

MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL LEGISLATIVE WORK SESSION HELD THURSDAY, JANUARY 28, 2021, AT 9:00 A.M. THE MEETING WAS HELD ELECTRONICALLY, WITHOUT A PHYSICAL LOCATION DUE TO THE CURRENT COVID-19 PANDEMIC AND AS AUTHORIZED BY THE GOVERNOR'S EXECUTIVE ORDER DATED 18 MARCH 2020

Members Present: Mayor Mike Peterson, Council Member Scott Bracken, Council Member Tali Bruce, Council Member Christine Mikell, Council Member Douglas Petersen

Staff Present: City Manager Tim Tingey, City Attorney Shane Topham, Police Chief Robby Russo, Assistant Fire Chief Riley Pilgrim, Records Culture and Human Resources Director Paula Melgar, Community/Economic Development Director Michael Johnson, Public Works Director Matt Shipp, Finance and Administrative Services Director S. Scott Jurgens, Assistant Police Chief Paul Brenneman

1. Welcome and Determination – Mayor Michael Peterson.

Mayor Mike Peterson called the meeting to order at 9:00 a.m. and welcomed those listening. He read in its entirety the declaration giving the Council the authority to hold the meeting via Zoom, pursuant to Utah Code Annotated §52-4-207(4).

2. Legislative Update and Discussion with City Lobbyists Mr. Greg Curtis, Mr. Brian Allen, and Ms. Chantel Nate.

City Lobbyist, Brian Allen, presented a Legislative update and stated that the larger issues being tracked related to the Billboard Senate Bill that was recently pulled from the agenda. He confirmed that they will continue to work toward finding a middle ground. He reported that SB-111 protecting records and zoning violations may not become a Bill as there is already a provision in the Code that addresses the issue.

HB-98 that pertains to building inspections was next discussed. Mr. Allen believed this Bill was problematic for cities with respect to the inspection and permitting process and confirmed that he would meet with Paul Ray for further discussion. He reported that the Property Tax Bill was held by the Committee with challenges. The Bill was never a windfall or replacement for lost revenue. He believed Senator Cullimore was sympathetic to businesspeople and cities with regard to how the revenue is reported. They were also watching multiple law enforcement Bills and were confident that they are being handled correctly.

City Lobbyist, Greg Curtis, reviewed SB-244 regarding transportation and stated that there is an ongoing revenue stream of approximately \$11 million, \$2 million of which was intended to go to Salt Lake County as part of registration. Due to an error, the funds were stranded in a restrictive fund. He explained that there is a processing Code that states that if the Legislature does not do anything, it can be given to the County. He believed that the south and west side senators were not inclined to return it to the County. Bonding was discussed. Mr. Curtis stated that this is a sales

tax fund and as a percentage of the County population, Cottonwood Heights officials would need to determine if they would rather have one-time monies, which he believed would not be enough, or approximately \$270,000 per year for the next 15 years. It was clarified that the funding cannot be used on stormwater. He expressed interest in the yearly dedicated revenue over a 15-year period. Mr. Curtis agreed to pass along the administration's request and believed that the City of Cottonwood Heights would potentially receive close to \$300,000 per year. If the Bill is successful, it would essentially deplete the funds for a period of time.

Zoo Arts and Parks ("ZAP") funding was next discussed. Mayor Peterson reported that Senator Fillmore's Bill, SB-88, was voted on by the Board with a 7-to-2 vote in opposition. Mr. Allen stated that Salt Lake County ZAP funding is distributed in tiers where other counties are allowed to keep the funding within their municipalities.

In response to a question raised regarding canyon transportation, Mr. Allen confirmed that allocated funds will be processed through the Utah Department of Transportation ("UDOT"). Mayor Peterson stated that UDOT has accepted Cottonwood Heights' Wasatch Boulevard Master Plan and committed verbally that it would not be a typical highway piece but include enhancements that such as pedestrian sensitive areas, medians, and landscaping. In conversations with UDOT officials, Mayor Peterson was informed that their standard was that no more than 1% can go toward enhancements along that right-of-way and stretch of road. He expressed concern that any remaining cost would fall back on the municipality.

City Manager, Tim Tingey, understood that UDOT refers to the less than 1% as aesthetic improvements. Clarification of language was discussed. Mr. Curtis agreed that a portion of the agreement will need to be worked through aggressively with UDOT. Council Member Bracken believed the reference to 1% was taken from discussions in prior years and encouraged clarification.

Open space was next discussed. Mr. Curtis stated that the Governor has included funding for parks, trails, and outdoor recreation in his budget. The legislature is also supportive of that funding, although he was unsure of the total amount.

3. Adjourn.

MOTION: Council Member Bracken moved to adjourn. The motion was seconded by Council Member Petersen. The motion passed with the unanimous consent of the Council.

The Work Session adjourned at 9:35 p.m.

I hereby certify that the foregoing represents a true, accurate, and complete record of the Cottonwood Heights City Council Legislative Work Session held Thursday, January 28, 2021.

Teri Forbes

Teri Forbes
T Forbes Group
Minutes Secretary

Minutes Approved: February 16, 2021