

Date: April 21, 2022

THE SALT LAKE VALLEY LAW ENFORCEMENT SERVICE AREA BOARD OF TRUSTEES ("BOARD") MET ON THURSDAY, APRIL 21, 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 PAULINA FLINT, WHITE CITY	TRUSTEE STEVE PROKOPIS, MAGNA	TRUSTEE DAVID OLSEN, COPPERTON
TRUSTEE DAVID BREMS, EMIGRATION CANYON		TRUSTEE CHRIS STAVROS, SALT LAKE COUNTY
TRUSTEE ALAN PETERSON, KEARNS		TRUSTEE JIM BRADLEY, SALT LAKE COUNTY
TRUSTEE DEA THEODORE, SALT LAKE COUNTY		
TRUSTEE CAROLYN KEIGLEY, BRIGHTON		

ALSO ATTENDED:

SHERIFF ROSIE RIVERA, SALT LAKE COUNTY SHERIFF AND SLVLESA CHIEF EXECUTIVE OFFICER

CHIEF OF POLICE JASON MAZURAN, UPD CHIEF OF POLICE

FRANK NAKAMURA, SLVLESA DISTRICT ADMINISTRATOR/SLVLESA LEGAL COUNSEL

LISA DUDLEY, SLVLESA CHIEF FINANCIAL OFFICER

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 First Quarter 2022 Report, Expenditures for the Month of March 2022, Judgment Levy and Other Financial Information.

Action Requested: None

Discussion: Richard Moon said there was not a lot to discuss for the first quarter. He asked if there were any questions about the first quarter report or the check register and there were none. He said they do have an opportunity for a judgment levy, so they would like the Board's input and direction. It is only for \$7,756 and if the Board decides they would like to do go through with it, they will have to do a truth-in-taxation.

Trustee Bradley asked if Frank Nakamura had a recommendation on that.

Frank Nakamura and Richard Moon said for that amount of money, it most likely would not be worth it.

Frank Nakamura said they sent the Board information on the inland port, although he does not know all the ins and out of the Inland Port, because they have not participated in that process, that has been done by the Legislature. They were informed by the Salt Lake County Auditor's office that the increment that they will be giving up is about \$158,000. He wanted to put that on the record but there is not, to his knowledge, anything they can do about it. He said they collect increment, which is value above whatever value is increased in that area and they use it for whatever they are going to do in the inland port and that is all he knows.

Trustee Flint asked why we would want to give up tax increment to the inland port.

Frank Nakamura says he agrees with that, but SLVLESA did not have any notice or input because the Legislature passed it.

Lisa Dudley said they did some research on this and the inland port is a component unit of the State that was established by a statute, in 2015, which allows it to collect the tax increment but as they were

talking and preparing for the truth-in-taxation, they were following the tax increment that was a reduction from SLVLESA's property tax revenue. They knew of the two Magna areas but were not aware of the inland port and were trying to determine what if any additional increment project area that could be included in that and it was only by contacting the County that it was determined to be the inland port.

Trustee Flint said back when they were looking at taxes, she asked the County Assessor to show her maps of where the inland port covered and it is that Magna area that was included and if they are asking us to relinquish property taxes in that area, they should have come to us, and it should have been a decision our Board members made. If we keep losing money due to things like this, we are hard pressed to say to the Legislature that on one hand you're telling us we can't raise taxes and on the other hand you're taking our taxes. She said she believes we have a good argument to make sure we document this and if there is nothing, we can do about it right now, she insists that they are active participants with these tax increments issues and they should have been notified.

Frank Nakamura said that is why he wanted it on the record. He said as the Board knows with RDA's you are notified and there is public input and that did not happen that they are aware of.

Trustee Keigley asked what RDA stands for.

Lisa Dudley said it stand for redevelopment agency and that there are several different types of increment areas. Lisa said what happens for instance is if you have an RDA, you may have an area within a community that is rundown or older with vacancies. They take a valuation and that is the base valuation, then as that project area is rebuilt, the value of the properties within that area grows and so the incremental valuation and the tax that is generated on that incremental difference from the base valuation, goes to that project area for improvements or whatever was approved. She said if she is remembering correctly, the inland port is under Title 11 in the State Code. She said in RDA's or CDA's or other incremental project areas also prepare what is called your November 1st report and she has not seen that for the inland port and maybe it is different because it is a state statute.

Trustee Flint said that apparently Magna water gave up some of their tax increment for this because they were aware of it. She said the problem is they never pay full tax because they always find a reason to renew those RDAs, like South town Mall. They went as citizens in the '90s to the Legislature to oppose these things because they were arbitrarily designating schools, water systems, etc.

Trustee Bradley said Trustee Flint is correct but the fact of the matter in this case is that they have done it and there is not much they can do. He said if it is an RDA, you can opt out, but the inland port is a different deal.

