

SALT LAKE COUNTY

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



Meeting Minutes

Tuesday, April 25, 2023

4:00 PM

Council Chambers, N1-110

County Council

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

Invocation - Reading - Thought

Pledge of Allegiance

Mr. Lawrence Horman led the Pledge of Allegiance to the Flag of the United States of America.

2. PUBLIC COMMENT**3. REPORT OF ELECTED OFFICIALS:****3.1. County Council Members**

Council Member Stringham stated she met with the Wasatch Front Waste and Recycling District (WFWRD) this week and it has become clear there is a problem with contamination of recyclables. If recyclable materials are mixed with garbage, they can no longer be recycled. The public needs more education on this topic. There is good information on the website and there is also an app where users can learn what can and cannot be recycled.

Council Member Winder Newton stated it would be nice for the Mayor's Office to get a new State flag now that the design has been approved.

3.2. County Mayor

Ms. Catherine Kanter, Deputy Mayor of Regional Operations, stated the Engineering and Flood Control Division is hosting sandbag filling events this coming Friday and Saturday. It will be at the Public Works Sandbag Shed in Midvale City. Citizens can visit sco.runoffready to learn more about opportunities

to volunteer.

3.3. Other Elected County Officials

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

5. PUBLIC HEARINGS AND ISSUANCE OF PUBLIC NOTICES

- 5.1 Formal Adoption of An Ordinance of the Legislative Body of Salt Lake County, Utah, Amending Section 3.15.010 of the Salt Lake County Code of Ordinances, 2001, Entitled “Definitions”, Section 3.24.010 of the Salt Lake County Code of Ordinances, 2001, Entitled “Policy of the County”, and Section 3.24.020 of the Salt Lake County Code of Ordinances, 2001, Entitled “Preference System,” to Repeal the Small, Women-Owned, or Minority-Owned Emerging Business Preference for County Procurement of Goods or Services** [23-0432](#)

Attachments: [Staff Report](#)
[Procurement Preference Amendments.pdf](#)

ORDINANCE NO. 1912

PROCUREMENT PREFERENCE AMENDMENTS

AN ORDINANCE OF THE LEGISLATIVE BODY OF SALT LAKE COUNTY, UTAH, AMENDING SECTION 3.15.010 OF THE SALT LAKE COUNTY CODE OF ORDINANCES, 2001, ENTITLED “DEFINITIONS”, SECTION 3.24.010 OF THE SALT LAKE COUNTY CODE OF ORDINANCES, 2001, ENTITLED “POLICY OF THE COUNTY”, AND SECTION 3.24.020 OF THE SALT LAKE COUNTY CODE OF ORDINANCES, 2001, ENTITLED “PREFERENCE SYSTEM,” TO REPEAL THE SMALL, WOMAN-OWNED, OR MINORITY-OWNED EMERGING BUSINESS PREFERENCE FOR COUNTY PROCUREMENT OF GOODS OR SERVICES

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

SECTION I. The amendments made herein are designated by underlining the

new substituted words. Words being deleted are designated by brackets and strike-through.

SECTION II. Section 3.15.010, of the Salt Lake County Code of Ordinances, 2001, is hereby amended to read as follows:

3.15.010 Definitions.

As used in Chapters 3.16 through 3.28:

“Agency” means a separate and distinct unity of county government, which has its own budget. It may also be used to refer to an elected official, department, division or section.

“Attorney” means the elected attorney of Salt Lake County, Utah and their deputy attorneys.

“Award” means the approval for final procurement by the mayor or other authority.

“Best value bid” means the selection process for goods or services based on pre-determined criteria identified by the county in which objective qualitative factors along with price are considered.

“Bidder” means any person submitting a competitive bid in response to a request for bids or request for bids and resulting contract by the county.

“Bid” means an offer submitted by a bidder in response to a request for bids or request for bids and resulting contract by the county.

“Bilateral contract” is a written agreement which is signed by both parties.

“Cardholder” means the county employee issued a purchasing card or proprietary/charge card. The cardholder’s name appears on the card.

“Claim” means (i) a demand presented for money or damages; or (ii) a cause of action presented for money or damages. “Claim” does not mean a routine, uncontested, or regular payment, including a bill, purchase, or payroll.

“Committee” means the RFP selection committee established by county

ordinance and policy for the review of proposals.

