



**PARK CITY COUNCIL MEETING MINUTES
445 MARSAC AVENUE
PARK CITY, SUMMIT COUNTY, UTAH 84060**

March 3, 2022

The Council of Park City, Summit County, Utah, met in open meeting on March 3, 2022, at 2:30 p.m. in the City Council Chambers.

Council Member Dickey moved to close the meeting to discuss security at 2:30 p.m. Council Member Gerber seconded the motion.

RESULT: APPROVED

AYES: Council Members Dickey, Doilney, Gerber, Rubell, and Toly

CLOSED SESSION

Council Member Toly moved to adjourn from Closed Meeting at 2:50 p.m. Council Member Doilney seconded the motion.

RESULT: APPROVED

AYES: Council Members Dickey, Doilney, Gerber, Rubell, and Toly

WORK SESSION

Discuss Vision 2020 Priorities:

Jed Briggs and Linda Jager presented this item. Matt Dias stated the goal was to determine priorities as a Council, then budget priorities would be given to those Council priorities. Briggs reviewed the history of the visioning process from 2009 to present and noted the priorities of Energy, Social Equity, Transportation, and Housing were prioritized throughout every visioning process.

Council Member Gerber stated the priorities had evolved. There was value in the five strategic pillars. It didn't matter how it was phrased, but those priorities needed to be the focus. Council Member Rubell thought it would be helpful to hear how others wanted to define the priorities. Council Member Gerber noted when the critical priorities were first discussed, it focused on the top issues Council wanted to address. The goal was to clearly explain what the Council's priorities were. Mayor Worel indicated the priorities were communicated that if Council didn't get these top issues right, there would be dire consequences.

Council Member Rubell asked if the priorities were enough or was an additional layer needed. Briggs stated the reason for priorities was to focus on certain goals and having them helped Council make decisions. They were not supposed to be a comprehensive strategic plan. Having priorities helped in the budget process, so the projects could reflect the goals. Jager asserted the Community Engagement team relied on the community priorities so they could get the message out to the residents. Also, internally, the priorities helped guide staff as they worked on projects.

Briggs believed the priorities should be focused and concise. Council Member Gerber noted the former Council took each priority and flipped it into a goal. Council Member Toly preferred to weigh the priorities and then allot proportional resources to work on them. Council Member Doilney asked which visioning model worked best to keep forward momentum in the City. He favored using the way that would allow Council and staff to be the most efficient. He appreciated the 2020 visioning process, but thought it muddled the focus and the outcomes weren't that different than the four critical priorities. He didn't want to spend time renaming priorities. He would rather spend time doing the work. Dias stated the four critical priorities were clear and helped staff stay focused. He noted it was also critical to the budget process to name the priorities and push those initiatives further with resources, policies, programs, and projects.

Council Member Rubell agreed the current visioning was too muddled. Transportation and Housing had to stay top priorities, regional collaboration was nice and underpinned them all and should be a lens used when looking at certain issues. Energy was an environment mindset, with one side being to save the environment and the other side being to keep the natural setting. He wanted to focus heavily on the resident experience and that would include social equity. He liked the tree concept, but what was in the tree now was balancing resident and resort community and he wanted more weight on the resident experience. He thought if it remained balanced, it would be hard to guide Council when making decisions.

Council Member Doilney wanted to define complete community and noted the City couldn't have the resident experience without tourism revenue. He thought the tree diagram could be tweaked, but overall, it was well thought out. Council Member Rubell noted one leaf stated diverse economy and he thought that was more important now than it used to be.

Council Member Toly stated complete community included the small businesses. Council Member Rubell referred to the small town core value and stated that was nice to have, but realistically it was holding the City back from implementing solutions that were current with the times. Council Member Dickey liked the simplicity of the tree for Council priorities and thought transportation, housing, and sustainable tourism/ environment deserved the most emphasis. Mayor Worel summarized Council favored keeping the tree and Council priorities Council Member Toly asked about weighing each

priority. Council Member Gerber stated multiple departments worked on projects so resource needs differed. Council Member Toly heard that Transportation was the biggest priority for the residents. Council Member Doilney stated Council would be discussing the budget for the next few months and the priorities would be discussed.

Council Member Gerber liked the idea of wordsmithing the priorities. She favored having goals that pushed the City. These were hard problems and a lot of work went into accomplishing the goals. She liked Social Equity, and suggested it could be renamed Diversity, Equity and Inclusion (DEI), and noted it allowed the community to have discussions it wouldn't have had if it wasn't named a priority. Mayor Worel agreed it was important to have goals, but there needed to be concrete plans to achieve them. She wanted to see that included. Dias stated staff would convert discussions from pillars to community critical priorities. There was good input on the four critical priorities and now focus could be given to start a strategic action plan. He indicated Council would implement a budget that would move funds into the priorities. He also noted the Chamber and Visitors Bureau took a leadership role in developing a community plan for tourism management. Council Members Rubell and Doilney stated the tree should reflect the budget allocations.

Budget Outlook Discussion:

Jed Briggs, Penny Frates, and Erik Daenitz, Budget Department, presented this item. Briggs reviewed the timeline of the budget process. A tentative budget would be adopted in May. Further budget discussions would take place and tweaks would be made before the final budget was passed June 23rd. He reviewed the budget cuts made when COVID-19 impacted the community two years ago. There was a recession plan and cuts were made based on lost revenue. Last year, budgets were restored to some departments based on demonstrable need. Briggs explained the Budgeting for Outcomes (BFO) process. This process ensured that the budget reflected what the City wanted to accomplish. Staff developed budget requests around the desired outcomes and projects were prioritized accordingly. Briggs noted general operations were included in the budget, but the Budget Department looked to Council direction for big projects.

Mayor Worel asked if Council could see all the budget requests, including the ones that were not awarded. Briggs affirmed Council could see that information. Dias stated every request was presented to Council last year and staff would continue to do that. Council Member Rubell asked if the BFO process was used for 100% of budgeting, or just for certain requests. Briggs stated BFO was for outcomes the Council was trying to achieve. He explained the weighting system for BFO. Council Member Toly asked who sat on the BFO committee, to which Briggs stated it was representatives from different City departments. He explained each request was scored based on certain prioritizations. Council Member Rubell asked if items were grouped into mandated items and elevated priorities. Briggs stated a lot of requests were on a case-by-case basis.

Each program was scored based on criteria and the committee used the scores to prioritize the requests.

Rubell expressed concern that programs would continue to grow although the City might be moving in a different direction. Briggs stated the committee was responding to departments that needed more funding, but they could start cutting programs with low prioritization or decreasing them. He noted when that was done, sometimes that included cutting staff. Council Member Rubell hoped to see something in place for shifting work descriptions so employees would not be cut in an economic downturn. Briggs stated that happened during COVID. Council Member Toly asked if economic predictions were trying to get back to FY 2020. Daenitz stated the mid-year budget adjustment allocated additional funds to departments since revenue was above the predictions.

Briggs explained budget allocation quartiles. Daenitz reviewed the revenue sources and their uses. Property and sales tax went to operating expenses. Resort taxes were used for downtown streets and storm water. Transient Room Tax (TRT) was designated for the Arts and Culture District. Transit sales tax supported Transportation. Council Member Gerber asked if TRT funds could be invested until they were used. Briggs stated they were invested at the State level. He also explained the State allowed cities to have a budget reserve balance up to 35% of the budget.

Daenitz explained how he projected growth and noted this year had a revenue growth of 12%. He projected a 8% increase in revenue for FY23. Council Member Toly asked if local indicators were analyzed, to which Daenitz stated he could analyze the behavior of visitors through cellphone data. Council Member Toly stated Park City Mountain Resort (PCMR) ticket sales were in the City, but the hotel was in the County, and asked if lift ticket tax revenue went to the City, to which Daenitz affirmed. Briggs noted that although revenues were setting records, inflation was a real factor as the City saw increased expenses as well. Daenitz indicated that with the projections, he estimated a conservative 8% revenue growth for next year. Council Member Dickey asked if the lower and upper band projections were shown in the current budget and if the revenues fell within 95%. Daenitz stated even with the record sales tax revenue numbers, it did not exceed the 95%.

Briggs discussed the labor shortage, which resulted in higher wage costs. Frates reviewed the City's staffing situation wasn't as bad as other employers since wages were increased mid-year, but wages were still a concern. There were larger than normal pay increase requests for the FY23 budget. She suggested employees receive wages at the 75th percentile of their pay ranges. Council Member Dickey noted the Police had pay increases at the 90th percentile and he didn't think the 75th percentile was sufficient. Council Member Rubell agreed and hoped to see the proposed pay plan clearly laid out. Council Member Toly asked what had been done to incentivize tenure. Frates stated

Human Resources looked at other benefits in addition to pay increases to retain employees. She indicated a blue-ribbon commission was being organized to look at wages and give a recommendation on the pay plan. Briggs reviewed there was a comprehensive study performed two years ago, and the recommendation was to pay at the 75th percentile.

Briggs reviewed items that were part of the General Fund, including the pay plan, and non-discretionary and discretionary service requests. Council Member Rubell asked why health insurance was a non-discretionary expense and suggested it could be used as a recruitment tool.

Briggs listed tools that could increase revenue, which included increasing property taxes, sales taxes, and/or fees, reducing the transfer amount from the General Fund to the Capital Improvement Fund, budgeting more expenses over projected revenues or budgeting expenses less than projected revenues to increase a fund balance. Council Member Toly asked if fees could be increased to cover capital costs. Briggs stated traditionally, fees offset operating expenses, but that could be looked at. Margaret Plane, City Attorney, stated some fees were mandated by the State and they could only cover the cost of the service. Other fees, like recreation fees, were more flexible.

Council Member Gerber asked if there could be an inflationary raise in fees, both impact fees and other fees. Briggs stated fees were considered on a case-by-case basis. It was driven based on need and was looked at department by department and not as a City overall. Council Member Toly asked what parking fines went towards and if they could be increased. Briggs noted Dias requested that managers look at their fees and fines to make sure they were keeping up with inflation. Council Member Rubell liked that fees were being evaluated and he wanted them to support cost recovery.

Briggs reviewed the General Fund received more than was spent, and some of that excess was transferred to the Capital Improvement Fund each year. One alternative was to reduce that transfer to be able to use those funds on additional projects. Another revenue strategy was to budget expenses over revenues and dip into the reserve balance. Council could also determine to move additional money into the reserve balance to build it up to the 35% maximum allowed by the State.

Council Member Gerber thought increasing property taxes should be discussed, especially if Council desired scaling back on tourism. She also noted the high sales tax revenue proportion of revenue affected the City's bond rating. She thought property taxes were so low it felt unbalanced and suggested putting the additional property tax revenue into a housing fund Council Member Doilney thought a slight property tax increase put towards a housing fund made sense.

Council Member Dickey stated at first glance, it was hard to raise property taxes since the City did not have a money problem, but he was in favor of creating a housing fund. He did not support a property tax increase for now but wanted to go through the budget process.

Council Member Toly felt an increased property tax would affect social equity, and she did not support it. Council Member Rubell stated there were affordability and social equity issues and he didn't support increasing property taxes. He asked for an explanation of the option to utilize the full amount of projected sales tax increases. Daenitz stated future revenue was unknown and budgeting the full amount of projected sales tax prior to receiving that revenue was a show of confidence. Council Member Rubell asked how close projected sales tax revenue was to the actual numbers and requested to see that variance. The other Council Members supported using the projected sales tax figures.

Briggs asked if staff should take a hard look at fees to offset the inflationary effects of the levels of service. The Council supported increasing fees. Council Member Gerber also wanted to look at nightly rental fees and impact fees since they had a disproportionate impact on the community. Briggs indicated a study would be performed to analyze those fees. The development fees were reviewed two years ago and that required a study. The study wouldn't get done by this year's budget. Council Member Gerber stated there was an impact fee per skier and she requested that those fees were analyzed. Council Member Toly wanted fines included in that review. Council Member Rubell asked to see a breakdown of fees on the sliding scale for 84060 taxpayers, the parts where there were regional agreements with the City, and then the broader use fees to people not in the above mentioned categories.

The Council requested a discussion on transferring money from the General Fund to the Capital Improvement Fund. Briggs asked if there was a desire to dip into the fund balance or grow the fund balance. Council Member Doilney liked having an incremental growth in the fund balance and thought it would be a great conservative move.

Daenitz noted there were special financing tools for capital projects, including bonding capacity with respect to Additional Resort Sales Tax revenue and TRT. Briggs indicated there would be future discussions on big capital projects and decisions made would be helpful in creating the budget.

Mayor Worel opened the meeting for public input. No comments were given. Mayor Worel closed the public input for this item.

REGULAR MEETING

I) ROLL CALL

Attendee Name	Status
Mayor Nann Worel Council Member Ryan Dickey Council Member Max Doilney Council Member Becca Gerber Council Member Jeremy Rubell Council Member Tana Toly Matt Dias, City Manager Margaret Plane, City Attorney Michelle Kellogg, City Recorder	Present
None	Absent

II) COMMUNICATIONS AND DISCLOSURES FROM COUNCIL AND STAFF

Council Questions and Comments:

Council Member Doilney quoted Warren Buffet and noted there didn't have to be a lot spent to get a lot of impact.

Council Member Toly stated she and Council Member Dickey had Library Board orientation and she reviewed all the things available to the public besides books. She went to Jackson Hole, Wyoming, where she met with a City Councilor and noted they had many of the same issues as Park City.

Council Member Rubell stated March was Women's History Month. He acknowledged the public was pleased with the improvements made on the traffic congestion issue and thanked staff for their work. He attended the Fire District Board meeting and indicated February was the highest month for calls, noting they received over 700 calls for service. He indicated the LGBTQ+ Taskforce had the Queer Ski event and it was well attended. He noted the Draft Calendar in Staff Communications did not show the Deer Valley Resort and White Pine season updates. Mayor Worel indicated those presentations had not been scheduled yet. Council Member Rubell requested adding a traffic unit to the Police Department during this budget cycle. He also asked that a Chamber of Commerce representative come update Council on their sustainability efforts.

Mayor Worel announced she would have open office hours March 21st from 1:00-5:00p.m. to meet with the public.

Staff Communications Reports:

1. Park City Municipal/Park City Fire District Interlocal Agreement Update:

2. Draft Council Calendar for Priority Discussions:

3. December 2021 Sales Tax Report:

III) PUBLIC INPUT (ANY MATTER OF CITY BUSINESS NOT SCHEDULED ON THE AGENDA)

Mayor Worel opened the meeting for any who wished to speak or submit comments on items not on the agenda.

Carolyn Warra, Recycle Utah, stated she worked with staff this past year on plans for their new facility. Last year, Recycle Utah took in four million pounds of waste. The 20-year-old facility showed wear and tear.

Chris Cherniak, Recycle Utah Board member, stated he assisted with the planning and design of the new facility. He reviewed the history of creating a master plan five years ago. He indicated an architect was hired to do a feasibility study and they had an architect and NewStar Contractors in place to begin the permitting and design process. He requested a future work session to discuss the plans further.

Mayor Worel closed the public input portion of the meeting.

IV) CONSIDERATION OF MINUTES

1. Consideration to Approve the City Council Meeting Minutes from February 3, 9, 10, and 15, 2022:

Council Member Gerber referred to the February 3rd minutes, Page Three, Line 27, and noted it should read, "... applicants who were eligible to be in the program if they hadn't secured a property yet."

Council Member Doilney moved to approve the City Council meeting minutes from February 3, 9, 10, and 15, 2022 as amended. Council Member Dickey seconded the motion.

