the City, and in fact, the House representative that drafted this did not return emails or texts. The City has no explanation for this. It is unprecedented. Any city with economic development potential is threatened by this bill.

**Council Member Wilson** asked the County Council Members to give full consideration to signing the letter. Areas like Midvale, Kearns, Taylorsville, already have a challenge to serve their population and need a helping hand. This would further dilute the bottom line of their general fund.

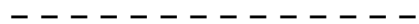
**Council Member Newton** stated the government closest to the people governs best, and that is the municipalities. Stripping land from them is wrong. She also had an issue with the lack of transparency. Government needs to be fully transparent and the people making decisions should be held accountable. She will be supporting the letter.



Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **James Ashworth** as a member of the Behavioral Health Services Advisory Council to serve a two-year term. His term will begin March 13, 2018, and end March 12, 2020.



Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **Carolyn Gardner** as a member of the Zoo, Arts, and Parks Tier 1 Advisory Board to serve a three-year term. Her term began February 1, 2018, and will end December 31, 2020.



Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **Victoria Bourns** as a member of the Zoo, Arts, and Parks Tier 1

Advisory Board to fill a vacated position. Her term will last March 13, 2018, through December 31, 2019.

Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **Jason Myers** as a member of the Zoo, Arts, and Parks Tier 2 Advisory Board to serve a three-year term. His term began February 1, 2018, and will end December 31, 2020.

Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointments of **Ron Bigelow** and **Harris Sondak** as members of the Zoo, Arts, and Parks Tier 2 Advisory Board to fill vacated positions. Their terms will last March 13, 2018, through December 31, 2018.

Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **Adan Carrillo** as a member of the Salt Lake County Bicycle Advisory Committee to serve a three-year term. His term began August 1, 2017, and will end July 31, 2020.

Mayor Ben McAdams submitted a letter requesting the Council's advice and consent to the appointment of **Blair Tomten** as a member of the Salt Lake County Bicycle Advisory Committee to serve a three-year term. His term will begin March 13, 2018, and end March 12, 2021.

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Council Member Wilson, seconded by Council Member Bradshaw, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Wilson, moved to approve the appointments and forward them to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously. Council Member Granato was absent for the vote.] The Council motion passed unanimously, showing that all Council Members present voted "Aye."

**Council Member Bradshaw** spoke under “Report of Council Members” stating he will hand deliver the letter to the Governor asking him to veto S.B. 234.

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**Mr. Jason Vernon**, Regional Supervisor, Central Region, Utah Division of Wildlife Resources, read the following letter and presented the Utah Division of Wildlife Resources' 2017 contractual in lieu of tax payment in the amount of \$811.31:

*Dear Council Members:*

*Enclosed is a check for the year 2017 contractual in lieu of tax payment on land the Division of Wildlife Resources owns in Salt Lake County. The money used to pay the in lieu of tax is provided by hunters and anglers in the county across the state. These lands are important to wildlife and to the many hunters and anglers in Salt Lake County.*

*I appreciate the commissions' support and partnering in managing Utah's wildlife.*

*Please contact me if we can be of any further assistant.*

*Sincerely,*

*Michael Fowlks.*

He stated the lands that fall within the County are called wildlife management areas or WMAs. They have been specifically purchased and set aside for food, space, and open space for wildlife. They also provide open space for walking, hunting, and other outside sports.

**Mr. Riley Peck**, Wildlife Manager, Central Region, Utah Division of Wildlife Resources, stated there are a lot of wildlife enthusiasts, i.e. wildlife watchers, hunters, and anglers throughout the County. Since Salt Lake County is a major urban wildlife interface, that brings up a lot of different challenges, most notably, as of late, deer. While they are not a problem for some people who appreciate their beauty and intrinsic value, they are a big problem for others, as they get into their yards and eat their gardens. Wildlife Resources has created the Urban Deer



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The following employees of the Aging and Adult Services Division submitted Disclosure of Private Business Interests forms:

<u>Name</u>	<u>Business</u>	<u>Position</u>
<b>Paul Leggett</b>	National Association of Area Agencies on Aging	Alternate Board Member
<b>Preston Hutchings</b>	American Combat Training	Owner
<b>Anya May</b>	Granite School District	School Counselor

The following members of the Council on Aging and Adult Services submitted Disclosure of Private Business Interests forms:

