

**MINUTES OF THE
WASATCH COUNTY COUNCIL
FEBRUARY 1, 2023**

The Wasatch County Council met in regular session live and by Zoom at 4:00 p.m. and the following business was transacted.

PRESENT: Chair Spencer Park
Mark Nelson
Erik Rowland
Steve Farrell
Kendall Crittenden
Luke Searle
Karl McMillan

STAFF: Dustin Grabau, Wasatch County Attorney
Heber Lefgren, Assistant Wasatch County Manager
Natalie Foster, secretary to the County Managers
Wendy McKnight from the Clerk's Office
Mike Davis, MIDA Coordinator
Jon Woodard, Assistant Wasatch County Attorney
Doug Smith, the Wasatch County Planner
Rick Tatton, Court Reporter

PRAYER: Councilman Erik Rowland

PLEDGE OF ALLEGIANCE: Led by Councilman Steve Farrell and repeated by everyone.

Chair Spencer Park called the meeting to order at 4:00 p.m. on Wednesday February 1, 2023 and indicated that all the Wasatch County Council are present. The record should also show that the Wasatch County Council is meeting in the Wasatch County Council Chambers located in the Wasatch County Administration Building located at 25 North Main, Heber City, Utah 84032 and Chair Spencer Park then called the first agenda item.

THE OPEN AND PUBLIC MEETING AFFIDAVIT

The Open and Public Meeting Affidavit was made a part of the record

LEGISLATIVE ISSUES FOR FUTURE MEETINGS

Chair Spencer Park asked if there are any legislative issues for future meetings.

Councilman Farrell indicated that on February 15, 2023 we would like to add the DWR. Jason Vernon and they would like to come and make a presentation to us and provide us with a PILT check at that time.

Dustin Grabau, the Wasatch County Manager, indicated that we have received some agenda items from other entities for the Interlocal meeting and part of our work meeting next week. Is there anything that you want to add please let me know.

Councilman Luke Searle indicated to have an update on the transit system and give everybody an update.

ADMINISTRATIVE ISSUES FOR FUTURE MEETINGS

Chair Spencer Park asked if there are any administrative issues for future meetings and there was none.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Chair Spencer Park asked if there are any public comment for matters not on the agenda and there was none.

COUNCIL

APPROVAL OF THE MINUTES FOR JANUARY 18, 2023

Councilman Kendall Crittenden indicated that he has one correction on a proper name which is on page 2 down at the bottom under Councilman Kendall Crittenden which says that they received an e-mail from Dave and the correction is Misiak.

Councilman Karl McMillan made a motion to approve the minutes for January 18, 2023 as corrected. Councilman Kendall Crittenden seconded the motion and the motion carries with the following vote:

**AYE: Erik Rowland
AYE: Steve Farrell
AYE: Chair Spencer Park
AYE: Kendall Crittenden**

AYE: Luke Searle
AYE: Karl McMillan
AYE: Mark Nelson

NAY: None.

DISCUSSION/POSSIBLE ACTION ON SECOND AMENDMENT TO THE MODERATE INCOME HOUSING AGREEMENT RELATING TO THE SKYRIDGE AND MARINA DEVELOPMENTS.

Jon Woodard, the Assistant Wasatch County Attorney, addressed the Wasatch County Council and indicated that in a few weeks we come upon the deadline under the moderate income housing agreement. The moderate income housing agreement is regarding three projects. The three projects entered into a single moderate income housing agreement and the deadline is coming up. A deadline has been asked on the extension on that. A longer extension was asked for it. As a result of that we have drafted a ninety day extension to that agreement that would give them some time to move forward with the preliminary application that they are currently working on and also allow some possible property ownership changes to come through which could affect how things are done going forward. What I would like the Council to do is simply approve and what I did is took the form from our last extension that we did about two years ago and at that time we granted a two year extension and granted an additional ninety days on top of that. That is what is in this second amendment.

Greg Coburn, Attorney for Stitching Mayflower the applicant, addressed the Council and indicated that Mayflower is now in the process of seeking preliminary plat approval with the County. We do need the extension. The reason that we are asking for a greater extension than 90 days on this affordable housing agreement is because I think that the Council is aware of what is going on with MIDA, Extell with the County and there are three major agreements out there that would greatly affect not only the ownership of Marina West and the tailings. I know that MIDA, Mayflower and Extell are all in favor of the agreements and also the County. They are aiming for an April closing and that is if everything goes well. There is legislative pending in front of the Utah Legislature that affects this deal. Things need to happen after that April closing to basically give effect to the various transactions. This ninety day extension which takes us through mid-May is cutting it close and the deadline that is coming up mid-February on the 19th and if that comes and goes in mid-May without this deal going through and the County enforces its right under the agreement for the missed deadline there will be a problem. Mayflower, Sky Ridge and Lund scope is going to have a problem and the County is going to have a problem. We are just trying to get a little more breathing room while these pending transactions have a way of some time to play out. We are worrying about the ramifications if this deadline comes and the County chooses to enforce what its rights are under the affordable housing agreement. If all of these agreements close and it looks like they are going to close all this goes away. I am trying to avoid an artificial deadline.