“Contract” means a legally binding agreement

“Cooperative agreement” means an agreement resulting from a competitive solicitation by one or more public purchasing agencies or association of public purchasing agencies that allows other public purchasing agencies, such as the county, to procure goods or services according to the agreement.

“Cooperative procurement” means procurements conducted by, or on behalf of, two or more public purchasing agencies to procure from the same supplier or multiple suppliers using a single 3 solicitation to bid or request for proposal in order to obtain advantages of volume procurement discounts, administrative savings and other benefits.

“Council” means the Salt Lake County Council.

“County” means Salt Lake County.

“Countywide contract” means a contract available for use by all county agencies for goods or services.

“Electronic copy” means a solicitation or document received electronically through the county’s designated system.

“Emergency” means there is a threat to public health, welfare, or safety. The existence of such an emergency creates an immediate and serious need for goods or services that precludes full and open competitive procurement.

“Emergency procurement” means a situation which creates a threat to public health, welfare or safety such as may arise by reason of floods, epidemics, riots, equipment failures, earthquakes, or other reason as proclaimed by the mayor. The existence of such conditions must seriously threaten:

- (1) The functioning of county government;
- (2) The preservation or protection of property; or
- (3) The health or safety of any person.

“Equal, or equal” means a phrase used to indicate the acceptability of goods of similar or superior function, purpose, design, or performance.

“Exigency” means the need for goods or services is of such an unusual and compelling urgency that the county would be seriously injured unless the county is permitted to preclude full and open competitive procurement.

“Exigency procurement” means procurement under an exigency.

“Expedited request for proposals” means a selection pursuant to the expedited procedures in Section 3.22.100. The cost limit for an expedited request for proposals is fifty thousand dollars.

“Formal advertised solicitation” means a solicitation for bids or proposals issued by the county for procurements greater than fifty thousand dollars formally advertised to vendors, service providers, or contractors for their response.

“GRAMA” means the Utah Government Records Access and Management Act, as defined by Utah law.

“Health care preference” means the preference granted to a vendor who currently has and will maintain the following through the term of the contract with the county: a health benefit plan, as defined by Utah law, made available to the vendor’s covered employees and their dependents.

“Interlocal agreement” means those agreements authorized by the Interlocal Cooperation Act, as defined by Utah law.

“Master agreement” means a procurement agreement established to permit county agencies to utilize the same underlying state contract or cooperative agreement for repetitive purchases. There is no maximum cost per transaction.

“Mayor” means the elected chief executive officer of the county or designee, unless a designation is prohibited by ordinance or statute.

“Mayor’s financial administration (MFA)” means the office of financial administration under the mayor’s office, including the divisions within the

office of accounting, fixed and controlled assets, and budget.

“Multiple-award contract” means a contract awarded to more than one vendor for similar goods or services.

“Non-capitalized item” means a single asset with a unit cost less than the established capitalized limit.

“Official copy” means the copy of the contract kept in accordance with GRAMA.

“Preference system” means a system that encourages responsible business practices by granting preferences in procurement.

“Procurement” means the buying, purchasing, or acquisition of goods or services and all related acquisition processes.

“Professional service” means labor, effort, or work that requires an elevated degree of specialized knowledge and discretion, including but not limited to labor, effort, or work in the field of:

- (1) Accounting;
- (2) Architecture;
- (3) Construction design and management;
- (4) Engineering;
- (5) Financial services;
- (6) Information technology;
- (7) The law;
- (8) Medicine;
- (9) Psychiatry; or
- (10) Underwriting.

“Proposal” means a response to a request for proposals.

“Proposer” means any person submitting a proposal in response to a request for proposals by the county.

“Purchase orders (PO)” means a binding contract, which is used to accept the offer of a vendor to provide goods or services. The division of contracts and procurement is authorized to issue purchase orders.

“Purchasing agent” means the director of the division of contracts and procurement. The mayor, by executive order, will designate the purchasing agent’s signing authority.

“Purchasing card” means a charge card issued to an employee of the county for the purpose of making authorized purchases on behalf of the county.

“Purchasing card program administrator” means the employee assigned to oversee the purchasing card program for the county.

“Quote” means pricing for goods or services informally solicited from a vendor, provider or contractor.

“Request for bids (RFB)” means a solicitation for goods or services where price is the primary consideration.

