

SALT LAKE COUNTY

*2001 So. State Street
Salt Lake City, UT 84114
(385) 468-7500 TTY 711*



Meeting Minutes

Tuesday, August 27, 2019

1:15 PM

AMENDED AGENDA

Room N2-800

Committee of the Whole

1. CALL TO ORDER

Present	Council Member Shireen Ghorbani Council Chair Richard Snelgrove Council Member Arlyn Bradshaw Council Member Michael Jensen Council Member Aimee Winder Newton Council Member Max Burdick
Excused	Council Member Jim Bradley Council Member Ann Granato Council Member Steve DeBry

2. CITIZEN PUBLIC INPUT

Comments are limited to 3 minutes unless otherwise approved by the Council. To comment by phone, please call (385-468-7480) by the beginning of the meeting. Those who are present may be asked to speak first.

The following citizens spoke in favor of the North Pointe Annexation by North Salt Lake for protection from potential airport expansion and restrictions on land use, for higher property values, and to get public utilities provided, i.e. sewer, water, and emergency services that Salt Lake County has not been providing:

Ms. Heather Limon, Co-owner, Cross E Ranch

Mr. Dalon Hinckley, Co-owner, Cross E Ranch

Mr. Lyle Drexel

Ms. Teresa Drexel

Mr. Jim Larkin

Mr. Dave Tolman, Real Estate Developer, Aclaime Dynamics

Mr. Ryan Hales, Hales Engineering

Mr. Bob Elder, Ensign Engineering

Mr. Steve McCutchan, Land Planner, Civil Science, delivered a PowerPoint presentation showing where services could be obtained if the property were annexed, and Salt Lake City's Planning and Zoning Department's Master Annexation Policy Declaration of 1979 and Master Plan for Municipal Annexations in Salt Lake County, dated 2002, as well as Noise Control and Compatibility Planning for Airports, airport restriction zones and the airport overlay zone, and federal decibel guidelines.

Mr. Ken Leetham, City Manager, North Salt Lake, outlined the reasons North Salt Lake believes the area is appropriate for annexation, and presented maps of the proposed annexation area and the Master Plan for Municipal Annexations in Salt Lake County.

Mr. Chuck Easton, CRS Engineers, delivered a PowerPoint presentation on the relative noise levels in average decibels. He stated CRS performed the noise analysis for air traffic for the annexation area and determined current noise does not exceed 60 decibels on average over a 24-hour period over the development site.

Mr. Paxton Guymon, Land Use Counsel for the developer, stated the Council received a letter from the Salt Lake City Mayor's Office last Friday, which says the law prohibits annexation if it will leave any unincorporated islands or peninsulas, but does not mention that the statute expressly allows annexation to occur, even if it will result in an island or a peninsula under certain circumstances. One of the circumstances is if the County and municipality annexing the property agree with the annexation. He also searched to see if Salt Lake City adopted an annexation policy plan and could not find it.

Mr. Mitchell Park, Legal Counsel, Council Office stated he would review the statute regarding islands or peninsulas.

The following citizens spoke in opposition to the annexation to protect the airport and the airport overlay zone, the greenbelt status of the agricultural area, and from development that would negatively impact infrastructure, water rights, air quality, traffic, nature, and the outlying communities, and because the County Council should not abdicate its responsibility as the land use authority:

Ms. Claire Gillmor, Representative for Gillmor Ranching LLC, Edward L. Gillmor Jr., and Edward James Gillmor

Ms. Dorothy Owen, Chair, West Pointe Community Council

Mr. Richard Holman, Chair, Westside Coalition

Mr. Greg Fredrickson, Planning Director, Salt Lake City

Mr. Paul Nielson, Salt Lake City Attorney's Office, stated the original policy plan of 1979 is supported in subsequent master plans and does show the North Pointe area. The map the developers presented with a 2002 date on it must have been a working map, not the policy plan. With regard to the decibels, Mr. Fredrickson believes there was some incorrect information provided, so he will be sending a letter to the Council in response to that.

The following citizens also spoke:

Mr. Daryl George stated his family lives in the annexation area and just wants green

space and the quality of life they have now to continue. They do not want to be the dumping ground for Salt Lake City for whatever project it decides to put there, nor have the land developed into high-residential, as that will obliterate the green space. He asked that everyone work together to come up with the best decision for the people already there.