Councilman Steve Farrell indicated that the current deadline comes due February 19th so there is ninety days on top of that. Greg Coburn indicated that even getting through the end of June would help. Sky Ridge, and MIDA support the deadline being a longer extension than ninety days and support the six months that we have requested. Councilman Kendall Crittenden indicated that he disagrees with your comment artificial deadline.

Jon Woodard indicated that if I recall right they only have had one extension on it. We did a corrected agreement and the extension was the first amendment to this and this would be the second extension on it.

Hogan Lee Hutchinson, representing Jordanelle Land Investment and Sky Ridge indicated I am here just to echo what Greg Coburn has said that we think that ninety days is a bit too tight and would appreciate a full six month extension and if that is not available we can live with the June date.

Heather Kruse, representing MIDA, and we do support the request that has been asked for the 180 days. Councilman Steve Farrell don't like the idea of dragging this out forever. The ninety days is probably a realistic number if things keep moving as they are. I would still stay with the ninety days with the condition that we could extend it another forty-five if things were moving forward.

Dustin Grabau asked if that would be them coming back to you for another forty-five days is that automatic or is that comfortable in authorizing me in conjunction with the attorney's office. Councilman Steve Farrell indicated that he would authorize the attorney's office and you to exercise that.

Jon Woodard indicated that what I could do is add to the ninety-days in the current agreement an additional forty-five days that could be executed at the sole discretion of the County Manager. Councilman Steve Farrell said with the understanding that they continue to move forward and things will start moving fast now. Councilman Kendall Crittenden indicated that the forty-five days would put it into the June which MIDA seems to support.

Jon Woodard also indicated that we could make that thirty five days triggered by the Council if you wanted a chance to look at it and see what is going on at that point. Councilman Steve Farrell indicated that it would be better to have that at your discretion and the County Manager's discretion on the progress being moved on the agreement so that we don't tie them up.

Greg Coburn asked how we decide progress. Councilman Steve Farrell indicated that the transaction is made and you are moving down the road. Greg Coburn indicated that we will keep moving on our preliminary plat.

Councilman Steve Farrell indicated that just everything is moving forward. Also I will make that my motion as to what has just been said. Councilman Karl McMillan seconded the motion and the motion carries with the following vote:

AYE: Mark Nelson
AYE: Chair Spencer Park
AYE: Erik Rowland
AYE: Steve Farrell
AYE: Kendall Crittenden
AYE: Luke Searle
AYE: Karl McMillan

NAY: None.

CONSIDERATION OF A RESOLUTION #23-01 AUTHORIZING THE SHERIFF'S OFFICE TO ENTER INTO A COOPERATIVE AGREEMENT WITH DPS TO IMPLEMENT A 24/7 SOBRIETY PROGRAM.

Jared Rigby, the Wasatch County Sheriff, addressed the Wasatch County Council and indicated that this Resolution has to do with entering into an agreement with the Department of Public Safety to run a program called 24/7 sobriety program for DUI's. The County Attorney's office has some piece of this, the Justice Court has some part of this and then the jail has a piece of this along with the Department of Public Safety.

We are dealing with individuals with DUI's and they can be tested twice a day for a certain amount of time. This could be in lieu of jail time. That does help us when it comes to costs of the jail. The jailers, correction officers that will take care of the testing. There is a possibility that some of the participants that are involved might use an ankle bracelet that actually does some testing from the skin but overall they could come into the jail twice a day and be tested and that would be given to a county probation officer that we have and he keeps tabs with the court and the prosecutors to see how the participants is doing.

The agreement requires some funds exchanging that is why it comes to the Council and what we are asking for in this Resolution with the Department of Public Safety. The length of time takes into account with the participant. Also this is a new thing that is being tried in the State and not in all of the counties yet. We feel good about it because it is an alternative.

Councilman Steve Farrell asked if we find that this is not working for us is there a termination clause that would make it so we could get out of it. Sheriff Jared Rigby indicated that there is one.

Councilman Kendall Crittenden indicated that Item 10 says this agreement may only be modified by written agreement of all parties and may be terminated by either party on sixty day prior written notice so there is a termination clause.

Councilman Steve Farrell made a motion that we approve Resolution #23-01 authorizing the Sheriff's Office to enter into a cooperative agreement with DPS with the 24/7 sobriety program. Councilman Kendall Crittenden seconded the motion and the motion carries with

the following vote:

AYE: Chair Spencer Park

AYE; Mark Nelson

AYE: Erik Rowland

AYE: Steve Farrell

AYE: Kendall Crittenden

AYE; Luke Searle

AYE: Karl McMillan

NAY: None.