“Request for bids and resulting contract (RFC)” means a RFB that includes a written description of goods or services required by the county to be purchased repetitively during a specified contract term. This document, with all supporting terms, conditions, and specifications, and signed by the authorized county agent, becomes a written contract.

“Request for proposals (RFP)” means a solicitation for proposals when price is just one of several criteria necessary to make a decision and thus awarding the contract to the lowest responsive and responsible bidder is not necessarily advantageous to the county.

“Request for qualifications (RFQ)” means a solicitation to receive a statement of qualifications. “Responsible proposer or bidder” means a person or company who has the ability to perform in full the contract

requirements, as well as the integrity and reliability that will assure good faith performance.

“Responsive proposer or bidder” means a person or company whose bid or proposal conforms in all material respects to the terms and conditions required by the county in the formal advertised solicitation. “Review as to form” means the attorney’s review and advice as to form and legality as required by Utah law and Salt Lake County ordinance.

“Sealed bid” means paper bids in sealed envelopes or bids received electronically through the county’s designated system.

“Sealed proposal” means paper proposals in sealed envelopes or proposals received electronically through the county’s designated system.

“Service contract” means any contract entered into by the county with a vendor for the furnishing of services to or for the county utilizing the vendor’s employees to provide the services. A “service contract” may include the purchase of goods along with the providing of services.

“Signing authority” means the authority to sign contracts on behalf of the county as designated by the mayor or set forth in ordinance.

“Small cost blanket” means a purchase order that is issued in response to ongoing purchases made during a specific period of time to a single vendor under which a county agency may release payments for small cost purchases. Without the use of a small cost blanket, those ongoing goods and services would require the issuance of a purchase order for each and every invoice received.

“Small cost purchases” means purchases of goods or services having a cost up to and including the micro-purchase threshold set by the Federal Acquisition Regulation at 48 CFR Subpart 2.1 (Definitions).

~~[“Small, women-owned, or minority-owned emerging business enterprise preference” means the preference granted to a vendor that qualifies as a small, women-owned or minority-owned emerging business enterprise. The vendor requesting the preference shall provide current certification of such with their bid or proposal. Agencies through which vendors may obtain small, women-owned or minority-owned emerging business certifications~~

~~include:~~

~~• Small Business Administration~~

~~• National Minority Supplier Development Council and regional affiliates]~~

“Sole source procurement” means a procurement where the purchasing agent has justified in writing why a good or service is only reasonably available from a single supplier. “Solicitation” means any request by the county for vendors to offer bids, quotes, or proposals.

“Specification” means a description of what the purchaser seeks to buy and, consequently, what a bidder or proposer must be responsive to in order to be considered for the award of a contract.

“Standard form contract” means a contract reviewed by the attorney pursuant to Section 3.28.020(D).

“Standardization” means the procurement of goods or services by the county to assure consistency of equipment and interchangeability or integration of goods or services which may require procurement without competition pursuant to Section 3.20.030(A)(5).

“State contract” means contracts established by the state of Utah and made available for use by state agencies and other political subdivisions of the state.

“Tie bids” means the low responsive bids from responsible bidders that are identical in price, delivery, and payment terms.

“Transitional costs” mean the costs of changing from an existing provider of, or type of, a procurement item to another provider of, or type of, procurement item. “Transitional costs” include: training costs; conversion costs; compatibility costs; system downtime; disruption of service; staff time necessary to put the transition into effect; installation costs; and ancillary software, hardware, equipment, or construction costs. “Transitional costs” do not include: the costs of preparing for or engaging in a procurement process; or contract negotiation or contract drafting costs.

“Vendor” means a person or company selling goods or services.

“Veteran” means a current or former member of the United States Armed Forces who is currently in good standing or has been honorably discharged and meets one of the following criteria:

- (1) Active duty service for at least one hundred eighty (180) consecutive days;
- (2) Reserve service in a campaign or expedition for which a campaign medal has been authorized; or
- (3) Service-related injury or disability incurred in the line of duty.

“Veterans hiring preference” means the preference granted to a vendor who currently has and will maintain all of the following through the term of the contract with the county:

For veterans:

- (1) A completed and signed certificate explaining its program to actively recruit and employ veterans that includes the success rate of its program by listing the percentage of its workforce that qualifies as veterans under this policy;
- (2) A completed and signed certificate verifying that a vendor has employed, and is currently employing, at least one veteran under its recruitment program;
- (3) A drug and alcohol testing policy that applies to all covered individuals employed or hired by the vendor and requires covered individuals to submit to random testing.

