

Date: August 18, 2022

THE SALT LAKE VALLEY LAW ENFORCEMENT SERVICE AREA BOARD OF TRUSTEES (“BOARD”) MET ON THURSDAY, AUGUST 18, 2022, AT 10:00 AM. THE PUBLIC WAS NOTIFIED THAT THEY MAY JOIN THE OPEN PORTIONS OF THE MEETING BY CALLING 1-669 900-9128 AND ENTERING MEETING ID 92301763844# AND PASSWORD 259919#. THE PUBLIC WAS ALLOWED TO LISTEN TO ALL OPEN PORTIONS OF THE MEETING. BOARD MEMBERS AND PERSONS PARTICIPATING BY PHONE OR ELECTRONICALLY WERE ABLE TO HEAR ALL DISCUSSIONS.

<u>Present:</u>	<u>Excused:</u>	<u>Attended Via Zoom:</u>
TRUSTEE JIM BRADLEY, SALT LAKE COUNTY		TRUSTEE DAVID OLSEN, COPPERTON
TRUSTEE DAVID BREMS, EMIGRATION CANYON		TRUSTEE CHRIS STAVROS, SALT LAKE COUNTY
TRUSTEE PHILLIP CARDENAZ, WHITE CITY		TRUSTEE STEVE PROKOPIS, MAGNA
TRUSTEE ALAN PETERSON, KEARNS		TRUSTEE CAROLYN KEIGLEY, BRIGHTON
		TRUSTEE DEA THEODORE, SALT LAKE COUNTY

ALSO ATTENDED:

SHERIFF ROSIE RIVERA, SALT LAKE COUNTY SHERIFF AND SLVLESA CHIEF EXECUTIVE OFFICER (Via Zoom)

UNDERSHERIFF JAKE PETERSEN, SALT LAKE COUNTY UNDERSHERIFF

CHIEF OF POLICE JASON MAZURAN, UPD CHIEF OF POLICE

FRANK NAKAMURA, SLVLESA DISTRICT ADMINISTRATOR/SLVLESA LEGAL COUNSEL

RICHARD MOON, SLVLESA TREASURER

**Item #1-Call to Order.**

**Trustee Bradley called the meeting to order. A roll call vote for attendance was then conducted.**

**Item #2- Conflict of interest disclosure.**

**Action Requested:** Identify Conflicts; if any

**Discussion:** Trustee Bradley asked if there were any conflicts of interest. None were identified.

**Item #3-Public Comment**

**Action Requested:** None

**Discussion:** Trustee Bradley asked if there were any members of the public who wished to address the Board. There were none.

**Item #4- Present Second Quarter Report, Expenditures for the Months of June and July 2022 and Other Financial Information.**

**Action Requested:** None

**Discussion:** Richard Moon asked if there were any questions about the checks written in June or July. There were none. He said there was not much out of the ordinary for the second quarter report. He said with interest rates increasing, that is helping them on the bank side. Everything else is standard and in line with where it should be this time of year.

**Item #5- Report by Sheriff Rivera, SLVLESA Chief Executive Officer.**

**Action Requested:** None

**Discussion:** Sheriff Rivera said kudos to Detective Jerry Valdez who was nominated and received the Metro Gang Detective of the Year Award. Also, UPD received Agency of the Year Award from the U.S. Marshals for VFAST. She said VFAST is a group that goes out and arrests violent offenders who have felony warrants. She said they received a JAG grant for \$54,482 and with that grant they submitted requests for shields, update their interview room and provide Special Ops with body armor for SWAT. They are in a rotation, and they will try to find grant money to use for those types of things so that your budgets are not impacted by that. She said at the next board meeting, they will be introducing a new CFO, they did interviews, and they got the go-ahead from the UPD Board to pursue an individual who we think will be a great fit for UPD and they will be announcing that later. She asked if there were any questions and there were not.

**Item #6- Consider RESOLUTION NO. 22818-1 OF THE BOARD OF TRUSTEES OF THE SALT LAKE VALLEY LAW ENFORCEMENT SERVICE AREA (SLVLESA) ACKNOWLEDGING THE APPOINTMENT OF A REPRESENTATIVE FROM THE WHITE CITY METRO TOWNSHIP TO THE SLVLESA BOARD OF TRUSTEES.**

**Action Requested:** Motion, Second and Vote.

**Discussion:** Frank Nakamura said the White City Council appointed Phillip Cardenaz to the SLVLESA Board in their last meeting. The Board needs to acknowledge the appointment.

Trustee Bradley entertained a motion to approve the Resolution.

Trustee Brems motioned to approve.

Trustee Peterson seconded the motion.

All voted in favor; none opposed. The Resolution passed.