DISCUSSION AND CONSIDERATION OF CURRENT SERVICE OF AND POTENTIAL CHANGES TO TRANSIT IN WASATCH COUNTY.

Dustin Grabau, the Wasatch County Manager, addressed the Wasatch County Council and indicated that the Caroline Rodriguez the Executive Director is with us now. We have been offering transit for little over two months and it has been a great success. One of things in the legislature is potential changes to one of the transit sales taxes. Right now it is expected to expire the end of June of this year. That transit option is available to be implemented by County Resolution.

Dustin Grabau indicated that in November of 2022 Wasatch County launched transit services in partnership with High Valley Transit. In just two months, the service has demonstrated significant success in serving patrons. The initial service was intended to demonstrate the demand for transit service but operates at a frequency below what would be recommended by transit staff. Additionally, the County Public Transit sales tax the fifth quarter is set to sunset on June 30, 2023 adding further complexity, the state legislature is considering changes to this sales tax that would require any county implementing it to share it with municipalities and only use 50 percent for transit, with the other being dedicated to road maintenance. Wasatch County Administration is seeking guidance on if the County Council intends to proceed with adopting the County Public Transit Sales Tax. This would require formal annexation into a transit district and an ordinance authorizing the imposition of that tax. This sales tax has the option of being implemented by vote or legislative approval. There is a growing need for transit parking at the Heber City terminus. Site selection and construction will have costs but would be a longer term solution for transit growing pains.

Kim Carson, from High Valley Transit, addressed the Wasatch County Council and thanked them for the opportunity to work with Wasatch County on this endeavor. There are great things that have been accomplished in such a short period of time and also how we can expand and better serve Wasatch County residences and visitors.

Caroline Rodriguez, the Executive Director of High Valley Transit by zoom, then presented a power point presentation and then addressed the Wasatch County Council and indicated that High

Valley Transit has been in service in Wasatch County for two and a half months. There is a great popularity of the 106 which is a fixed route, the average cost to ride in January compared to other well established agencies and services is extremely affordable and that operates between Heber City and Park City and we want to consider updates to the schedule and increasing frequency in advance of next winter. For the two and a half months we have been in service we have provided over 25,000 transit rides. On a fixed route we are getting almost sixteen riders per hour and on the micro we are getting four point one riders per driver hour which means for every hour that the drives on the road they are serving more than four passengers.

Councilman Mark Nelson asked do you measure what percentage of the micro transit riders then get on the main route and go to Park City? Caroline replied, that yes we do. Councilman Mark Nelson indicated that fifty percent are using it just to move around in the valley. Caroline replied that we will get the information to you and report back to the Council.

Councilman Steve Farrell asked how our micro transit riders compare to yours in Summit County does. Caroline replied that would be less than ours but not significantly less. The average cost for micro transit is averaging a cost per ride of \$17.06 and that is compared to the average of \$75 a ride for other rural areas across the country.

Councilman Kendall Crittenden indicated that it will be interesting to see how this changes when ski season is over how the data will change. Also what is this paratransit? Caroline indicated that Valley Ride Paratransit is the way that High Valley Transit fulfills its obligation to survive ADA complementary paratransit service and what this does it ensures that public transit service for a person because of a disability could not use the fixed route service and the ADA service ensures that they have access to ride the same days and hours as a fixed app service and there are a number of other service requirements that go along with that. Also under the law we are not required to provide a complementary paratransit service with a route like the 106 which is a peak time commuter service.

Caroline indicated that in summary High Valley Transit expects to see ridership continue to grow throughout the winter. Also given the popularity of the 106 we may want to consider updates to the schedule and increasing frequency in advance of next winter. Also High Valley Transit has also heard interest from riders in extending the Valley Ride paratransit program to Wasatch. Also as the Mayflower area develops we can consider micro transit in the area of the initial VIA Strategies Study.

Dustin Grabau, the Wasatch County Manager, asked the Council if we did want to expand service we need to identify an additional funding source and that is where the 5th quarter comes in. Implementing that 5th quarter would require us to formally annex into High Valley Transit as part of their service area right now. We have contracted with them to provide the service. This would require resolution of the Council agreeing to be annexed into their service area. There is a protest period under which citizens that would be incorporated into that could protest that annexation which basically would go to a vote. That would be a prerequisite to us implementing that particular sales tax. Councilman Erik Rowland indicated that the seasonality of this would enter into it. By

the time we would need to address additional funding if we chose to continue or expand the program to what affect would a seasonality component have on that request if this were somehow to drop off during spring, summer and fall.

We need to reconcile that for just the two month period. Dustin Grabau indicated if we implement the sales tax say by the end of June it wouldn't be applied until the following quarter and wouldn't actually collect those revenues for two months after that. We are talking about revenues that we would see at the end of this year and the discussion is if we just want to address service in the winter months we would need additional funds to do that. Also what information that you as a Council need as you examine this alternative. We need to know what the cost of those expanded services.

