

SALT LAKE COUNTY

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



Meeting Minutes

Tuesday, May 23, 2023

12:30 PM

Room N2-800

Council Work Session

1. CALL TO ORDER

Present

- Council Member Laurie Stringham
- Council Member Suzanne Harrison
- Council Member Jim Bradley
- Council Member Arlyn Bradshaw
- Council Member Dave Alvord
- Council Chair Aimee Winder Newton
- Council Member Ann Granato
- Council Member Sheldon Stewart
- Council Member Dea Theodore

2. PUBLIC COMMENT

Mr. Sam Dunham presented a booklet of some of the history of the Mt. Aire Canyon community, which was submitted with an application to be on the National Register of Historic Places. Seventh generation families of Parley P. Pratt, Willard Richards, and others have been living in Mt. Aire Canyon since the 1850s, and the architectural styles have been there since the 1900s. This community will be drastically affected by the gravel pit that is proposed to go in there. The Utah Department of Transportation (UDOT) has approved an encroachment for Granite Construction to build a road into that gravel pit area, but the community thinks Granite Construction should have to come to Salt Lake County to get a conditional use permit before it can build the road. Safety issues are a concern in the canyon. The County has had an agreement with UDOT for thirty years, and installed a gate as a safety measure, due to offenses that had been occurring.

Mr. Charles James updated the Council on efforts to end water fluoridation in Salt Lake County, due to the risk it presents for fluoride toxicity accumulation. Fluoride is in non-stick products, medications, processed food products, and cleaning and paint products. Fluoride can also be taken into the body from drinking water, showering, brushing teeth, cooking, gardening, and breathing in chloroform products in the air. Fluoride can come from so many things, it is impossible to measure the amount of fluoride toxicity in a person, and fluoride toxicity accumulation can mimic a lot of different health problems. Since fluoride carries potential risks, consuming it should be a choice, which is why it is unconstitutional to place fluoride in water.

3. DISCUSSION ITEMS:

- 3.1 A Potential Closed Session to Discuss the Character or Professional Competence of One or More Individuals** [23-0557](#)

Attachments: [Staff Report](#)

Approx. 2 hrs

A motion was made by Council Member Stewart, seconded by Council Member Harrison, to close the Council Work Session meeting to discuss the character or professional competence of one or more individuals. The motion carried by a unanimous vote.

Council Member Stewart stated it was his understanding, a roll call vote was required to go into a closed session.

Mr. Mitchell Park, Legal Counsel, Council Office, stated the Open Meetings Act requires a two-thirds vote, and the Council's rules allow a roll call vote anytime a Council Member requests one. He was not aware of a requirement in the Open Meetings Act to have a roll call vote to go into a closed session.

A motion was made by Council Member Stringham, seconded by Council Member Stewart, during the closed session to re-open the Council Work Session meeting, which motion carried by a unanimous vote.

**3.2 Proposed Hire Report / Incentive Plans \$3,000 and Under / [23-0560](#)
Weekly Reclassification Report**

Attachments: [Staff Report](#)
[Proposed Hire Report - 5-23-2023](#)
[Incentive Plans \\$3,000 and Under 5-23-2023](#)
[Weekly Reclassification Report 5-23-2023](#)

Presenter: Hoa Nguyen, Council Budget and Policy Analyst (Less than 5 mins)
Informational

Ms. Hoa Nguyen, Budget & Policy Analyst, Council Office, reviewed the new hires and reclassifications. There were no incentive plans.

3.3 Budget Adjustment: 2023 Capital Project Re-Budgets. [23-0565](#)

Attachments: [Staff Report](#)
 [28574 - 2023 Capital Project True Up](#)

Presenter: Hoa Nguyen, Council Budget and Policy Analyst (Approx. 5 mins)
Discussion/Direction

Ms. Hoa Nguyen, Budget & Policy Analyst, Council Office, reviewed the budget adjustment.