RESULT: APPROVED AS AMENDED

AYES: Council Members Dickey, Doilney, Gerber, Rubell, and Toly

V) CONSENT AGENDA

1. Request to Approve a Community Donation Application by Sue McJames, on Behalf of the Park City Garden Club, for a Blue Star Memorial Marker Plaque at the Miners' Hospital Gardens:

Council Member Rubell moved to approve the Consent Agenda. Council Member Gerber seconded the motion.

RESULT: APPROVED

AYES: Council Members Dickey, Doilney, Gerber, Rubell, and Toly

VI) OLD BUSINESS

1. Consideration to Approve the Youth Sports Alliance Olympic and Paralympic Celebration Parade, a Level Four Special Event, to be Held Friday, April 1, 2022:

Jenny Diersen, Special Events Manager, and Emily Fisher and Laurie Santoro, Youth Sports Alliance (YSA), were present for this item. Diersen reviewed the background for this event, noting it was held every four years after the Olympics.

Diersen noted the road closures were publicized so patrons would be aware of when they could do business. There would be a push to take public transit for this event. This event applied for a noise variance and would be held from 5:00 p.m.-7:00 p.m. She noted the event was scaled back and the music would be by a local band. There was a fee services waiver request of \$9,000. If Council approved the event, staff would be authorized to approve the fee waiver request.

Fisher stated the 55 local 2022 Olympians and other Olympians in the State would march in the parade, as well as resort and lodging partners. She reviewed the event schedule and thanked staff for their help in planning this event.

Council Member Toly asked if staff could prevent vehicles from turning from Park Avenue to Heber. Diersen stated there would be a strong deterrent, but they wanted to ensure that residents could get home. She related how the traffic would flow during the parade.

Council Member Rubell asked if waived fees were counted towards special service contracts. Diersen stated they were considered separately. Council Member Rubell stated a large part of the fee waiver request was for Police support and asked how the normal ski egress would be covered. Diersen indicated additional staff was scheduled to support egress and the event. Council Member Rubell asked how the crowd estimates were figured. Diersen stated the application estimated up to 3,000 people attending. There would be 1,500 people at the concert, and they weren't sure how many would stay once the parade was over. Council Member Rubell noted skiers parked in China Bridge and asked how enforcement would work once parking fees went into effect. Diersen stated signage would be put up in China Bridge explaining there would be an additional charge beginning at 3:00 p.m. Council Member Rubell asked if additional signage or other service would be on Park Avenue to help drivers avoid getting stuck. Diersen indicated staff could do door-to-door outreach to give out "residents only"

access passes and work closely with Police to have stricter enforcement on Park Avenue that day. Council Member Toly asked if Diersen had lodging numbers for that weekend. Diersen did not have the numbers but knew it would be a busy time around town.

Council Member Gerber stated this event was portrayed as a local event and asked if YSA staff was advertising locally or going further out. Fisher stated it was being promoted in Summit and Wasatch Counties, but no further. Council Member Toly asked how many participants were marching in the parade and if families were encouraged to park in China Bridge. Fisher stated she would take direction from City staff on how to direct them.

Council Member Dickey thought the event was locally focused and he felt good about it. Council Member Rubell asked what the significance was of having the event on April 1st. Fisher noted she looked at a date that didn't conflict with competitions and that was before the April school break.

Mayor Worel opened the public hearing. No comments were given. Mayor Worel closed the public hearing.

Jonathan Weidenhamer responded to the lodging occupancy question that lodging was booked at 35% for that time.

Council Member Doilney thought it was important to know Park City was a ski resort community and this town was built for the ski resorts. Since this was a ski town, there was no better way to celebrate the Olympians. This event was exactly what the community was about and he couldn't wait to be part of the festivities. Over the last few years, the City had done great things mitigating traffic impacts and he hoped people didn't complain. Council Member Gerber agreed and indicated it was clear the event was geared to locals. It was great to celebrate current and past Olympians. It also helped that it started in the early evening and was family friendly. Council Member Toly clarified she wanted to mitigate congestion from the people coming to enjoy it and participate in it. Council Member Rubell noted he supported the event, but not everyone supported the Olympics.

Council Member Gerber moved to approve the Youth Sports Alliance Olympic and Paralympic Celebration Parade, a Level Four special event, to be held Friday, April 1, 2022. Council Member Doilney seconded the motion.

RESULT: APPROVED

AYES: Council Members Dickey, Doilney, Gerber, Rubell, and Toly

VII) NEW BUSINESS

1. Consideration to Approve Ordinance No. 2022-05, an Ordinance Approving the Mountain Ridge Subdivision, Lot 13, Plat Amendment, Located at 3099 Mountain Ridge Court, Park City, Utah:

Spencer Cawley, Planner, indicated the subdivision had the goal to limit house sizes to 24% of lot size. No other lot in the subdivision requested a plat amendment, and the Planning Commission gave a negative recommendation for approval. The applicant requested to increase the house size to 26% of the lot and increase the building envelope. He noted public comment was included in the packet materials.

Mayor Worel opened the public hearing. No comments were given. Mayor Worel closed the public hearing.

David Maya, homeowner, stated they would not be destructing the site line and they only wanted to add a fourth bedroom. The request was 150 square feet beyond what they were allowed. If this was denied, he requested that only the building envelope addition be approved and they would shrink the size of the bedroom. The negative public comment was that this request would set precedence.

Mayor Worel asked if this item would need to be remanded back to the Planning Commission if the request was considered. Mark Harrington, Senior Attorney, stated that would be more than a remand, it would be a change of the application and it would need to go back to the Planning Commission. Mayor Worel summarized if Council upheld the negative recommendation, the applicant could change the application. Council Members Doilney and Gerber thought the proposed option was good and agreed with the negative recommendation.

Council Member Gerber moved to deny Ordinance No. 2022-05, an ordinance approving the Mountain Ridge Subdivision, Lot 13, Plat Amendment, located at 3099 Mountain Ridge Court, Park City, Utah. Council Member Rubell seconded the motion.

RESULT: DENIED

AYES: Council Members Dickey, Doilney, Gerber, Rubell, and Toly

2. Consideration to Approve Ordinance No. 2022-07, an Ordinance Approving the Payday Condominium Amended Plat, Located at 1660 and 1700 Three Kings Drive, Park City, Utah:

Makena Hawley, Planner, stated the plat amendment would identify existing private ownership areas and specify the entire building envelope to create predictable future conversions. She noted over the past 50 years, there were several areas of nonconformity, including density, height, setbacks, and parking, and the Planning Commission ruled the nonconformities complied.

Council Member Toly asked what would prevent the applicant from adding on under the decks. Susan Philips, HOA president, stated the areas were considered common area and build outs would impede views and could be fire hazards. Council Member Toly asked if the entire complex would need to be completely remodeled at some point. Philips stated the magnitude of the project was not feasible. If it ever came to that point, they would tear it down and begin again. They had done several upgrades and it looked modern.

Council Member Rubell asked if previous remodels were permitted and legal. Hawley stated there was a mix of legal and nonlegal expansions. Council Member Rubell asked how to prevent people from expanding illegally and then asking for plat amendments in the future. Hawley stated code enforcement was active now, but 50 years ago, there was a different service standard. Council Member Rubell asked if there were entitlements for the extra square footage being requested or was this new entitlement. Hawley indicated the existing expansions would be formalized and proposed square footage allowance would be new. Council Member Rubell stated that if the plat amendment was approved and if all units expanded, the square footage would total over 2,000 per unit and additional parking spaces would be required. Philips noted parking spots were used by hikers and bikers. The spots were not assigned and there were no problems with the residents. Council Member Rubell thought more people could live in the expanded units. He asked if there was outreach to Silver Star to see their perspective with regard to the middle unit proposals. Hawley stated notices were sent out and no public comments were received. Council Member Rubell noted this was not recommended unanimously; there was one dissenting vote.

Council Member Gerber asked what percentage of units had primary residents. Hawley didn't know, but indicated the development was in a nightly rental zone and the majority of units were used as nightly rentals.

Mayor Worel opened the public hearing. No comments were given. Mayor Worel closed the public hearing.

Council Member Doilney stated this was a unique situation in that this area produced community. They used transit, walked to the resort, etc. He was a little concerned over the additional square footage because that could mean additional people. Parking was not a concern because the owners didn't have any parking problems. He supported the amendment.

Council Member Dickey stated Park City in the 1970s-1990s was a different city and he wasn't worried about having the plat reflect existing conditions. He thought the additional square footage was less clear, but since 20% of the units had expanded there were no negative impacts. He supported the amendment.

Council Member Rubell stated there were existing conditions and there was the question of adding square footage. The community emphasized stopping density. Parking might be a concern in the future with the additional square footage. He didn't like the height exception, especially in this area. He thought the overarching principle was that a buyer needed to do their due diligence of what was allowed. The City didn't have an obligation to do anything with regard to height exceptions. The City had codes and rules for a reason, and he cautioned against it. Council Member Gerber stated it would make a big difference for a family to expand to get a little more space. They proved there was no issue with parking. Adding another story would be an issue, but not adding a little pop out. She thought there was a balance in determining the best thing for the City versus what was best for the property owner. She was in favor of the plat amendment.

Council Member Toly proposed to only allow a deck on the units exceeding the height limitation. Council Member Dickey asked if the height exception would go above what already existed, to which Hawley indicated it would not.

Council Member Gerber moved to approve Ordinance No. 2022-07, an ordinance approving the Payday Condominium Amended Plat, located at 1660 and 1700 Three Kings Drive, Park City, Utah. Council Member Dickey seconded the motion.

Council Member Rubell asked to have a Condition of Approval (COA) added to not disturb the existing vegetation/landscaping, a COA that no additional structure was allowed on the top middle units except for a deck, and a COA that any additions would not be living space that could add people to the unit. Mark Harrington stated any proposed conditions would need to be accepted by the Council members making the motion and second prior to the vote. For the proposed landscaping COA, Harrington requested that Council check with the applicant representative to know where she stood on it. Nightly rentals was outside the scope. Language was added to make sure the HOA helped owners get nightly rental licenses from the City. Regarding the additional space, the application was to add the additional space so only allowing a deck would deny the third level additional private area. Council Member Rubell asked if they could require no bed space. Harrington stated the Building Code addressed that in terms of access and windows. He suggested having the applicant weigh in on that, but whatever was constructed had to meet Building Code.

Council Member Gerber did not accept the proposed amendments to the motion.

RESULT: APPROVED

AYES: Council Members Dickey, Doilney, and Gerber

NAYS: Council Members Rubell and Toly

3. Discuss Ice Arena Interlocal Agreement with Snyderville Basin Special Recreation District:

Amanda Angevine, Ice Arena Manager, reviewed the agreement between the City and Snyderville Basin, including an annual \$50,000 allocation from each entity. After reviewing the capital needs, it was determined the annual allocation needed to increase. Last year, the City increased the one-time fee and increased the annual allocation of \$66,000. This year, the City requested an increased allocation from the Basin. The Basin refused, but agreed to a one-time capital allocation and the \$50,000, and they offered to frontload the money. If a new agreement was signed, they wanted the three-year review section of the agreement eliminated.

Mayor Worel asked if the County Council had been part of the discussions. Angevine stated this was discussed with the County Council during their budget process and the budget was passed with the full request, but the Basin wasn't committed to providing the full funding. Council Member Gerber asked if the intent of the contract would be to review the costs every three years. Angevine stated there was no discussion on inflation or increased costs. Council Member Gerber asked if a deficit would be realized in future years if the lump sum was accepted now, to which Angevine affirmed. Council Member Gerber asked if Ice fees could be increased for Basin users. Angevine stated the agreement set out that City users and Basin users had to be charged the same fee.

Council Member Rubell asked if the intent of the agreement was to share the cost of the facility or would Park City would keep it nice and everyone else could use it. Angevine was not sure of the intent, but stated the Basin's dispute was that the funds came from taxes collected from Basin residents. Council Member Dickey asked if the County Council was aware of the broader issue. Angevine did not know the level of knowledge regarding this issue.

Council Member Toly was surprised inflation was not taken into consideration in the 2004 agreement, and asked how the \$50,000 was intended to be spent. Angevine stated there were exhibits that outlined the proposed maintenance costs per year, which were inaccurate now. It was designated for capital costs. The City paid for the operating subsidy. Ken Fisher, Recreation Director, stated he thought the original \$50,000 was for capital replacement and part of it was designated to go to a capital expansion fund for future sheets of ice. In one of the letters of intent the County agreed to get rid of the expansion fund and put it all into capital. The City knew from the beginning it would own and operate the facility and the Basin contribution would be towards capital with systems replacement. He acknowledged the money was not in line with current costs.

Council Member Toly asked if the agreement was ever amended, to which Angevine stated it was amended in 2015 and provided additional details on what the Basin's funding could go towards. Council Member Dickey asked if a party was allowed to terminate the agreement, and Angevine didn't know.

Matt Dias stated staff tried to resolve this issue over the past year. A contract was a contract and there was a good relationship between staff and the Basin staff. Mayor Worel indicated she shared the staff report with a County Council member so they were aware of the situation.

Mayor Worel opened the item for public input. No comments were given. Mayor Worel closed the public input for this item.

Council Member Doilney reviewed the background from the staff report and noted the City had spent \$3.9 million and the Basin spent \$831,000. Angevine clarified that the City's expense included operational expenses. Council Member Doilney thought it was more equitable than it was coming across. It was a good time to come together. The City and County shared a lot of things such as soccer fields, and this needed to be looked at as a whole, instead of being looked at narrowly.

Council opted for Option Three in the staff report. Council Member Doilney volunteered to meet with the County to talk about options and bring it back for Council discussion.

4. Consideration to Adopt Resolution No. 02-2022, a Resolution Setting Forth a Policy for Park City Cemetery Operations and Services and Repealing and Replacing Resolution No. 06-2018 in its Entirety:

Heather Todd, Acting Cemetery Sexton, reviewed the history of the cemetery. There was a memorial wall, but no space to bury ashes. There were six burial spots available and a cremation garden was proposed. She noted the full garden build out would include space for 41 units and it should be completed before Memorial Day.

Todd reviewed the pricing and compared it to other city-owned cemeteries. She indicated the cost would only include the perpetual care. She recommended maintaining the cemetery for local residents only and noted there was a possibility to expand the cemetery and she would bring that back at a future date.

Council Member Rubell asked how much the City would contribute to the project. Fisher stated the project was \$62,000 without the granite. Council Member Gerber asked if there was an area where ashes could be scattered, to which Todd affirmed. Council Member Gerber asked if ashes could be put at the root of a tree. Todd stated the proposed expansion area didn't have water, but she was looking into that.

Mayor Worel opened the public hearing. No comments were given. Mayor Worel closed the public hearing.

Council Member Rubell thought the City should recover the total costs. Todd reviewed she kept with the current philosophy of the cemetery. The land was donated and staff tried to keep costs low. Fisher reviewed the cemetery costs came to Council a few

years ago and Council wasn't interested in raising fees. He stated if Council favored increasing the fees, the fee schedule could be amended again.

Council Member Toly asked if plot owners could return plots. Todd stated plots could be returned for the original purchase price, but there were unknowns. Council Member Doilney stated this was a community benefit at a low cost. People in the community knew some of those buried there. Council Member Dickey asked if the policy included the fees. Fisher stated the policy did not include fees. The policy could be adopted even if the fee schedule was not adopted.

Council Member Doilney moved to adopt Resolution No. 02-2022, a resolution setting forth a policy for Park City Cemetery Operations and Services and repealing and replacing Resolution No. 06-2018 in its entirety. Council Member Toly seconded the motion.