<u>Name</u>	<u>Business</u>	<u>Position</u>
<b>Daniel Harris</b>	AARP	Advocacy Director
<b>David Mendenhall</b>	Housing Authority of Salt Lake City	Property Manager
<b>Debra A. Mair</b>	Utah Disability Center	Executive Director
<b>Julie Larsen</b>	Veterans Affairs Medical Center	Social Worker
<b>Kimberly Dansie</b>	Community Nursing Services	V.P. of Development
<b>Louis Miller</b>	No conflicts	
<b>Ronnie Daniel</b>	Alzheimer's Association	Executive Director
<b>Tamara Pett</b>	Housing Authority of the County of Salt Lake	

The following employees of the Salt Lake County Health Department submitted Disclosure of Private Business Interests forms:

Name	Business	Position
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<b>Andrea Gamble</b>	Salt Lake Community College Easy Food Handlers University Park Marriott	Adjunct Faculty Instructor Host
<b>Dan Moore</b>	Utah Recycling Alliance Real Estate Services Providers Council	Board Member  Consultant
<b>Eric Michaels</b>	Utah Recycling Alliance	Board Member
<b>Jorge Mendez</b>	Canyons School District	Food Handler's Instructor
<b>Nancy Lucero</b>	Easy Food Handlers	Instructor
<b>Rachel Black</b>	Black Environmental— Asbestos Inspection Co.	Owner

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The following employees of the Youth Services Division submitted Disclosure of Private Business Interests forms:

<u>Name</u>	<u>Business</u>	<u>Position</u>
<b>Vanessa Wilson</b>	Canyon School District	Teacher
<b>Kelly Wayment</b>	Granite School District	Teacher
<b>Jessica Rex</b>	Granite School District	Teacher
<b>Heidi Sartori</b>	Granite School District	Teacher
<b>Brandi Brothers</b>	Granite School District	Teacher
<b>Jennianne Matautia-Vaai</b>	Granite School District	Teacher
<b>Vickie Dean</b>	Granite School District	Teacher
<b>Pam Hatton</b>	Granite School District	Special Para Educator
<b>Wendy Timothy</b>	Granite School District	Special Education Teacher
<b>Jodi Uriarte</b>	Granite School District	Media/Library Assistant



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<b>Amber Welch</b>	Granite School District	Teacher
<b>Jeanie Martinez</b>	Granite School District	Para Educator
<b>Kaylene Gowans</b>	Granite School District	Teacher
<b>Andrea Healton</b>	Granite School District	Teacher
<b>Victoria Farrimond</b>	Granite School District	Teacher
<b>Paul Burgess</b>	Granite School District	Teacher
<b>Anna Bessesen</b>	Granite School District	Teacher
<b>Cassie Fish</b>	Granite School District	Resource Teacher
<b>Erin Killpack</b>	Granite School District	Special Education Teacher
<b>Kylee Gordon</b>	Granite School District	Teacher
<b>Vicki Lewellyn</b>	Granite School District	Librarian
<b>Miranda Lavallee</b>	Kona Coffee Corp.	Barista
<b>Kelly Price</b>	Granite School District	Teacher
<b>Anthony Costales</b>	Granite School District	Teacher
<b>Terry Zubiran</b>	Granite School District	School Counselor
<b>Roger A. Quinonez</b>	Granite School District	Teacher
<b>Kirsten Hendry</b>	Granite School District	Teacher
<b>Steve Alder</b>	Granite School District	Teacher
<b>Parker Hudson</b>	Granite School District	Teacher
<b>Leah Laramie</b>	Granite School District	Temporary Teacher
<b>Jeff Hart</b>	Granite School District	Teacher
<b>Deborah DuPaix</b>	Granite School District	Teacher

<b>Michele Christopher</b>	Granite School District	Teacher
<b>Jason Woodhead</b>	Granite School District	Teacher



<u>Taxpayer</u>	<u>Parcel No.</u>	<u>Year</u>	<u>Reduction</u>	<u>Refund</u>
<b>JK Hilton</b>	28-14-176-005	2017	\$ 4,447.86 to \$ 3,685.96	\$ 761.90
<b>Allan Dahle</b>	14-33-227-064	2017	\$24,600.75 to \$23,003.54	\$1,597.21
<b>CLS Investments</b>	15-11-351-001	2016	\$12,541.30 to \$10,884.60	\$1,656.70
<b>Robert &amp; Julie Madsen</b>	28-20-401-031	2016	\$ 4,345.06 to \$ 3,817.95	\$ 527.11

