

**MINUTES OF THE  
CITY OF HOLLADAY  
CITY COUNCIL MEETING**

**Thursday, May 5, 2022  
6:00 p.m.  
City Council Chambers**

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***ATTENDANCE:***

Mayor Rob Dahle  
Paul Fotheringham  
Drew Quinn  
Matt Durham  
Ty Brewer  
Dan Gibbons

**City Staff:**

Gina Chamness, City Manager - *excused*  
Stephanie Carlson, City Recorder  
Holly Smith, Assistant City Manager  
Jonathan Teerlink, Community Dev. Director  
Jared Bunch, Public Services Director  
Jayme Blakesley, City Attorney

**I. *Welcome*** – Mayor Dahle.

Mayor Rob Dahle called the meeting to order at approximately 6:00 p.m.

**II. *Pledge of Allegiance.***

The City Council recited the Pledge of Allegiance.

**III. *Public Comments.***

*Andy White - 5690 Pheasant Lane* and reported that at the time Salt Lake County constructed the Pheasant Lane storm drain, a document was drafted where residents agreed to pay the remaining asphalt portion not covered by the County. Salt Lake County repaved the first 280 feet of Pheasant Lane, at which time the seam was questionable. He was informed told by the previous City Engineer that the best time to correct the issue was during the spring or fall. He was present to ensure completion of the project. Mayor Dahle stated that the document will be reviewed and presented to the appropriate department.

*Deondra Brown* identified herself as a candidate for Senate District 14 replacing retiring Senator Jani Iwamoto. Ms. Brown is a musician by trade and over the past eight years has been given the opportunity to represent victims of crime, particularly children, in working with legislators to ensure that laws are in the favor of the victims. She has advocated for mental health and the crisis line and expressed appreciation to the City Council and Mayor Dahle.

**IV. *Consideration of Ordinance 2022-09 Amending the Holladay City Municipal Council District Boundaries.***

Council Member Durham moved to adopt Ordinance 2022-09. Council Member Gibbons seconded the motion. Vote on motion: Council Member Brewer-Aye; Council Member Durham-Aye; Council Member Fotheringham-Aye; Council Member Quinn-Aye; Council Member Gibbons-Aye; Mayor Rob Dahle-Aye. Ordinance 2022-09 was adopted by a unanimous vote.

**V. Consideration of Resolution 2022-11 Acknowledging Receipt of and Adopting the Tentative 2022-2023 Fiscal Year Budgets and Setting a Public Hearing for June 2, 2022.**

Assistant City Manager, Holly Smith, presented the recommended tentative budget for fiscal year 2022-2023. Priorities were identified. The property tax increase was effective November 2021 with Storm Water fees taking effect in January 2022. The additional revenue allowed the City to issue a bond for long-delayed road improvements in many neighborhoods and begin critical stormwater project work. The proposed fiscal year 2022-2023 General Fund budget totaled \$22,730,669.66 in expected revenue General Fund expenses and included the recognition of \$1.8 million in one-time funding from the Federal Government. Discussion was encouraged.

Council Member Fotheringham moved to approve Resolution 2022-11. Council Member Quinn seconded the motion. Vote on motion: Council Member Brewer-Aye; Council Member Durham-Aye; Council Member Fotheringham-Aye; Council Member Quinn-Aye; Council Member Gibbons-Aye; Mayor Rob Dahle-Aye. Resolution 2022-11 was approved by a unanimous vote.

**VI. Consideration of Resolution 2022-12 Amending the City's Employee Manual.**

Mayor Dahle recommended that the addition of Juneteenth as a City holiday be added as a City holiday and the floating option should be eliminated. A determination would need to be made regarding whether it is recognized on the day it is intended, which is June 19 or follow the State with the alignment of a three-day weekend.

Council Member Durham expressed support for the floating holiday.

Council Member Fotheringham was in favor of eliminating the floating holiday by exchanging it for Juneteenth and was in favor of honoring the holiday in the traditional manner.

Council Member Gibbons agreed with the Mayor's comments and was in favor of honoring Juneteenth on the day it was intended.

Council Member Quinn stated the City has a generous PTO policy for Staff and believed the cost of the floating holiday to the City is substantial. In consideration of those who attend City Hall, she believed the City offices should be fully staffed during operating hours. She was in favor of honoring Juneteenth and eliminating the floating holiday.

Council Member Fotheringham moved to approve Resolution 2022-12. Council Member Gibbons seconded the motion. Vote on motion: Council Member Brewer-Aye; Council Member Durham-Aye; Council Member Fotheringham-Aye; Council Member Quinn-Aye; Council Member Gibbons-Aye; Mayor Rob Dahle-Aye. Resolution 2022-12 was approved by a unanimous vote.

**VII. Consent Agenda.**

**a. Approval of Minutes – March 3, 17, and April 14, 2022**

Council Member Quinn moved to approve the Consent Agenda. Council Member Fotheringham seconded the motion. Vote on motion: Council Member Brewer-Aye; Council Member Durham-Aye; Council Member Fotheringham-Aye; Council Member Quinn-Aye; Council Member Gibbons-Aye; Mayor Rob Dahle-Aye. The consent agenda passed unanimously.

