

SALT LAKE COUNTY

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



Meeting Minutes

Tuesday, October 5, 2021

4:10 PM

AMENDED AGENDA

Council Chambers, N1-110

County Council

1. CALL TO ORDER

Present: Council Member Laurie Stringham
Council Member Richard Snelgrove
Council Member Jim Bradley
Council Member Dave Alvord
Council Member Ann Granato
Council Member Steve DeBry
Council Member Dea Theodore

Excused: Council Member Arlyn Bradshaw
Council Member Aimee Winder Newton

Invocation - Reading - Thought

Pledge of Allegiance

Council Member DeBry led the Pledge of Allegiance to the Flag of the United States of America.

2. CITIZEN PUBLIC INPUT

The Council will hear up to 10 members of the public, 5 in-person and 5 online, for 2 minutes each. There will be a sign up sheet for those in the Council Chambers. To sign up to give public comment online, please email your name and address to councilwebex@slco.org the Monday preceding the Tuesday Meeting, after 3:00 PM.

Mr. Carlos Moreno stated there is a big population in the County that have a fear of calling police or anyone in authority when they have a problem. He felt the government could do more for the residents and was willing to help in whatever way he could.

Mayor Jennifer Wilson stated the County has two offices that work with communities of diversity - the Office of New Americans and the Office of Diversity Affairs. She will put him in touch with these two offices.

Ms. Shykell Ledford, Administrative Coordinator, Council Office, stated a comment has been received from Winston Smith via email regarding COVID-19. The comment has been distributed to the Council and the Clerk to be filed.

3. REPORT OF ELECTED OFFICIALS:**3.1. Council Members**

Council Member Stringham stated she would like to recognize Tim Tomer, Center Manager, Kearns Senior Center. He has done an amazing job for the seniors

in the Kearns area providing services, such as drive through food pickup and reaching out to seniors to check on them during the pandemic. He has gone above and beyond in his responsibilities.

Council Member Theodore stated she had the opportunity to participate in the Meals on Wheels program. She toured the kitchen and then helped with the delivery of meals in her district. There is a lot of work that goes into this. She thanked the employees who work in this program.

3.2. Other Elected Officials

3.3. Mayor

**4. PROCLAMATIONS, DECLARATIONS, AND OTHER CEREMONIAL OR
COMMEMORATIVE MATTERS**

5. PUBLIC HEARINGS AND NOTICES

6. DISCUSSION ITEMS

- 6.1 Formal Adoption of an Ordinance of the Salt Lake County Council Amending the Boundaries of the Mountainous Planning District (to Exclude the town of Brighton) and Amending the Membership Requirements of the Mountainous Planning District Planning Commission; and Making other Related Changes** [21-1154](#)

Attachments: [Staff Report](#)
[MPD Draft Ordinance AATF_6July21](#)
[MPD Map_2021](#)

ORDINANCE NO. 1884

AN ORDINANCE OF THE SALT LAKE COUNTY COUNCIL
AMENDING THE BOUNDARIES OF THE MOUNTAINOUS
PLANNING DISTRICT (TO EXCLUDE THE TOWN OF BRIGHTON)
AND AMENDING THE MEMBERSHIP REQUIREMENTS OF THE
MOUNTAINOUS PLANNING DISTRICT PLANNING COMMISSION;
AND MAKING OTHER RELATED CHANGES

The County Legislative Body of Salt Lake County ordains as follows:

SECTION I. The amendments made here are designated by underlining the new substituted words. Words being deleted are designated by brackets and interlineations.

SECTION II. The boundaries of the Salt Lake County Mountainous Planning District are hereby amended (to exclude the Town of Brighton) in accordance with the attached map of the Mountainous Planning District, which shall be on file with the Salt Lake County Clerk, in accordance with Salt Lake County Ordinance Section 19.07.010(A).

SECTION III. Salt Lake County Ordinance Section 19.07.020 is hereby amended as follows:

19.07.020 - Mountainous planning district planning commission.

A. Creation.

1. There is hereby created a mountainous planning district, consisting of the area described in Section 19.07.010 of this chapter.
2. There is hereby established a mountainous planning district planning commission (“planning commission”).