Councilman Kendall Crittenden there is a concern that we need to get some park and ride and things because there is some comment with our riders filling up Smith's parking lot. We need to look at that in this going forward if this continues to grow. We need to have a place for people to park their cars that would not impact some of our local businesses.

Councilman Erik Rowland indicated that we need to look at where the rides shift from the lakes to the resorts and vice versa that information would need to be obtained. Councilman Mark Nelson indicated that he respects the professionalism of the operation and it is amazing. In my opinion it is inevitable that we need opt in to High Valley Transit but we do need the data to support it and it is obvious that is where it is heading and providing an important service of a segment of our population.

Councilman Kendall Crittenden indicated that another thing to look at if we consider this is do we want to make a connection to Utah Valley. Caroline indicated that is something that UTA would accommodate and certainly would help us with the scheduling and plan for and this is very doable to do something like this.

Dustin Grabau indicated that we need a funding source for these types of things. Council how would you like us, as staff, to proceed with this. Annexing into High Valley Transit would require some work by the attorneys to accomplish that and also work with High Valley Transit.

Councilman Steve Farrell indicated that we should consider this annexation into this. This has been a service that has been long awaited for and don't think it is as seasonal as we think it is and a lot of it will continue throughout the summer as the winter. I would suggest that we go ahead and research the steps that we need to do and move forward.

Councilman Luke Searle indicated that we need to provide opportunities for the public other than officials and community leaders to share their feedback. We need to consider this in an Interlocal aspect. We need to get good feedback with positive and also negative things.

Dustin Grabau asked if the Council wants it placed on the agenda for next week at the Interlocal meeting a discussion about this and would be happy to share the information that Caroline has put

forward this evening.

Councilman Luke Searle indicated that we need to provide an avenue to allow these elected officials to provide feedback. Dustin Grabau indicated that we will work with High Valley Transit and our attorneys with the annexation process and how is the best way to communicate that to the public and possibly hold an open house the way that was done last year prior to the implementation of this sales tax or is a meeting like this sufficient for that kind of public input. Councilman Kendall Crittenden indicated that something like this requires a comment period and has a protest period. Councilman Karl McMillan indicated that he agrees with having an open house. Caroline indicated that she will work with Dustin Grabau a plan that goes over our communication strategy and the Council can decide what you like and don't like.

Councilman Erik Rowland indicated that he would like to see regular statistics regarding this. Caroline replied that she would do that and sent them to Dustin Grabau and then to the Council. Also in closing we need to have a building for High Valley Transit, a permanent facility. If anybody from the legislature asks you what is important to you respond that a permanent building would be appropriate and a building right next to Wasatch County.

SECOND READING OF ORDINANCE #23-02 ENACTING CODE CHANGES FOR THE TAP TAX AND ESTABLISHING THE TAP TAX ADVISORY BOARD.

Jon Woodard, the Assistant Wasatch County Attorney, addressed the Wasatch County Council and indicated that we didn't have any questions on the first reading so we didn't anticipate any other reading. If you have any questions I will do my best if everyone just follows the State Code on what we are supposed to do in setting things up. Dustin Grabau indicated that this being the second reading assuming you pass it we would then publish solicitations for people to fill the board of the advisory board and then work with them and train them how to make recommendations on the use of those funds.

Councilman Steve Farrell with that being said, I will make the motion that we go ahead and approve Ordinance 23-02 engaging enacting code changes to the TAP Tax establishing the TAP Tax Advisory Board as presented. Councilman Karl McMillan seconded the motion and the motion carries with the following vote:

**AYE: Erik Rowland
AYE: Chair Spencer Park
AYE: Luke Searle
AYE: Kendall Crittenden
AYE: Mark Nelson
AYE: Kendall Crittenden
AYE: Steve Farrell**

NAY: None.

MIDA UPDATE AND LEGISLATION REVIEW

Mike Davis, the MIDA Coordinator, addressed the Wasatch County Council and indicated that in the MIDA meeting earlier in the week that we had with Paul Morris we discussed the potential for participation on the roundabout on the frontage road on the west side. It was discussed a potential pioneering agreement with the County based on impact fees from the MIDA area. This would require the County to put it on the capital facilities plan for impact areas in that area for roads. That seemed to be a feasible, plausible thing to do. That is something that Dustin Grabau is going to work on pursuing with the County. That will be coming up before you at some time. Dustin Grabau indicated that MIDA has talked to Extell and it is possible that may be with MIDA entering into that pioneering agreement and it is a possibility.

Mike Davis indicated that how it works is that the County doesn't have to pay the impact fee until we receive it and we are not out anything out of the general fund or anything like that. Those impacts fees that are programmed for specific items so this will be one of those specific items.