Mr. Steve Van Maren asked if there would be phone service at the 4:00 p.m. Council meeting for citizens to call in on.

Council Member Snelgrove stated yes.

3. DISCUSSION ITEMS:

3.1 A Resolution of the Salt Lake County Council Agreeing to [19-1023](#) the North Pointe Annexation by North Salt Lake

Attachments: [Staff Report](#)
[NorthPointAnnexationResolution](#)
[ProposedNorthPointeAnnexationMap](#)
[Consent to Annexation Exhibit B.pdf](#)

Presenter: Kimberly Barnett, Associate Deputy Mayor (Approx. 15 min.)
Discussion/Direction

Council Member Jensen asked if the school district boundary would change with this annexation.

Mr. Ralph Chamness, Deputy District Attorney, stated school districts would have to go through their own process

Council Member Snelgrove stated Council Members Bradley and Granato have asked that further discussion on this be deferred until September 10, 2019.

A motion was made by Council Member Burdick, seconded by Council Member Ghorbani, that this agenda item be deferred until September 10, 2019. The motion carried by a unanimous vote.

3.2 Proposed Hire Report [19-1028](#)

Attachments: [Proposed Hire Report 8-21-2019](#)

This item was not discussed.

- 3.3 Budget Adjustment: Solid Waste Management's Request to True-up Expenses \$545,363 and Revenue \$585,051** [19-1029](#)

Attachments: [475000YE01 Solid Waste Management](#)

A motion was made by Council Member Jensen, seconded by Council Member Ghorbani, that this agenda item be approved and forwarded to the 4:00 p.m. Council meeting for ratification. The motion carried by a unanimous vote. Council Member Bradshaw was absent for the vote.

- 3.4 Budget Adjustment: ZAP's Request to Appropriate \$10,000 from Committed Fund Balance for the Third Year of the Riverton Arts Council Contract** [19-1030](#)

Attachments: [359200YE01 ZAP Tier II](#)

A motion was made by Council Member Jensen, seconded by Council Member Ghorbani, that this agenda item be approved and forwarded to the 4:00 p.m. Council meeting for ratification. The motion carried by a unanimous vote. Council Member Bradshaw was absent for the vote.

- 3.5 Budget Adjustment: District Attorney's Request to Recognize VOCA Grant and add 3.5 Time Limited FTEs for the Counseling Unit and Children's Justice Center (\$52,902 in Revenue and Expense)** [19-1031](#)

Attachments: [820000YE01 District Attorney](#)

A motion was made by Council Member Jensen, seconded by Council Member Ghorbani, that this agenda item be approved and forwarded to the 4:00 p.m. Council meeting for ratification. The motion carried by a unanimous vote. Council Member Bradshaw was absent for the vote.

- 3.6 Budget Adjustment: District Attorney's Request to Recognize VOCA Grant for Operational Expenses Related to the Counseling Unit and Children's Justice Center. (\$12,625 in Revenue and Expenses)** [19-1033](#)

Attachments: [820000YE02 District Attorney](#)

A motion was made by Council Member Jensen, seconded by Council Member Ghorbani, that this agenda item be approved and forwarded to the 4:00 p.m. Council meeting for ratification. The motion carried by a unanimous vote. Council Member Bradshaw was absent for the vote.

- 3.7 Legislative Audit Update** [19-1024](#)

Attachments: [Staff Report](#)

Presenter: Sean Murphy (Approx. 10 min.)
Discussion/Direction

This item was not discussed.

- 3.8 Preliminary discussion on proposed changes to “An ordinance Amending Sections 19.54.020 Of Uniform Zoning Ordinance Of Salt Lake County, Utah To Allow The Keeping Of Up To 4 Horses Per Acre In The FA (FOOTHILL AGRICULTURAL) Zones”** [19-983](#)

Attachments: [Staff Report](#)
[30993 Formal Ordinance FA Horses](#)

Presenter: Jim Nakamura, Planner (Approx. 10 min.)
Informational

Mr. Jim Nakamura, Municipal Services District, reviewed the ordinance and the Foothills Agricultural Zone (FA) for the southwest part of the County. The Salt Lake County Health Department has asked that this include the requirement that manure be removed at least once a week or more frequently to avoid creating a nuisance and that it be contained and kept out of the streams.

Mr. Scott Baird, Director, Public Works and Municipal Services Department, stated the purpose today is to answer any Council questions and ask that this be forwarded to the Planning Commission for recommendation, after which, it would come back to the Council for approval.