RESULT: APPROVED

AYES: Council Members Dickey, Doilney, Gerber, Rubell, and Toly

5. Consideration to Adopt Resolution 03-2022, a Resolution Amending the Fee Schedule:

Mayor Worel opened the public hearing. No comments were given. Mayor Worel closed the public hearing.

Council Member Gerber moved to adopt Resolution No. 02-2022, a Resolution amending the Fee Schedule. Council Member Toly seconded the motion.

Council Member Rubell stated this fee schedule was against the equity arguments. It was easy to spend other people's money. There could be a mechanism for people who couldn't afford the cost recovery fee. This was a limited resource that not everyone would enjoy. Council Member Dickey sympathized with Council Member Rubell's comments. He asked what the total cost was for the project. Todd stated the entire project would total \$90,000, with Phase one being \$72,000 and \$8,000 for the granite. Council Member Dickey thought it wouldn't be that much of a cost increase and a hardship policy could be created for those unable to afford it.

Council Member Gerber asked how the costs for the cremation products compared to the costs of a plot burial. Todd stated the cost difference was significant and it would deter people from using the cremation garden at this point. The full cost for a cremation unit would be \$1,300 plus \$250 opening and closing. A plot burial was \$300 and \$70 for the opening and closing, and people could have four cremations in one burial plot. Council Member Gerber asked for a future discussion on the costs for all options at the cemetery. She thought charging the full cost would defeat the purpose of preserving the remaining burial plots.

RESULT: APPROVED

AYES: Council Members Doilney, Gerber, and Toly

NAYS: Council Members Dickey and Rubell

6.2022 Legislative Update:

Matt Dias, City Manager, stated it was great to work with the Utah League of Cities and Towns (ULCT), the lobbyists, Representative Kohler, and Senator Winterton, and Summit County. He reviewed that the City withdrew from the housing transit reinvestment zone bill. He explained there was a push to prohibit cities and counties from having an inclusionary housing ordinance. He indicated a lot of the legislation was condensed into HB462. This was a big bill that was specifically for Summit County and was a housing transit reinvestment zone and it passed today. The good news was that Park City was able to carve out an inclusionary housing ordinance grandfather. There were 700 deed restricted units in the City and half were a direct result of having an inclusionary housing ordinance.

VIII) ADJOURNMENT

With no further business, the meeting was adjourned.

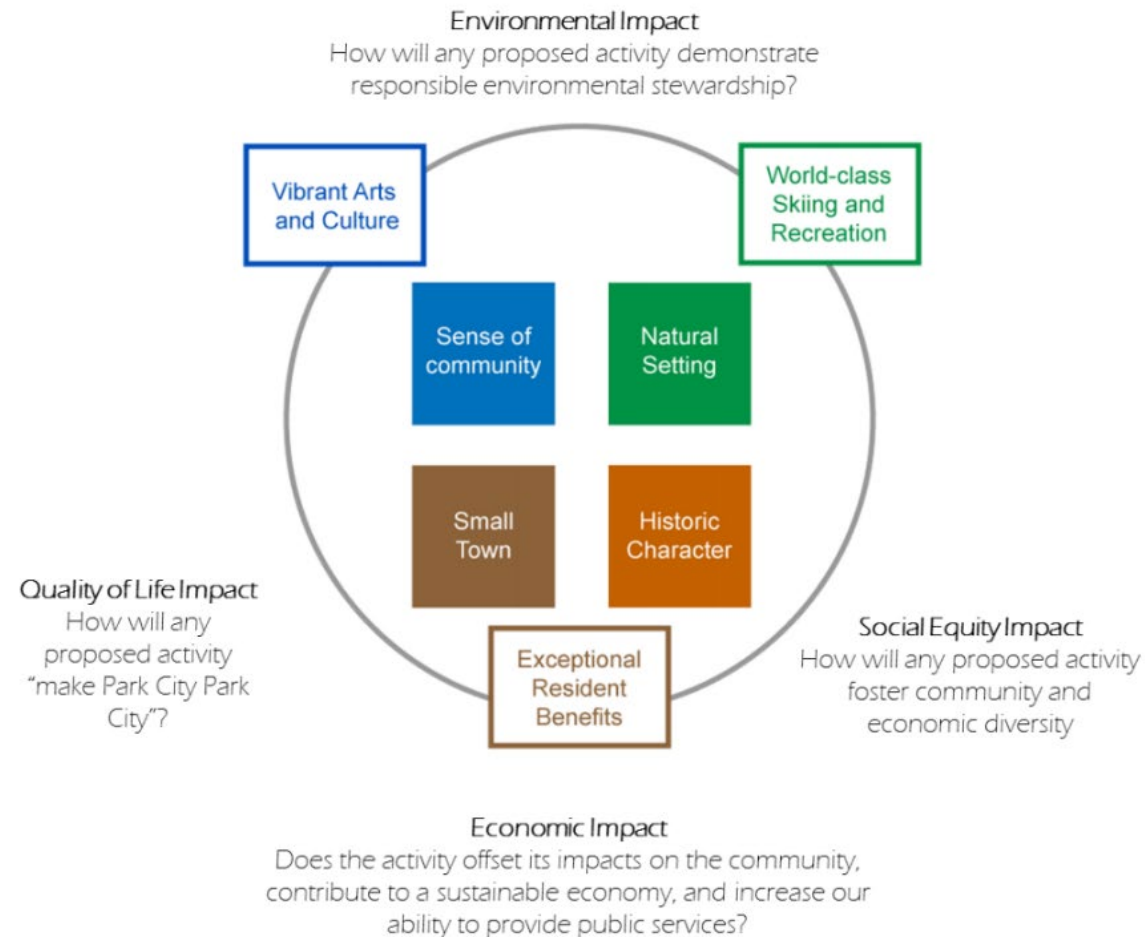
Michelle Kellogg, City Recorder

DEFINING VISIONING PRIORITIES

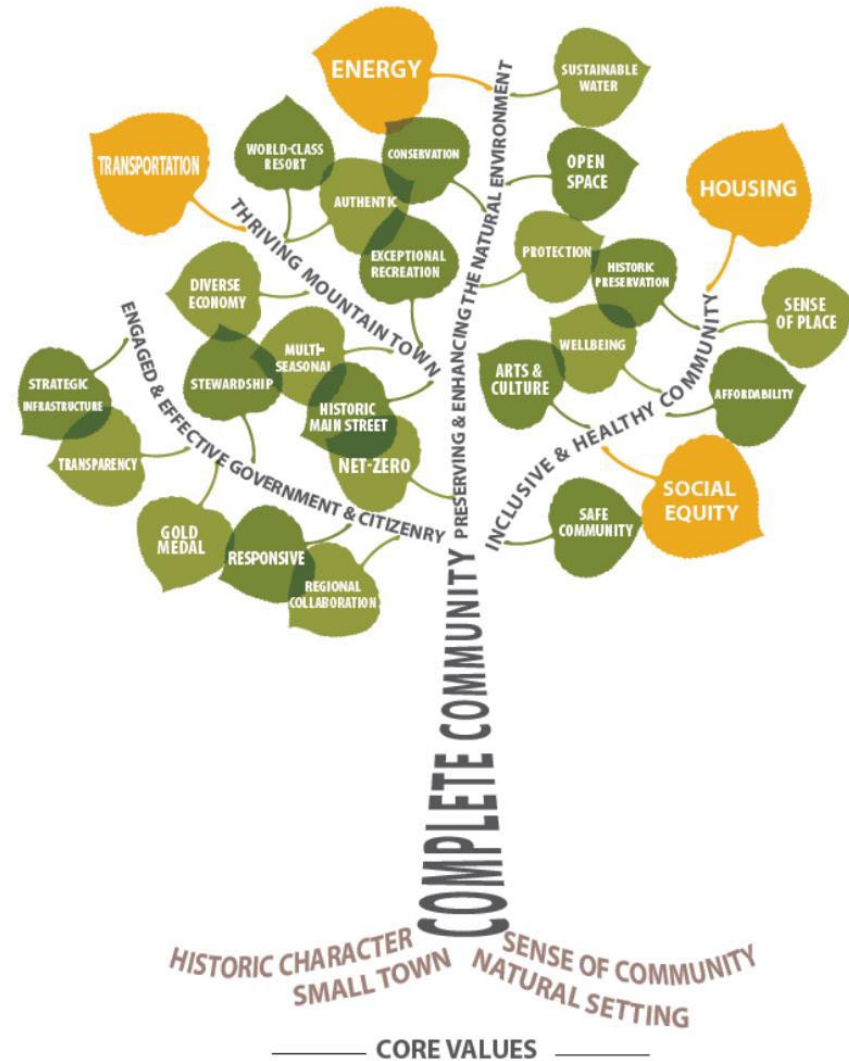
PARK CITY

1884

2009 VISIONING OUTCOMES



CRITICAL COMMUNITY PRIORITIES



VISION 2020 STRATEGIC PILLARS



S.E.A.T. COMMUNITY PILLARS



WHERE EVERYONE
HAS A **SEAT** AT THE TABLE

PARK CITY COMMUNITY PILLARS



SOCIAL EQUITY & AFFORDABILITY

Cultivating and engaging an inclusive and diverse community, while working to address disparities



ENVIRONMENTAL LEADERSHIP

Protect, enhance and support our natural world and local ecosystems, so we all can thrive



AUTHENTIC LOCAL CULTURE

Fostering economic diversity through arts, culture, and local entrepreneurship, and create a balance between resident and visitor quality of experience



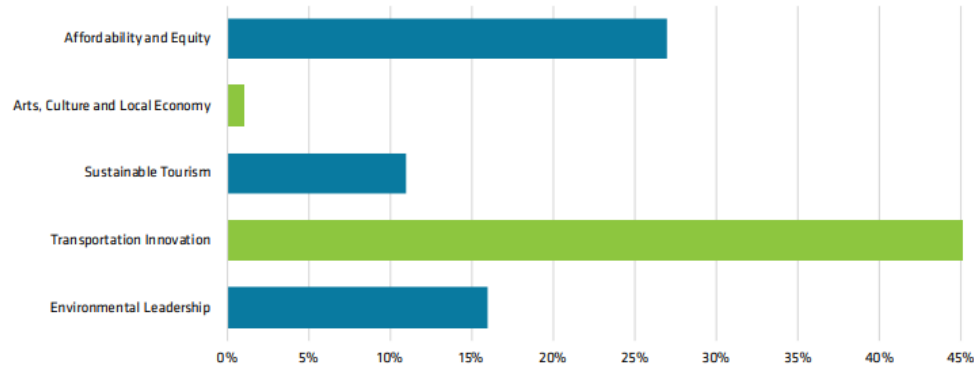
TRANSPORTATION INNOVATION

Envisioning bold, multi-modal transportation solutions

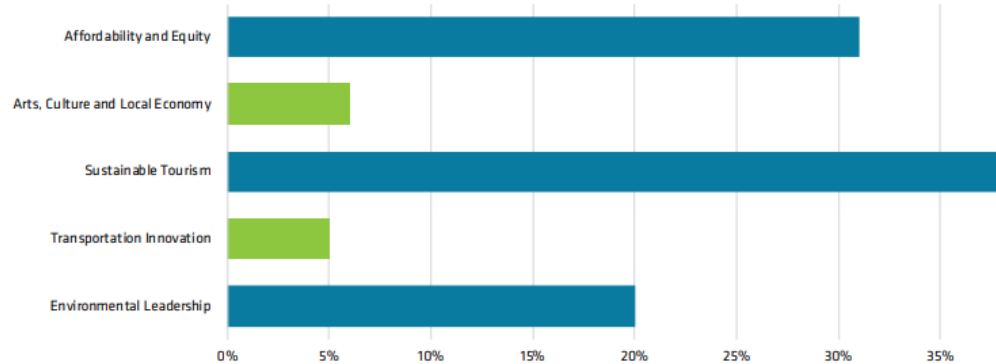
EMBRACING BOLD ACTION

PRIORITIZING STRATEGIC PILLARS

Which pillar is most important to work on SHORT TERM for Park City's future?



Which pillar is most important to work on LONG TERM for Park City's future?



KEY POINTS TO NOTE:



- Environmental Leadership and Affordability and Equity remain consistent priorities, reflecting the importance of these topics as underlying community values.
- Transportation Innovation is the urgent immediate topic. People are looking for a bold action in this area.
- Sustainable Tourism is an important long-term priority, reflecting the need to continue to evolve tourism in a way that is most empathic to local context.
- Arts, Culture and Local Economy ranks generally low. It is assumed this reflects the significant financial and planning commitment recently made in the pending 'Arts and Culture District'.
- This data excludes Regional Synergy, which was a draft pillar that was subsequently moved to be an overarching theme that encompasses action for all pillars.

PRIORITY ACTION AREAS

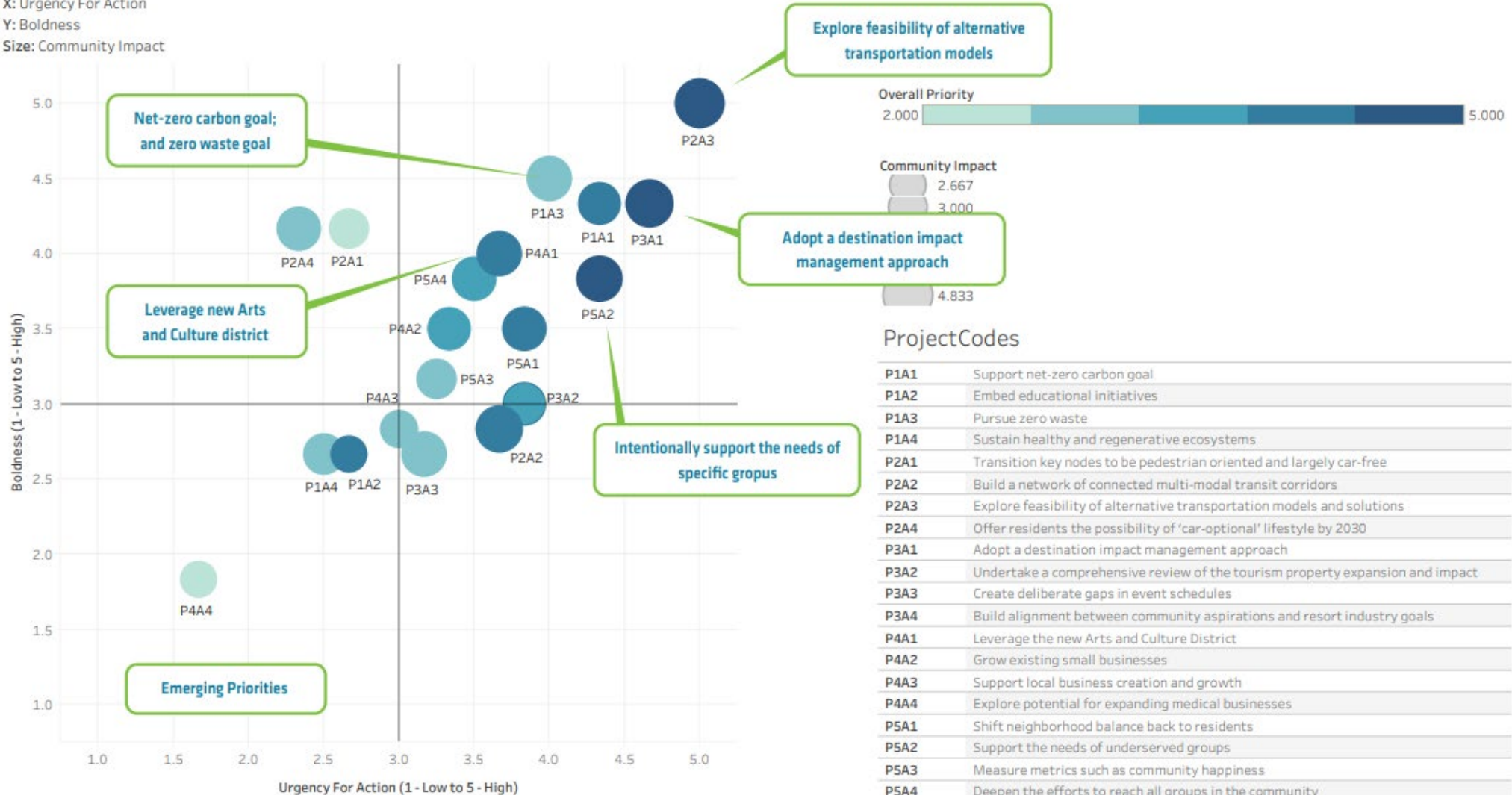
INITIAL PRIORITIZATION BY COUNCIL

Quadrant II

X: Urgency For Action

Y: Boldness

Size: Community Impact



QUESTIONS FOR COUNCIL

Which communication theme best articulates Park City's goals and strategic objectives?