**Item #7-Consider RESOLUTION NO. 22818-2 OF THE BOARD OF TRUSTEES OF THE SALT LAKE VALLEY LAW ENFORCEMENT SERVICE AREA (SLVLESA BOARD) EXPRESSING APPRECIATION TO PAULINA FLINT FOR HER YEARS OF DEDICATED PUBLIC SERVICE AS A SLVLESA BOARD MEMBER.**

**Action Requested:** Motion, Second and Vote.

**Discussion:** Frank Nakamura said this Resolution is to recognize Trustee Paulina Flint for her service to the SLVLESA Board.

Trustee Bradley entertained a motion to approve the Resolution.

Trustee Brems motioned to approve the Resolution.

Trustee Peterson seconded the motion.

All voted in favor; none opposed. The Resolution passed.

**Item #8-Consider RESOLUTION NO. 22818-3 OF THE SALT LAKE VALLEY LAW ENFORCEMENT SERVICE AREA (SLVLESA) BOARD OF TRUSTEES STATING ITS INTENT TO LEVY A TAX RATE FOR CALENDAR YEAR 2023 THAT EXCEEDS ITS CERTIFIED TAX RATE, THE DOLLAR AMOUNT OF THE ESTIMATED AD VALOREM PROPERTY TAX REVENUE THAT WOULD BE GENERATED BY THE PROPOSED INCREASE, THE PURPOSES FOR THE ADDITIONAL AD VALOREM PROPERTY TAX REVENUE AND THE APPROXIMATE PERCENTAGE INCREASE IN THE AD VALOREM PROPERTY TAX REVENUE GENERATED BY THE PROPOSED INCREASE AS REQUIRED BY SECTION 59-2-919 OF THE UTAH CODE.**

**Action Requested:** Motion, Second and Vote.

**Discussion:** Frank Nakamura said the truth-in-taxation process is very time sensitive and if they were to proceed with a tax increase, they would have to do an intent Resolution and that is what this is. This is what starts the truth-in-taxation process.

Trustee Bradley asked if there were any questions on this Resolution.

Trustee Stavros said he does not think this is the political climate for a tax increase and the timing of this is not good. If you look at it this year, there has been a substantial tax burden shift to the homeowners. The dynamics have changed a lot this year. Because residential values went up more than commercial, there has been a natural shift of taxation from commercial properties to residential, that is just a function of the market. Residential properties on average went up 28.7%, commercial went up 11.8%. Also, you have 23 different taxing entities right now going through truth-in-taxation. This is going to be a tough sell to get through because of the climate and environment and the economic conditions have changed dramatically since they pursued the 16.5% increase last year. He said it is really not a good idea right now.

Trustee Bradley asked Richard and Frank what would happen if they did not pass the Resolution.

Richard Moon said they would get through next year, but he thinks it is the following year where there would be an issue.

Trustee Prokopolis said he agrees with Trustee Stavros and the way he understands this is that this is essentially a placeholder, should something change in the very near future and we do decide to go for a tax increase, this preserves that right, even though all discussions are leading toward not doing a tax increase this year. He asked if that understanding was correct.

Frank Nakamura said that is correct, however with the intent Resolution he would need to begin to attend the various council meetings and seek Resolutions from them.

Trustee Prokopolis asked what Frank Nakamura's recommendation was.

Frank Nakamura said he does not have a recommendation. He said he thinks it is a matter of thinking about some of the alternative revenue sources they talked about, like the sales energy and use and telecommunications tax and if the township councils were going to pursue that, he thinks having dual truth-in-taxation processes might be difficult. He said he does not have a specific recommendation. He said they can make it through next year, possibly through 2024 but he thinks that is what they were discussing in the workshop--they really need to look at some of these other revenue options.

Trustee Theodore says she agrees with what Trustee Stavros is saying and that there are a lot of people who are trying to increase taxes right now. She said her question is if they should try and move along with the others who are trying to push through tax increases right now or is it going to be better to wait. She said she thinks from the County perspective, she might have a hard time with some of the council members being on board with a tax increase at this time. She asked Trustee Bradley his thoughts on that.

Trustee Bradley said that Trustee Prokopolis makes a valid point that this is a placeholder, even if they pass the Resolution today, that does not necessarily mean that they are going to raise taxes, but it puts them into the process.

Frank Nakamura said yes but if they decide to pursue a tax increase, they will need to go to the various councils and Trustee Theodore said the County council may not be on board with it.

Trustee Cardenaz said he had heard Frank Nakamura speak in two different meetings about the position that SLVLESA is in right now and he said Frank is saying that he does not have an opinion on this.

Frank Nakamura said he needs to defer to the Board, he thinks there are many factors that must be considered.

Trustee Cardenaz said he thinks because of the position Frank Nakamura is in, that he would have an opinion one way or the other, but he is saying he doesn't and that's fine.

Frank Nakamura said he believes the obligation of the staff is to present the alternatives, to let them know where we are at, to present financial models and they can see that in 2024, they are going to have an issue.

