

SALT LAKE COUNTY

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



Meeting Minutes

Tuesday, February 6, 2024

10:45 AM

AMENDED AGENDA

Room N1-110

County Council

1. CALL TO ORDER

Present: Council Member Suzanne Harrison
Council Chair Laurie Stringham
Council Member Jim Bradley
Council Member Arlyn Bradshaw
Council Member Dave Alvord
Council Member Ann Granato
Council Member Dea Theodore

Call In: Council Member Aimee Winder Newton
Council Member Sheldon Stewart

Invocation - Reading or Thought - Pledge of Allegiance

Ms. Monica Zoltanski, Mayor, Sandy City, led the Pledge of Allegiance to the Flag of the United States of America.

2. PUBLIC COMMENT

Ms. Monica Zoltanski, Mayor, Sandy City, stated she and the Sandy City Council were opposed to HB 330, which would allow the incorporation of noncontiguous islands. State law currently prohibits this because contiguous borders allow for continuity of services and cohesion of community identity. Sandy City would be more affected by this bill than any other location in the state. She asked the Council to support Sandy City in opposing this bill.

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

Council Member Granato stated the County Board of Health met the previous Thursday and has begun the search for a new Health Department Director to replace Dr. Angela Dunn.

Council Member Alvord asked that time be scheduled among the Council, either in caucus or public meeting, to discuss the procedure for placing items on the agenda.

Council Member Bradley stated former Attorney General, Jan Graham, passed away recently. Ms. Graham served two terms, scandal-free, and was the first

woman to win the Attorney General seat statewide.

Council Member Theodore stated she recently attended the Crestwood Regional Park Public Open House in Cottonwood Heights. She thanked the residents who attended and assured them the Parks and Recreation Division would be taking their input very seriously. She also attended the Clark Planetarium's Legislator Family Night the evening before.

Council Member Stringham stated she also attended the event at the Planetarium, and it was wonderful.

3.2. County Mayor

Mayor Jennifer Wilson reviewed the following items:

- Employee Appreciation Day will be Wednesday, June 5, 2024, from 11:00 AM to 3:00 PM at the Viridian Event Center.
- Animal Services is accepting photo entries of pet owners with their pets for its "Cutest Couple" contest. Submissions will be due February 13, 2024. Free Adoption Day will be held on February 17, 2024.
- The Mayor's next book club meeting is scheduled for April 19, 2024. The book discussed will be Faces of Salt Lake County, which shares the stories of many community members, including refugees.
- The Housing and Community Development Division of the Office of Regional Development will be hosting the 2024 Provider Exposition in the South Building atrium of the Government Center tonight from 4:00 PM to 6:00 PM.
- Zoo, Arts, and Parks (ZAP) will be holding a grant-writing workshop on March 19, 2024. This will be open to anyone who wants to attend.
- The Parks and Recreation Division recently received the Regional Foresters Award for its engagement efforts surrounding the Tri-Canyon Trails Plan. Parks and Recreation welcomes community engagement in working on the 2025 Recreation Facilities Master Plan. Open houses will be held throughout the year.

3.3. Other Elected County Officials

4. WORK SESSION

4.1 2024 Legislative Session Update

[23-1306](#)

**The Council May Vote to Take Positions Concerning 2024
Legislation and Other Related Actions**

Attachments: [Staff Report](#)

Presenter: Kara Trevino, Legislative Director (Approx. 11:00AM, 60MIN)

Discussion/Direction

Ms. Kara Trevino, Intergovernmental Relations Manager, Council Office, reviewed the following new bills:

- HB 465 Housing Affordability Revisions

Ms. Trevino reviewed the bill.

Ms. Dina Blaes, Director, Office of Regional Development, stated there were elements in the bill that came out of meetings of the Commission on Housing Affordability. All the issues that reached a point of consensus made it into the bill. She recommended supporting the bill.

A motion was made by Council Member Bradshaw, seconded by Council Member Theodore, to support HB 465. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

- SB168 Housing Affordability Amendments

Ms. Trevino reviewed the bill, which deals with modular building units. It would allow the inspection to occur at the manufacturing location. There would also be an on-site inspection component once the unit was placed.

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, to support SB 168, with the caveat that the changes recommended by staff be included. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

- SB 185 Residential Building Inspection Amendments

Ms. Trevino reviewed the bill, which she stated was problematic because it could usurp local building authority and allow for third party inspectors. The Greater Salt Lake

Municipal Services District (MSD) had previously expressed concerns over the bill.

Mr. Zachary Shaw, Deputy District Attorney, stated while the MSD does contract with third party inspectors, this would allow the developer to contract with those inspectors. He compared it to a fox guarding the henhouse.

A motion was made by Council Member Stringham, seconded by Council Member Bradshaw, to oppose SB 185. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

- SB 172 Protection Areas Revisions

Ms. Trevino reviewed the bill, which addresses gravel pits and the mine being proposed in the County.

Ms. Bridget Romano, Deputy District Attorney, stated the bill would create a new protection area for critical infrastructure material operations. It would take the decision regarding land use authority out of the County's hands. She felt the legislation was crafted to smooth the pathway for the Parley's Canyon Mine, which the Council previously voted to oppose. The District Attorney's Office saw the bill as lengthy, complex, vague, and poorly drafted. The Utah Association of Counties (UAC) and the Utah League of Cities and Towns (ULCT) have taken a position of opposition. This bill could also affect adjoining landowners.

A motion was made by Council Member Winder Newton, seconded by Council Member Harrison, to oppose SB 172. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

Ms. Trevino provided updates on the following bills:

- First Substitution HB 84 School Safety Amendments

Sheriff Rosie Rivera stated after the substitution was submitted, the bill would still require the Sheriff to administer training for the guardian program. There would be at least 350 guardians needed, but probably more. The bill required various annual and biannual training courses and would drastically affect the Sheriff's budget.