- Four Critical Community Priorities;
- Five Strategic Pillars;
- S.E.A.T. Community Pillars; or
- Blending the Five Strategic Pillars into the Four Critical Community Priorities, expanding the Critical Community Priorities to Five.

An aerial photograph of a mountain town covered in snow, with a large mountain peak in the background. The image is used as a background for the title slide.

3099 MOUNTAIN RIDGE COURT

SUBDIVISION PLAT AMENDMENT

City Council
March 3, 2022
PL-21-04950



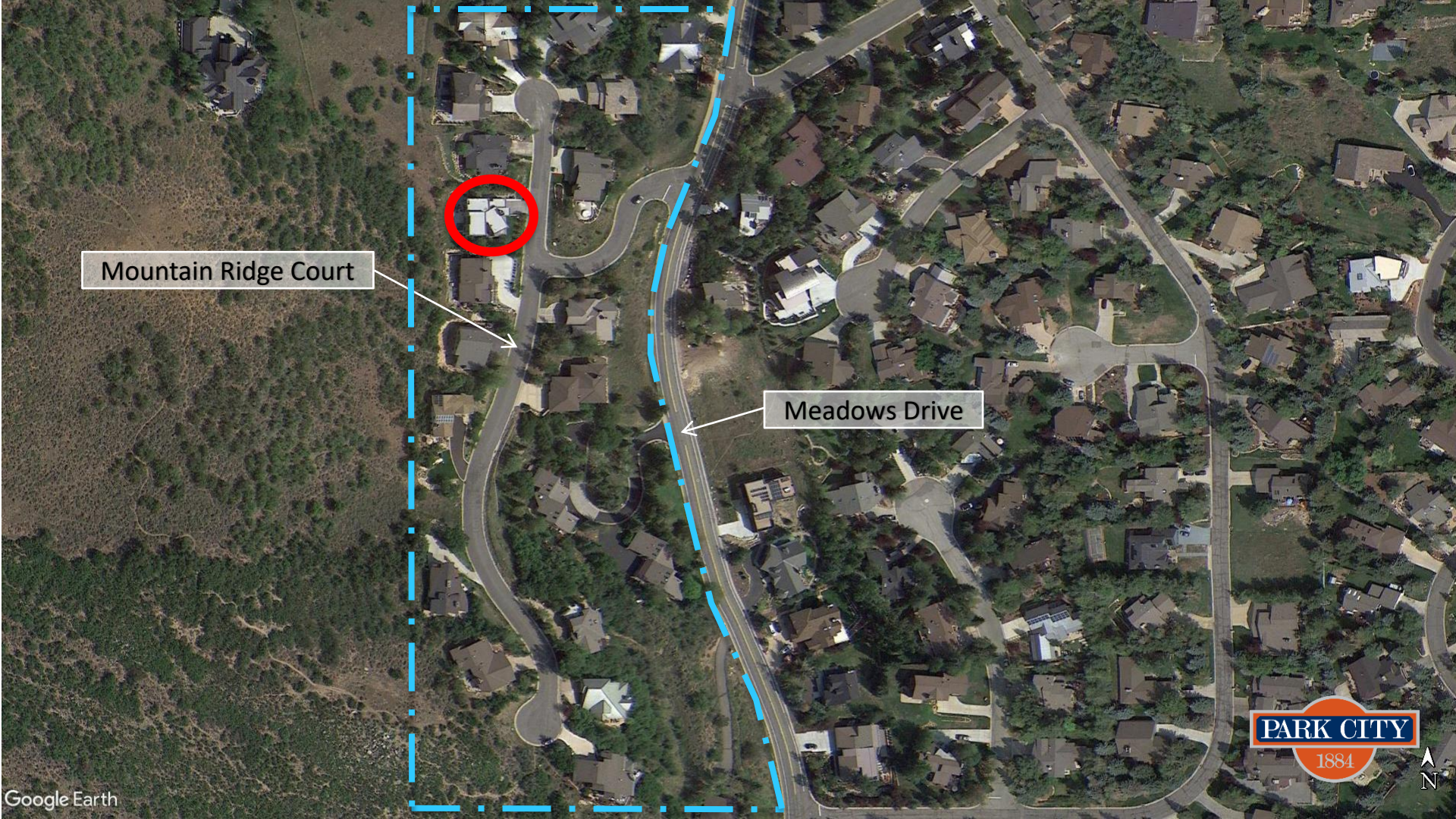


Meadows Drive

SR 224

PC MARC



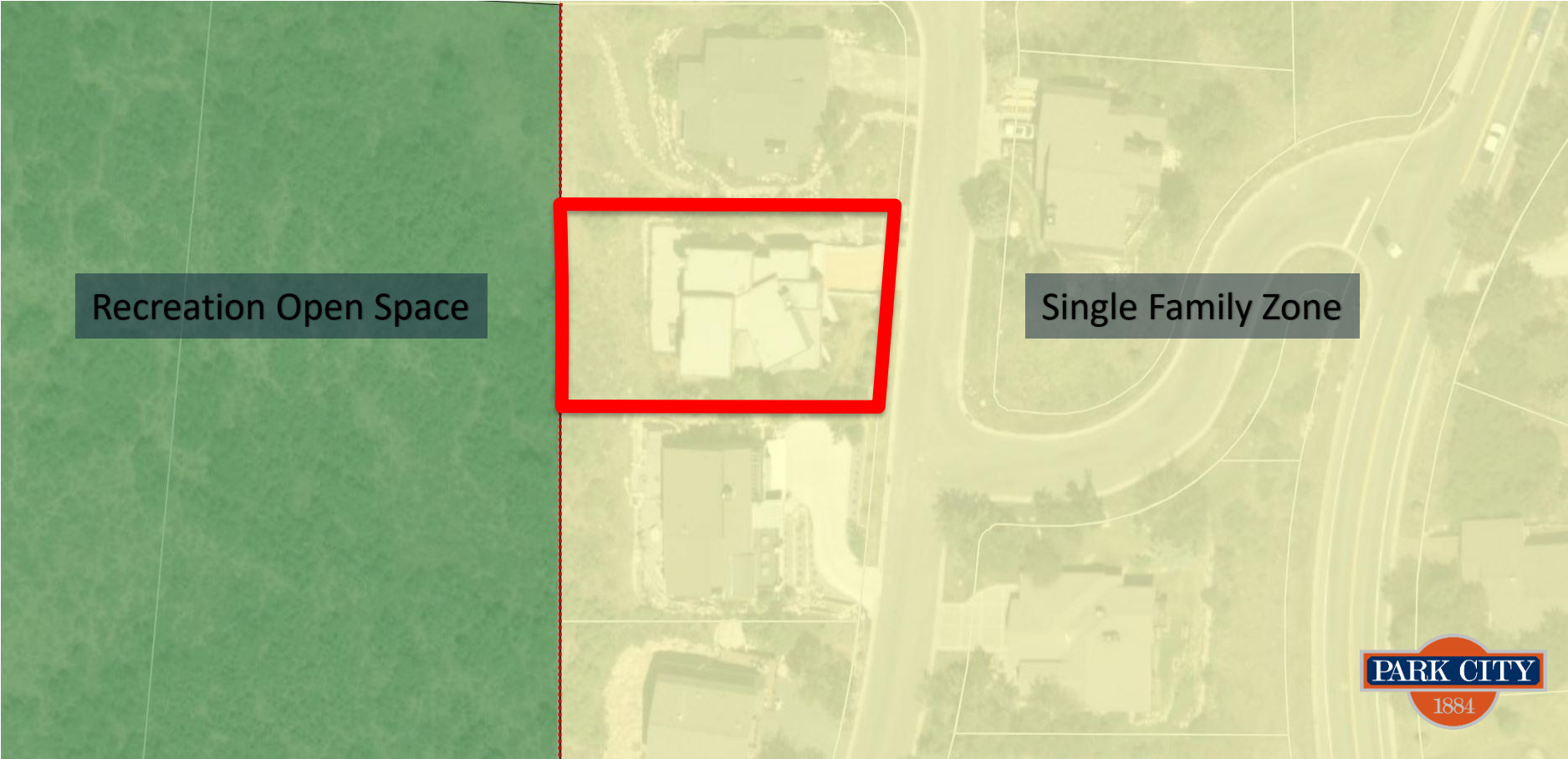


Mountain Ridge Court

Meadows Drive



ZONING



An aerial photograph of a residential area with a vertical red dashed line indicating a zoning boundary. To the left of the line is a green field labeled 'Recreation Open Space'. To the right is a residential area labeled 'Single Family Zone'. A red rectangle highlights a specific property within the Single Family Zone, which appears to be a large, multi-story building. The background is a faded aerial view of the surrounding area, including roads and other buildings.

Recreation Open Space

Single Family Zone

PARK CITY

1884



LOT 12



3099 MOUNTAIN RIDGE COURT

BACKGROUND

- 1990: Council approves rezone of the Subdivision to Family Zoning (Ordinance No. 90-12; Exhibit B).
- 1991: Mountain Ridge Subdivision Plat recorded with Summit County.
- 2013: City issues a Building Permit for 3099 Mountain Ridge Court (Exhibit D, Page 7).
- 2022: Planning Commission forwards a negative recommendation to City Council.



3099 MOUNTAIN RIDGE COURT

BACKGROUND

Basement: Any floor level below the First Story in a Building. Those floor levels in Buildings having only one floor level shall be classified as a Basement unless that floor level qualifies as a First Story as defined herein.

First Story: The lowest Story in a Building provided the floor level is not more than four feet (4') below Final Grade for more than 50 percent of the perimeter. Can include habitable or uninhabitable Floor Area.

Floor Area, Gross Residential: The Area of a Building, including all enclosed Areas, consisting of the Area of all floors located under a ceiling that is above Final Grade, measured in square feet. Unenclosed porches, Balconies, patios and decks, vent shafts, and courts are not calculated in the Gross Residential Floor Area. Garages, up to a maximum Area of 600 square feet, are not considered Floor Area. Basement and Crawl Space Areas below Final Grade are not considered Floor Area. Floor Area is measured from the finished surface of the interior of the exterior boundary walls.