B. Powers and Duties. The planning commission shall have the following powers and duties:

1. Make and recommend to the county council a general plan and amendments to the general plan for the mountainous planning district;
2. Prepare and recommend to the county council land use ordinances and a zoning map and amendments thereto for the mountainous planning district;
3. Consider and recommend to the county council a subdivision ordinance and amendments thereto for areas within the mountainous planning district;
4. Recommend proposed application and processes and the appropriate delegation of power to at least one land use authority and at least one appeal authority as provided in Section 17-27a-302 of the

Utah Code.

5. Act as the land use authority as provided in Section 19.07.030;
6. Advise the county council on matters that the county council directs;
7. Provide other functions as specified in this chapter or as directed by the county council.

C. Membership, Appointment, Terms, Removal, and Vacancies:

1. The planning commission shall initially be composed of nine members appointed by the mayor with the advice and consent of the county council. After June 30, 2017, the nine members of the planning commission shall be appointed as follows:

- a. Five of the nine members of the planning commission, filling positions on the planning commission identified as MPD planning commission seats 1 through 5, shall be appointed by the mayor with the advice and consent of the county council.
- b. Four of the nine members of the planning commission, filling positions on the planning commission identified as MPD planning commission seats A through D, shall be appointed as provided in Subsection (C)(2) below.

2. When there is a vacancy in one of the four planning commission seats designated in Subsection (C)(1)(b) of this section:

- a. The mayor shall send a written request to the city associated in Subsection (C)(3) of this section with the vacant planning commission seat to provide a list of no less than two but no more than three individuals ~~[who satisfy the requirements of Section 17-27a-301(1)(c)(iii)]~~ to fill the vacancy.
- b. The notified city shall respond to the written request within sixty days after the day on which the city receives the written request.
- c. After the mayor receives the notified city's list of no less than

two but no more than three individuals, the mayor shall select one individual from the list to be appointed with the advice and consent of the county council to fill the vacancy.

d. If the notified city fails to timely respond to the written request, the mayor may proceed to appoint any individual to fill the vacancy as provided in Subsection (C)(1)(a) of this section.

3. The following cities [~~meet the requirements of Section 17-27a-301(7)(b) and~~] are hereby designated to be notified of any vacancy occurring in the planning commission seats identified in Subsection (C)(a)(b) above as follows:

a. Salt Lake City - MPD planning commission seat A.

b. Millcreek - MPD planning commission seat B.

c. Cottonwood Heights - MPD planning commission seat C.

d. Sandy City - MPD planning commission seat D.

4. The mayor, with the advice and consent of the county council may also appoint up to two alternate members of the planning commission, filling positions on the planning commission identified as MPD alternative 1 and MPD alternate 2. Alternate members must meet the qualifications [~~as~~] of the other planning commission members.

5. All members of the planning commission shall serve a term of three years, except that in the case of the first planning commission appointed under the provisions of this section, three members shall be appointed for an initial term of one year, three members shall be appointed for an initial term of two years, and the remaining three members shall be appointed to serve a full three-year term. Any alternate members of the planning commission shall be appointed to serve a term of four years. In the event a term of a member shall expire without a successor having been appointed, the member shall continue to serve until a successor has been appointed and the term of the successor shall terminate on the same day as though the successor was appointed in a timely manner. Any vacancy created during the term of a member shall be filled for only the remainder of the

unexpired portion of that term. No member shall serve more than two consecutive full terms.

6. The planning commission shall elect a chair and vice chair from among its members to sit for one-year terms and may, by majority vote, adopt rules regarding its activities, which rules may not be in conflict with the Land Use, Management and Development Act, Utah Code Ann. §17-27-1-101 et. seq., or this chapter. The chair shall be considered for purposes of establishing a quorum and shall act as a voting member.

7. Except as provided in Subsection (C)(2) of this section, any vacancy occurring on the planning commission by reason of death, resignation, removal, or disqualification shall be filled by the mayor with the advice and consent of the county council for the unexpired term of such member.