A motion was made by Council Member Winder Newton, seconded by Council Member

Harrison, to ask the sponsor of HB 84 to give jurisdiction to municipal law enforcement agencies over the schools in their areas, and provide funding for the Sheriff's Office to provide the training and oversight. If the State will not provide funding, the Council would like all jurisdiction oversight and training to be at the municipal level. The motion carried by a unanimous vote. Council Members Theodore and Stewart were absent for the vote.

- First Substitution HB 366 Criminal Justice Amendments

Ms. Trevino stated the first version of this bill would affect how the Criminal Justice Advisory Council (CJAC) chair is chosen. The substitution requires that the Chair would need to be a County official.

A motion was made by Council Member Granato, seconded by Council Member Bradshaw, to support HB 366. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

- HB 12 Tax Incentive Revisions

Ms. Trevino stated this bill, which the County voted to support, passed.

- HB 36 – Open and Public Meetings Act Amendments

Ms. Trevino stated there is now a second substitution for this bill, and she asked the Council's legal counsel to give an update.

Mr. Mitchell Park, Legal Counsel, Council Office, stated the definition of "meeting" had been revised yet again. The current version of the bill defines what a meeting is and what it is not. This substitution would eliminate some of the ambiguity by removing the "is not" portion. There would be exceptions allowing a meeting to be closed for reasons listed in the act. Much of the language referred to a new concept of whether a public body could engage in discussing a matter relevant to its jurisdiction. There would also be penalties for a public body making an "evasive action." He felt the changes were worth supporting.

A motion was made by Council Member Granato, seconded by Council Member Theodore, to support HB 36. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

- HB 330 – Unincorporated Areas Amendments

Ms. Trevino stated the Council previously took a position to monitor this and work with the sponsor due to concerns over the following: the definition of an “island”; language about including roads in an annexation; the specifics of the feasibility study; and the absence of a provision giving service providers the option to have an approval mechanism. The first three concerns have been addressed, and recommendations have been sent to Representative Jordan Teuscher.

Council Member Winder Newton stated while she appreciated Mayor Monica Zoltanski’s concerns regarding this issue, because Representative Teuscher has been willing to work with the County, she recommended taking a position of support.

A motion was made by Council Member Winder Newton, seconded by Council Member Theodore, to work with the sponsor and change the Council’s position on HB 330 to one of support once all issues have been resolved. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

**4.2 The Proposed Hire Report / Incentive Plans - \$3,000 and [23-1294](#)
Under / Weekly Reclassification Report**

Attachments: [Staff Report](#)
[Proposed Hire Report - 1-31-2024](#)
[Incentive Plans Under \\$3,000 1-31-2024](#)
[Weekly Reclassification Report 1-31-2024](#)

Presenter: Hoa Nguyen, Council Budget and Policy Analyst (Approx. 1:00PM,
Less than 5MIN)

Discussion/Direction

Ms. Hoa Nguyen, Budget and Policy Analyst, Council Office, reviewed the new hires, incentive plans, and reclassifications.

**4.3 Budget Adjustment: Clark Planetarium requests \$140,475 [23-1295](#)
increase to the budget of the Annex Remodel on 400 West
due to construction cost increases. The additional budget will
come from their restricted fund balance.**

Attachments: [Staff Report](#)
[30759 - CP Annex Remodel, Ph. 1](#)

Presenter: Hoa Nguyen, Council Budget and Policy Analyst (Approx. 1:00PM, Less than 5MIN)

Discussion/Direction

Ms. Hoa Nguyen, Budget and 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. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

- 4.4 Budget Adjustment: Parks and Recreation requests to transfer \$124,000 in under-expend budgets from multiple completed projects to the Taylorsville Pool renovation project. This additional budget will allow them to accept the lowest bid and have the project completed by the opening of the outdoor pool season.** [23-1297](#)

Attachments: [Staff Report](#)
[30752 - PAR Transfer Budget to Taylorsville Pool Renovation](#)

Presenter: Hoa Nguyen, Council Budget and Policy Analyst (Approx. 1:00PM, Less than 5MIN)

Discussion/Direction

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

A motion was made by Council Member Winder Newton, seconded by Council Member Harrison, that this agenda item be approved. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

- 4.5 Budget Adjustment: Flood Control requests a technical adjustment to prioritize funding for 5 projects and reallocate the \$350,000 reduction due to the tax revenue shift from Flood Control to General Fund during the Fall budget process.** [23-1298](#)

Attachments: [Staff Report](#)
[30757 - Reallocation of 2024 Project Funds](#)

Presenter: Hoa Nguyen, Council Budget and Policy Analyst (Approx. 1:00PM,
Less than 5MIN)

Discussion/Direction

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

A motion was made by Council Member Harrison, seconded by Council Member Theodore, that this agenda item be approved. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

4.6 Council Consideration of an Equity Adjustment for a Plumbing Supervisor [23-1296](#)

Attachments: [Staff Report](#)
[Plumbing Supervisor Equity Adjustment 0224](#)

Presenter: Sharon Roux, Human Resource Division Director (Approx. 1:10PM,
Less than 5MIN)

Discussion/Direction

Ms. Sharon Roux, Director, Human Resources Division, reviewed the adjustment which had been inadvertently left off the series of adjustments approved at the January 9, 2024, Council meeting.

A motion was made by Council Member Harrison, seconded by Council Member Bradshaw, that this agenda item be approved. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

Ms. Hoa Nguyen, Budget and Policy Analyst, Council Office, requested Council permission to authorize fiscal staff to approve the budget adjustment once it becomes ready.

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, that this agenda item be approved. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

4.7 Presentation of Payroll Audits of Behavioral Health, [23-1293](#)

Facilities Services, and Council Tax Administration

Attachments: [Staff Report](#)
[Behavioral Health-Council Tax Admin-Facilities](#)
[Services-Payroll_Presentation to Council_option 2](#)

Presenter: Chris Harding, Salt Lake County Auditor (Approx. 1:15PM, 15MIN)
Informational

Mr. Chris Harding, Auditor, delivered a PowerPoint presentation entitled A Countywide Audit of Payroll: Behavioral Health, Facilities Services, and Council Tax Administration. He reviewed members of the audit team and objectives. He noted all three agencies had agreed to all the Auditor's recommendations.

