

SALT LAKE COUNTY COUNCIL OF GOVERNMENTS

August 25, 2016

Noon

Salt Lake County Government Center

Minutes

The meeting was called to order by Chairman Carmen Freeman and introductions were made.

CITIZEN COMMENT

Steve Van Buren asked that the members make sure the green light on their microphones are on when they speak so that the members of the audience can hear them clearly.

The soon to be Mayor of Millcreek City, Jeff Silvestrini, said he appreciated the welcome he had received from the other mayors.

Debbie Lyons from Salt Lake City mentioned that she is following up on an email to each of the cities as to who she should collaborate regarding to sustainability initiatives.

George Chapman said he was concerned about the watershed protection being altered. The Quality Growth Commission has been tasked with looking at whether the current regulatory scheme should be changed. They will be meeting of the Commission the day after the COG meeting. George will forward information on the meeting to COG staff who will forward it to the members.

APPROVAL OF MINUTES

Mayor Eyre made the **MOTION**, seconded by Mayor Cullimore, to approve the minutes of May 26, 2016 as written. The vote in favor was unanimous.

INTERGOVERNMENTAL RELATIONS COMMITTEE

B & C Motor Fuel Tax Distribution Formula

Cameron Diehl from the Utah League of Cities and Towns (ULCT) addressed this issue. He gave a brief overview of how the current distortion of the distribution formula came about. He then said that the ULCT has reached agreement with UAC that morning and that the general provisions are as noted below:

- The cities and towns will all see a 17 ½ percent increase.
- The hold harmless component will be phased out for all but two small counties.
- The fiscal 2016 distributions that are being held will fall under the new formula. The first distribution will not be recalled.

- The growth in the Fund is 19 ½ percent. The additional money will be used for a soft landing for the original hold harmless entities.
- Over the long term, the cities will see more money because of the phase out of the hold harmless entities.

There will be a special session to change the law in accordance with the above principles.

Mayor Freeman asked if there will be an updated matrix showing what the individual cities will receive. Answer: yes.

Andrew Gruber suggested that this agreement does not solve all our problems. It will restore the original intent of the law, however.

Watershed Protection Law

There have been some questions regarding the current watershed protection law. Mayor McAdams was concerned that this could face a challenge in the upcoming session of the Legislature. He made a MOTION that the COG express its support of the current watershed regulatory scheme to the Utah Quality Growth Commission which is reviewing this issue. Mayor Dolan seconded the motion. Mayor Biskupski spoke in favor of the motion. The motion noted above passed unanimously. The letter sent to the Commission as a result of the motion can be found [here](#).

Re-Appointment of Jeff Hawker to the UTA Board of Trustees

Mayors Cullimore and Walker spoke in favor of the re-appointment of Jeff Hawker to the UTA Board of Trustees. Mayor Walker made a **MOTION** to that effect which was seconded by Mayor Timothy. The vote in favor was unanimous.

PUBLIC WORKS COMMITTEE

Jennifer McGrath from UTA gave a [power point presentation](#) on the recently approved TIGER Grant from the federal government to fund first and last mile projects across the UTA system. There are many areas approaching TRAX stops, for example, without proper sidewalks. A number of these situations will be addressed by the grant. The original request was for \$28 million. The grant awarded will be for \$20 million so some reduction of projects will be necessary. Which projects will remain is being decided now.

UTA received the second highest award next to Chicago which received \$25 million.

Mayor Seghini asked if this money can be used for services to low income people. Answer: No, this money is only for capital projects.

John Hiskey asked if there is a local match requirement. Answer: Yes, it is 20% which UTA has committed.

INTERGOVERNMENTAL RELATIONS COMMITTEE

Short Term Rentals

Representative John Knotwell addressed the members of the COG on the issue of short term rentals. He emphasized that there *may* be a bill in the upcoming session of the Legislature. However, nothing is certain at this point. He is concerned that some cities have completely stopped short term rentals. He is working with ULCT to come up with an agreeable compromise. He supports local control within reasonable limits.

The League is currently doing the research to find out what city ordinances are in place around the State.

Mayor Biskupski expressed her concern that low income housing units are being rented out on a short term basis for profit.

Mayor Freeman asked if there is comparable legislation from other states that we could examine. Answer: Arizona completely outlawed local ordinances on short term rentals. Such a law would not pass here.

Jodi Hoffman from ULCT said that 63 cities and 7 counties have ordinances on short term rentals. A small number of the rentals are owner occupied. Most rentals are for the entire unit. The ULCT is working on coming up with a best practices model for the member cities. At present only half of the cities impose the transient room tax.

Mayor Cullimore noted that Rep. Knotwell had defined the issue well. The challenge will be to find a proper balance between restrictions and allowing the use of an owner's property.