3099 MOUNTAIN RIDGE COURT

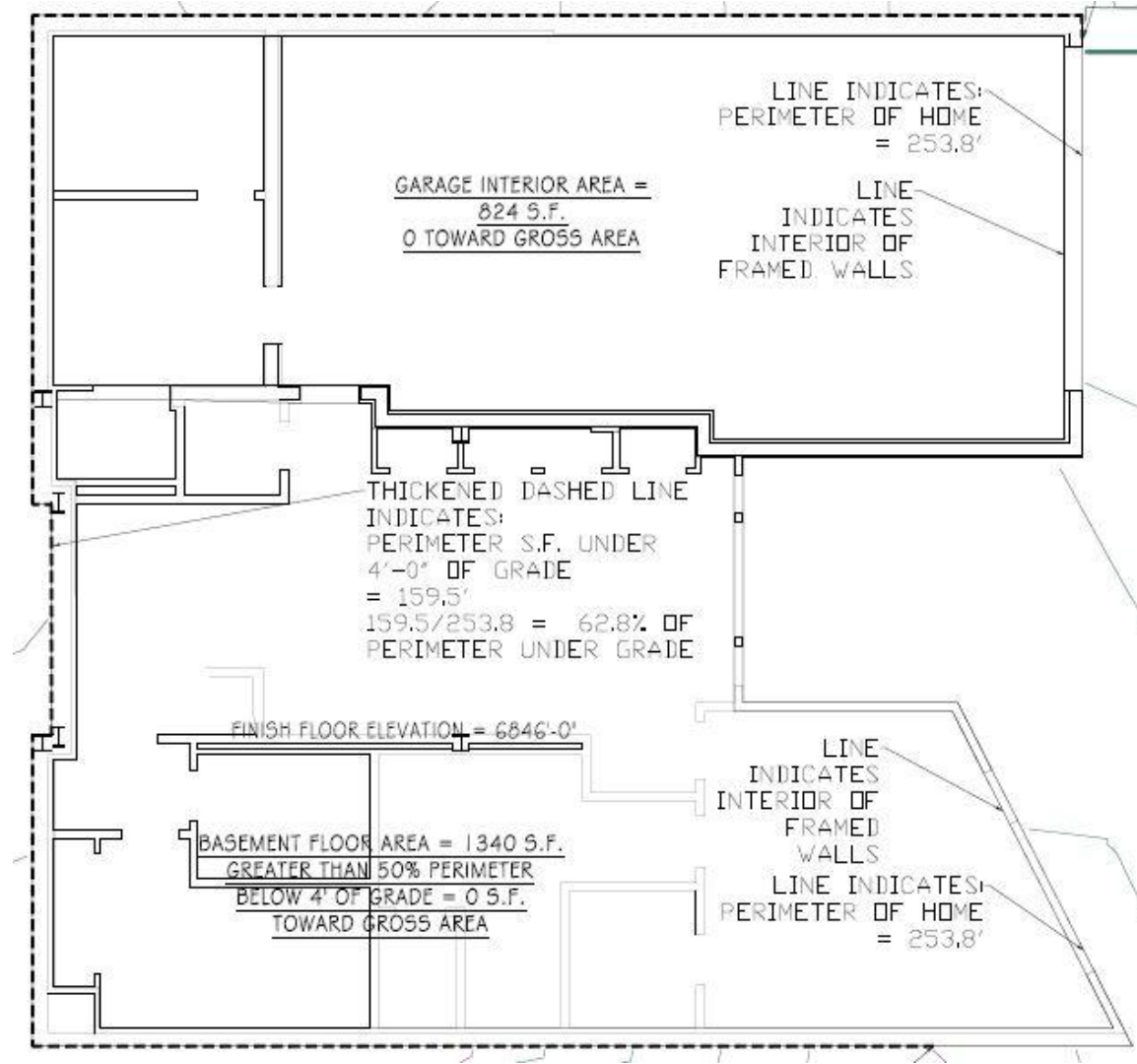
ARCHITECT'S ASSESSMENT

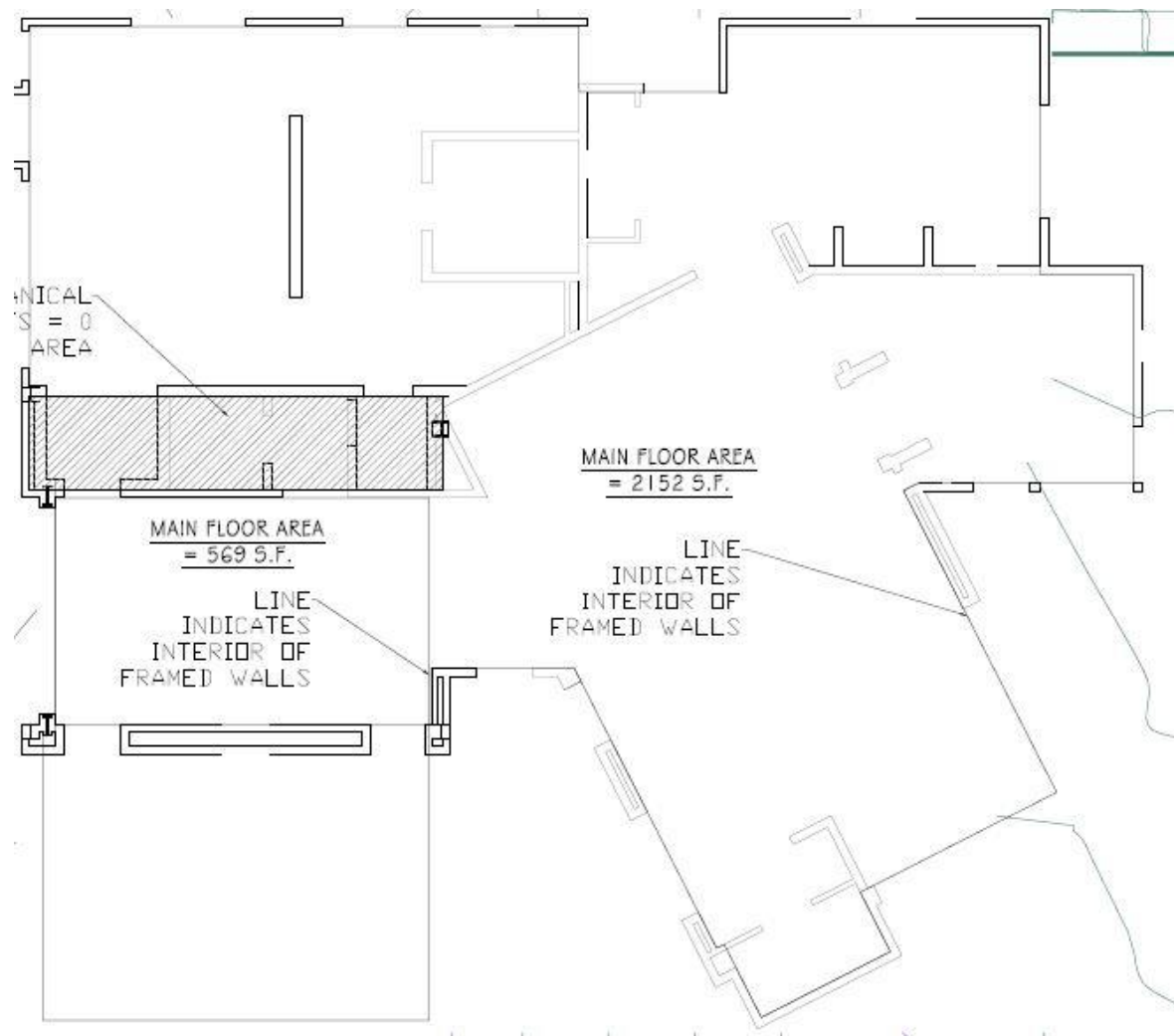
Maximum Total Square Footage for Lot 13 is 3,247 sq. ft. (exclusive 600 sq. ft.)

Main Floor	2,152 sq. ft.
Upper Floor	569 sq. ft.
	2,721 sq. ft.
Basement	1,340 sq. ft.
	>50% below Final Grade
	0 sq. ft.
Garage*	824 sq. ft.
	>50% below Final Grade
	0 sq. ft.
Exclusive	(0 SF)
TOTAL	2,721 sq. ft.

*The Applicant's Representative argues Garage Area is Basement Area making the 824 sq. ft. exempt.







3099 MOUNTAIN RIDGE COURT

ANALYSIS

(I) The proposed Plat Amendment will meet the less restrictive Single Family (SF) Zoning District Requirements.

Requirement	SF Zone	Subdivision Plat Map – Lot 13
Front Setback	Twenty Feet (20')	Twenty Feet (20')
Rear Setback	Fifteen Feet (15')	Not specified
Side Setback	Twelve Feet (12')	Not specified
House Size	Not Specified	3,247 Square Feet

3099 MOUNTAIN RIDGE COURT

ANALYSIS

Mountain Ridge Subdivision total square footage of habitable space is approximately 24% of the Lot Area, or 4,600 square feet, whichever is less.

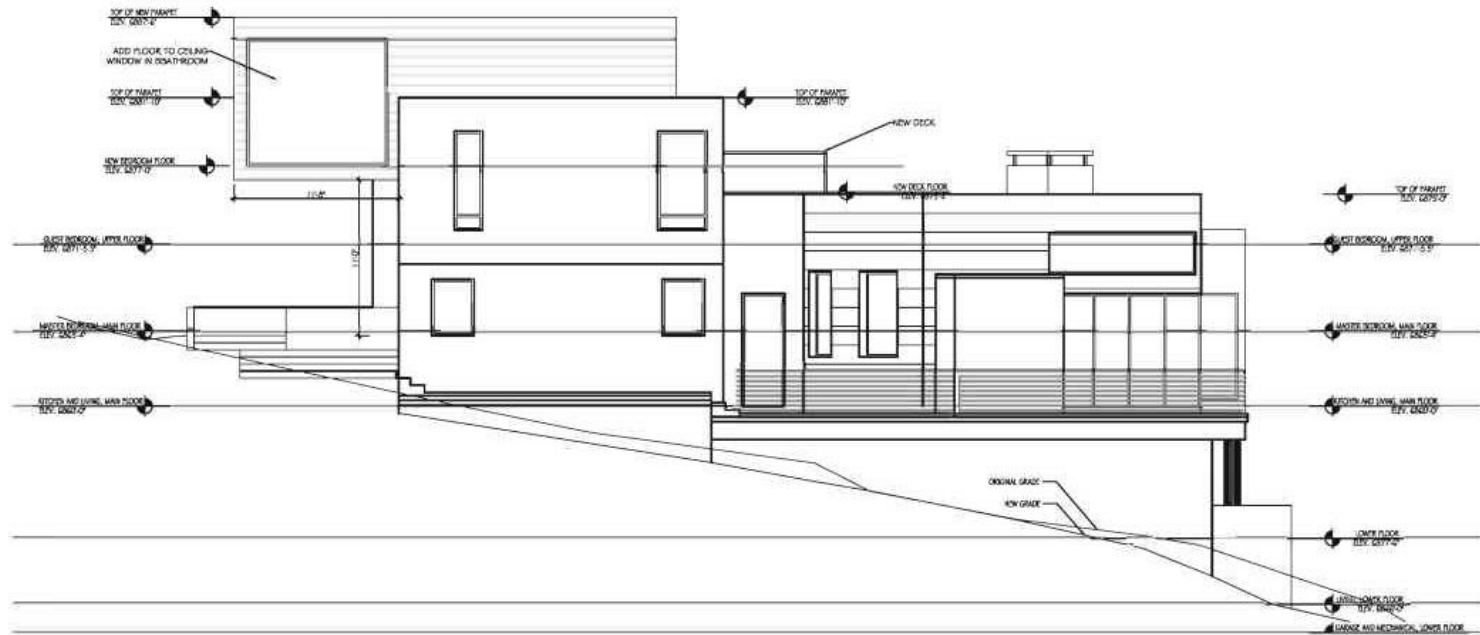
The Applicant's petition to amend the Plat to increase the maximum square footage for Lot 13 from 3,247 sq. ft. to 3,410 sq. ft., a five percent (5%) increase.



ANALYSIS



— ELEVATIONS —



3099 MOUNTAIN RIDGE COURT

ANALYSIS

(II) Plat Amendments require a finding of Good Cause; the Planning Commission did not find Good Cause for this Plat Amendment.

The proposed amendment does not vacate or amend a Public Street, Right-of-Way, or easement.

LMC § 15-15-1 defines **Good Cause** as:

Providing positive benefits and mitigating negative impacts, determined on a case-by-case basis to include such things as:

- Providing public amenities and benefits;
- Resolving existing issues and non-conformities;
- Addressing issues related to density;
- Promoting excellent and sustainable design;
- Utilizing best planning and design practices;
- Preserving the character of the neighborhood and of Park City; and
- Furthering the health, safety, and welfare of the Park City community.



3099 MOUNTAIN RIDGE COURT

—————SUBDIVISION PLAT INTENT—————

- September 29, 1989 – “buildings should be sited to preserve significant views and so as not to break prominent ridgelines.”
- February 14, 1990 – “stringent development controls [are] placed on each lot which include limits of disturbance, revegetation, minimum/maximum square footages, and building heights...”



3099 MOUNTAIN RIDGE COURT

———— APPLICANT STATEMENT ————

“There is Good Cause for the Plat Amendment as the proposal will allow homeowners to construct an addition that is in compliance with the zoning requirements, the new proposed maximum floor area is consistent with may of the other lots of the subdivision. Additionally, no non-conformities will be created and no changes in density will result from the proposed Plat Amendment. Further, the applicant will replace any disturbed vegetation, and the amendment will not result in increased density.”



3099 MOUNTAIN RIDGE COURT

ANALYSIS

On February 9, 2022, the Planning Commission found that the Applicant's request does not meet the requirements for Good Cause and is inconsistent with the original intent and methodology of the Subdivision Plat. The Planning Commission, therefore, forwarded a negative recommendation to the City Council. Two Commissioners encouraged the Applicant to continue to work with Staff and bring the item back to the Planning Commission for additional review. But, in the end, the majority of Commissioners forwarded a negative recommendation, finding there was no Good Cause.

If City Council finds Good Cause for the plat amendment, staff recommends the City Council amend Ordinance No. 2022-05 to add a Finding of Fact outlining City Council's determination.



3099 MOUNTAIN RIDGE COURT

DEPARTMENT REVIEW

On September 28, 2021, the Development Review Committee and Planning, Engineering, and Legal Departments reviewed this application.



3099 MOUNTAIN RIDGE COURT

PUBLIC INPUT

Staff received public input and it is attached to the Staff Report as Exhibit I.



3099 MOUNTAIN RIDGE COURT

RECOMMENDATION

Staff recommends the City Council (I) review the Plat Amendment for 3099 Mountain Ridge Court, (II) hold a public hearing, and (III) consider Ordinance No. 2022-05, based on the Findings of Fact, Conclusions of Law, and Conditions of Approval outlined in the Draft Ordinance.



3099 MOUNTAIN RIDGE COURT

ALTERNATIVES

- The City Council may amend and adopt Ordinance No. 2022-05; or
- The City Council may deny Ordinance No. 2022-05 and direct staff to make Findings for this decision; or
- The City Council may continue the discussion to a date certain.



Payday Condominiums

Amended Plat

1660 & 1700 Three Kings Drive

City Council | PL-20-04725
March 3, 2022







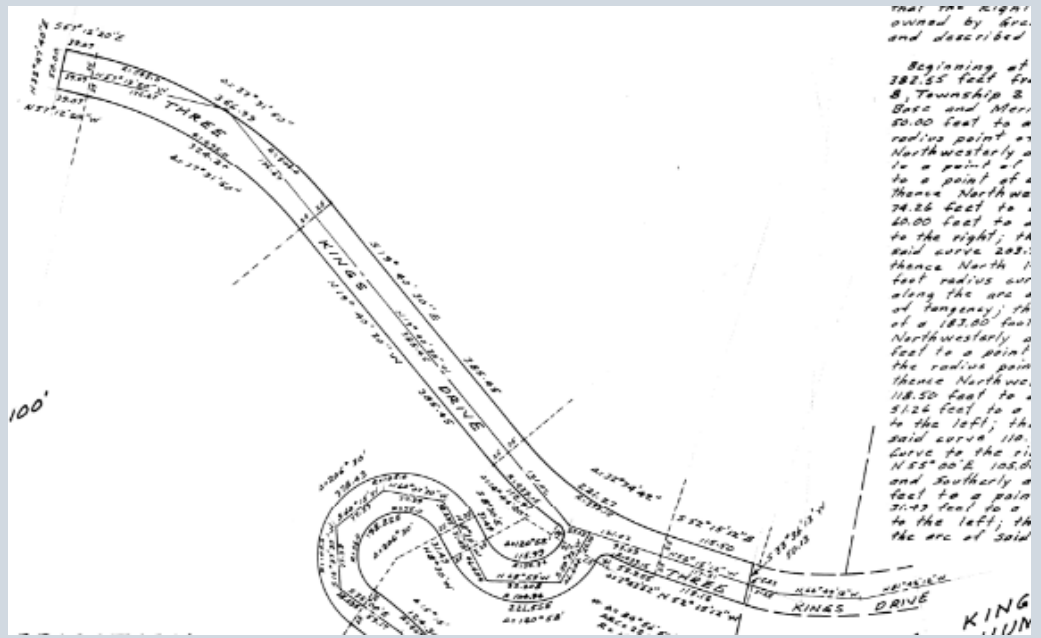
— Payday Condos Plat Amendment —

Goals of the Plat Amendment

- 1.) Update the plat to reflect all existing private ownership.
- 2.) To Specify the entire building envelope (height, footprint, building pad) to limit and create predictable future conversions.



- Rectifies existing discrepancies on original plat.
- Clearly defines where, what, and how much can be added to the units.
- Allows for a predictable and transparent process for remodels and additions.
- The amendment equitably allocates developable space to those who have not expanded their condos.
- The amendment is going to acknowledge and fix the existing error on the current payday plat that includes a portion of three kings drive as a portion of its property.