The audit's common findings across multiple agencies were that timecards were often not approved by a supervisor; the agency did not understand retroactive pay responsibilities; there was no internal policy for exempt employees' compensatory time; and there were inaccurate entries of W-4 data.

The audit's findings for Behavioral Health Services were that background checks were often not conducted or not conducted before the start of employment; and overtime compensation agreement forms were not on file.

The audit's findings for Facilities Services were that there was no reconciliation of data transferred to the payroll system; there was retroactive payment miscalculation; overtime compensation agreement forms were not on file; and termination requests were submitted after the employees' last working date.

The audit's findings for Council Tax Administration were inadequate segregation of duties; access termination requests not being submitted timely; and personal identifiers were not properly secured.

Mr. Harding reminded the Council that audits are available on the Auditor's website.

Mr. Tim Whalen, Director, Behavioral Health Services Division, stated the division does background checks through the Utah Bureau of Criminal Identification (BCI) on all employees, and that happened in these three cases

as well. Due to COVID, there was a backlog in completing the checks. Behavioral Health Services sought advice from the District Attorney's Office, and was advised to start onboarding employees while limiting their access to electronic health records until the background checks could be completed.

Mr. Richard Jaussi, Chief Deputy Auditor, clarified there were three Behavioral Health employees who did not receive the Utah State background check, but nobody was getting the background checks through BCI as required by Human Resources. There was some confusion over whether the State background check, on its own, was sufficient. That confusion has been resolved and the problem has been rectified.

**4.8 Consideration of Amendments to Countywide Policy 2: [23-1310](#)
Policy Enactment, Maintenance, and Implementation**

Attachments: [Staff Report](#)
[Countywide Policy 2 - Clean\(RAFL\)](#)

Sponsors: Councilmembers Dave Alvord and Laurie Stringham (Approx. 1:30PM, 5MIN)

Discussion/Direction

Council Member Alvord stated this policy was identical to what was approved unanimously by the Steering Committee.

A motion was made by Council Member Alvord, seconded by Council Chair Stringham, that this agenda item be approved. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

**4.9 Informational Presentation on Comprehensive Updates and [23-1321](#)
Revisions to Salt Lake County Code of Ordinances, Chapter
19.12, Entitled "Forestry and Recreation Zones" and Chapter
19.54, Entitled "Foothill Agriculture Zones"**

Attachments: [Staff Report](#)
[20240206_PC_FRFA_Pres](#)
[County Council Presentation Feb 1 2024 \(FA-FR\)](#)

Presenters: Robert Thompson, Watershed Section Manager, Salt Lake County Engineering and Flood Control. Brian Tucker, Planning Manager, Municipal Services District. (Approx. 1:35PM, 20MIN)

Informational

Mr. Brian Tucker, Planning Manager, Greater Salt Lake Municipal Services District (MSD), reviewed the Forestry Recreation (FR)/Foothill Agriculture(FA) ordinance amendment OAM2023-000944. He reviewed the problem driving the need for the update, which was a mandate by the State regarding water quality. The County needed to implement regulatory Best Management Practices for E. coli pollution. Failure to do so could result in monetary penalties.

Mr. Bob Thompson, Watershed Section Manager, Engineering and Flood Control Division, delivered a PowerPoint presentation entitled FR/FA Ordinance Update and required stormwater updates. He reviewed the following:

- Salt Lake County Utah Pollutant Discharge Elimination Systems (UPDES) history and UPDES audit history;
- Changes made to the Salt Lake County Stormwater Program after the 2012 audit;
- Salt Lake County's *Utah Pollutant Discharge Elimination System (UPDES)* Permit UTS 000001 was revised August 16, 2023 as a result of the Jordan River Watershed E. coli Total Maximum Daily Loads (TMDL) study;
- Specific sources of E. coli cited in the Jordan River E. coli TMDL: appendices, page 192;
- Best Management Practices (BMPs) listed in Table 9 of the Jordan River E. coli TMDL;
- Stream Buffer BMP effectiveness with specific sources of E. coli listed in the Jordan River E. coli TMDL: Main Report, page 67, appendices A-1;
- Structural BMPs previously employed;
- Proposed structural BMPs;
- Non-Structural BMPs previously employed; Proposed Non-Structural BMPs;
- Whether protection through Non-Structural BMP (ordinance) is effective;
- Grants available to assist landowners with BMP installation: Optional BMP for existing development;
- Summary and Conclusions.

Mr. Thompson also reviewed the Stream Water Quality Dashboard at slco.org.

Council Member Alvord asked what quantity of E. coli would need to be present in the water to cause human illness if ingested. He also asked why the focus was on E. coli when there were multiple types of bacteria in water that could cause harm.

Ms. Sandy Wingert, Environmental Scientist, Utah Division of Water Quality (DWQ), stated most states and countries have adopted an Environmental Protection Agency (EPA) standard that equates to an acceptable health risk of about 32 out of 1000 people becoming ill. The reason E. coli is the focus is because there is a strong correlation between other types of disease-causing pathogens and E. coli.

Council Member Harrison asked if this series of changes would minimize the possibility of the County receiving fines.

Ms. Kelsee York, Environmental Scientist, DWQ, stated any type of violation could be subject to enforcement actions. The County has a deadline of February 12, 2024, to implement a plan, but she could not speak to the likelihood of enforcement.

Council Member Alvord stated his intention was to convene a working group of three council members to work on these issues. He asked Mr. Thompson who, from the MSD, would be drafting the plan and asked how much specificity the plan would need to include.

Mr. Thompson stated Alec Erickson, Stormwater Program Supervisor, Engineering and Flood Control Division, would be doing that.

Ms. York stated she would be satisfied to have a plan submitted with measurable guidelines. The County can ask for an extension, but establishing a working group with an anticipated date of resolution could also be a component of the plan.