Council Member Jensen asked if there was a caveat in the amendment to grandfather in people who already have four horses, but do not have the required acreage to ensure there is not a takings.

Mr. Nakamura stated people could be grandfathered in if they met the non-conforming use. One condition of being granted a non-conforming use is that there be no current violations.

Mr. Zachary Shaw, Deputy District Attorney, stated essentially, non-conforming use is if the use was legal before the ordinance came into

play, it would still be legal after the ordinance was adopted. Today, the direction from the Council is to allow this to go through the public process with the Planning Commission.

A motion was made by Council Member Newton, seconded by Council Member Jensen, that this agenda item be forwarded to the Planning Commission for review and a recommendation. The motion carried by a unanimous vote. Council Member Bradshaw was absent for the vote.

**3.9 Approval of the 2019 ZAP Tier II Advisory Board [19-1010](#)
Recommendations.**

Attachments: [Staff Report](#)
[ZAP Tier II Advisory Board Recommendations](#)

Presenters: Kirsten Darrington, Director of ZAP; Holly M. Yocom, Director of Community Services; Ryan Benson, Chair of Tier II Board; and Maren Slaugh, Chair Elect of Tier II (Approx.10 min.)

Discussion/Direction

Ms. Holly Yocom, Director, Community Services Department, reviewed the ZAP Tier II program and Advisory Board.

Ms. Kirsten Darrington, ZAP Program Director, presented the ZAP Tier II recommendations. This year, there were 205 applications for funding, which is the most to date. That is a 28 percent increase since the year 2016.

Mr. Ryan Benson, Chair, ZAP Tier II Advisory Board, reviewed the ZAP Tier II review process. This year, the ZAP Tier II Board is recommending \$2,382,825 to fund 193 organizations.

Ms. Darrington stated if revenues do not meet projections and are less than the total recommended amount, each awardee will be decreased a prorated amount. If the funding is more than the recommended amount, the excess funds will first be used for the Local Arts Agency Advancement Initiative, and then rolled over for the 2020 Tier II process.

A motion was made by Council Member Burdick, seconded by Council Member Ghorbani, that this agenda item be approved and forwarded to the 4:00 p.m. Council meeting for ratification. The motion carried by a unanimous vote. Council Member Bradshaw was absent for the vote.

3.10 Public Safety Bureau Update [19-1014](#)

Attachments: [Staff Report](#)
[PSB Council presentation 082219 Draft](#)

Presenters: Sheriff Rosie Rivera, Chief Kari Huth and Captain Aaron Torres
(Approx. 20 min.)
Informational

Sheriff Rosie Rivera stated the Sheriff's Office changed the name of the Protective Services Bureau to the Public Safety Bureau in 2018, and now has law enforcement responsibilities, not just security responsibilities.

Ms. Kari Huth, Chief Deputy, Public Safety Bureau, delivered a PowerPoint presentation reviewing the mission statement, the Judicial Protection Division, including the services provided to the Salt Lake County Third District Courthouses (Matheson and West Jordan Courts), the bailiffs, and the visitor screening, and community outreach.

Captain Aaron Torres, Facility Protection Division & Judicial Protection Division, Public Safety Bureau, continued the PowerPoint presentation reviewing who the Public Safety Bureau was and where it is now, the allocations, the Facility Protection Division and who it serves, general offense reports by location, and the specialty and secondary assignments of the Public Safety Bureau employees.

Mayor Jennifer Wilson stated she has become more aware of the work done by the Public Safety Bureau since becoming Mayor and thanked the employees for their work.

3.11 Overview of Regional Development's Portfolio

[19-1025](#)

Attachments: [Staff Report](#)

Presenter: Wilf Sommerkorn of Regional Development (Approx. 30 min.)
Informational

Mr. Wilf Sommerkorn, Regional Transportation & Planning Division, delivered a PowerPoint presentation on the challenges and opportunities for the Planning and Transportation Division. The challenges include getting meaningful and significant public input on plans, and transportation issues.

Mr. Michael Gallegos, Director, Housing & Community Development

Division, continued the presentation reporting on the challenges and opportunities of the Housing and Community Development Division. The challenges include housing affordability, the connection between housing and homelessness, and a collective state strategy to respond to the statewide housing crisis.