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

3.4 A Resolution of The Salt Lake County Council Concerning the Continuing Funding of Public Safety Services Within a Municipality That is Located in a Designated Recreation Area [23-0567](#)

Attachments: [Staff Report](#)
[Recreation and Public Safety Resolution Final](#)

Sponsors: Councilwoman Laurie Stringham, Councilwoman Ann Granato,
Councilman David Alvord (Approx. 20 mins)
Discussion/Direction

Council Member Stringham reviewed the resolution concerning the continuing funding of public safety services within a municipality that is located in a designated recreation area. She stated after the Council discussed the last resolutions regarding this matter, she met with Council Members and different entities to get everyone's input on a resolution that dealt more with the policy side of this. This resolution recognizes the Council will be making a decision on what funding it thinks is appropriate going forward, and that it will work with the Unified Fire Authority (UFA), the Unified Fire Service Area (UFSA), and the Town of Brighton to come up with a solution to resolve this. The resolution also requires the UFA to come back and prove why it needs the money. The appropriation will not be a set amount as the County has been doing because that is inappropriate.

A motion was made by Council Member Stringham to adopt the resolution.

Council Member Stewart asked for a friendly amendment to change section

two of the “Now Therefore” statement in the resolution, to read, “The Council desires to see the Unified Fire Authority and the Unified Fire Service Area work with the Town of Brighton and its members...”

Council Member Stringham accepted the amendment.

Council Member Stringham, seconded by Council Member Stewart, moved to approve the resolution with the amendment, which will now read, “The Council directs the Unified Fire Authority and the Unified Fire Service Area to work with the Town of Brighton and its members to reduce existing funding gaps for public safety needs in the Town of Brighton....”

Council Member Bradley asked for clarification on whether "members" referred to the Town of Brighton or the UFA and UFSA.

Council Member Stringham stated that reference is to the UFA and UFSA members.

Council Member Bradshaw asked for an amendment to section 1 of the “Now Therefore” clause to change the word “may” to “shall,” which would then read, “The Council intends to provide such funding for the remainder of Salt Lake County’s 2023 fiscal year, as well as for Salt Lake County’s 2024 fiscal year, but shall cease providing such funds after December 31, 2024...”

Council Member Stringham did not accept the amendment.

Council Member Bradshaw stated it was important to provide funding for the 18 months to allow everyone time to get this resolved, but it was also important to make it clear that the General Fund subsidy will go away at the end of fiscal year 2024, recognizing a variety of options will be pursued.

A substitute motion was made by Council Member Bradshaw, seconded by Council Member Bradley, to amend section 1 of the “Now Therefore” clause to change the word “may” to “shall,” which would then read, “The Council intends to provide such funding for the remainder of Salt Lake County’s 2023 fiscal year, as well as for Salt Lake County’s 2024 fiscal year, but shall cease providing such funds after December 31, 2024...”

Council Member Stewart stated he thought the word “shall” was punitive

and using that word penalized the Town of Brighton.

Council Member Winder Newton suggested saying, "It is the intent of the Council to discontinue funding." That is in between "may" and "shall."

Council Member Bradshaw amended the substitute motion that section 1 of the "Now Therefore" clause read, "The Council intends to provide such funding for the remainder of Salt Lake County's 2023 fiscal year, as well as for Salt Lake County's 2024 fiscal year, but it intends to cease providing such funds after December 31, 2024..."

Council Member Stringham asked for a legal opinion of what "intends" meant.

Mr. Mitchell Park, Legal Counsel, Council Office, stated what the resolution is expressing is basically all intent. The Council is not making the actual decision now; that decision would come later when the Council adopted budgets. The significant component of this resolution is to communicate what level of seriousness the Council has about that deadline to cease providing the funds.

Council Member Alvord stated before he voted, he wanted it clear who would be taking the leadership role in finding this additional funding. If Brighton took the lead and shrugged its shoulders, the responsibility would be back on the County, and he was not willing to defund public safety.

Council Member Winder Newton stated this is Brighton's area, so she thought it should take the lead and work with the UFSA, which also has an interest in it.

Ms. Catherine Kanter, Deputy Mayor of Regional Operations, stated she would support the word "intends," because it is a compromise and does not bind a future Council. It sends a message that the Council thinks this contribution is going away; therefore, everyone should be highly incentivized to come to the table and negotiate a way through this. If the Council were to make it a "may," it would not incentivize anyone.

Mayor Jennifer Wilson stated she agreed Brighton should take the lead, but it would be great for the Council to have a point person if Brighton, the

UFA, or the UFSA wanted input from it, and Ms. Kanter could remain as the point person for the Mayor's Office. She was comfortable with the substitute motion; the statement from the Council will give all the parties some direction.