Mr. Tucker concluded his presentation, reviewing the history of the 2021 draft; outreach; the executive summary of the proposed ordinance; misconceptions of the proposed ordinance; what this will mean for property owners; permits; stream setbacks; nonconforming uses/noncomplying structures; the FA - Foothill Agriculture Zone; and the FR - Forestry

Recreation Zone.

Council Member Alvord asked if homeowners in the Forestry Recreation Zone would be entitled to compensation, should the County pass the ordinance.

Mr. Zach Shaw, Deputy District Attorney, stated to have a taking, one must experience a significant diminution in value. Investment based expectations of the property owner are also taken into consideration. He was not concerned about a taking in this situation because this ordinance would only affect animal ownership rights. He was not concerned over investment based expectations because the structures from the previous ordinance were grandfathered into this ordinance.

Council Member Alvord asked if any ephemeral streams had been found.

Mr. Shaw stated there were none in the Hi Country I area. Most ephemeral streams were in the Hi Country II area.

Mr. Tucker stated there were no mapped ephemeral streams.

Mr. Mitchell Park, Legal Counsel, Council Office, read the legal definition of an ephemeral stream from Salt Lake County Ordinance Chapter 19.72.200 - Definitions: *Those channels, swales, gullies, or low areas that do not have flow year-round or are not shown on United States Geological Services (U.S.G.S.) topographic maps as perennial streams. These are generally channels that are tributary to perennial streams, other ephemeral streams, terminal low areas, ponds, or lakes. They are typically dry except during periods of snowmelt runoff or intense rainfall.*

Mr. Tucker concluded the presentation, reviewing a summary; consequences of inaction; Southwest County Zoning; Foothills and Canyons Overlay Zone (FCOZ); Greenbelt Properties; slope over 30%; and Perennial and Intermittent Streams with a 100-foot buffer.

4.10 Presentation by Kim Zacherson regarding the riparian area along Rose Canyon Creek at Hi-Country Estates within the FRFA Zone [23-1307](#)

Attachments: [Staff Report](#)
 [Presentation Outline Form](#)

Sponsor: Council Chair Laurie Stringham.

Presenter: Kim Zacherson, Resident of Rose Canyon (Approx. 1:55PM, 20MIN)

Informational

Ms. Kim Zacherson delivered a PowerPoint presentation. She stressed that the people at the Utah Division of Water Quality (DWQ) are not aware of any enforcement actions against the County and are only asking for a plan. Rose Canyon is not a protected watershed. Rose Creek Irrigation Company stated Rose Creek never reaches the Jordan River other than once a year for a 36-hour period in extreme flooding situations. She submitted pictures showing that the creek dries up before it reaches the Jordan River. She stated E. coli found in horse feces is not pathogenic. Most of the E. coli is from deer and other wildlife.

Mr. JR Feland, President, Salt Lake County Farm Bureau, delivered a PowerPoint presentation. Utah State University Extension acknowledges that horses can pass on E. coli, but are one of the least likely culprits. Horses are usually only a concern if they are hospitalized and immuno-suppressed. He stated E. coli is often caused by other types of wildlife. He pointed out that the Utah State Constitution prohibits taking property without just compensation. Bingham Creek, which has many horses and cattle, does not have high E. coli levels. He attributed the increased E. coli levels to the increasing population of the County. The Farm Bureau's recommendation is to table this ordinance and get more information.

Mr. Jim Bowcutt, Director of Conservation Division, Utah Department of Agriculture and Food (UDAF), stated he would have liked UDAF to be involved in the process early on. It had, at no point, been involved in the discussion at the State or local level. He stated he was familiar with best management practices, and he had never seen a situation where agricultural runoff had been linked to an MS4 permit. He felt there needed to be more of a discussion. He stated he had staff available who could help figure this out and offered that as a resource. The Total Maximum Daily Load (TMDL) calculation he was looking at was different from others he had seen.

Council Member Alvord asked how specific the TMDL gets.

Ms. Sandy Wingert, Environmental Scientist, Utah Division of Water Quality (DWQ), stated there were three monitoring locations near Rose Creek. The DWQ did a microbial source tracking on the east side tributaries and would like to do one on the west using non-point source grants.

5. PUBLIC HEARINGS AND ISSUANCE OF PUBLIC NOTICES

5.1 Public Hearing to Receive Comment on Comprehensive Updates and Revisions to Salt Lake County Code of Ordinances, Chapter 18, entitled "Subdivisions" [23-1299](#)

Attachments: [Staff Report](#)
[OAM2023-001026 SLCO Title 18 Repeal and Replace CC](#)
[Combined Staff Report Jan 2024 \(1\)](#)
[Title 18 Final \(RAFL\)](#)

Presenters: Brian Tucker, Planning Manager for the MSD. Zach Shaw, Deputy District Attorney, Salt Lake County District Attorney. (Approx. 2:25PM, 30MIN)

Discussion/Direction

A motion was made by Council Member Bradshaw, seconded by Council Member Granato, to open the public hearing. The motion carried by a unanimous vote.

Mr. Brian Tucker, Planning Manager, Greater Salt Lake Municipal Services District (MSD), delivered a PowerPoint presentation entitled Title 18 Repeal and Replace. He reviewed the ordinance amendment; gave an introduction; reviewed the background; reviewed the policy changes for section 18.04.040 (developer agreements); 18.08.010 (staff approval single-lot subdivisions); 18.08.050 (concept plan); 18.08.090 (review of final plat and associated documents); 18.10.020 (concept plan meeting); 18.12 (subdivision design standards); 18.12.070 (flag lots); 18.14.120 (trails); 18.14.160 (fencing); 18.16.020 (performance bonds); 18.18.030(D) and 18.18.060 (approval of subdivision amendments); 18.18.050 (vacating public streets); 18.12.040 (maintenance of public walkways); findings; recommendations; and the review procedure. He reviewed the background, proposed policy changes; and recommendations.

There was no public input either in favor of or opposition to the ordinance.