Frank Nakamura said he just wanted to make them aware of it and in the future as valuations go up, which he assumes they are going to develop the area, that does not go to SLVLESA.

Trustee Bradley said the reality of this is that they are going to be out some money, is that right?

Frank Nakamura said you can look at it that way if you are always looking at increased value.

Trustee Bradley asked if there was any value in them registering a concern with this and if so, to whom.

Trustee Flint asked if that means they never police it or not.

Lisa Dudley said she asked that as well, if the inland port needs police services it would most likely be UPD through SLVLESA and probably the closest precinct unless the state is going to have its own police force, which we do not know.

Frank Nakamura said this was informational and there is no action item on this, and they just received the valuations on this in the last couple weeks, so they wanted the Board to be aware of it.

Trustee Stavros said they have a Board, and the Legislature created the inland port.

Trustee Keigley asked what it is costing us.

Frank Nakamura said right now the difference is \$158,000 but there's no development on it.

Trustee Flint said it will be developed and the value will go up and crime will go up in that area.

Item #5- Update on the Tax and Revenue Anticipation Notes.

Action Requested: None

Discussion: Lisa Dudley said they did close on the 2022 TRANs on April 7th and issued in the amount of \$12,500,00 which was sold in whole to the Bank of Utah, one purchaser in a private placement transaction. The rate that they have on this debt is .9% and they received the distribution also on the 7th and that money has since been transferred to the PTIF where they will be earning interest on it and the PTIF's March rate was .52% and so when they think about the expense of borrowing money for our operational needs we have to consider not just the .9% interest we are paying for the use of that money but we're also gaining some interest on our investments because it will be held at the PTIF earning interest and we will just use it as needed on a month to month basis to make our UPD payments. The principal and interest are due on December 21st. When you issue a TRANs it is a short term note and the entire transaction happens within one fiscal year.

Item #6- Discussion on Upcoming SLVLESA Board Workshop.

Action Requested: None

Discussion: Frank Nakamura said they are currently in the process of having their one-on-one discussions on the budget with each township and the County and their UPD 101 training has been completed and we want all of that completed before we conduct our SLVLESA workshop. He said it seems like more and more is going onto the agenda in what they want to deal with in the workshop, not just looking to how they are going to fund their law enforcement services but also looking at some of the budgetary matters. They have been in communication with the Kem C. Gardner Policy Institute, they have great expertise on taxes, and we think they will be very beneficial in facilitating our discussions at this workshop. Zions public finance will be coming in and talking about fees and we also need to talk about legislation. He wants to get the Board's ideas on this workshop. He thinks they would like to bring in some of their council members because these decisions will be made at that level, not by SLVLESA.

Trustee Bradley said he thinks it would be important to attract council members who are not members of SLVLESA to attend these, it would be very useful because the councils themselves must approve any action they take.

Trustee Keigley said she is sending all the financial information to her mayor and her every one of her council members and sent the recording of the 101 training to the ones who were unable to attend. In their meeting, Mayor Dahle said, as they were discussing the fund revenue issue, that he was not understanding this, and he has been around for a long time, and it is a lot to take in. She thinks its important that they do their due diligence in helping their council members to be able to dive deep into it and understand it. She has asked Frank Nakamura to make sure that the SLVLESA Workshop is also recorded because she has two council members on her Board that cannot attend.

Frank Nakamura said the committee did ask for surveys to be done as far as the use of general fund that is available for law enforcement in neighboring jurisdictions and how they use what they have available to them to spend on law enforcement. They should have that finalized and he will send it out. He would recommend they get through their 1 on 1 meetings first.

Trustee Flint said she would like to have from her metro township council, the people that came to 101. She would like to do that in the evening, in their neighborhood, in her board room to do the 1 on 1 in a very quick fashion, for all her board members. She said they work, and they can't take off all day long and they sit on other Boards.

Sheriff Rivera asked when she was wanting to do that.

Trustee Flint said they could do it themselves, they could put the handout that was given to them on the agenda, and they could run through it and if they have questions, she can bring those questions back. She likes the condensed version that was sent out to them.

Sheriff Rivera said she would prefer if one of our people came and did that presentation because if there are questions, they can be answered. Either her, Undersheriff Peterson or Chief Mazuran can come and do that.

Trustee Flint said their meeting is the first Thursday of every month.

Trustee Bradley asked how they are going to coordinate all the precincts and make sure that this is going to run smooth and is done timely.

Frank Nakamura said it is up to the townships and the county to ask. They have given the 101 and had good participation in that. It is recorded, so that is also an option. He said he knows that it is a really busy time for Lisa and Brittney because of the budget and he would ask that they be cognizant of their time as well. He said it is ultimately up to the individual councils.

Trustee Bradley asked if Frank was planning on coordinating that or at least checking to see if the councils have scheduled it or not.