Trustee Prokopis said he believes, with all that is being said, that they forego the truth-in-taxation this year. Frank has assured their finances for one, possibly two years and in the interim they explore other funding sources, like the sales and use tax.

Trustee Theodore said she would consider tabling this and checking with the councils to see where they are at.

Frank Nakamura said they are on very tight timelines and that is why the Resolution is on today's agenda.

Trustee Keigley said she is thinking to let it go for a year, which would give them time to put into action what any of the townships decide to do as far as moving toward the other taxes and see if there is movement on that. Since SLVLESA can financially make it for another year, I think that would give them time to do what the lobbyist said and that is to show the legislative body that the townships acted with the authority that was given them. She said she thinks they are at a point where they could set this aside for now.

Trustee Bradley entertained a motion that the SLVLESA Board does not intend to levy a tax rate for calendar year 2023.

Trustee Peterson motioned to approve.

Trustee Brems seconded the motion.

A roll call vote was conducted.

Trustee Bradley voted aye.

Trustee Brems voted aye.

Trustee Prokopis voted aye.

Trustee Keigley voted aye.

Trustee Olsen voted aye.

Trustee Stavros voted aye.

Trustee Theodore voted aye.

Trustee Cardenaz voted aye.

Trustee Peterson voted aye.

All voted in favor; none opposed.

**Item #9-Consider RESOLUTION NO. 22818-4 OF THE BOARD OF TRUSTEES (“BOARD”) OF THE SALT LAKE VALLEY LAW ENFORCEMENT SERVICE AREA (SLVLESA) ACKNOWLEDGING THE VACATING OF THE POSITION OF SLVLESA CHIEF FINANCIAL OFFICER AND AUTHORIZING THE SLVLESA TREASURER TO ACT ON BEHALF OF SLVLESA IN ALL SLVLESA FINANCIAL MATTERS AS PROVIDED IN UTAH LAW.**

**Action Requested:** Motion, Second and Vote.

**Discussion:** Frank Nakamura said SLVLESA’s treasurer, Richard Moon, has handled many of the transactions for SLVLESA. SLVLESA will need signatures for the TRANS, their audit and he has handled those transactions in the past. This would give him the authority to sign on behalf of SLVLESA.

Sheriff Rivera said that one of the recommendations she is going to be making to SLVLESA is that they hire a part-time CFO if they need it. Having the two jobs for the CFO, for two separate organizations, was very difficult and their previous CFO did make comments as to that, so they would ask that SLVLESA start looking at hiring their own part-time CFO or hire their treasurer, because trying to do both is difficult.

Trustee Bradley entertained a motion to pass the Resolution.

Trustee Brems motioned to approve.

Trustee Cardenaz seconded the motion.

All voted in favor; none opposed.

The Resolution passed.

**Item #10- Public Hearing:**

**Consider RESOLUTION NO. 22818-5 OF THE BOARD OF TRUSTEES OF THE SALT LAKE VALLEY LAW ENFORCEMENT SERVICE AREA (SLVLESA) AMENDING THE SLVLESA CALENDAR YEAR 2022 BUDGET DECREASING THE GENERAL FUND BALANCE BY \$275,000 AND APPROPRIATING \$275,000 FOR LAW ENFORCEMENT SERVICES ASSESSMENT FROM THE UNIFIED POLICE DEPARTMENT.**

**Action Requested:** Motion, Second and Vote to Open Public Hearing. Take Public Input. Motion, Second and Vote to Close Public Hearing. Motion, Second and Vote on Proposed Resolution.

**Discussion:** Richard Moon said when they do their budgets in a calendar year, they must anticipate the second half of their calendar year and this is a budget amendment, now that we know what that second half is, they are asking to move \$275,000 from their budgetary use of fund balance to law enforcement fees.

Trustee Bradley said that a budget adjustment requires a public hearing. He entertained a motion to open the public hearing.

Trustee Peterson motioned to open the public hearing.

Trustee Brems seconded the motion.

The public hearing was opened.

Trustee Bradley asked if there were any members of the public who wished to address the Board. There were none.

Trustee Bradley entertained a motion to close the public hearing.

Trustee Cardenaz motioned to close the hearing.

Trustee Peterson seconded the motion.

All voted in favor; none opposed. The motion passed.

The public hearing was closed.

Trustee Bradley entertained a motion to approve the Resolution.

Trustee Peterson motioned to approve the Resolution.

Trustee Cardenaz seconded the motion.

All voted in favor; none opposed.

The Resolution passed.

**Item #11-Approve Minutes for the June 16, 2022, Board Meeting.**

**Action Requested:** Motion, Second and Vote.

**Discussion:** Trustee Bradley entertained a motion to approve the minutes.

Trustee Brems motioned to approve.

Trustee Peterson seconded the motion.

All voted in favor; none opposed.

The minutes were approved.

**Item#12- Adjourn**

Trustee Bradley adjourned the meeting.