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, to close the public hearing. The motion carried by a unanimous vote. Council Members Stewart and Bradley were absent for the vote.

5.2 Public Hearing to Receive Comment on Comprehensive Updates and Revisions to Salt Lake County Code of Ordinances, Chapter 19.12, Entitled "Forestry and Recreation Zones" and Chapter 19.54, Entitled "Foothill Agriculture Zones" [23-1302](#)

Attachments: [Staff Report](#)
[County Council Staff Report January 2024](#)
[Attachments A and B, Dec 2023](#)
[Appendix C\(2\)](#)
[Ordinance Draft Round 2 blackline changes_final RAFL](#)
[Summary.FRFA.01.23.2024](#)

Presenters: Brian Tucker, Planning Manager for the MSD. Zach Shaw, Deputy District Attorney, Salt Lake County District Attorney. (Approx. 2:55PM, 30MIN)

Discussion/Direction

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, to open the public hearing. The motion carried by a unanimous vote. Council Member Alvord was absent for the vote.

Ms. Teresa Branwell stated the entire situation was about constitutional rights, private property rights, eminent domain, and redevelopment. She grew up on a farm in Ogden and owned horses. When the zoning was changed, the property eventually had to be given up and sold to a developer. There are no farms left in Ogden; only high density housing. Nobody owns horses anymore. The citizens did not choose for it to be that way; the government took that right.

Ms. Sakia White, Northern and Eastern Regional Manager, Utah Farm Bureau Association, asked that the Council stop and take a minute to give those who needed to be at the table time to communicate. There was no reason to rush an ordinance.

Ms. Brady Van Orden stated she was frustrated with the ordinance amendment because it did not address or solve any problems. She worried about losing the right to keep her horse. The equestrian lifestyle is very important to many residents of Herriman.

Mr. Tim Spivey stated he attended every meeting of the commission so far and the message has been changed many times. High Country Phase 2 currently does not require a conditional use permit. He would be agreeable with a \$175 permit. He noted there was no testing lower in the subdivision because there was no water to transport E. coli. If this ordinance passes, his property value would suffer.

Ms. Dina Long stated the horse community is under attack. One of its key elements crucial to physical and mental health is at risk. She has been looking for a new barn, but has had to battle with development companies. Many of her horse programs help children, who would suffer if the programs were taken away.

Ms. Patricia Stanko stated the Council has already heard most of the arguments in favor of horse ownership. She quoted Winston Churchill who said there is something about the outside of a horse that is good for the inside of a man. Horses bring people happiness and love.

Ms. Sherrie Ohrn, Herriman City Council Member, stated she has sent emails on ephemeral streams to the Council. She believed the definition of ephemeral streams was very problematic.

Mr. Taylor Nordquist stated he and his wife moved to the area a couple of years ago because it was getting more difficult to live their lifestyle on the east side of the valley. His family enjoys taking care of horses and riding them. He felt it was the best fighting chance he could give his kids.

Ms. Aubrey Anderson stated the slope test could be a huge financial burden for her family and could reduce her property value. Nobody would want to buy that much acreage if they could not have horses.

Mr. Danny Maltby stated the homeowners and landowners in his area police the canyon. They are vigilant about cleaning the canyon, watching for

poachers, and preventing fires. Spikes in E. coli occur in the summertime because there are more visitors during that time. He wondered if a traffic study had been done. He asked the Council to table the ordinance.

Ms. Deanna Gregersen stated she has lived in Herriman for 13 years and she agreed with the comments made by other residents.

Ms. Kathryn Fuller stated she agreed with the previous comments made. The people in Rose Canyon love the land and they moved there to be around the wildlife. She felt the proposed ordinance was too vague.

Ms. LeeAnn Burrows stated her family moved to the area because of the rural atmosphere and she would hate to lose that. She has already seen a lot of change.

Mr. Tristan Nielsen stated he opposed the proposed change.

Mr. Michael Cole stated he did not own a horse, but might want to someday.

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, to close the public hearing. The motion carried by a unanimous vote.

5.3 Notice of Cancellation of the February 13, 2024 County Council Meeting [23-1320](#)

Attachments: [Staff Report](#)

(Approx. 3:25PM, Less than 5MIN)

Discussion/Direction

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, that this agenda item be approved. The motion carried by a unanimous vote. Council Members Stewart and Bradley were absent for the vote.

6. PENDING LEGISLATIVE BUSINESS

6.1 Final Approval of An Ordinance of The Legislative Body of Salt Lake County, Utah, Amending Chapter 2.36 Of the Salt Lake County Code of Ordinances, 2001, Entitled "Steering [23-1309](#)

Committee,” To Rename the County’s Steering Committee as The Executive Coordinating Committee, To Clarify the Purpose and Functions of The Executive Coordinating Committee, And to Make Related Changes

Attachments: [Staff Report](#)

[Steering Committee Amendments Ordinance\(RAFL\)](#)

Sponsors: Councilmembers Dave Alvord and Laurie Stringham (Approx. 3:25PM, 15MIN)

Discussion/Direction

ORDINANCE NO. 1921

EXECUTIVE COORDINATING COMMITTEE AMENDMENTS

AN ORDINANCE OF THE LEGISLATIVE BODY OF SALT LAKE COUNTY, UTAH, AMENDING CHAPTER 2.36 OF THE SALT LAKE COUNTY CODE OF ORDINANCES, 2001, ENTITLED “STEERING COMMITTEE,” TO RENAME THE COUNTY’S STEERING COMMITTEE AS THE EXECUTIVE COORDINATING COMMITTEE, TO CLARIFY THE PURPOSE AND FUNCTIONS OF THE EXECUTIVE COORDINATING COMMITTEE, AND TO MAKE RELATED CHANGES

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. Chapter 2.36 of the Salt Lake County Code of Ordinances, 2001, entitled “Steering Committee,” is hereby amended to read as follows:

Chapter 2.36 - [~~Steering Committee~~] Executive Coordinating Committee

2.36.010 - Membership - Chair.