8. The mayor with the advice and consent of the county council may remove for cause any member of the planning commission upon the filing of written charges against the member and after a public hearing on the charges conducted by a hearing officer appointed by the mayor if requested by the member.

9. Quorum: No meeting of the planning commission shall be official or of any effect except when a quorum of the members are present. Five members of the planning commission shall constitute a quorum. All actions shall require the concurring vote of a majority of the members present, unless stricter voting procedures are established by the planning commission.

D. Qualifications for Membership:

1. Planning commission members must be registered voters who reside either in the unincorporated or incorporated areas of Salt Lake County.

2. ~~[At least one]~~ Two planning commission members shall reside within any of the following: the mountainous planning district, the town of Brighton, and/or the town of Alta. ~~[and another planning commission member shall either reside or own property within the~~

~~mountainous planning district.]~~

3. One planning commission member shall reside west of Interstate 15 within any municipality.

4. Four planning commission members shall resident in the cities identified in subsection (C)(3).

5. The remaining [P]planning commission members shall represent areas located in the unincorporated and incorporated county. In appointing planning commission members, the mayor and county council shall endeavor to provide as much geographically balanced representation as is practicable.

E. Jurisdiction: The planning commission shall have jurisdiction regarding all pending and future planning and zoning matters and proceedings within the mountainous planning district area [~~including areas of the mountainous planning district that are also located within a municipality or are unincorporated.~~]

F. Meetings:

1. The planning commission shall establish a regular meeting schedule.

2. The planning commission must comply with Title 52, Chapter 4, Open and Public Meetings Act.

~~G. [Reporting: The planning commission shall submit a report that summarizes actions it has taken and any recommendations regarding the mountainous planning district to the Utah State Legislature's Natural Resources, Agriculture, and Environment Interim Committee by no later than November 30 of each year as required by Section 17-27a-901(3) of the Utah Code, as amended.]~~

SECTION IV. This ordinance shall become effective fifteen days after its passage and upon at least one publication of the ordinance, or a summary thereof, in a newspaper published and having general circulation in Salt Lake County.

APPROVED and ADOPTED this 5th day of October, 2021.

SALT LAKE COUNTY COUNCIL

ATTEST:

By /s/ STEVEN DEBRY
ChairBy /s/ SHERRIE SWENSEN
County Clerk

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be approved. The motion carried by a six to one vote with Council Member Theodore voting "Nay."

7. RATIFICATION OF DISCUSSION ITEM ACTIONS IN COUNCIL WORK SESSION

- 7.1 Budget Adjustment: Arts & Culture's Request to Recognize Shuttered Venue Operators Grants (SVOG) \$1,409,967 for Arts & Culture and \$2,756,345 for Eccles Theater** [21-1145](#)

Attachments: [Staff Report](#)
[23382 - 350000YE02_2021 Arts and Culutre SVOG Award](#)
[23384 - 340000YE01_Eccles SVOG Award](#)

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be ratified. The motion carried by a unanimous vote.

- 7.2 Budget Adjustment: Library's Request to Recognize \$10,000 Donation from Sharon Odekirk to add to the Library's Collection Materials** [21-1146](#)

Attachments: [Staff Report](#)
[22590 - Library Odekirk Donation Received](#)
[22590_S Odenkirk Donation Form 210927](#)

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be ratified. The motion carried by a unanimous vote.

- 7.3 Budget Adjustment: Library's Request to Recognize the Following Grants:** [21-1147](#)
 \$93,000 for Hotspot Services (extension of previous grant)
 \$12,000 for Collection Materials

\$20,600 for Video Conference Equipment and Programing Supplies

Attachments: [Staff Report](#)

[23256 - Library - State of Utah ARPA Grant Hotspot Service](#)

[23257 - Library - State of Utah ARPA Grant-Collection](#)

[23260 - Library - State of Utah ARPA Grant-Pandemic Response](#)

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be ratified. The motion carried by a unanimous vote.

- 7.4 Budget Adjustment: Wheeler Farm's Request to Recognize \$31,000 from The Wheeler Farm Friends, Inc / Wheeler Machinery Co. for Repairing the Boardwalk and Wheeler Historic Farm** [21-1148](#)

Attachments: [Staff Report](#)

[23380 - Wheeler Farm Boardwalk Contribution Donation, Wheeler Farm](#)

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be ratified. The motion carried by a unanimous vote.