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<u>Relief Granted</u>	<u>Number Granted</u>	<u>Tax Amount</u>
Active duty exemption	20	\$ 41,846.39
Veteran's exemptions	7,286	\$6,201,937.24
Blind exemptions	336	\$ 52,715.87
Local circuit breaker	2,482	\$1,489,684.36
Indigent, disability and hardship	<u>1,032</u>	<u>\$ 333,320.54</u>
Local total	11,156	\$8,119,504.40
State circuit breaker	<u>2,765</u>	<u>\$1,346,910.46</u>
	141	

Total relief	13,921	\$9,466,414.86
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<u>Taxpayer</u>	<u>Parcel No.</u>	<u>Reduction</u>
<b>Copper Creek</b>	Pt. of 26-25-176-021	\$21,898.88 to \$0
<b>Cobalt Village</b>	Pt. of 33-14-300-011	\$ 3,514.64 to \$0

<u>Taxpayer</u>	<u>Year</u>	<u>Refund</u>
<b>Annette Stutz</b>	2017	\$150.00
<b>Stephen D. Timothy</b>	2017	\$ 80.00
<b>Michael D. Arcolio</b>	2018	\$ 45.00
<b>Roy H. Dunn</b>	2018	\$113.00
<b>Craig Johnson</b>	2018	\$ 45.00
<b>Thomas S. Lindley</b>	2018	\$113.00
<b>Hua HI</b>	2018	\$ 13.00
<b>Eric J. Riechmann</b>	2018	\$ 13.00
<b>Nathan C. Workman</b>	2018	\$113.00

Mr. Kevin Jacobs, County Assessor, submitted a letter recommending reduction of 2016 property taxes from \$97.68 to \$0 on property owned by **Bluffdale City**, identified as Parcel No. 33-14-401-001. Bluffdale City is a tax-exempt agency. He also recommended abatement of the taxes, plus the appropriate penalty and interest.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded

by Council Member Wilson, moved to approve the recommendations and forward them to the 4:00 p.m. Council meeting for ratification. Council Member Granato was absent for the vote.] The Council motion passed unanimously, authorizing the County Treasurer to effect the same, showing that all Council Members present voted "Aye."

THIS BEING THE TIME heretofore set for a public hearing to receive public comments regarding the South Salt Lake Streetcar Community Development Area.

Council Member Bradshaw, seconded by Council Member Burdick, moved to open the public hearing. The motion passed unanimously, showing that all Council Members present voted "Aye."

Council Member Bradshaw, seconded by Council Member Burdick, moved to close the public hearing. The motion passed unanimously, showing that all Council Members present voted "Aye."

Mr. Stuart Clason, Director, Redevelopment Agency of South Salt Lake City, submitted a letter recommending approval of the following RESOLUTION authorizing execution of an INTERLOCAL AGREEMENT between Salt Lake County for its Economic Development Division and the **Redevelopment Agency of South Salt Lake City** – Contribution of Tax Increment for the Streetcar Community Development Project Area. Salt Lake County will contribute 100 percent of its tax increment generated in the project area for the Streetcar Community Development Project Area. Then, the RDA will transfer forty percent of any County increment back to the County annually for an annual mitigation payment. The total amount of County tax increment may not exceed \$400,548 for the Countywide Tax Levy and \$107,950 for the Library Tax Levy. The agreement will become effective immediately upon completion of the approval of the governing bodies of each of the parties.

A RESOLUTION OF THE COUNTY COUNCIL OF SALT LAKE COUNTY

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APPROVING AND AUTHORIZING EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN SALT LAKE COUNTY AND REDEVELOPMENT AGENCY OF SOUTH SALT LAKE FOR A CONTRIBUTION OF TAX INCREMENT WITH RESPECT TO THE STREETCAR COMMUNITY DEVELOPMENT PROJECT AREA

## RECITALS

A. Salt Lake County (the “County”) and the Redevelopment Agency of South Salt Lake (the “Agency”) are “public agencies” as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 *et seq.* (the “Interlocal Act”), and, as such, are authorized by the Interlocal Act to enter into this Agreement to act jointly and cooperatively in a manner that will enable them to make the most efficient use of their resources and powers. Additionally, Section 11-13-215 of the Interlocal Act also authorizes a taxing entity to share its tax and other revenues with other public agencies.

B. The County is a county existing pursuant to Article XI, Section 1 of the Utah Constitution. The Agency is a community reinvestment agency (formerly known as, among other things, a redevelopment agency) created and existing under the Limited Purpose Local Government Entities – Community Reinvestment Agency Act, Utah Code Ann. §§ 17C-1-101 et seq., (the “Act”) or under previous law. The Agency is authorized under the Act to conduct urban renewal, economic development, community development, and community reinvestment activities within City of South Salt Lake, Utah.