[~~Steering shall~~] The Executive Coordinating Committee may be established as a standing committee under the office of the mayor and shall serve as an advisory body to the mayor, including for the purpose of making

recommendations to the council on matters of law and policy consistent with the processes outlined in Chapter 2.08. ~~[Steering]~~ The committee shall be comprised of one voting representative from each of the departments, each executive branch elected office, the human resources director, and such other temporary members as the chair deems necessary to conduct current business. The committee shall be chaired by the mayor or designee. The chair shall prepare and distribute agendas for all meetings and shall preside at such 2 meetings. The chair shall be a voting member of ~~[steering]~~ the committee. The chair is empowered to enlist staff support as required and as determined appropriate to the chair.

2.36.020 - Meetings.

~~[Steering shall]~~ The Executive Coordinating Committee may meet monthly at the Government Center Building. Special meetings may be requested by any member or convened or canceled by the chair as necessary. All meetings of the Executive Coordinating Committee shall be open to the public and subject to the more specific requirements of the Open and Public Meetings Act.

2.36.030 - Powers and duties.

- A. ~~[Steering shall]~~ The Executive Coordinating Committee may serve as the advisory ~~[, investigative]~~ and coordinating arm of the executive branch on ~~[transactions]~~ matters of countywide policy significance relating to executive branch elected office functions ~~[relating to plans, goals, grants, contracts, proposed ordinances and policies, property and other matters].~~ The committee's recommendations and actions shall be advisory only.
- B. Matters ~~[involving such transactions]~~ which affect more than one department or elected office of county government shall be referred by ~~[the mayor, elected officials, or]~~ department directors to ~~[steering]~~ the Executive Coordinating Committee for its consideration and recommendation. County elected officials are strongly encouraged, but not required, to refer such matters to the Executive Coordinating Committee for its consideration and recommendation. Items referred for discussion will be forwarded to the mayor with a recommendation. The committee's proposals and recommendations concerning matters of law and policy shall be provided to the council consistent with the processes outlined in Chapter 2.08 and countywide policy.

2.36.040 - Subcommittees. Advisory subcommittees shall be considered working committees of ~~[steering]~~ the Executive Coordinating Committee and shall be convened as needed. Additional special-purpose or special project committees may be established and dissolved as necessary.

SECTION III. 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 6th day of February, 2024.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By /s/ LAURIE STRINGHAM
Chair

By /s/ LANNIE CHAPMAN
County Clerk

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, that this agenda item be approved. The motion carried by a unanimous vote. Council Members Stewart and Bradley were absent for the vote.

- 6.2 First Reading of an Ordinance of the Legislative Body of Salt Lake County, Utah Repealing And Replacing Title 18 Of The Salt Lake County Code Of Ordinances, 2001, Entitled “Subdivisions” In Order To Comprehensively Update The Title To Reflect State Legislative Changes, Changes To The Planning And Development Service Provider For Salt Lake County, And To Otherwise Update Salt Lake County Policy On Subdivisions To Reflect Better Principles Of Planning, Efficiency, And Affordability; And Making Other Related Changes** [23-1300](#)

Attachments: [Staff Report](#)
[OAM2023-001026 SLCO Title 18 Repeal and Replace CC](#)
[Combined Staff Report Jan 2024 \(1\)](#)
[Title 18 Final \(RAFL\)](#)
[County Council Presentation Feb 1, 2024 \(Title 18\)](#)

Presenters: Brian Tucker, Planning Manager for the MSD. Zach Shaw, Deputy District Attorney, Salt Lake County District Attorney. (Approx. 3:40PM, 10MIN)

Discussion/Direction

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, that this agenda item be forwarded to the February 20, 2024, Council meeting for final consideration. The motion carried by a unanimous vote. Council Members Stewart and Bradley were absent for the vote.

- 6.3 First Reading of an Ordinance of the Legislative Body of Salt Lake County, Utah. An Ordinance of General Revision, Amending The Following Sections Of The Salt Lake County Code Of Ordinances, 2001: 19.12.020 (Permitted Uses In The Forestry And Recreation (Fr)Zone), 19.12.030(G)(Conditional Uses In The Fr Zone), And 19.54.020 (Permitted Uses In The Foothill Agriculture (Fa) Zone) To Have Distinct Regulations In The Fr And Fa Zones With Regards To Animal Uses And Their Associated Impacts On Adjoining Properties, The Environment, And The Well-Being Of Animals; And Making Other Related Changes.** [23-1303](#)

Attachments: [Staff Report](#)
[County Council Staff Report January 2024](#)
[Attachments A and B, Dec 2023](#)
[Appendix C\(2\)](#)
[Ordinance Draft Round 2_blackline changes_final_RAFL](#)
[Summary.FRFA.01.23.2024](#)

Presenters: Brian Tucker, Planning Manager for the MSD. Zach Shaw, Deputy District Attorney, Salt Lake County District Attorney. (Approx. 3:50PM, 10MIN)

Discussion/Direction

Mr. Brian Tucker, Planning Manager, Greater Salt Lake Municipal Services District (MSD), stated a lot of people are afraid of losing their right to own horses. This ordinance does not do that. Animals are not “grandfathered” in the ordinance because there is no need; if a person does not have a conditional use permit, they are already out of compliance. This ordinance would keep horses as a permitted use. The definition of “ephemeral

streams” refers to channels.

Council Member Alvord stated he felt a bit “under duress” with this ordinance.

A motion was made by Council Member Alvord to ask legal counsel to write a letter requesting an extension and to table the ordinance to assemble a working group. The motion failed for lack of a second.

Ms. Lisa Hartman stated this was coming late because of the public input component, which delayed things quite a bit. The Mountainous Planning District held three meetings and one was a special meeting. The Mayor’s Office had the best of intentions; there was just so much public comment.

Council Member Bradshaw stated he thought the request for an extension should come from the Mayor’s Administration and not the Council.

Mr. Mitchell Park, Legal Counsel, Council Office, stated he did not have the authority to speak on behalf of the County, but he was more than happy to write a letter asking for more time for the Council.