Group Treatment Homes

Mayor Seghini asked whether the other mayors are seeing large homes being turned into residential treatment and recovery centers. Mayor Cullimore and Walker noted that under current Federal law, not much can be done to stop them. Jodi Hoffman mentioned that ULCT is working on a model ordinance that will allow for 'reasonable accommodation' of group

treatment homes as required in Federal and State law and, at the same time, give the cities some flexibility in passing ordinances governing their use.

PUBLIC WORKS COMMITTEE

Corridor Preservation Fund Allocation

Mayor Cullimore as Chairman of the Public Works Committee noted that four applications for corridor preservation funding had been received, one from Bluffdale and three from West Jordan. The Committee chose to commit money that was available as of the date of the COG meeting which was approximately \$1.7 million. This meant that they were able to fund the Bluffdale and two of the West Jordan requests. The Bluffdale acquisition is the last parcel needed for Porter Rockwell Boulevard in the amount of \$1,579,000. The two West Jordan properties recommended for funding are along 7800 South and will cost \$80,600.

Mayor Walker made a **MOTION** to approve the Committee's recommendation. The motion was seconded by Mayor Cullimore. The vote in favor was unanimous.

INTERGOVERNMENTAL RELATIONS COMMITTEE CONTINUED

Fireworks Legislation

Lynn Pace, President of the Utah League of Cities and Towns, broached the subject of fireworks regulation. He noted that there are two time periods in July for total of 14 days in which fireworks may be used. He has heard concerns from several cities that the current law which restricts municipalities from imposing local ordinances regarding firework use have allowed for excessive fireworks displays that are dangerous, especially in built up neighborhoods and along the foothills. Several of the mayors mentioned that they have had disproportionately large responses by their respective fire departments during the time specified because of fires started by fireworks.

There was further discussion on the subject with the comment from Mayor Biskupski that we may have gone too far in allowing fireworks displays. Mayor Biskupski then made a **MOTION** that we look at cutting back on firework use and that this recommendation be referred to the ULCT Resolution Committee. Mayor Walker seconded the motion. The vote in favor was unanimous.

Mayor McAdams said he supports the idea of shortening the time in which fireworks can be used. Councilmember Wilson suggested that it may be worth a discussion with the Utah Association of Counties.

President Pace expressed his appreciation for the approval of the motion and said he would refer the matter to the League’s Resolution Committee.

UTA

Mayor Troy Walker mentioned that Jerry Benson will be recommended to the UTA Board of Trustees for appointment to the position of general manager. He has long experience with the agency and has a PhD. as well. He has now accepted the offer of the position.

Mayor Walker made a **MOTION** to support this appointment by [letter](#) which was seconded by Mayor Biskupski. The motion passed unanimously.

OTHER BUSINESS

Mayor Freeman reminded the members of the September 22nd COM meeting.

Mayor Cullimore mentioned that they will have a ribbon cutting for the new Cottonwood Heights City Hall on September 29th.

ADJOURNMENT

Mayor Cullimore made the **MOTION** to adjourn. The vote in favor was unanimous.

COG MEMBERS PRESENT

Bluffdale	Mayor Timothy	Sandy	Mayor Dolan
South Salt Lake	Mayor Wood	Midvale	Mayor Seghini
Sandy	Mayor Dolan	Draper	Mayor Walker
South Jordan	Mayor Alvord	Cottonwood Heights	Mayor Cullimore
Holladay	Mayor Dahle	Taylorsville	Mayor Johnson
Salt Lake County	Mayor McAdams	Herriman	Mayor Freeman
West Jordan	Councilmember Burton	Salt Lake City	Mayor Biskupski
Murray	Mayor Eyre	Bluffdale	Mayor Timothy
Millcreek	Mayor Silvestrini	Riverton	Mayor Applegarth
Sandy	Councilmember Nicholl	Salt Lake County	Councilmember Winder-Newton
		Staff	Sam Klemm

OTHER PERSONS PRESENT

Andrew Gruber	WFRC	John Hiskey	Sandy City
Jan Wells	Murray City	Ken Bullock	ULCT
David Litvack	Salt Lake City	Cameron Diehl	ULCT
Debbie Lyons	Salt Lake City	Rita Lund	Salt Lake County
Lynn Pace	ULCT	Muriel Xochimitl	WFRC
Nicole Martin	Sandy City	Steve Van Magen	Private Citizen
George Chapman	Private Citizen	Wilf Sommerkorn	Salt Lake County
Jennifer McGrath	UTA	Nichole Bourdeaux	UTA
G.J. LaBonty	UTA	Isaac Higham	Salt Lake County
Leslie Reberg	Salt Lake County	Janet Towers	Murray
Lyn Creswell	South Salt Lake City	Gina Chamness	Holladay City
Jeff Hawker	UTA	Gary Whatcott	South Jordan City