MIDA is looking for the potential annexation into their land use area of the Marina area and that is all part of the SB20 that passed today or yesterday. We will be seeing that preceding as well as the agreements between MIDA and Wasatch County and covers several things. One of which is the potential of the Marina area and other properties being brought into their service area. The other question will be on the Flinder's property and potentially what is happening with the Deer Crest areas and those all being things that will be coming up to you in the future that would require an agreement to be discussed. Deer Crest we wouldn't have to have an agreement. Flinder's is on the east side and is a vacant piece and that is what he would want to be annexed into it.

Mike Davis indicated that Dustin Grabau asked how MIDA is doing and MIDA came back with a few things. One thing is how to handle the late fees and penalties and there is not a clear way that we are doing that for their fee is what this relates to. We collect their fee of taxes. We brought up also business licenses and then personal property tax those are issues that we need to come up with methods to address and we haven't really had to deal with in the past. We need to do that before we get a lot of that up there and then we can't address those issues. Also they did disclose to us that they have an operating company for the Pioche Apartments. That operating company has been told that within the first six months of each year and will get a business license with Wasatch County. They had a business license in Summit County but we need one in our County.

Councilman Steve Farrell asked how are we dealing with the transient room tax on that first building and are they using it for short term nightly rentals. Mike Davis indicated that what will happen is that they will collect that and then the tax commission will re-appropriate that and none have been rented yet. There are meetings coming up on March 22, 2023 so those will be held up at the Jordanelle and we will need more information on those. Those that will be involved in that are any of the offices that work with MIDA they are doing a strategic staff meeting.

Mike Davis indicated that we are fully engaged in the legislative process now. Currently, the main meeting which I participate in would be the UAC and UAC's bill tracker is available to everybody if you want it. I also go to the Association of Special Districts meeting and they go through all the bills. UAC only goes basically to bills that they are not happy with. I print off the Association of Special Districts they cover more bills than UAC and give us explanations for them so I will forward that to the Council members weekly and this will be the first one this week. You can look at these and get a brief explanation and you don't have to go on the bill tracker if you don't want to.

Dustin Grabau indicated that SB 158 is a water exaction amendment that Wasatch County should be concerned about. Mike Davis indicated that this bill could be problematic for Wasatch County in that they are limiting the amount of water that you can get from a potential subdivision and five years of average use of the local residents. It doesn't work with us because 40 percent of the homes in the County are secondary homes and sometimes they are not used at all and sometimes they are used a lot of you take a five year average because those homes don't use as much water as a full time but they can become full time residences and then we haven't allocated sufficient water to those homes. That one is a developer driven bill. There could be more bills that would be more concerning to Wasatch County on land use. Councilman Steve Farrell indicated that we would be better off in becoming up with a state standard that a home require .45 of an acre foot then with that five year average in saying that how much we got to conserve in that group and then let it go to the Great Salt Lake.

Representative Mike Kohler addressed the Wasatch County Council and indicated that there are three people you should watch and the bills are having state issues being pushed down to county as far as zoning and control of water and other things. There are many bills regarding Great Salt Lake. There is an affordable housing one and overnight rentals and being able to build axillary units in already developed areas and all of them are going to be affected in behalf of affordable housing. Councilman Kendall Crittenden indicated HB206 airport land use could create some problems for Wasatch County. HB56 tax assessments which has been talked about some. Councilman Steve Farrell indicated that is just a house cleaning bill that the tax commission ran. Dustin Grabau indicated that Bill 173 is the attorney fees one and also curious on SB 113 to regulate working animals and potential to cause problems.

Representative Mike Kohler indicated that there is a \$7.5 million request for High Valley Transit seeing again in helping Wasatch County become part of the game. Dustin Grabau indicated that last year High Valley Transit tried to go for an appropriation request and was a little late in the game and this year they made the request. We were there Tuesday and have already funded for the initial construction for their facility and this request is for some of the fixtures within the facility but six or so affordable housing units to be built on the facility as well. I think also a garage or a bus depot where they would actually house some of their vehicles as well. We have indicated our support for this through our lobbyists to the legislature and this is where our buses would be housed. Also if they are going to be short of money is Wasatch County willing to put in more dollars to make up the difference. A request for that has not been made.

COUNCIL/BOARD REPORTS

Councilman Mark Nelson indicated that Tuesday Dustin Grabau and I were asked to go to a meeting. There were in addition to Representative Kohler were two other representatives and also several people from Utah County and two of their Commissioners and two or three people from their parks and recreation organization. There were also the head of Utah State Parks, the Head of Utah Outdoor Recreation, representative from the Forest Service and several state people there also. Someone has been talking about raising \$400,000 or appropriating \$400,000 for a joint study of how to manage Provo Canyon. This meeting was to talk about that and get everyone's feeling in the room. At the end of the discussion where everyone got was we didn't need anything from the State that Utah County and Wasatch County needed to get together and talk about our respective wants and needs and plans where we touch each other in Provo Canyon and put together a joint plan from the management of that. Then come back to the State if we need something.