Sheriff Rivera said that would be more of the UPD side to do that, instead of Frank, to schedule those. She said they can reach out to the SLVLESA members and see if they would like us to go to their councils again. The whole purpose of doing the 101 with everyone involved was so that they would not have to do that but if it is needed, they will.

Trustee Keigley said for the SLVLESA workshop that each of them needs to really try and recruit as many of their council members as possible to attend and if they can't, then they will have it recorded. She does not see them being able to do the workshop at night because it is going to be lengthy.

Trustee Flint said they want all their council members trained but you can't train them if they are not in the meeting, you must provide a time where they can go through it. It's not fair to the working people.

Trustee Keigley said logistically she sees one thing happening and that is the 1 on 1 training could be done in the evening but to have the workshop the way they've laid it out with Zions and Kem Gardner, etc. they are looking at about 4 hours.

Trustee Bradley said there are always going to be conflicts of scheduling that would include evening hours. They just must choose one course of action and do what they think is best.

Frank Nakamura said unless there is an objection, they will proceed with the 1 on 1 meetings, and they will go back to the workshop committee to finalize an agenda.

Item #7-Report by Sheriff Rivera, SLVLESA Chief Executive Officer

Action Requested: None

Discussion: Sheriff Rivera said they have several officers who have been recognized. The DEA has recognized Officer Johnny Ngo for Taskforce Officer of the Year. Detective Jared Angell as Collaboration Officer of the Year, Detective Ryan Stocking Major Case of the Year. The reason she wants the Board to know is that it is very important as the County pays a portion of the County-wide services and out of that they do pay for one of those detectives that received the award and the other two are paid out of Kearns/Magna and Millcreek. She wants the Board to know the outstanding job they are doing, taking all of these narcotics off the streets and they are very proud of their efforts. To have three officers out of that large unit recognized is a big deal. The other officer that was recognized was by the Attorney General of the United States and this was a unique award that went to Detective Ben Pender, who works in the cold case unit and that is funded by County-wide services. Part of the award was because of his efforts solving the Sherry Black case. However, the other part was the effort he has put in to solving multiple other homicides throughout his career and what he does in our communities. He helps sponsor a Hope Conference which brought all of the family members from cold cases into one room, and we were able to explain to them how cold cases work and let them know their case is never forgotten. The U.S. Attorney's Office recognized Ben yesterday for this award. He also had the opportunity to meet the Attorney General in person, however because of Covid at the time, he was not able to go to Washington D.C. and receive the award, but they did give him a medal yesterday and the U.S. Attorney's Office said that they don't remember a time when a Utah officer had been recognized for this kind of award. She said she really feels like they should know what they are paying for.

She said the UPD Board had directed them to take their ARPA requests and add them to our budget requests. However, they don't have ARPA funds so the UPD Board has directed them to put them in the budget anyway and prioritize them and then they will figure out how to get those ARPA funds, if at all, to the UPD. Right now, they do not have a mechanism to do that and UPD does not get ARPA funds so it will be up to the Board and each precinct does get ARPA funds, but SLVLESA would have to work as a

whole, it would come out of a SLVLESA as a whole budget. She said she doesn't know how that would be figured out but that is the direction of the UPD Board, so they will add those ARPA requests into it. She just wants to give full warning that it will show our tentative budget with those in it, will go out of the roof but you must know we don't have funding for those anyway unless the Board figures out how to get us that funding.

Trustee Brems asked if they are talking about the ARPA funds in the 1 on 1 meetings.

Sheriff Rivera said no, they have not. She said that was her point in the UPD meeting, there is just no process and they have not gone on behalf of UPD and asked for ARPA funds because they don't have a mechanism to do that.

Trustee Brems said from his side of the fence, they aren't sure what the ARPA funds can be used for.

Sheriff Rivera said that is what they brought up in the UPD meeting. They need some legal opinions, but they can't rely on Harry Souvall for that, so they referred us to the D.A.'s office and they could do that. She said in the next 1 on 1's they will add talking about the ARPA funds.

Trustee Flint said there are several pots of these ARPA funds, the state has a huge one that you can request by grant process. Their latest interpretation of uses is far away from their original. The original funds they received for the metros were very specific on how they could be used.

Trustee Brems asked if the MSD is saying to give them your ARPA funds.

Trustee Flint said no, because the MSD has actually set up different accounts in each of their names. Emigration, White City, etc. and MSD doesn't decide how that is spent. She said it is very complicated and not clear-cut.

Item #8-Approve Minutes for the March 17, 2022, meeting, and Minutes referencing Board Member participation in UPD Training 101 on March 21, 2022, and the UPD Benefits and Compensation Committee meeting on March 24, 2022.

Action Requested: Motion, Second and Vote.

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

Trustee Flint motioned to approve.

Trustee Brems seconded the motion.

All voted in favor; none opposed.

The minutes were approved.

Item #9-Adjourn.

Trustee Bradley adjourned the meeting.