- 7.5 Budget Adjustment: Flood Control's Request to Transfer \$225,348 between Capital Projects** [21-1149](#)

Attachments: [Staff Report](#)

[23390 - 4610YE02 EFCFP170002 EFCFP180006](#)

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be ratified. The motion carried by a unanimous vote.

- 7.6 Budget Adjustment: Aging and Adult Services Request for an Appropriation Unit Shift \$7,000 From Operations to Capital for the Purchase of a Dishwasher** [21-1150](#)

Attachments: [Staff Report](#)

[23399 - AAS 2021 Interim Adjustment](#)

A motion was made by Council Member Bradley, seconded by Council

Member Granato, that this agenda item be ratified. The motion carried by a unanimous vote.

7.7 Budget Adjustment: Facilities Request for \$10,000 Due to the Increased Cost of the Sweeper [21-1151](#)

Attachments: [Staff Report](#)
[23399 - AAS 2021 Interim Adjustment](#)

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be ratified. The motion carried by a unanimous vote.

7.8 A Resolution of the Salt Lake County Council Approving a Decision, if Made by the Board of Trustees of the Salt Lake Valley Law Enforcement Service Area (SLVLESA), Following Processes Required by Utah Law, to Increase SLVLESA Budgeted Property Tax Revenues by 16.5% Beginning in Calendar Year 2022 which Would Result in the Levy of a Property Tax Rate in Excess of the Certified Tax Rate Pursuant to Section 17-B-2a-903 of the Utah Code [21-1101](#)

Attachments: [Staff Report](#)
[Report on 2022 tax increase County Council](#)
[County Council Resolution - 2022 tax increase \(002\)](#)

RESOLUTION NO. 5900

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING A DECISION, IF MADE BY THE BOARD OF TRUSTEES OF THE SALT LAKE VALLEY LAW ENFORCEMENT SERVICE AREA (SLVLESA), FOLLOWING PROCESSES REQUIRED BY UTAH LAW, TO INCREASE SLVLESA BUDGETED PROPERTY TAX REVENUES BY 16.5 PERCENT BEGINNING IN CALENDAR YEAR 2022, WHICH WOULD RESULT IN THE LEVY OF A PROPERTY TAX RATE IN EXCESS OF THE CERTIFIED TAX RATE PURSUANT TO SECTION 17B-2a-903 OF THE UTAH CODE

BE IT KNOW AND REMEMBERED:

THAT, the County Council of Salt Lake County, State of Utah, met in

regular session of the Council on the 5th day of October, 2021.

WITNESS:

WHEREAS, the Salt Lake Valley Law Enforcement Service Area (“SLVLESA”) was created by Resolution of the Salt Lake County Council dated August 18, 2009; and

WHEREAS, the area of the unincorporated Salt Lake County is included in the boundaries of SLVLESA for the funding and provision of law enforcement services to those unincorporated areas within the boundaries of SLVLESA; and

WHEREAS, SLVLESA contracts with the Unified Police Department (the “UPD”) to provide law enforcement services within its boundaries;

WHEREAS, the SLVLESA Board of Trustees, by a duly adopted Resolution dated August 19, 2021, stated its intent to increase its budgeted property tax revenues from prior year budgeted property taxes by 16.5 percent or approximately \$2,903,624.00, beginning in calendar year 2022 which would result in the levy of a property tax rate in excess of the certified rate as defined in section 59-2-924 of the Utah Code; and

WHEREAS, a report (the “Report”), a copy of which is attached, was submitted to the Salt Lake County Council (the “Council”) pursuant to section 17B-1-1003 of the Utah Code, providing the purposes for the proposed increase in SLVLESA budgeted property tax revenues; and