DEDICATION PLAT OF
THREE KINGS DRIVE
AND CRESENT ROAD

LOCATED IN
SE 1/4 SECTION 8 & NE 1/4 SECTION 17
TOWNSHIP 2 SOUTH, RANGE 4 EAST
SALT LAKE BASE AND MERIDIAN



— Payday Condos Plat Amendment —

Analysis

1. Density
2. Setbacks
3. Height
4. Parking



Density

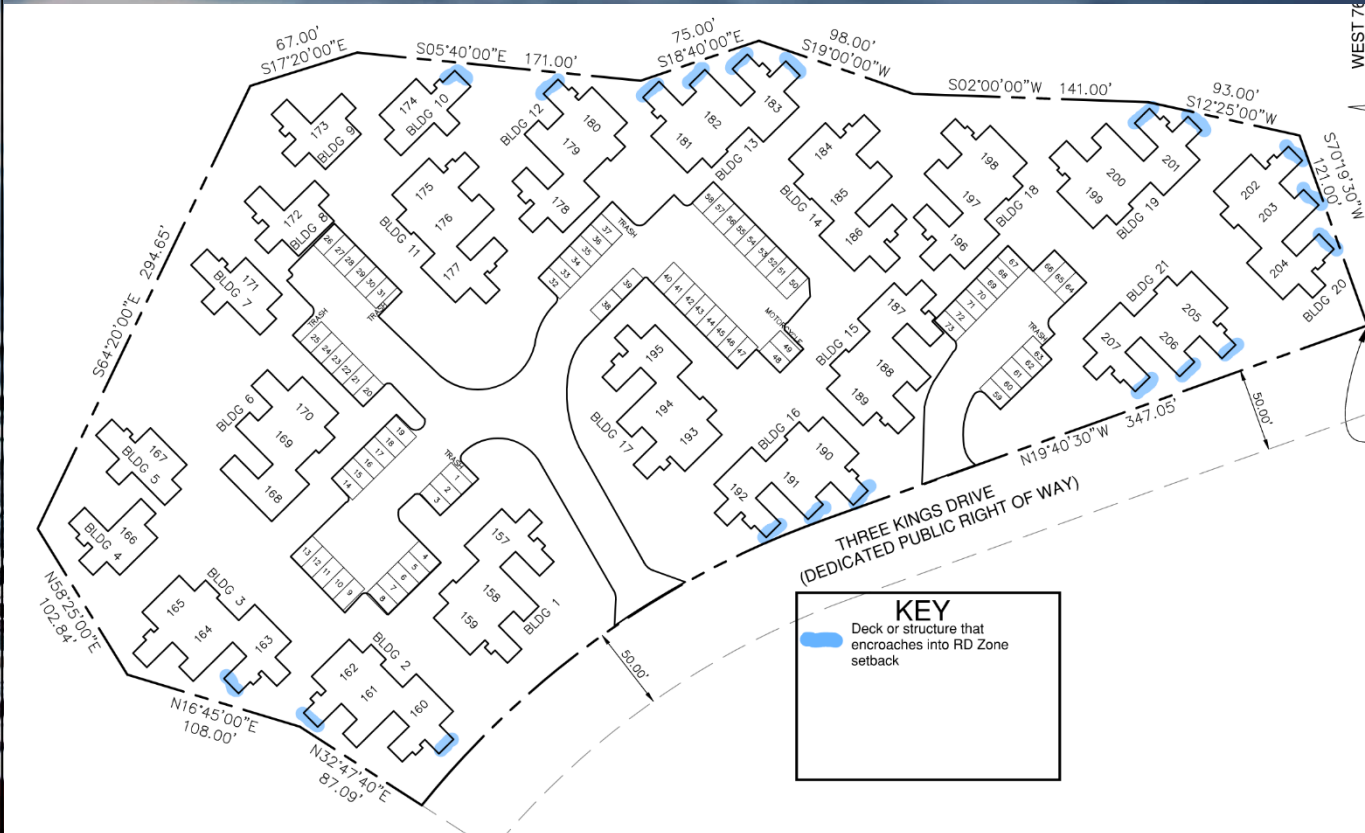
RD requires the maximum Density is three (3) units per acre and (5) units per acre for Master Planned Developments

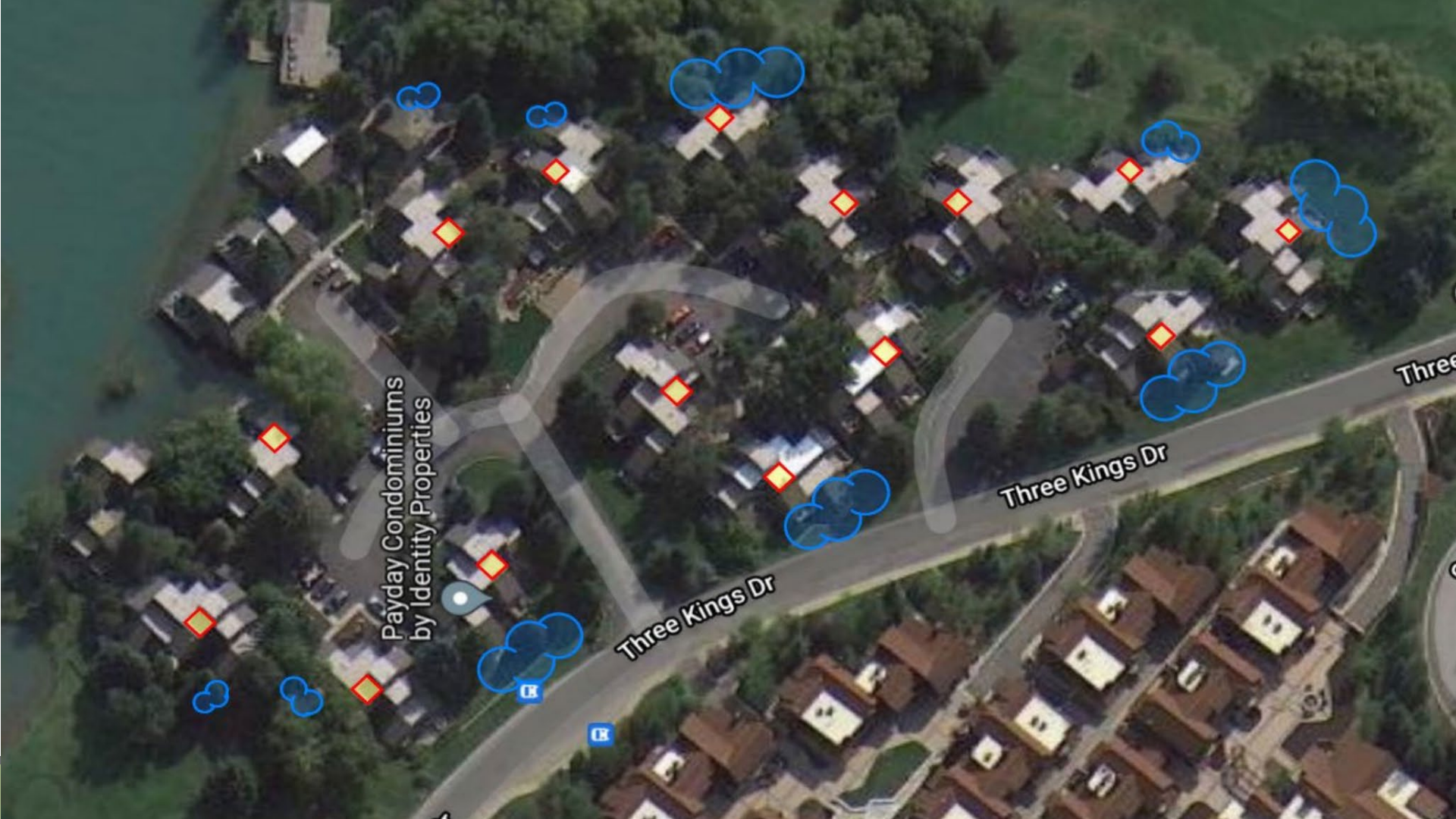
With 51 units and 5.6 acres, the average density is 9.1 Units per acre. Because the applicant does not propose to increase the total number of units, staff finds no increase in nonconformity.

Complies.

- 1972 Commission would review “dimensions and locations of buildings and structures on the site, parking areas, and perspective drawings demonstrating the design and character of uses and the physical relationship of the uses and the surrounding area” (1972 LMC Chapter 17 Planned Unit Development 67-17-2.1, Exhibit I).
- No units proposing expansion into setbacks. Complies.

Setbacks





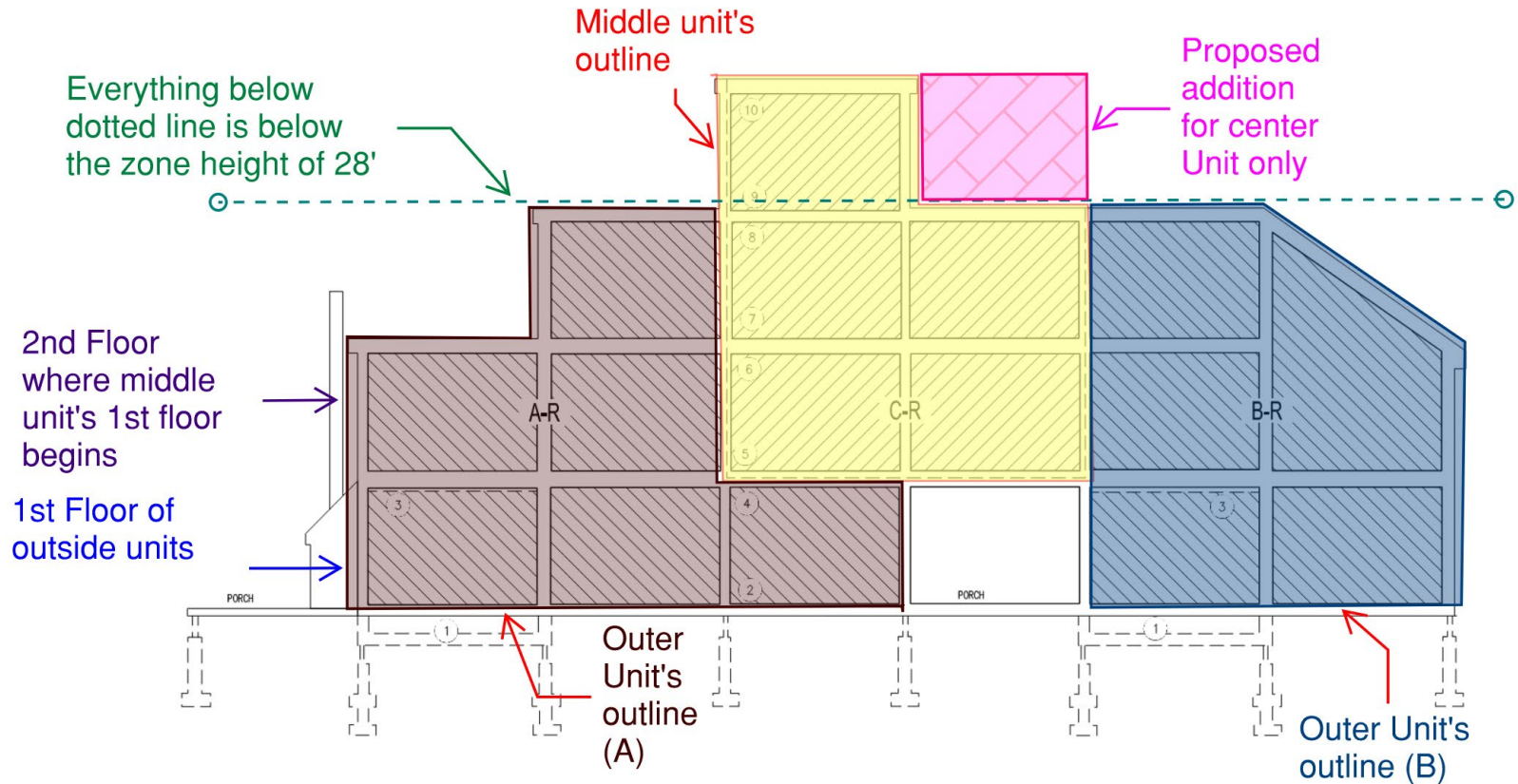
Payday Condominiums
by Identity Properties