### **VIII. *City Manager Report – Gina Chamness.***

Ms. Smith presented the City Manager Report and stated that House Bill 440 “Homeless Service Amendments” passed during the 2022 Legislative Session. The Bill increases funding to the Homeless Mitigation Fund and creates a Winter Overflow Shelter procedure in Salt Lake County. In addition to the existing contributions made by the City, which does not currently have a homeless shelter, the State of Utah will provide an ongoing \$5 million to the mitigation fund and a \$1 million one-time appropriation from their American Rescue Plan Act. (“ARPA”) dollars. She confirmed Holladay City does contribute to the fund which is taken from the local sales tax option of \$5,600 per month or \$67,000 per year.

Ms. Smith stated that the winter overflow shelter requires government municipalities within Salt Lake County to identify a temporary overflow shelter plan and a location be determined by September 1 of each year. If local governments are unable to identify an adequate location, there is a failsafe provision that is activated requiring existing shelters in Salt Lake County and South Salt Lake to flex their capacity to 25% additional beds or the maximum allowed under the fire code. Participation in the plan is mandatory.

Mayor Dahle remarked that the State has a homeless issue where both Salt Lake City and South Salt Lake City are enduring the brunt of the issue. The demand exceeds capacity and part of the discussion is to force the two cities to flex their facilities beyond what they are currently housing to which both are adamantly opposed. He explained that if a solution is not in place by the September 1 deadline, the failsafe option will be triggered where the State will override the City’s zoning authority to place the shelter where they see it best fit. Criteria were reviewed. It was confirmed the State is recommending space for 400 beds. He confirmed that updates will be forthcoming.

### **IX. *Council Reports and District Issues.***

Council Member Brewer reported he received inquiries from constituents regarding road maintenance and assurances regarding the quality of work. Another matter involved the owners of a property located in his District who are contemplating donating a portion of the property for the addition of a park near the Holladay Village Center. A survey was distributed reflecting strong support for a proposed park.

Public Services Director, Jared Bunch, reported that the City hired a Contractor with an abundance of experience to perform the road maintenance inspection work. A material testing firm was hired to perform quality assurance that will back up quality control and be performed once or twice per week. He confirmed that the contractor meets all project specifications.

Council Member Durham reported that he received favorable feedback regarding roadwork and was appreciative of Ms. Chamness and Mr. Bunch for their responsiveness. His street is under construction and the process is going well. He reported that the Arbor Day Event was a success and offered thanks to the tree committee.

Council Member Fotheringham reported there are no Arts Council events scheduled in May other than sign-ups for the Children's Theater taking place in June. The Rotary Club participated in the Olympic Pines Park clean-up project along with approximately 20 participants. He offered gratitude to Staff for their handling of emails regarding speed, lighting, sidewalk issues, and Highland Drive striping.

Council Member Quinn reported that she received numerous emails from residents in her neighborhood regarding manholes being dug up or uncovered that were previously paved over. They remained open with cones placed around them for several months and she questioned their purpose. She raised concerns about the water main leaks and the installation of new water lines.

Mr. Bunch explained that the two uncovered manholes both appeared to have been forgotten by the County who was not made aware until Council Member Quinn's recent communication. Both locations were scheduled for overlay where the manhole covers were lowered and left unfinished until the asphalt work had been completed. He noted that over 100 manholes have been uncovered over the last year as part of the City's mapping, cleaning, and assessment budget. It was anticipated the remaining 10 will be completed by the end of summer. With regard to the water main issue, Staff has been coordinating with Salt Lake City on its Pipeline Replacement Project. There is a delay in the product used in their pipe and will report back once the bid status has been determined.

Council Member Gibbons reported that he and Chief Hoyal attended a Town Hall Meeting in Canyon Cove where questions were raised about the manhole covers being filled in with gravel. He asked if Google Fiber will ever be extended into Canyon Cove and when actual service will be offered to residents. The Historical Committee was looking forward to a series of upcoming speakers.

Mr. Bunch explained that the manholes are covered with asphalt millings in preparation for asphalt construction. It was his understanding that Google Fiber does not intend to proceed with any additional permits within the City and speculated it may have to do with Cottonwood Heights not moving forward with their service. He believed Google Fiber has not considered areas east of I-215.

Mayor Dahle reviewed the maintenance and upkeep of City Hall and emphasized the need to provide ongoing maintenance to the aging building. He encouraged discussion with constituents while remaining efficient and respectful of Staff's time while summer projects are ramping up.

Council Member Fotheringham moved to recess the City Council Meeting and move to the RDA Meeting. Council Member Durham seconded the motion. Vote on motion: Council Member Brewer-Aye; Council Member Durham-Aye; Council Member Fotheringham-Aye; Council Member Quinn-Aye; Council Member Gibbons-Aye; Mayor Rob Dahle-Aye. The motion passed unanimously.

The City Council meeting recessed at 7:06 p.m.