WHEREAS, the purposes for the increase in SLVLESA budgeted property tax revenues by 16.5 percent, beginning in calendar year 2022 as stated in the Report, include the need to maintain the viability of SLVLESA; increase officer compensation to remain competitive in the market and to recruit and retain police officers; increase staffing to meet rising caseloads; pay for the increased costs of cars, equipment and supplies; ensure that the target reserves for SLVLESA are met; provide a hedge against future loss of revenues and unexpected expenditures; and generally meet the costs of law enforcement services for SLVLESA members; and

WHEREAS, the Council allowed time during the duly noticed meeting on October 5, 2021, for comment on the proposed tax increase from members

of the Council and the public; and

WHEREAS, section 17B-2a-903 of the Utah Code requires that before the SLVLESA Board of Trustees can adopt a property tax levy for calendar year 2022 in excess of the certified tax rate, it must have prior approval of the property tax increase from the legislative bodies of any municipality and county whose territory is located within SLVLESA or approval of a majority of the legislative bodies of the municipalities and two-thirds (2/3) vote of the county legislative body; and

WHEREAS, all the member municipal councils passed a resolution approving a decision, if made by the SLVLESA Board of Trustees, following processes required by Utah law, to increase SLVLESA budgeted property tax revenue by 16.5 percent beginning in calendar year 2022; and

WHEREAS, the Salt Lake County Council reviewed and considered a resolution approving a decision, if made by the SLVLESA Board of Trustees, following processes required by Utah law, to increase SLVLESA budgeted property tax revenue by 16.5 percent beginning in calendar year 2022; and

WHEREAS, before the SLVLESA Board of Trustees considers levying a property tax rate that exceeds the certified tax rate, the SLVLESA Board of Trustees shall hold a public hearing on December 16, 2021, to provide to all interested persons the opportunity to be heard regarding the proposed tax increase; and

WHEREAS, SLVLESA shall provide notices of the public hearing as required by section 59-2-919 of the Utah Code; and

WHEREAS, after considering all public input from the public hearing and all other information available to them, the SLVLESA Board of Trustees will vote on whether to increase its budgeted property tax revenues beginning in calendar year 2022 by 16.5 percent, which would result in the levy of a property tax rate that exceeds the certified tax rate.

NOW, THEREFORE, be it resolved by the Salt Lake County Council as follows:

1. The Salt Lake County Council hereby affirms the authorization of the

SLVLESA Board of Trustees to impose property taxes on the areas within the boundaries of SLVLESA.

2. Pursuant to section 17B-2a-903 of the Utah Code, the Salt Lake County Council hereby approves a decision, if made by the SLVLESA Board of Trustees, following the processes required by Utah law, to increase SLVLESA budgeted property tax revenues beginning in calendar year 2022 in excess of prior year property tax revenues by 16.5 percent or approximately \$2,903.624 and to levy a property tax rate in excess of the certified tax rate to generate the increase in its budgeted property tax revenues as defined in section 59-2-924 of the Utah Code.

APPROVED and ADOPTED this 5th day of October, 2021.

SALT LAKE COUNTY COUNCIL

ATTEST:

By /s/ LAURIE STRINGHAM

Pro-Temp

By /s/ SHERRIE SWENSEN

County Clerk

A motion was made by Council Member Stringham, seconded by Council Member Granato, that this agenda item be ratified. The motion carried by a five to one vote with Council Member Alvord voting "Nay" and Council Member DeBry abstaining.

**7.9 Adoption of a Proposed Scope of Work for the 2021/2022 [21-1118](#)
Sandy Hills General Plan**

Attachments: [Staff Report](#)
[Sandy Hills Scope](#)

This item was not discussed.

**8. RATIFICATION OF CONSENT ITEM ACTIONS IN COUNCIL WORK
SESSION**

A motion was made by Council Member Bradley, seconded by Council Member Granato, to approved the consent agenda. The motion carried by a unanimous vote.

- 8.1 Appointment of John Richards, Kimberly Romero, and Breanna Archuleta a Sheriff's Office Employee as a Bail Commissioner pursuant to Utah Code Annotated Section 17-32-1; the Bail Commissioners shall Serve at the pleasure of the Council or Until they Separate from their Employment with the Sheriff's Office** [21-1132](#)

Attachments: [Staff Report](#)
[Bail Commissioner Appointment Form Breanna Archuleta](#)
[Bail Commissioner Appointment Form John Richards](#)
[Bail Commissioner Appointment Form Kimberly Romero](#)

The vote on this consent item was ratified.