Mayor Jennifer Wilson stated she would ask for an extension. The big question was how to address the E. coli issue and figure out why there was a spike during the summer season.

Council Member Harrison asked if the Council could compel the Mayor’s staff to participate.

Ms. Bridget Romano stated the Council has the authority to set up a working group. It could not compel the Mayor or Mayor’s staff to participate, but it could issue an invitation.

Council Member Alvord stated he would like to participate in the working group along with Council Member Granato, Council Member Stringham, and Mayor Wilson. As things progressed, it would eventually be opened to other groups. Through a refining process, the group could come back to the Council with the finished product.

Mayor Jennifer Wilson stated, having served as a Council member, one of

the cleanest ways to get her staff's participation would be to add her to the work group, and she would attend when she could, along with her staff.

Mr. Park stated what was being described sounded a lot like a committee with other stakeholders. He suggested designating the group as a Committee of the Council and adhering with all Open Meetings Act requirements.

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, that this agenda item be forwarded to the February 20, 2024, Council meeting for final consideration. The motion carried by a unanimous vote. Council Members Stewart and Bradley were absent for the vote.

A motion was made by Council Member Alvord, seconded by Council Member Granato, to table this item and convene a Committee of the Council to make recommendations to:

- Establish a timeframe for implementing needed changes.
- Determine if the 2012 and 2021 audit and fines have relevance to FR/FA zones.
- Explore the impacts of various coliforms on water quality and safety.
- Consider appropriate best practices that meet the requirements of the SWMP permit while balancing property rights.
- Evaluate the existing zoning regulations and current compliance.
- Work with MSD staff to identify properties outside of current code requirements and work to address issues.

The Committee of the Council shall be led by Council Member Alvord, Council Member Stringham, Council Member Granato, and Mayor Jennifer Wilson. By invitation, representatives from the following organizations are welcome to join: Division of Water Quality; Farm Bureau; Utah Department of Agriculture; USU Extension; High County Estates HOA Board I & II; Affected citizens from FR and FA zones; County staff; MSD staff; and Herriman City. The motion carried by a unanimous vote.

7. CONSENT ITEMS

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, that the Consent Agenda be approved. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

7.1 Consideration of a Fee Waiver Request up to \$8,000 for Vaccine Administration by the Salt Lake County Health Department [23-1301](#)

Attachments: [Staff Report](#)
 [Fee Waiver Letter to Council 1.31.24](#)

The vote on this consent item was approved.

- 7.2 Consideration of a Motion to Release Salt Lake County Deputy Constables Riley Rodriguez, Robert Andreason, and Kenneth Hammon Jr.** [23-1304](#)

Attachments: [Staff Report](#)
 [Constable Release Letter, January 31, 2024](#)

The vote on this consent item was approved.

8. POTENTIAL CLOSED SESSION

9. APPROVAL OF TAX LETTERS

- ## 9.1 DMV Registrations Refunds 23-1292

Attachments: [Staff Report](#)
 [23-1292 MA 005 Personal Property Tax Refund DMV Vet](#)
 [\\$870.00](#)
 [23-1292 MA 006 Personal Property Tax Refund DMV](#)
 [\\$236.00](#)

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, that this agenda item be approved. The motion carried by a unanimous vote. Council Member Stewart was absent for the vote.

10. ACCEPTANCE OF ETHICS DISCLOSURES

A motion was made by Council Member Bradshaw, seconded by Council Member Harrison, that the ethics disclosures be received and filed. The motion carried by a unanimous vote.

- 10.1 2024 Conflict of Interest Disclosure Forms Regional Development** [23-1311](#)

Attachments: [Staff Report](#)
[Regional Development-2024 memo for disclosure statements](#)

This ethics disclosure was received and filed.

10.2 2024 Conflict of Interest Disclosure Forms Housing Trust Fund [23-1312](#)

Attachments: [Staff Report](#)
[Housing Trust Fund-2024 memo for disclosure statements](#)

This ethics disclosure was received and filed.

10.3 2024 Conflict of Interest Disclosure Forms HOME Consortium [23-1313](#)

Attachments: [Staff Report](#)
[HOME Consortium 2024 memo for disclosure statements](#)

This ethics disclosure was received and filed.

10.4 2024 Conflict of Interest Disclosure Forms Community & Support Services Advisory board [23-1314](#)

Attachments: [Staff Report](#)
[Community & Support Services Advisory board memo](#)

This ethics disclosure was received and filed.

10.5 2024 Conflict of Interest Disclosure Forms Community & Economic Development Advisory Council [23-1315](#)

Attachments: [Staff Report](#)
[Community & Economic Development Advisory Council memo](#)

This ethics disclosure was received and filed.

10.6 2024 Conflict of Interest Disclosure Forms Brownfields Assessment Grant board members [23-1316](#)

Attachments: [Staff Report](#)
[Brownfields Assessment Grant 2024 memo for disclosure statements](#)

This ethics disclosure was received and filed.

10.7 Public Works and Municipal Services Admin 2024 County Disclosure Forms [23-1318](#)

Attachments: [Staff Report](#)
[Public Works and Municipal Services Admin 2024 Final](#)

This ethics disclosure was received and filed.

10.8 Public Works Engineering and Flood Control 2024 County Disclosure Forms [23-1319](#)

Attachments: [Staff Report](#)
[Flood Control and Engineering Conflict of Interest 2024](#)

This ethics disclosure was received and filed.