**X. *Recess City Council to an RDA Meeting.***

**XI. *Reconvene City Council in a Work Meeting***

Mayor Dahle reconvened the Council in a work meeting at 7:11 pm.

**a. *Update on Highland Drive Study – Horrocks Engineers.***

The above matter was to be rescheduled.

**b. *Discussion on Community Renewable Energy Draft Ordinance.***

Council Member Quinn presented the Utah Community Energy Renewable Energy Program and stated that the Utah Legislature needed a vehicle to get the program up and running in Utah. It created

an opportunity to motivate people to inject a new significant amount of renewable energy into the grid. The City of Holladay was on the list of communities that signed up.

In 2019, the Legislature passed HB-411, which created the Community Renewable Energy Act. Administrative rules were adopted and certain deadlines were established in the Act. One was that communities must decide if they want to participate by the end of 2019. On October 10, 2019, the City of Holladay adopted this goal and voted to participate in the program. In 2020, the Community Renewable Energy Board was formed and Council Member Quinn was appointed by the Mayor to serve on the Board with Assistant City Manager, Holly Smith, as the alternate.

Incentives were offered for customers to join in the effort to use less energy. Customers will be automatically enrolled in the program but will have the option of opting out. Council Member Quinn indicated that the program will be very transparent. New customers will have three billing cycles in which to opt-out. The program will start small and as revenue is collected, new energy sources will be brought online. The amount of renewable energy and Rocky Mountain Power will grow along with the program. By 2030 the goal was to have the net 100 met. She stated that programs were being designed for low-income families as well.

Council Member Quinn reported that she also serves on the Program Design Committee which has been meeting at least weekly since February. The program must be designed from scratch and it is taking longer than anticipated. Once the program is in place they will have a better idea of the cost. When the project was unveiled it was expected to result in a two to three percent increase in power bills. That amount, however, will depend greatly on the number of people who are carrying the extra load.

Council Member Quinn stated that no action will need to be taken by the City Council until after adoption by the Public Service Commission is completed. At that time, they will need to adopt an ordinance. City Attorney, Jayme Blakesley, reported that the premise is that a fee will be assessed to every Rocky Mountain Power customer with the funds to be used to invest in infrastructure that is renewable based. Council Member Quinn explained that the funds collected will be used by the Community Renewable Energy Agency and not Rocky Mountain Power. It will be a separate entity that will produce energy and sell it to Rocky Mountain Power.

Mr. Blakesley explained that once the rates are established, the City will have 90 days to opt-in or out of the program. A draft ordinance was prepared by the participating cities to frame the program parameters. He explained that the more cities that are involved, the more the cost can be reduced. At this point, he felt it was in the City's best interest to remain involved.

Council Member Quinn reported that when the City agreed to participate in the program, every city was assessed a certain amount. The City of Holladay was assessed \$18,000. They paid the first installment of 50% in February 2022 and will pay the remaining half next fiscal year. If the agency reaches a point where they are not getting enough from Rocky Mountain Power customers, there was discussion of going back to the cities to collect. Those at the meeting were strongly opposed to that option. It was noted that a public rate setting process must be followed going forward. The hope was that specifics regarding cost would be available in late 2022 or early 2023. Council Member Quinn was confident that they will be able to make an informed decision.

**c. *Update on Stormwater Management Plan and Draft Ordinance.***

Public Services Director, Jared Bunch, reported that last August the City received notice from the State Department of Water Quality (“DEQ”) that they were selected for an audit. Staff proceeded to provide documents in preparation for the audit. The audit took place over three full days in October. It was a grueling process where over 100 different permit requirements were reviewed to determine whether the City was in compliance. The 60+ page audit results were provided after six weeks at which time 33 deficiencies were identified. The City was then asked to submit a plan to respond to each.

Mr. Bunch explained that the City has ordinances in place that support the permit requirements. There is also a Stormwater Management Program, which is a document that the Council reviewed and approved about two years earlier. The Stormwater Management Program is an outline that the City follows to meet the permit requirements. The objective is to ensure that the City is keeping the stormwater and storm drain runoffs clean so that the discharge is not polluted. Mr. Bunch reported that a large portion of the City of Holladay discharges into Big Cottonwood Creek and Mill Creek.

Mr. Bunch reviewed the proposed redline changes to the Ordinance and the Stormwater Management Program.

**d. *Calendar.***  
***May 5, 12, and 19 – City Council Meetings***

**XII. *Closed Session Pursuant to Utah Code Section 52-4-204 and 205 to Discuss Personnel Issues, Potential Litigation, and Property Acquisition and Disposition (if needed).***

There was no Closed Session.

**XIII. *Adjourn.***

Council Member Fotheringham moved to adjourn. Council Member Quinn seconded the motion. The motion passed with the unanimous consent of the Council.

The City Council Meeting adjourned at approximately 8:30 p.m.

*I hereby certify that the foregoing represents a true, accurate, and complete record of the Holladay City Council Work Meeting held Thursday, May 5, 2022.*

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Stephanie N. Carlson, MMC  
Holladay City Recorder

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Robert Dahle, Mayor

Minutes approved: **June 16, 2022**