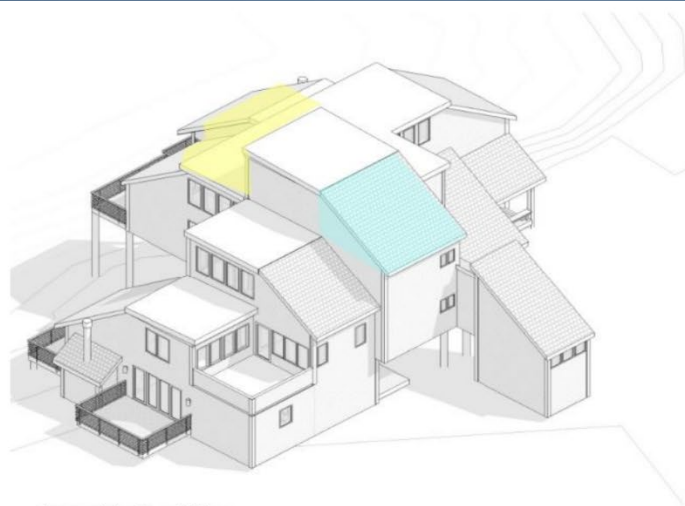
Three Kings Dr

Three Kings Dr

Three

Height

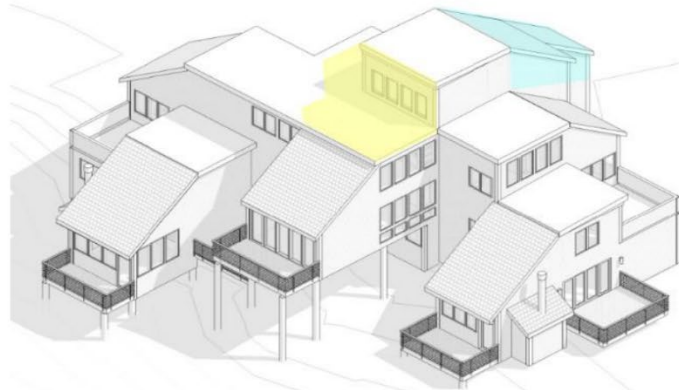




② isometric 2 existing



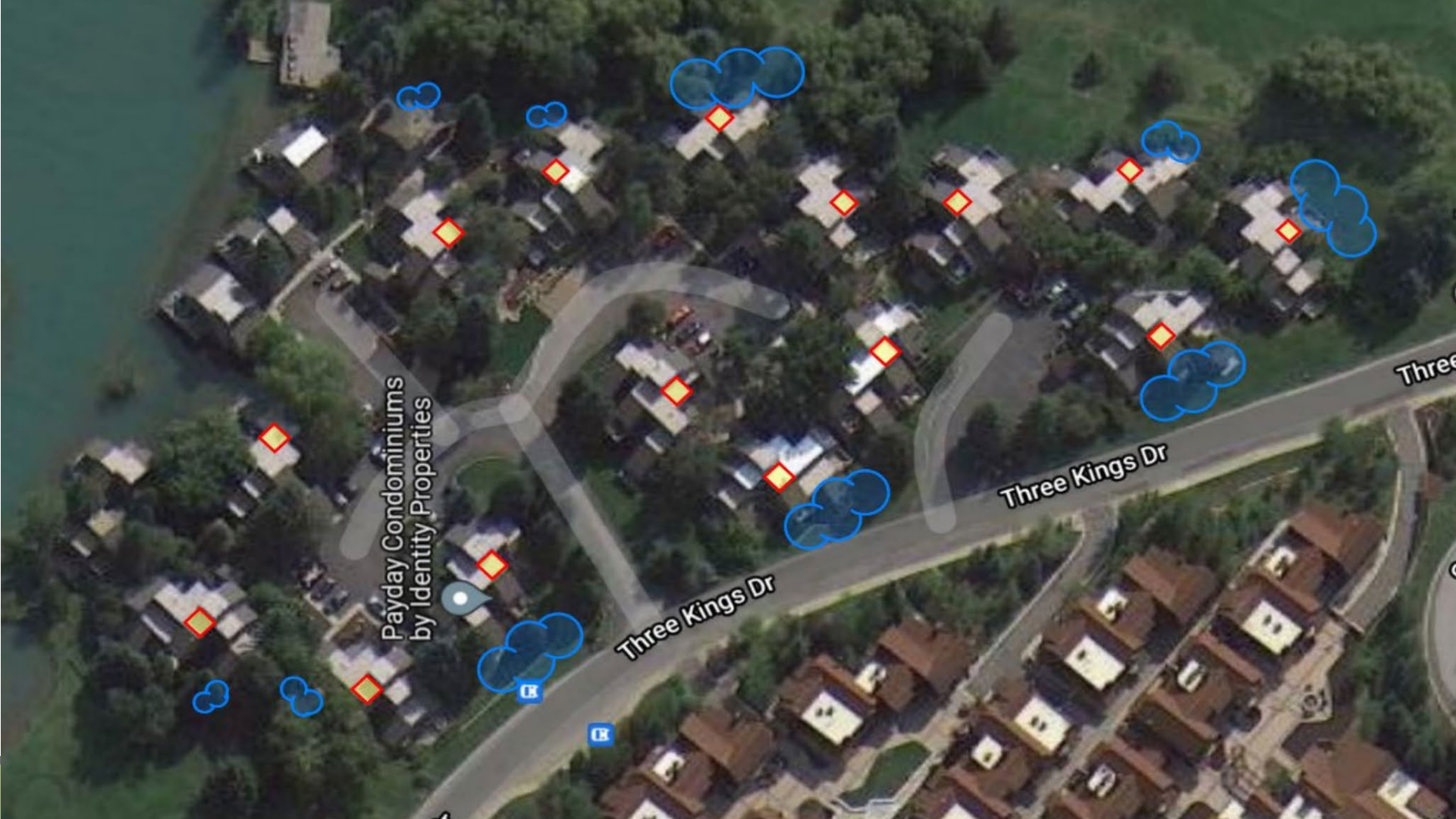
2a isometric 2 addition



① isometric 1 existing



1a isometric 1 addition



Payday Condominiums
by Identity Properties

Three Kings Dr

Three Kings Dr

Three

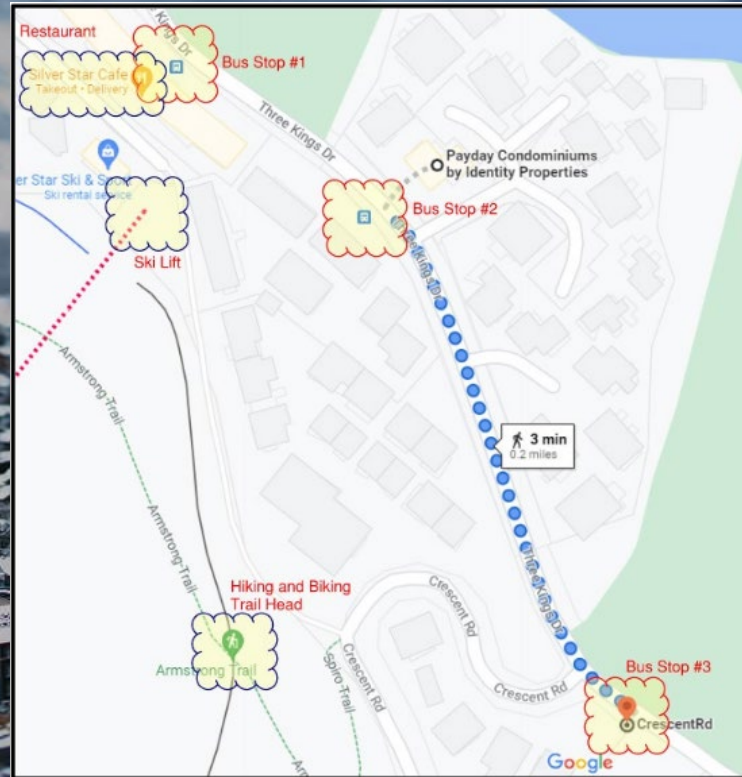
Parking

Park City General Plan:

“A combination of decreasing the number of the current parking ratio requirements and a thorough land use/ transportation analysis (i.e., density, transit, shared parking, connectivity, and pedestrian accessibility to goods and services), should be analyzed by the City to make sure there is existing adequate off-street parking. This process should be adopted instead of an arbitrary minimum standard that creates a surplus of parking. ”

Parking

- RD Zone purpose statement quotes:
 - “Growth Capabilities”
 - “Clustering of residential units”
 - “Minimizing impacts of the automobile on architectural design”
- History applicant has provided states that parking has never been an issue and no more would be anticipated since the use and density is not increasing.







Park City Cemetery

Cremation Garden Project



—— Park City Cemetery ——

- Pearl Snyder 1879
- Memorial Walls 2013
- Plot Purchases Limited 2018
- Cremation Garden 2022



— Park City Cemetery —

Garden Products

1. Single & Companion Premium Post Marker
2. Family Bench
3. Single & Companion Peak Marker
4. Companion Boulder
5. Family Pedestal



Park City Cemetery



Granite Slant Color & Finish

Color - Charcoal Black shown, (other color options available).

Finish - Top, Front & Back Faces = Polished

Ends = Rock Pitch

Bottom = Sawn

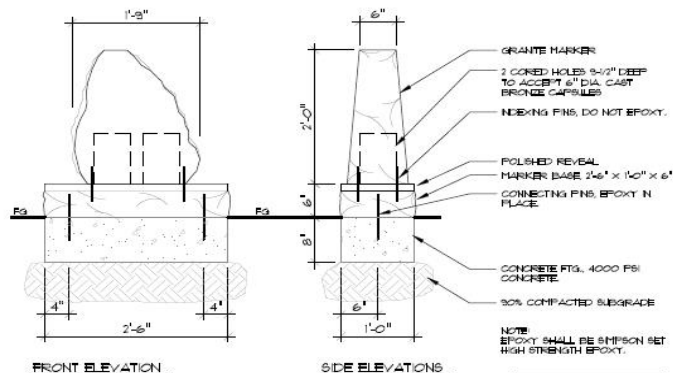
Base = Rock Pitch w/ Polished Reveal

Engraved Cast Bronze Capsule



Merchandise Code: BB
Cylinder
6" Diameter x 7.9" Height

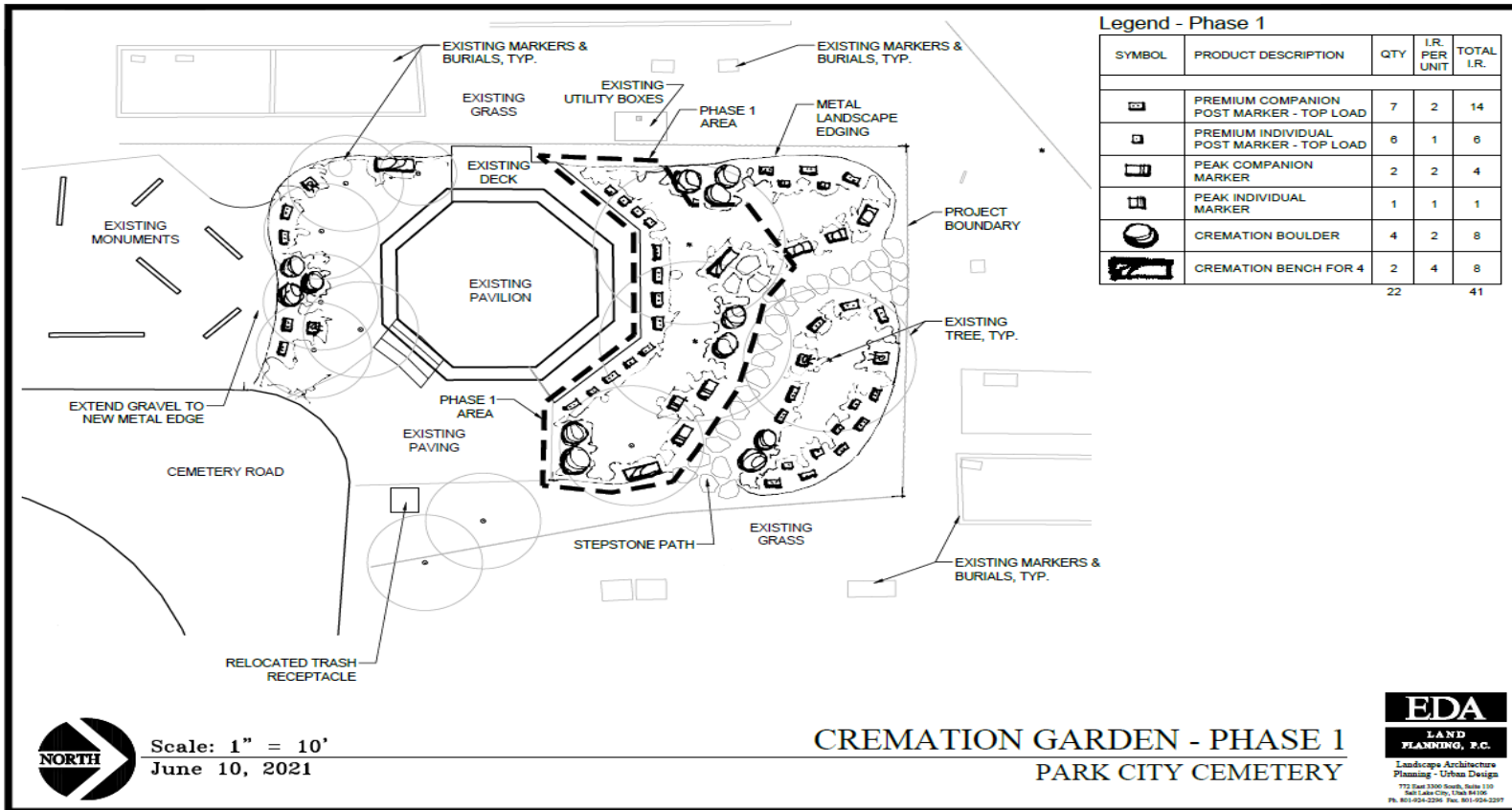
Engraving for Memorialization



C16A PEAK PREMIUM COMPANION CORED MARKER WITH BASE

Park City Cemetery

Final Garden Design



Park City Cemetery

Cremation Product Fee Comparison					
	Our Cost	70%	Provo	St. George	South Jordan
Companion Products					
Premium Post	\$311	\$530.00	\$650.00	\$700.00	\$1,795.00
Peak Marker	\$576	\$980.00			\$1,150.00
Boulder	\$800	\$1,360.00	\$1,200.00		\$2,750.00
Bench	\$615	\$1,045.00	\$2,500.00		\$8,500.00
Pedestal Foundation		\$300.00			
Individual Products					
Premium Post	\$179	\$300.00	\$450.00	\$350.00	\$1,090.00
Peak Marker	\$311	\$530.00			\$1,520.00
Open & Closing		\$250.00	\$250.00	\$250.00	\$220.00
Urn Capsuls	\$100.00	Included in Open & Closing Fee	\$100.00	\$100.00	\$100.00



— Park City Cemetery —

Next Steps



- Make products available to residents
- Purchase additional products based on demand and interest of residents
- Continue to develop Master Plan to include potential full casket expansion options
- Return to Council for direction of future cemetery services

2022 LEGISLATIVE BILLS TO WATCH						
Category	Bill #	Elec	Bill Sponsor	Floor Sponsor	Bill Summary	Status
Budget/Finance	*Substitute					
Budget	HB151	Retail Facility Incentive Payments	Rep. Schultz, Mike	Rep. Vickers, Evan	Seeks to prevent public entities from providing payments to incentivize retail development and increasing consequences for violations, excluding small businesses, non-profits and with \$ dedicated to housing. The broad definition (lines 225-245) includes payment, rebate, refund, subsidy, waiver, which covers grants, tax sharing, maybe TIFs, and clearly fee waivers. No direct PCMC impacts anticipated, but likely impacts to other jurisdictions who are competing for these retail facilities. The Substitute-reflects ULCT negotiations. ULCT is now neutral on this bill.	1/18/22- 1st House Reading; 1/24/22- House to Committee; 2/24/22- Senate- 2nd Reading Calendar
Budget	HB125	State Transient Room Tax Modifications	Rep. Albrecht, Carl	Sen. Ipson, Don	Eliminates the scheduled repeal of the outdoor recreation infrastructure grant program. This allows the funding to continue. No negative impact to Park City. ULCT supports this bill.	2/16/22- Senate to Committee; 2/24/22- Signed by House Speaker- Enrolling
Budget, Transpiration, Economic Development	HB323*	Transient Room Tax Amendments	Rep. Last, Bradley	Sen. Vickers, Evan	Allows counties with national parks (SW Utah), who experience increased TRT to utilize funds for visitor management and destination development. No direct impact to Park City. ULCT supports this bill.	2/15/22- 3rd House Reading Calendar; 2/24/22- Senate Committee- Favorable Recommendation; 3/3/22- 2nd Senate Reading Calendar to Rules
Budget	HB239*	Governmental Entity Budget Transparency	Rep. Abbott, Nelson	Sen. Bramble, Curtis	The (substitute) bill requires tentative budgets to include a current population estimate and CPI 12-month percentage change. The bill dictates the details of the budgeting process for government entities. PCMC already includes many of these into current practices, but this bill could be onerous for smaller cities/towns. This bill will create additional work for cities and towns, does not provide increased transparency, confuse residents with metrics and adds the administrative burden to an already transparent & public process. ULCT opposes this bill.	2/16/22- 3rd House Reading Calendar; 2/17/22- House Failed
Budget	SB140*	Housing and Transit Reinvestment Zone (HTRZ)	Sen. Harper, Wayne	Rep. Handy, Stephen	Creates a financial tool for counties to capture tax increment due to the size and scope of the transit system to fund public infrastructure and housing. No obligation to opt-in/implement the tax. Previous versions- municipalities are allowed to initiate an HTRZ, but only within the context of a community rail station. The public transit county, however, can initiate an HTRZ at a public transit hub. ULCT supports this bill.	1/27/22- 1st Senate Reading; 2/2/22- substitution; 2/2/22- Senate Committee- favorable recommendation; 2/16/22- Fiscal Note Available; 2/23/22- 3rd House Reading Calendar; 2/23/22- Circled House
Budget & Env Sustainability	HB312	State Financial Contracts Amendments	Rep. Shipp, Rex		Prohibits public entities from contracting for financial services with companies that have a policy of refusing to finance fossil fuel companies. This would impact our procurement processes and possibly prohibit us from entering contracts with some companies. ULCT opposes this bill.	2/4/22- 1st House Reading; 2/14/22- House to Committee; 3/2/22- House sent to Rules
Budget & Economic Development	HB373*	Convention & Tourism Business Assessment Area Act	Rep. Spendlove, Robert	Sen. Buxton, David	Allows first class counties (this does not include Summit County) to designate a Convention and tourism business assessment area to levy an assessment on lodging. Municipalities must adopt an ordinance to consenting to this within their boundaries. This is for Visit Salt Lake to allow for the creation of CTAA.	2/17/22- House received Fiscal Note; 2/24/22- 2nd House Reading; 3/3/22- 2nd Senate Reading Calendar