- 8.2 Consent of the Salt Lake County Council to Terminate a County Employee Pursuant to the County Personnel Management Act** [21-1164](#)

The vote on this consent item was ratified.

- 8.3 Arts & Culture Advisory Board Reappointment(s):** [21-1134](#)

Maria Chumbita-Garcia, District 4
Erik Christiansen, District 4
Annastasia Kaessner, District 1

Attachments: [Staff Report](#)
[Reappointment for Arts and Culture packet_Redacted](#)
[Board Appointment Approval form Council Christiansen](#)
[Board Appointment Approval form Council](#)
[Chumbita-Garcia](#)
[Board Appointment Approval form Council Kaessner](#)

The vote on this consent item was ratified.

- 8.4 Arts & Culture Advisory Board Appointment:** [21-1135](#)

Natosha Washington, District 1

Attachments: [Staff Report](#)
 [Board Appointment Packet N.Washington](#)
 [Board Appointment Approval form Council Washington](#)

The vote on this consent item was ratified.

9. TAX LETTERS

9.1 Returned Check Adjustments [21-1120](#)

Attachments: [Staff Report](#)
 [Returned Check Adjustment](#)

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be approved. The motion carried by a unanimous vote.

9.2 Auditor Tax Letters [21-1141](#)

Attachments: [Staff Report](#)
 [2020 Property Valuation - Boyd & Associates, LLC -](#)
 [Change from \\$1,572,300 to \\$1,378,300 Redacted](#)
 [2020 Property Valuation - Simantob, Jack - Change from](#)
 [\\$5,831,600 to \\$5,675,900 Redacted](#)
 [2019 Property Valuation - Global Consulting - Change from](#)
 [\\$854,300 to \\$700,000 Redacted](#)
 [2019 Property Valuation - SVN Nobbs East Sahara, LLC -](#)
 [Change from \\$11,501,700 to \\$10,880,273 Redacted](#)
 [2019 Property Valuation - Astar FRR FL1, LLC - Change](#)
 [from \\$10,496,200 to \\$9,361,300 Redacted](#)
 [2020 Property Valuation - CW Cottonwood Apartments,](#)
 [LLC - Change from \\$44,511,000 to \\$40,301,700 Redacted](#)
 [2020 Property Valuation - Cottonwood Fox Point - Change](#)
 [from \\$59,410,400 to \\$55,106,500 Redacted](#)
 [2020 Property Valuation - Diamondrock Salt Lake City Fee](#)
 [- Change from \\$65,803,400 to \\$62,000,000 Redacted](#)
 [2020 Property Valuation - Seritage SRC Finance, LLC -](#)
 [Change from \\$22,788,300 to \\$21,000,000 Redacted](#)
 [2020 Property Valuation - AAM Investments, LTD -](#)
 [Multiple Parcels Redacted](#)

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be approved. The motion carried by a

unanimous vote.

9.3 Refund of overpaid personal property taxes.

[21-1142](#)

Attachments: [Staff Report](#)

[21-9010 Personal Property Tax Refund \\$15,358.06 9.29.21](#)

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be approved. The motion carried by a unanimous vote.

10. LETTERS FROM OTHER OFFICES

11. PRIVATE BUSINESS DISCLOSURES

12. APPROVAL OF MINUTES

12.1 Approval of Council Minutes for September 21, 2021

[21-1123](#)

Attachments: [092121 - Council](#)

A motion was made by Council Member Bradley, seconded by Council Member Granato, that this agenda item be approved. The motion carried by a unanimous vote.

ADJOURN

THERE BEING NO FURTHER BUSINESS to come before the Council at this time, the meeting was adjourned at 4:20 PM until Tuesday, October 12, 2021, at 4:00 PM.

SHERRIE SWENSEN, COUNTY CLERK

By _____
DEPUTY CLERK

By _____
CHAIR, SALT LAKE COUNTY COUNCIL