Council Member Alvord asked for a friendly amendment to the motion to amend the resolution to read, "Once the Council has identified other funding mechanisms, it is its intent to no longer provide funding from the General Fund."

Council Member Stringham did not accept the amendment.

Council Member Bradshaw, seconded by Council Member Bradley, restated the substitute motion with the amendment to the motion that section 1 of the "Now Therefore" clause read, "The Council intends to provide such funding for the remainder of Salt Lake County's 2023 fiscal year, as well as for Salt Lake County's 2024 fiscal year, but it intends to cease providing such funds after December 31, 2024..." The motion failed by the following roll call vote:

Aye: Council Member Harrison, Council Member Bradley, Council Member Bradshaw, and Council Chair Winder Newton

Nay: Council Member Stringham, Council Member Alvord, Council Member Granato, Council Member Stewart, and Council Member Theodore

Council Member Stringham, seconded by Council Member Stewart, restated the original motion to adopt the resolution with the amendment to section two of the motion, and a correction to the amendment so as not to have a dangling participle, to read, "The Council desires to see the Unified Fire Authority and the Unified Fire Service Area, along with their members, including the Town of Brighton, take action to reduce existing funding gaps for public safety needs in the Town of Brighton..." The motion carried 6 to 3 by the following roll call vote, and was forwarded to the 4:00 PM Council meeting for ratification:

Aye: Council Member Stringham, Council Member Harrison, Council Member Alvord, Council Member Granato, Council Member Stewart, and Council Member Theodore

Nay: Council Member Bradley, Council Member Bradshaw, and Council Chair Winder Newton

Council Member Stringham stated it is not her intention to pay this out of the General Fund in the future, but there needed to be a good policy for any appropriation from that

fund, and the County does not have that now.

Council Member Bradley stated the Council could do more to solve the issue.

Council Member Bradshaw stated the Council needed to provide direction, and using the language being adopted does not do that.

Council Member Granato stated this gives direction to the parties most involved, and it is not the final solution.

Council Member Alvord stated he was a "yes" because the pressure was on the County to try to find this funding.

Council Member Harrison stated she thought this was the municipality's responsibility, and that Brighton should come up with solutions. The County could help if Brighton needed it, but it is important that each municipality be treated fairly.

Ms. Kanter stated she needed clarification. When the budget amount was approved for 2023, it was reduced by \$800,000 to cover the Brighton allocation, and then increased by roughly \$155,000 to cover a subsidy to the unincorporated areas that was being covered by the UFSA. Now that this resolution has passed and the \$800,000 is going to be restored, that means the total budget for 2023 for the canyon contribution that has been static for ten years will go up by \$155,000.

Council Member Stringham stated it was her intent for the UFSA to come back before the Council's budget hearings with the amount it needed, and to justify that amount. Then, the Council will make the determination of what it is willing to pay.

Chief Dominic Burchett stated the UFA has tentatively adopted its budget, with the \$3.175 amount in it, which has been the standard amount since 2013. When the County cut funding, it added in an amount to capture some of the subsidy for the unincorporated, but the UFA did not include that amount in its tentative budget.

Mr. Tony Hill, Chief Financial Officer, Unified Fire Authority, stated he has broken down exactly how much is spent in Brighton, Alta, and the unincorporated Salt Lake County and can provide that information to the Council. The Mayor's Office has also been provided with that information, for multiple years. That amount is based off UFA's member fee, and it is the amount being spent at Stations 108 and 113 in the canyons, as well as stations in the valley.

Time Certain 3:00

3.5 Informational Presentation on Agricultural Programs

[23-0559](#)

Attachments: [Staff Report](#)
[General Utah Ag Fact Sheet](#)
[Salt Lake County Ag Fact Sheet](#)

Presenters: Craig Buttars, Commissioner, Utah Department of Agriculture and Food; Kelly Pehrson, Deputy Commissioner, Utah Department of Agriculture and Food (Approx. 30 mins)

Informational

Mr. Craig Buttars, Commissioner, Utah Department of Agriculture and Food, stated the Utah Department of Agriculture and Food (UDAF) is meeting with every Council and Commission in the State of Utah to discuss agriculture in their specific county. He delivered a PowerPoint presentation entitled the Utah Department of Agriculture and Food - Agriculture in Your Community, reviewing who the Utah Department of Agriculture and Food is, what it does, and its divisions, as well as Utah's ranking and top commodities, the benefits of agriculture in Utah, a Salt Lake County farms overview, and agriculture in Salt Lake County.