11. APPROVAL OF COUNCIL MEETING MINUTES

11.1 Approval of January 23, 2024 County Council Minutes [23-1287](#)

Attachments: [012324 Council Minutes](#)

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

12. OTHER ITEMS REQUIRING COUNCIL APPROVAL

13. PROCLAMATIONS, MEMORIALS, AND OTHER CEREMONIAL OR COMMEMORATIVE MATTERS

13.1 Proclamation Honoring Salt Lake County Health Department Director, Dr. Angela Dunn, for Her Service to Salt Lake County [23-1257](#)

Attachments: [Staff Report](#)
 [Dr Dunn Resolution JOINT](#)

Sponsors: Mayor Jenny Wilson and the Salt Lake County Council (Approx. 4:00PM, 15MIN)

Informational

Mayor Jennifer Wilson thanked Dr. Angela Dunn for agreeing to stay on staff while the County searched for a replacement. She read the following resolution:

A COMMEMORATIVE RESOLUTION OF THE SALT LAKE COUNTY MAYOR'S OFFICE AND THE SALT LAKE COUNTY COUNCIL THANKING HEALTH DEPARTMENT DIRECTOR DR. ANGELA DUNN FOR HER SERVICE TO SALT LAKE COUNTY

Whereas, Dr. Angela Dunn began working for Salt Lake County in June 2021, and has served with professionalism and dedication, providing exceptional service as the Health Department's Executive Director and Medical Officer for Salt Lake County; and

Whereas, Dr. Dunn came to Salt Lake County from her work as State Epidemiologist at the Utah Department of Health with a strong desire to use her lived and professional experience to improve public health for all Salt Lake County residents; and

Whereas, Dr. Dunn joined Salt Lake County at the height of the COVID-19 pandemic and worked to ensure county residents had equitable access to vaccines, testing, treatment, and information that kept them safe; and

Whereas, Dr. Dunn expertly led the Salt Lake County Health Department out of the pandemic with a renewed focus on staff wellbeing, data modernization, and community-led decision making; and

Whereas, Dr. Dunn is always willing to explore and embrace new ideas, has a positive energy and a fearless spirit that inspires those around her, and is up for any adventure or party, especially those that involve dressing in costume; and

Whereas, Dr. Dunn has accepted a unique opportunity to positively influence public health practice on a national level at the Centers for Disease Control and Prevention; now

BE IT THEREFORE RESOLVED, that the Salt Lake County Mayor and the Salt Lake County Council give a hearty thanks to Dr. Angela Dunn for her years of service and wish her well as she embarks on this next stage of her career. She has been a tremendous asset to the mayor's office, the council, her colleagues, staff, community partners, and many other individuals within Salt Lake County and will be missed.

Dr. Angela Dunn, Director, Health Department, stated it was an honor to work with the Salt Lake County Health Department Team.

Council Member Harrison commended Dr. Dunn for her fearless commitment to evidence and her calm approach to communicating with others.

Council Member Granato thanked Dr. Dunn for agreeing to stay on and consult.

Council Member Bradshaw stated he served on the Board of Health during Dr. Dunn's appointment and he felt she was the right choice. He was sad to see her leaving the County Health Department.

13.2 Proclamation Honoring Salt Lake County Parks and Recreation Director, Martin Jensen, for His Service to Salt Lake County [23-1258](#)

Attachments: [Staff Report](#)
[Martin Jensen Resolution JOINT](#)

Sponsors: Mayor Jenny Wilson and the Salt Lake County Council (Approx. 4:15PM, 15MIN)
Informational

Mayor Jennifer Wilson thanked Martin Jensen for his service to the County. She read the following resolution:

A COMMEMORATIVE RESOLUTION OF THE SALT LAKE COUNTY MAYOR'S OFFICE AND THE SALT LAKE COUNTY COUNCIL THANKING PARKS AND RECREATION DIRECTOR MARTIN JENSEN FOR HIS SERVICE TO SALT LAKE COUNTY

Whereas, Martin Jensen began working for Salt Lake County in July 2007 and has served with professionalism and dedication, providing exceptional service as the Parks & Recreation Marketing and Public Relations Manager, the Associate Department Director for Community Services, and most recently as the Parks & Recreation Director for Salt Lake County; and

Whereas, Martin came to Salt Lake County after working with the United States Forest Service and NASA with a strong desire to use his federal government experience to improve lives through people, parks, and play in Salt Lake County; and

Whereas, Martin is known for his efforts to enhance community awareness about Zoo, Arts, and Parks, collaborate with public and private partners to maximize programs and amenities, and for proposing the My County Rec Pass-granting youth free admission to use Salt Lake County operated recreation centers and amenities; and

Whereas, the director of Parks and Recreation was always Martin's dream job, therefore, he often tells people he is the "Ron Swanson" of Salt Lake County; and

Whereas, Martin is very passionate about the outdoors and frequently refers to the Wasatch Front mountains and Southwest Canyons Network as "our playground;" and

Whereas, on one occasion in 2010, Martin and two friends scaled a 75-foot wall to replace light bulbs at Taylorsville Recreation Center, saving the County money and ensuring the community could continue to use the center; and

Whereas, Martin regularly went the extra mile, driving from his home in Weber County each week to ensure the parks, golf, trails, recreation, and open space needs of Salt Lake County residents were best met; now

BE IT THEREFORE RESOLVED, that the Salt Lake County Mayor and the

Salt Lake County Council give a sincere thanks to Martin Jensen for his years of service. He has been a tremendous asset to the mayor's office, the council, his colleagues, staff, and many other individuals within Salt Lake County and will be missed.

Mr. Martin Jensen, Director, Parks and Recreation Division, thanked the Mayor's Office, the Council, and many others for the support he received. County citizens love the services the Parks and Recreation Division provides, and serving has been a privilege. He thanked Erin Litvack for taking a chance on him.

Council Member Stringham commended Mr. Jensen for his cool head and his easygoing nature.

Council Member Alvord thanked Mr. Jensen for his work getting the Butterfield Trails done and the lap lane expansions in South Jordan City.

Council Member Winder Newton thanked Mr. Jensen for his work over the years and his willingness to be responsive.

14. OTHER BUSINESS

ADJOURN

THERE BEING NO FURTHER BUSINESS to come before the Council at this time, the meeting was adjourned at 5:30 PM until Tuesday, February 20, 2024, at 2:45 PM.

LANNIE CHAPMAN, COUNTY CLERK

By _____
DEPUTY CLERK

By _____
CHAIR, SALT LAKE COUNTY COUNCIL