Companywide:

- (1) A job training program recognized by a federal, state, or local governmental entity; and
- (2) Job safety program that complies with job safety and health standards of the Occupation and Safety Health Administration

(OSHA) or the state standards which are at least as effective as the federal standards.

SECTION III. Section 3.24.010, of the Salt Lake County Code of Ordinances, 2001 is hereby amended to read as follows:

3.24.010 Policy of the county.

It is the policy of the county to award contracts for goods or services based upon a preference system that encourages responsible business practices, health care for employees, ~~[small, women owned, or minority owned emerging business enterprises,]~~ and veterans hiring.

SECTION IV. Section 3.24.020, of the Salt Lake County Code of Ordinances, 2001 is hereby amended to read as follows:

3.24.010 Preference system.

A. The county shall grant the following preferences as provided by this chapter and by countywide policies and procedures:

1. The health care preference; and
2. ~~[The small, women owned, or minority owned emerging business preference; and~~
- 3.] The veterans hiring preference.

B. The purchasing agent shall determine if the vendor qualifies for the preference(s). The burden is on the vendor to demonstrate that it qualifies for the preference(s).

SECTION V. All references to the small, women-owned, or minority-owned emerging business enterprise preference as may have been adopted in countywide policy are hereby repealed and are deemed void and non-enforceable as of the effective date of this ordinance.

SECTION VI. This ordinance shall become effective fifteen (15) days after its passage and upon at least one publication in a newspaper published and having general circulation in Salt Lake County.

APPROVED AND ADOPTED this 25th day of April, 2023.

SALT LAKE COUNTY COUNCIL

By /s/ AIMEE WINDER NEWTON
Chair

ATTESTED: (SEAL)

By /s/ LANNIE CHAPMAN
Salt Lake County Clerk

A motion was made by Council Member Alvord, seconded by Council Member Stewart, that this agenda item be ratified. The motion carried by the following vote:

Aye: Council Member Stringham, Council Member Alvord, Council Chair Winder Newton, Council Member Stewart, and Council Member Theodore

Nay: Council Member Harrison, Council Member Bradley, Council Member Bradshaw, and Council Member Granato

6. RATIFICATION OF DISCUSSION ITEM ACTIONS IN COUNCIL WORK SESSION

- 6.1 Budget Adjustment: Youth Services requests FTE actions for two time-limited positions in the Substance Abuse Prevention program.** [23-0461](#)

Attachments: [Staff Report](#)
[27568 - YSV Prevention Grants Modification](#)

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

- 6.2 Budget Adjustment: Arts and Culture requests \$22,975 to replace the HVAC cooling coil at the Abravanel Hall by utilizing underspent budgets from the UMOCA Ceiling Tile project.** [23-0464](#)

Attachments: [Staff Report](#)
[27561 - Abravanel Hall Cooling Coil](#)
[27561- Abravanel Hall CW Coil Replacement Quote](#)

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

- 6.3 Budget Adjustment: Parks and Rec requests \$700,000 from 4th quarter transportation fund to address the budget shortfall for the Butterfield trail and trailhead projects. This adjustment also recognizes \$100,000 grant award from Utah Outdoor Recreation, and \$150,000 donation from Rio Tinto towards Butterfield Canyon trail construction.** [23-0465](#)

Attachments: [Staff Report](#)
[27559-27560 - Build Regional Trails project](#)
[27559 - Butterfield Trails Ph 1 - Donation, Grant & Add'l](#)
[27559 - Butterfield Trails Donation Agreement](#)
[27559 - Butterfield Ph. I UORG Agreement](#)
[27560 - Butterfield Trailhead Add'l Funding](#)

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

- 6.4 Consideration of Property Tax Senior Deferral Program** [23-0460](#)

Attachments: [Staff Report](#)
[Senior Deferral Program.pdf](#)

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

7. RATIFICATION OF CONSENT ITEM ACTIONS IN COUNCIL WORK SESSION

A motion was made by Council Member Bradshaw, seconded by Council Member Granato, that the consent agenda be ratified. The motion carried by a unanimous vote.