Mr. Kelly Pehrson, Deputy Commissioner, Utah Department of Agriculture and Food, continued the PowerPoint presentation reviewed UDAF's strategic goals in detail, including agristructure, the agriculture workforce, agriculture land preservation, food supply chain development, agriculture education, and customer service. He also reviewed new programs, the Water Optimization Program, the LeRay McCallister Working Farm and Ranch Protection Fund, the Ag Stress Assistance Program, the Utah Food Security Processing Grant, the Utah State Department of Agriculture's announcements, the Regional Food Business Centers Program, the Resilient Food Systems Infrastructure Program, and showed a film of UDAF's Drought Impacts and Optimization.

Mr. Buttars continued the PowerPoint presentation reviewing the Agricultural Water Optimization Program and the Agricultural Stress Assistance Program, and also showed a film of UDAF's Conservation Easements and the LeRay McCallister Fund.

Mr. Pehrson reviewed the LeRay McAllister Working Farm and Protection Fund and H.B. 371, which affected that fund.

Ms. Amber Brown, Legislative Director of the Utah Agriculture Mediation Program, Utah Department of Agriculture and Food, finished the PowerPoint presentation reviewing the Utah Agriculture Mediation Program.

4. CONSENT ITEMS:

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

- 4.1 Consideration of a Resolution of the Salt Lake County Council Approving and Authorizing Execution of an Interlocal Cooperation Agreement Between the Magna Metro Township and Salt Lake County for Funding a Portion of the Construction of the Utah & Salt Lake Canal Trail** [23-0550](#)

Attachments: [Staff Report](#)
[Magna Metro Township Agreement and Resolution](#)

This consent item was approved and forwarded.

- 4.2 Consideration of a Resolution of the Salt Lake County Council Approving and Authorizing the Mayor to Grant a Perpetual Easement to Rocky Mountain Power in South Jordan** [23-0558](#)

Attachments: [Staff Report](#)
[Resolution for Easement to RMP \(05.16.23\) - RAFL \(004\)](#)

This consent item was approved and forwarded.

- 4.3 Consideration of a Resolution of the Salt Lake County Council Declaring Surplus Real Property, Authorizing Execution of the Attached Interlocal Cooperation Agreement to Exchange Shared Access and Use Easements With the City of South Jordan, and to Grant a Sanitary Sewer Easement to the City of South Jordan** [23-0561](#)

Attachments: [Staff Report](#)
 [Resolution for Interlocal with South Jordan \(04.17.23\) -](#)
 [RAFL](#)

This consent item was approved and forwarded.

- 4.4 Acceptance of a Donation of a \$250 gift card from Scheels to the District Attorney's Office** [23-0554](#)

Attachments: [Staff Report](#)
 [Declaration of Donation - Scheels \(002\)](#)

This consent item was approved and forwarded.

- #### 4.5 Acceptance of Donations from Friends of the Children's Justice to the District Attorney's Office [23-0555](#)

Attachments: [Staff Report](#)
[Friends donation 2023-01 thru 2023-03](#)

This consent item was approved and forwarded.

5. ITEMS FROM COUNCIL MEMBERS

5.1. Internal Business

- ### 5.1.1 Notice of Cancellation of May 30, 2023 Council Work Session Meeting for Memorial Day Holiday [23-0570](#)

Attachments: [Staff Report](#)

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

6. APPROVAL OF MINUTES

- ## 6.1 Approval of May 2, 2023 Council Work Session Minutes 23-0532

Attachments: 050223 CWS Minutes

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

Member Theodore, that this agenda item be approved. The motion carried by a unanimous vote.

6.2 Approval of May 9, 2023 Council Work Session Minutes

[23-0547](#)

Attachments: [050923 CWS Minutes](#)

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

ADJOURN

The meeting was adjourned at 4:00 PM.

LANNIE CHAPMAN, COUNTY CLERK

By _____
DEPUTY CLERK

By _____
CHAIR, SALT LAKE COUNTY COUNCIL