Dustin Grabau indicated that the Utah County Commissioners are interested in meeting with some of you and how the state can provide funding for us and maybe hire consultants to do something of the master planning so if some of you are interested I would be happy to reach out to them and set up a meeting so that we could start this process. Councilman Mark Nelson indicated he is very interested in that with my railroad hat too and we talked about that a little bit because the railroad is one of those things that connects the two counties because Vivian Park is in Utah County and they have lots of plans and just finished a master plan process with consultants for Vivian Park. I was happy to learn that master plan includes a spot for a turn table for the railroad at Vivian Park which would be huge. Utah County seemed very anxious to get going and start this right-of-way.

Councilman Steve Farrell indicated that we ought to have this include planning but also include regulation on business licenses that are in Provo Canyon right now that Wasatch County doesn't get any benefit from any of the rafters because all of the business licenses are in Utah County and they are trucked up.

Councilman Mark Nelson indicated that one other interesting thing that they brought up and this was only an idea and I don't think it is even in the planning stage but the idea some day in having a water park at the base of Deer Creek Dam on BOR Land that is there. Representative Mike Kohler indicated that you may need to hire an individual to take over and plan that as quick as you can because a lot of this is happening and apparently Bridal Veil Falls is getting recreational use unsolicited and otherwise that the trash and everything else is getting abused really bad and they want to do that quick and it is in Wasatch County's best interest to do the same and start from Charleston and go all the way to the bottom of the lake or above the canyon and plan it all. Chair Spencer Park indicated that he would like to be on the committee, Councilman Mark Nelson also as well as Councilman Luke Searle also. Dustin Grabau indicated that he will schedule a meeting with you three to get something going.

Councilman Mark Nelson indicated that Dallin Koecher has been talking with Matt Brower about bringing in again and about seven years ago we brought a destination development consultant here who was named Roger Brooks. They did an assessment of the valley and had several meetings and published a report for us. Matt Brower is very interested in having him come back again and refresh or in some form take a look at this again. The corridor on 600 West is one and 300 South in that area where they really want to develop a walkable gathering commercial zone or recreational zone. Wasatch County owns lots of that land there. And have ball fields and other things right around there and there has been talk about that so the Tourism Economic Development Board has talked about that to see what Wasatch County's attitude or opinion is about the possibility of having that happen in the future and come back and so some more planning or suggesting along those lines. Personally I think it is a good idea but no decisions have been made and just wanted to bring that up because that discussion is going on right now. Councilman Kendall Crittenden indicated that he is not in favor of that or any development there. Councilman Mark Nelson indicated that there has been some discussion about moving them somewhere else so that land could potentially be used for something more valuable. Councilman Steve Farrell indicated that they shouldn't be planning our property and what is going to happen to our property with someone being involved. Councilman Luke Searle indicated that at the Interlocal meeting this should be discussed. That we should be part of any discussion regarding this.

Councilman Erik Rowland indicated that the only board that has met was the Latino Coalition and I met with the director and she will give me the schedule for that to happen.

Councilman Steve Farrell indicated that this morning we had a public lands meeting and the representative from the Forest Service that was there indicated that we were one of twenty-one landscapes across the country that was selected by the Forest Service to do some improvement planning and there is going to be put into these sites and ours is more on fuel reduction and getting rid of the dead timber and making it a healthy forest and the County's part would be working with the roads in maintaining weeds, road and moving forward with that.

Councilman Steve Farrell indicated the water conference which will be held on March 20th through the 23rd in St. George. Also what goes on there is very good for you to be in attendance. SSA #1 will cover the cost of that and go through JSSD who will make the reservations and do the paperwork and then bill SSA # 1. If anyone of you want to go please let Natalie know. Don't wait until the last moment because we have been stuck in paying some registration fees and hotel fees that they didn't utilize. Also I would go to the whole water conference because there are a lot of things going on.

Councilman Kendall Crittenden indicated that the Heber Light and Power in their last meeting passed the street light write off amount for City and the County. Wasatch County during the year had 422 thousand 400 kilowatt hours used in our street lights which amounted \$24, 921.66. That the County is not being charged for those lights.

Councilman Kendall Crittenden indicated that it is the time of the year when officials can go with meals-on-wheels when they are delivered to the senior citizens. This will take place the week of

March 6th through the 10th just let Councilman Kendall Crittenden know if you would like to go and what day would work for you.

Councilman Kendall Crittenden indicated that MAG has figured in years to come they are anticipating a \$500,000 funding gap to provide meals-on-wheels across the three counties. If they don't make that up there will be a lot of problems caused. Right now they are putting together a meals-on-wheels non-profit group that is going to go out and try and solicit donations from businesses and other non-profits to put money in to help offset this funding gap. If any of you have any ideas please let the board know.