C. The governing body of the Agency has created the Streetcar Community Development Project Area (the “Project Area”). The Agency has adopted a community development project area plan for the Project Area (the “Project Area Plan”) pursuant to which the Agency plans to encourage and promote development in the Project Area and in the surrounding community.

D. The Act authorizes funding of community development project areas and plans—such as the Project Area and the Project Area Plan—with property tax increment pursuant to interlocal cooperation agreements with various taxing entities that levy property taxes in a project area. Specifically, Section 17C-4-201 of the Act authorizes a taxing entity to “consent to the agency receiving the taxing entity’s tax increment ... for the purpose of providing money to carry out a proposed or adopted community development project area plan.”

E. Salt Lake County ("County"), as a taxing entity, now desires to consent to the Agency receiving certain tax increment attributable to the County's tax levies in accordance with the terms and subject to the conditions of the interlocal cooperation agreement attached hereto as ATTACHMENT A (the "Interlocal Agreement") for the purpose of providing funds to the Agency to carry out the Project Area Plan for the Project Area.

## RESOLUTION





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and directing the County Clerk to attest his signature and forward the form to Ms. Rees, showing that all Council Members present voted "Aye."

Mr. Gary Edwards, Director, Salt Lake County Health Department, submitted a letter requesting approval of the fees associated with the newly adopted Health Regulation No. 8.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Wilson, moved to approve the request, and forward it to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously. Council Member Granato was absent for the vote.] The Council motion passed unanimously, showing that all Council Members present voted "Aye."

Mr. Carlton Christensen, Director, Regional Transportation, Housing and Economic Development Department, submitted a letter requesting approval of the Utah Division of Emergency Management's request to waive the fee (\$9,000) for use of the Mountain America Exposition Center for the 2018 Utah Prepare Conference to be held September 28-29, 2018.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Burdick, moved to approve the request, finding that it is in the public interest and it is a good cause, and forward it to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously. Council Member Granato 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."

Mr. Derrick Sorensen, Director, Real Estate Division, submitted a letter recommending that a hearing be scheduled to consider declaring properties located at 4175 West 5345 South, Kearns (Parcel Nos. 21-07-477-002, 21-07-477-003, 21-07-477-015, and 21-07-477-016) as surplus.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Wilson, moved to set the hearing and forward the matter to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously. Council Member Granato was absent for the vote.] The Council motion passed unanimously, authorizing the County Clerk to place a



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Notice of Public Hearing in a newspaper of general circulation, showing that all Council Members present voted "Aye."



Mr. Rory Payne, Director, Facilities Services Division, submitted a letter requesting an interim budget adjustment of \$454,789 to combine existing capital projects.

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Mr. Kevyn Smeltzer, Director, Public Works Operations, submitted a letter requesting an interim budget adjustment to transfer \$2,500 from Operations to Balance Sheet to cover the increased cost of a new mower.

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Mr. Dan Curtis, Budget Analyst, Mayor's Financial Administration, submitted a letter requesting an interim budget adjustment to transfer an existing FTE position from Administrative Services to CJAC.

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Mr. Paul Leggett, Director, Aging and Adult Services Division, submitted a letter requesting an interim budget adjustment to reclassify an FTE from time limited to merit.

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Mr. Paul Leggett, Director, Aging and Adult Services Division, submitted a letter requesting an interim budget adjustment to transfer \$40,610 from Operations to Capital to implement new transportation software.

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Mr. Martin Jensen, Director, Parks and Recreation Division, submitted a letter requesting an interim budget adjustment to adjust the 2016 Parks and Recreation Bond projects.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Wilson, moved to approve the requests and forward them to the 4:00 p.m. Council meeting for ratification. The motion passed unanimously. Council Member DeBry 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."

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The Planning & Development Services Division requested that a hearing be scheduled for the following applications:

Application #30333 – **Andrew Beagley** to reclassify properties located at 14072 South 7530 West from an A-2 zone to an A-1 zone.

Council Member Bradshaw, seconded by Council Member Burdick, moved to set the date of Tuesday, April 10, 2018, at 4:00 p.m., to accept public comment and consider the rezoning request. The motion passed unanimously, authorizing the County Clerk to place the Notice of Public Hearing in a newspaper of general circulation, and authorizing the Planning and Development Services Division to notify the surrounding property owners, 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 5:10 P.M. until Tuesday, March 20, 2018, at 4:00 P.M.

SHERRIE SWENSEN, COUNTY CLERK

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

CHAIR, SALT LAKE COUNTY COUNCIL