- 7.1 Acceptance of a Donation of Stop the Bleed Kits for Salt Lake County Libraries Worth \$1,400** [23-0449](#)

Attachments: [Staff Report](#)
 [Riverton Hospital Donation Form - Stop the Bleed Kits](#)

The vote on this consent item was ratified.

- 7.2 Acceptance of a Donation of Novels and Textbooks from Erika Cohn Worth \$2,500** [23-0453](#)

[illegible]

The vote on this consent item was ratified.

- 7.3 Consideration of a Resolution of the County Council of Salt Lake County Approving and Authorizing Execution of an Interlocal Cooperation Agreement Between Salt Lake County and City of Holladay for a Contribution of TRCC Funds to Help Fund the Holladay City Park Historic Walk** [23-0452](#)

Attachments: [Staff Report](#)
 [Holladay City-Holladay City Park Historic Walk Resolution](#)
 [230307](#)
 [Interlocal Agreement with SL Co for TRCC funds.Historic](#)
 [Walk](#)

RESOLUTION NO. 6092

A RESOLUTION OF THE COUNTY COUNCIL OF SALT LAKE COUNTY APPROVING AND AUTHORIZING EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN SALT LAKE COUNTY AND CITY OF HOLLADAY FOR A CONTRIBUTION OF TRCC FUNDS TO HELP FUND THE HOLLADAY CITY PARK HISTORIC WALK

RECITALS

A. Salt Lake County (the “County”) and City of Holladay (the “City”) are “public agencies” as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 et seq. (the “Act”), and, as such, are authorized by

the Act to enter into this Agreement to act jointly and cooperatively on the basis of mutual advantage in order to provide facilities in a manner that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities.

B. The County receives funds (“TRCC Funds”) pursuant to the Tourism, Recreation, Cultural, Convention, and Airport Facilities Tax Act, Utah Code Ann. §§ 59-12-601 et seq. (the “TRCC Act”). The TRCC Act provides that TRCC Funds may be used, among other things, for the development, operation, and maintenance of publicly owned or operated recreation, cultural, or convention facilities.

C. City requested TRCC Funds from the County to help it fund the project described in its TRCC Application. More specifically, the City requested TRCC Funds to help fund Holladay City Park Historic Walk (the “Project”). The County Council appropriated TRCC Funds for this purpose.

D. City and County now desire to enter into the Interlocal Cooperation Agreement attached hereto as ATTACHMENT A (the “Interlocal Agreement”) wherein the County agrees to grant TRCC Funds to the City to help fund the Project and wherein the City agrees to abide by the terms and conditions outlined in the Interlocal Agreement.

E. The County Council believes that its contribution and assistance under the Agreement will contribute to the prosperity, moral well-being, peace, and comfort of Salt Lake County residents.

RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the County Council of Salt Lake County:

1. That the Interlocal Agreement between County and City is approved, in substantially the form attached hereto as ATTACHMENT A, and that the Salt Lake County Mayor is authorized to execute the same.
2. That the Interlocal Agreement will become effective as stated in the Interlocal Agreement.

APPROVED and ADOPTED this 25th day of April, 2023.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ AIMEE WINDER NEWTON
ChairBy /s/ LANNIE CHAPMAN
County Clerk

The vote on this consent item was ratified.

- 7.4 Consideration of the Appointment of Abby Evans as the Council's Representative on the Salt Lake County Property Tax Committee** [23-0469](#)

Attachments: [Staff Report](#)

The vote on this consent item was ratified.

8. APPROVAL OF TAX LETTERS

- 8.1 Assessor Tax Letters** [23-0436](#)

Attachments: [Staff Report](#)
[28-33-126-039 & -041 F](#)
[21-06-384-006 F](#)
[08-34-251-012 F](#)
[32-10-376-013 F](#)
[14-21-200-029 F](#)

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

- 9. LETTERS FROM OTHER OFFICES**
10. ACCEPTANCE OF BUSINESS DISCLOSURES
11. APPROVAL OF MINUTES

ADJOURN

THERE BEING NO FURTHER BUSINESS to come before the Council at this time, the

meeting was adjourned at 4:08 PM until Tuesday, May 2, 2023, at 4:00 PM.

LANNIE CHAPMAN, COUNTY CLERK

By _____
DEPUTY CLERK

By _____
CHAIR, SALT LAKE COUNTY COUNCIL