Councilman Kendall Crittenden indicated that there is another program which I was excited about. We had our CBDG rating and ranking preview this past Monday. This year the CBDG funds and it is not totally set but we are anticipating between Wasatch and Summit County \$633,542 dollars which would be CBDG projects. For this year we only had two applicants. MAG gets \$50,000 to help administrate the program and what not and that is set by federal and other applicant was Kamas with a water project. After those two projects that left \$233, 542 that wasn't spent of that \$633,000 that we were anticipating. If that money is not spent it would go back to the State of Utah to be distributed elsewhere. Also MAG has been working on and organizing on this for a couple of years, a single family housing rehab program which they would be able to put together with the left over funds that aren't used. These funds would be available for families that qualify to go in and apply for funds in doing rehab projects within their houses. This could be a big help to families that qualified for such money,

Councilman Kendall Crittenden indicated that our County website for the Council Members and it doesn't give individual e-mail addresses for us as Council Members. We can either put our e-mail there under our pictures for all of us or let us chose whether we want it to be put there. What is your thoughts? Councilman Mark Nelson indicated that we should be consistent one way or the other. I don't think some of us should have it and others not. We should look at protections for us a Council. Dustin Grabau indicated that just let us know what you would like and we will work with you.

Councilman Kendall Crittenden indicated that a couple of months ago we talked about the proposal that NACO had made to put together a public lands center and have each of the counties in Utah contribute one percent of their LATCF funds and over two years will get \$738,906. 00 so our contribution to that will be \$7,389.00. You asked me to find some more information. One of the questions that you asked for what would the possibilities be of combining with Bob Widner and pass that back to UAC and the answer to that was no because this has a difference purpose. This is a research center to base on policy on actual county data. The money can't be used for lobbying. The other question is how many counties have committed for the money. They didn't have an exact count but half of Utah counties have committed to the money. I will put this on our February 15, 2023 meeting for decision so you have still got time to gather some more information.

Councilman Kendall Crittenden indicated that they had a legislative update report in the MAG meeting last week. One was the Governor's budget. One of them was \$100 million in trail network

construction which might help some of the things we are doing in Wasatch County. One point three million dollars in trail maintenance and then \$50 million in corridor preservation. They are looking at the sales tax the fifth quarter and would eliminate the deadline so it wouldn't end in June regarding transportation and if we want to do it we need to do it before June so we can take full advantage of that. There was some money for affordable housing. We need to watch those things as they come down the line.

Councilman Luke Searle indicated that the Library Board didn't meet because we didn't have a quorum this month. Received an e-mail from Justin Hatch about animal control when we meet and we meet quarterly. I would really like to see a monthly newsletter and Representative Mike Kohler used to do one. Just a high level short summary about what we talked about in the month of the meeting and would be happy and willing to send that e-mail to the Council prior. For the month of March we could focus on water. They would just be things that we would like the public to know what is going on. I would post that on Facebook and send out an e-mail regarding that. Dustin Grabau indicated that we could use the billing like for Solid Waste to distribute a newsletter. Councilman Luke Searle indicated we could use what is being said as a Council as a whole in doing a newsletter. The Council could take turns in doing that. Just something short just to give the public an idea of what is taking place in our meetings month to month.

Councilman Luke Searle indicated that they are getting a lot of e-mails concerning dark sky compliant and how we do that in moving forward. Chair Spencer Park indicated that Doug Smith, the Wasatch County Planner, wrote a very nice response that was very generic and totally accurate and perfect and was all we could really say. Dustin Grabau indicated that the Council would authorize me to respond regarding this issue. Council Steve Farrell indicated that a lot of them are just starting a position and that is as far as we need to go concerning this matter. Councilman Mark Nelson indicated that the people are letting us know what they think and a lot of them are quite misinformed about some of the details related to that because it is pretty complicated and involved. I appreciate feedback from the public.

MANAGER'S REPORT

DISCUSSION ON STAFFING COUNTY AND RELATED ENTITY MEETING BROADCASTS

Dustin Grabau, the Wasatch County Manager, addressed the Wasatch County Council and indicated that since the COVID-19 pandemic, Wasatch County has made significant improvements to how we distribute and provide access to public meetings. This has primarily been accomplished by incorporating Zoom meetings into our existing methods. But over that time, additional staff resources have been dedicated toward the support of these efforts. Wasatch County Administration seeks direction from the County Council on the desired role of staff support and the existing and future meetings. Some entities that utilize these resources contribute to the costs of providing these services, others do not. State Code intends that the County does not subsidize cross-jurisdictional services. This direction will be helpful in analyzing appropriate staffing levels as well as training

and communication with County partners.

Dustin Grabau indicated that this came from our IT staff and this is just looking for direction from you as a County on what your intent is in general how we hold these meetings. The question is being raised there is a trend to us being more accommodating and potentially having more of these meetings. Should we train the staff from those entities or hire more people to help with this. When IT helps with this they contribute financially with this happening to other meetings. We want to know if the County is all right with the County subsidizing that for these other entities. Councilman Mark Nelson indicated that is fine with him. Councilman Kirk Rowland indicated that I would prefer to have a staff present meaning for observational help. When they are providing support they need to see it firsthand which is much more efficient. Dustin Grabau indicated that the intent is definitely for IT to support the technology of the meetings. Councilman Kirk Rowland indicated that he would support IT support in providing the technology of the meetings. Councilman Steve Farrell indicated that if we are going to provide the service and it is good for the general public to be able to access these meetings if we provide the service we should go ahead and do it. Chair Spencer Park indicated that this isn't too much money to be stressed about. That would be easiest and we are not talking about a lot of money and we would meet the letter of the law in not subsidizing.