Ms. Valerie Walton, Director of Special Projects - Housing & Homelessness Division, reviewed Regional Housing's situational framework, whereby a growing population and rising housing costs have outpaced wage increases, resulting in an affordable housing/housing affordability crisis. She also reviewed the challenges and opportunities. The challenges are expanding the scope of housing efforts - the Homeless Services and Housing System is undergoing changes and the state-mandated Housing Task Force's efforts did not lead to legislative funding for housing in the 2019 session.

Mr. Blake Thomas, Director, Economic Development, reviewed the challenges and opportunities for Economic Development. The challenges are the utilization of County assets in partnership with other public and private partners to encourage smart growth concepts, focussing resources on underserved communities through strategic investment, Opportunity Zone stakeholder engagement, and grant/loan programs, and challenges in addressing volume workload and performance due to reorganization and delayed hiring.

Council Member Newton asked how much was in the County's housing fund, the Olene Walker Housing Loan Fund, and other cities' housing funds.

Mr. Gallegos stated the County's Housing Trust Fund has about \$2.6 million in it. Then, municipalities have about \$45 million set aside statewide, half of which has been committed.

Council Member Ghorbani stated the Olene Walker Housing Loan Fund is significantly depleted. She asked if there had been efforts to prevent foreclosures and protect people in rental situations.

Mr. Gallegos stated many people seeking assistance do so too late, so educating them about resources for assistance and how to work and negotiate with their lender will help. There are some non-profit organizations that do financial consulting, as well as help with landlord issues. However,

more funding is needed, and addressing some of the issues will require legislative work.

Mayor Wilson stated she is working with legislators on affordable housing issues for the next legislative session. There is also a great need for federal reform on the Section 8 Voucher program.

Ms. Catherine Kanter, Deputy Mayor of Regional Operations, stated the Office of Regional Development is going to be meeting weekly to anticipate what legislation it will be asking for. It is also looking for partners outside of the County to try to address some of these housing issues.

4. CONSENT ITEMS:

A motion was made by Council Member Newton, seconded by Council Member Jensen, that the consent agenda be approved and forwarded to the 4:00 p.m. Council meeting for ratification. The motion carried by a unanimous vote. Council Member Bradshaw was absent for the vote.

- 4.1 Resolution of the Salt Lake County Council Authorizing Execution of an Interlocal Agreement With the Utah Department of Public Safety, Division of Emergency Management** [19-1012](#)

Fee Waiver Request for \$9,102.37

Attachments: [Staff Report](#)
[Fee Waiver Resolution](#)
[State of Utah Interlocal Corp Agreement with SL County](#)

This consent item was approved and forwarded.

- 4.2 Resolution approving Amendment 1 to the Interlocal Cooperation Agreement between Salt Lake County and the Utah Transit Authority to add additional funds to fund project cost overruns** [19-1020](#)

Amount of Additional Funds Needed - \$122,035.60

Attachments: [Staff Report](#)
[UTA_ILA_#1815](#)
[UTA#1815_Amendment#1_Tiger_RES_AATF](#)
[UTA#1815_Amendment#1_AATF](#)

This consent item was approved and forwarded.

- 4.3 Contribution of \$1,000 from the Office of Regional Development to the African American Chamber of Commerce to support the 2019 Living Color Gala. The purpose of the gala is to honor those who have made it their mission to attract and foster diversity initiatives in Utah. [19-1027](#)

Attachments: [Staff Report](#)
[African American Chamber of Commerce - application, 501c3](#)

This consent item was approved and forwarded.

5. ITEMS FROM COUNCIL MEMBERS

- 5.1. Internal Business - Cancellation of September 3, 2019 Committee of the Whole Meeting

6. APPROVAL OF MINUTES

- 6.1 Acceptance of Committee of the Whole Minutes for: [19-1022](#)
 August 13, 2019 and August 20, 2019

Attachments: [Staff Report](#)
[081319 COW Min](#)
[082019 COW Min.](#)

A motion was made by Council Member Newton, seconded by Council Member Jensen, that the consent agenda be approved. The motion carried by a unanimous vote. Council Member Bradshaw was absent for the vote.

ADJOURN AT 3:45 P.M. FOR BOARD OF EQUALIZATION

The meeting was adjourned at 3:45 PM.

SHERRIE SWENSEN, COUNTY CLERK

By _____
 DEPUTY CLERK

By _____
 CHAIR, SALT LAKE COUNTY COUNCIL