DISCUSSION AND CONSIDERATION OF A WASATCH COUNTY BRANDING DEVELOPMENT RFD.

Dustin Grabau, the Wasatch County Manager, addressed the Wasatch County Council and indicated that branding is something that is potentially important for our community and wanted to get the Council's input specifically what role you would like to play in not the selection but the actual work of developing and deciding on branding changes. One of the Wasatch County Council would be desirable in working with developing alternatives. Also we have budgeted for it and it is in the County Manager's budget which is \$35,000. Dustin Grabau drafted a RFD and presented it to the Council. Councilman Mark Nelson indicated that branding is important and all for it. Dustin Grabau asked the Council on how they want to be involved. Possibly one of the Council to work with me and the consultants and another option for the Council to trust me and then I would come to you regarding the decision point. Councilman Luke Searle indicated that he would be happy to facilitate that. Dustin Grabau indicated that he is hoping to get a style guide which would include logos, colors, general high level communication. Most of this branding issues include much broader community visioning processes. That is a route that we could go and that is not what we had originally intended when we budgeted for this. My intent was that we would develop the branding over the course of this year and then from there decide what to budget in 2024 for that. Councilman Mark Nelson indicated that being a marketing guy I believe that we are behind in this. It is past due for the County to consider. Both Heber City and Midway has done it over the last couple of years. Chair Spencer Park indicated that it sounds like you need help from the Council and Councilman Mark Nelson and Councilman Luke Searle are the Council that you need. Dustin Grabau indicated that he will publish the RFP and mention in that the intent is to work with a subcommittee of the Council as in the development of those branding materials.

HEBER CITY AIRPORT

Dustin Grabau, the Wasatch County Manager, addressed the Wasatch County Council and indicated that Heber City has requested that if the Wasatch County Council was willing to contribute to the cost of that study and indicated that Wasatch County is not willing to contribute to that. County Council Steve Farrell indicated that we had no input into the study so we should not pay for it. If we had input into that study then we should contribute to it. Dustin Grabau indicated that is what I will relate to Heber City.

SHERIFF PARTICIPATION IN LICENSE PLATE READING EQUIPMENT

Dustin Grabau, the Wasatch County Manager, addressed the Wasatch County Council and indicated that this would cost about \$100,000 and the Sheriff's Department has about that much in some equipment savings from last year and wanted to get your input on if you would be okay with intentionally appropriating those funds and what we could do is authorize the purchase of this equipment with the existing year budget knowing that they may have the savings and if not we would have to make a budget amendment at this year. By having this type of equipment would make it much easier and efficient way of tracking and parking enforcement and would be able to look for people with vehicles with warrants and other things like that. This will not be included in the 2023 budget. Councilman Steve Farrell indicated that he is okay with that.

Chair Spencer Park indicated that there is a need for a closed session regarding litigation

Councilman Mark Nelson made a motion to leave our regular agenda meeting and go into Closed Session. Councilman Steve Farrell seconded the motion and the motion carries with the following vote:

AYE: Chair Spencer Park

AYE: Erik Rowland

AYE: Steve Farrell

AYE: Mark Nelson

AYE: Kendall Crittenden

AYE; Luke Searle

AYE: Karl McMillan

NAY: None.

Councilman Karl McMillan made a motion to leave the Closed Session and go back into regular session. Councilman Steve Farrell seconded the motion and the motion carries with the following vote:

**AYE: Chair Spencer Park
AYE: Mark Nelson
AYE; Erik Rowland
AYE: Steve Farrell
AYE: Kendall Crittenden
AYE; Luke Searle
AYE; Karl McMillan**

NAY: None.

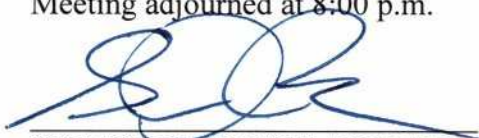
ADJOURNMENT

Councilman Steve Farrell made a motion to adjourn. Councilman Karl McMillan seconded the motion and the motion carries with the following vote:

**AYE: Chair Spencer Park
AYE: Mark Nelson
AYE: Erik Rowland
AYE: Steve Farrell
AYE: Kendall crittenden
AYE: Luke Searle
AYE: Karl McMillan**

NAY: None.

Meeting adjourned at 8:00 p.m.


SPENCER PARK/CHAIRMAN


JOEY D. GRANGER, CLERK/AUDITOR