2022 LEGISLATIVE BILLS TO WATCH						
Category	Bill # *Substitute	Elec	Bill Sponsor	Floor Sponsor	Bill Summary	Status
Social Equity						
LGBTQ+ Task Force	HB11	Student Eligibility in Interscholastic Activities	Rep. Birkeland, Kera	Sen. Bramble, Curtis	Requires transgender students to obtain approval from a State Commission to participate in sports activities.	2/14/22- 2nd House Reading; 2/16/22- House to Senate; 2/24/22- 2nd Senate Reading Calendar
LGBTQ+ Task Force & Human Resources	SB238	State Holiday Modifications	Rep. Hollins, Sandra	Sen. Anderegg, Jacob	Establishes Juneteenth National Freedom Day on June 19 as a state holiday.	2/16/22- House to Senate; 2/24/22- Senate to Committee; 3/3/22- 2nd Senate Reading Calendar to Rules
Public Safety						
Public Safety		Public Safety Retirement Amendments	Rep. Gwynn, Matthew	Sen. Ipson, Don	Reduces the length of the separation period from 1 year to 60 days post-retirement for public safety and firefighters; modifies the retirement eligibility age to 60 (previously 62) w/10 yrs. of service or any age (previously 60) w/20 yrs. of service; modified the multiplier percentage for retirement allowance from 1.5% to 2.5% up to 20 yrs. and 2% for additional years. This is a benefit for law enforcement. We can retain officers longer and they can return sooner after retirement and/or work for local governments in other capacities- public works, events, teaching, etc. See HB61 and SCR1	1/18/22- 1st House Reading; 2/16/22- 1st Senate Reading; 2/17/22- Senate to Committee; 3/2/22- Senate Sent to Rules
Public Safety	HB61	Post-Retirement Reemployment Amendments- Public Safety and Teachers	Rep. Birkeland, Kera		Reduces the length of the separation period from 1 year to 60 days post-retirement for public safety and teachers. This is a benefit for law enforcement. We can retain officers longer and they can return sooner after retirement and/or work for local governments in other capacities- public works, events, teaching, etc. See HB12 and SCR1	1/18/22- 1st House Reading; 2/3/22- House to Committee; 3/2/22- House Sent to Rules
Public Safety	SCR1	Concurrent Resolution authorizing State Pick up of Public Safety and Firefighter Employee Retirement Contributions	Sen. Harper, Wayne	Rep. Wilcox, Ryan	The State will pay retirement benefits for all Public Safety and Firefighter Tier II. See HB12 and HB61. ULCT supports this bill.	2/15/22- House- Returned to Rules due to Fiscal Impact; 3/2/22- 3rd House Reading
Public Safety			Rep. Wilcox, Ryan	Sen. Ipson, Don	Requires all first responder agencies to provide mental health resources for employees, spouses, children and retirees, provides for a grant program for mental health resources. The Utah Government Finance Officers Association is opposed to the retiree benefits due to the costs, liability recognition, deferred costs, disclosures, etc.	2/1/22- 2nd House Reading; fiscal note sent to sponsor; 2/16/22- Senate 3rd Reading Calendar; 3/2/22- Signed by House Speaker; Enrolling
Public Safety	HB23*	First Responder Mental Health Services				
Public Safety	HB73*	POST Certification Amendments	Rep. Stoddard, Andrew	Sen. Escamilla, Luz	Allows the POST training council to take certain action if a peace officer violates minimum use of force standards. Supported by Utah Chiefs of Police Association.	2/2/22- Passed 3rd House Reading; 2/14/22- Senate to Committee; 3/2/22- Senate Sent to Rules
Public Safety	HB123*	Use of Force Revisions	Rep. Birkeland, Kira	Sen. McCay, Daniel	Sets a timeline for completion of investigations into an officer's use of force; requires that certain information be posted online; a peace officer shall identify themselves; requires a peace officer to give a clear oral warning of his or her intent to use a firearm or other physical force. Supported by Utah Chiefs of Police Association.	1/24/22- 1st House Reading; 2/24/22- 2nd Senate Reading Calendar; 3/3/22- 2nd Senate Reading Calendar
Public Safety						
Public Safety	HB124*	Forcible Entry Warrant Modifications	Rep. Gwynn, Matthew	Sen. Cullimore, Kirk	Requires officers serving knock and announce and no-knock warrants to wear readily identifiable markings or clothing that identify them as law enforcement officers; requires that officers knock and announce themselves more than once before forcibly entering a building; sets a preference for warrants to be served during daytime hours; allows for exigent circumstances when serving knock and announce warrants; prohibits the use of no-knock warrants for misdemeanor charges. ULCT supports this bill.	2/2/22- Passed 3rd House Reading; 2/16/22- Enrolled

2022 LEGISLATIVE BILLS TO WATCH						
Category	Bill #	Elec	Bill Sponsor	Floor Sponsor	Bill Summary	Status
Public Safety	*Substitute HB134*	Victim's Rights Revisions	Rep. Rohrer, Judy	Sen. Johnson, John	Requires a prosecuting entity to provide notice of a plea deal to a victim	2/9/22- 2nd Senate Reading Calendar: 2/16/22- Enrolled
Public Safety	HB139*	Traffic Violation Amendments	Rep. Teuscher, Jordan	Sen. Cullimore, Kirk	Created a deferred prosecution program for traffic violations if an individual is not convicted of another traffic violation 12 months. ULCT opposes this bill.	1/31/22- 1st Senate Reading; 2/16/22- Enrolled
Public Safety	HB147	Death Penalty Modifications	Rep. Snow, Lowry	Sen. McCay, Daniel	Adds a possible sentence of 45 years to life for aggravated murder, prohibits the State from pursuing the death penalty after May 2022	2/7/22- House to Committee; 2/14/22- Committee's Motion to Recommend Failed; 3/2/22- House Sent to Rules
Public Safety	HB148	Commitment in Criminal Proceedings	Rep. Abbott, Nelson		Individuals with mental illness found guilty of a misdemeanor may be required to pay restitution and seek treatment and dismissed the charges	2/9/22- 2nd House Reading; 2/14/22- 3rd House Reading;
Public Safety	HB228*	Crime Victim Reparations	Rep. Ivory, Ken	Sen. Iwamoto, Jani	Allows reparations for victims of violence who do not report/cooperate with law enforcement, but seek support from an advocacy service provider. Supported by Peace House. Utah Chiefs of Police are concerned about the suggesting that victims don't need to cooperate with law enforcement, the aggressor will not be held accountable and the cycle of violence will continue.	1/26/22- 1st House Reading; 1/28/2- House to committee; 2/15/22- Senate to Standing Committee; 2/24/22- Senate to House w/Amendments; 3/1/22- Signed by Speaker; Enrolling
Public Safety	HB259	Law Enforcement Use of Unmanned Aircraft	Rep. Wilcox, Ryan	Sen. Bramble, Curtis	Prohibits law enforcement from using video/photos from drones without a search warrant unless they are searching for a lost/missing person.	2/9/22- 2nd House Reading; 2/16/22- Senate to Committee; 2/24/22- 2nd House Reading; 3/3/22- 2nd Senate Reading Calendar
Public Safety	HB260*	Law Enforcement Recording Release Amendments	Rep. Wheatley, Mark	Sen. Weiler, Todd	Requires the release of the recording of a law enforcement incident that resulted in death or bodily injury, or when an officer fired a weapon and an incident that is the subject of a complaint or a legal proceeding that alleges an officer's use of excessive force, within 120 days after receiving notice of the filing of the complaint or legal proceeding. ULCT supports this bill.	2/1/22- House to committee; 2/16/22- fiscal note available; 2/23/22- 2nd Senate Reading Calendar; 3/3/22- 2nd Senate Reading Calendar
Public Safety	HB296*	Peace Officer Training Amendments	Rep. Kwan, Karen	Sen. Cullimore, Kirk	Requires annual public safety officer training on identifying, responding to and reporting hate crimes. Unfunded.	2/9/22- 2nd House Reading; 2/16/22- 1st Senate Reading; 2/24/22- Senate to Committee; 3/2/22- Senate Sent to Rules
Public Safety & Human Resources	SB46	Medical Cannabis Patient Protection	Sen. Thatcher, Daniel	Rep. Ferry, Joel	Provides protections for government employees with medical cannabis cards-- it must be treated as any other prescribed controlled substance. This is concerning for public safety and Transit. PCMC received federal funding from FTA, which requires drug screening of transit employees for substances like alcohol and THC. There is no good test for determining THC impairment since it can be detected for weeks. The test is pass/fail. ULCT opposes this bill. *See Medical Cannabis- SB190	1/28/22- 2nd House Reading; 2/2/22- Passed 3rd House Reading; 2/2/22- Signed by Senate President, sent for enrolling; 2/15/22- Enrolled
Public Safety	SB115*	Firearm Preemption Amendments	Sen. Wilson, Chris	Rep. Maloy, Cory	Clarifies preemption of the field of firearms regulation; creates the Firearms Preemption Enforcement Act, outlines exceptions and violations of legislative firearm preemption; provides for civil action and remedies for a violation of legislative firearm preemption; addresses governmental immunity. ULCT opposes this bill.	2/2/22- 3rd Senate Reading- circled; 2nd House Reading; 2/24/22- Signed by Senate President; sent for Enrolling
Public Safety	SB126	Officer Intervention and Reporting Amendments	Sen. Iwamoto, Jani	Rep. Wilcox, Ryan	Creates minimum standards for police misconduct; sets standards for intervention and reporting requirements in law enforcement agencies; requires the Peace Officer Standards and Training Council to establish and review minimum standards for reporting police misconduct; prohibits retaliatory action against a law enforcement agency employee who reports police misconduct. Supported by Utah Chiefs of Police Association and ULCT.	1/21/22- 1st Senate Reading; 2/2/22- Senate Committee-- favorable recommendation; 2/16/22- Senate- signed by President; sent for Enrolling

2022 LEGISLATIVE BILLS TO WATCH						
Category	Bill #	Elec	Bill Sponsor	Floor Sponsor	Bill Summary	Status
Public Safety	SB190*	Medical Cannabis Act Amendments	Sen. Vickers, Evan	Rep. Ferry, Joel	Amends medical cannabis label and distribution requirements. Restricts medical cannabis use for law enforcement officers due to their certification that is subject to federal regulations, and restricts all other first responder's medical cannabis use during the 12 hours immediately preceding the employee's shift or during the employee's shift. Utah Chiefs of Police and ULCT support this bill. *See Medical Cannabis- SB46	2/15/22- Circled Senate; 2/23/22- House to Committee; 3/2/22- 3rd House Reading Calendar to Rules
Public Safety & Human Resources	HB399	Government Records Amendment	Rep. Wilcox, Ryan	Sen. Bramble, Curtis	A Garity statement is given by a public employee when questioned by an employer regarding events with potential criminal implications and reprimands. This is an important tool used by municipalities to gain information without interfering with prosecutions. This bill clarifies Garity statements as protected and records that did not result in discipline as private. This bill provides clarity, avoid taint during future prosecution, transparency is provided through other public records (Body camera footage, reports, etc.), discourages employees to be open during Garity interviews or having the interviews at all- decreasing accountability, and Garity statement may still be released on a case by case basis per GRAMA. Utah Chiefs of Police and ULCT support this bill.	2/16/22- 1st House Reading; 2/24/22- Senate to Committee; 3/2/22- Senate Sent to Rules
Housing, Building, Land Use, and Licensing						
Building	HB39*	State Construction Code Amendments	Rep. Ferry, Joel	Sen. Bramble, Curtis	Includes Statewide Amendments to the International Residential Code, International Building Code, etc. Creates a licensing exemption for individuals who design fire sprinkler designs. COLA (Code Officials Legislative Affairs Committee, UT Building Officials) supports this bill.	2/2/22- 1st Senate Reading; 2/16/22- passed 2nd Senate Reading; 2/17/22- House received from Senate; Signed by Speaker; 2/21/22- Enrolling
Building	SB43*	Occupational and Professional Licensing Modifications	Sen. Bramble, Curtis	Rep. Ferry, Joel	required building inspectors to submit yearly licensing requirements (currently required every 3 years)	2/7/22- House to Committee; 2/14/22- House-- returned to Committee due to fiscal impact; 2/24/22- Senate Received from House
Building-Fire & Licensing	HB146*	Food Truck Licensing Amendments	Rep. Lisonbee, Karianne	Sen. Anderegg, Jacob	Modifies the definition of a food truck to include Ice Cream Trucks- PCMC may have to modify current franchise licenses; requires PCMC to recognize all UT Health Dept permitting (not specifically requiring SCHD); Allows PCMC to require BLs.	1/26/22- 2nd House Reading; 2/2/22- 1st Senate Reading; 2/11/22- 3rd Senate Reading Calendar; 2/22/22- 3rd Senate Reading; 3/2/22- 3rd Senate Reading- Passed
Planning, Public Utilities, Sustainability & Building	HB282*	Water Wise Landscaping Amendments	Rep. Wilcox, Ryan	Sen. McKeil, Michael	Prohibits government entities from prohibiting water wise landscaping. This bill details plant materials, the percentage of irrigated area which can be required and plant density. Note- This bill does not prohibit a property owner from planting or maintaining lawns. ULCT supports this bill.	2/1/22- 1st Senate Reading; 2/23/22- 2nd Senate Reading Calendar; 3/3/22- 2nd Senate Reading Calendar
Env Sustainability, Public Utilities, Planning & Building	HB95*	Landscaping Requirement Prohibition	Rep. Ward, Raymond		Prohibits governments and HOAs from requiring property owners to plant or maintain lawn or turf- any amount. This will may require a PCMC LMC amendment. Very few impacts- most jurisdictions do not require sod. This would be more impactful if it retroactively voided existing CCRs, which still require turf. Note- This bill does not prohibit a property owner from planting or maintaining lawns. See HB121. ULCT opposes this bill. COLA supports this bill.	1/18/22- 1st House Reading; 2/10/22- fiscal note available; 3/3/22- House Sent to Rules
Env Sustainability, Public Utilities, Planning & Building	SB110*	Water Conservation Modifications	Sen. McKeil, Michael	Sen. Wilcox, Ryan	Requires a water use and preservation element to be part of the general plan; outlines specific water use and preservation practices for possible adoption. ULCT Supports this bill.	1/18/22- 1st Senate Reading; 1/31/22- senate received fiscal note from fiscal analyst; 2/15/22- House to Committee; 3/3/22- Signed by Speaker; Sent to Senate

2022 LEGISLATIVE BILLS TO WATCH						
Category	Bill #	Elec	Bill Sponsor	Floor Sponsor	Bill Summary	Status
Planning, Env Sustainability, Public Utilities & Building	*Substitute HB121*	Water Conservation Modifications	Rep. Spendlove, Robert	Sen. McKell, Michael	Prohibits lawn or turf requirements (see above); requires incremental decreases in water use at and max lawn area at state facilities; creates an 50% reimbursement incentive to homeowners who remove lawns; and requires a state water conservation study. This bill does not prohibit a property owner from planting or maintaining lawns. See HB95.	2/1/22- 2nd House Reading; 2/10/22- Senate to Standing Committee; 2/23/22- 3rd Senate Reading Calendar; 3/3/22- 3/2/22- Signed by Speaker; Enrolling
Economic Development, Planning & Building	HB372	Short-Term Property Rental Amendments	Rep. Moss, Carol		A city or county may enact and enforce an ordinance that prohibits an individual from listing or offering a short-term rental on a short-term rental website and creates a civil penalty for the act of listing or offering a short-term rental on a short-term website. ULCT supports this bill.	2/14/22- House received Fiscal Note; 2/23/22- House to Committee; 3/3/22- House Sent to Rules
Planning & Building	HB416	Property Rights Ombudsman Amendments	Rep. Peterson, Val		Requires the State Property Rights Ombudsman to review local government ordinances, policies, and actions annually or in response to a request. Allows the State to give advisory opinions on condemnations.	2/17/22- 1st House Reading; 2/24/22- House to Committee; 3/2/22- House Sent to Rules
Planning	HB303*	Dewzenizing-Notice-Amendments Local Land Use Amendments	Rep. Peterson, Val	Sen. Bramble, Curtis	Allows property owners who receive notice of a land use regulation public hearing which directly affects their real property to apply for a 90 day grace period to apply for a land use permit under the previous land use regulations. ULCT opposes this bill. *The substitute bill includes language from the Land Use Task Force Cleanup Bill HB474; allows municipalities to require affordable housing with a written agreement (Development Agreement) and grandfathers existing ordinances requiring affordable housing. This applies to PCMCs MPD and annexation ordinances.	2/16/22- Favorable Recommendation-House Committee; 2/24/22- Senate to Committee
Building, Planning	HB416	Property Rights Ombudsman Amendments	Rep. Peterson, Val		Requires annual review of local government land use ordinances, policies and actions for compliance with state law; allows individuals to ask for the State's advisory opinion regarding condemnations. This could overly enable anti-development groups; could create a new classification for aggravated harm and enable court challenges (which may seek attorney fees). ULCT opposes this bill.	2/23/22- House to Committee; 3/2/22- House Sent to Rules
Housing, Building, Land Use	HB462	Utah Housing Affordability Amendments	Rep. Waldrup, Steve	Sen. Anderregg, Jacob	SB34 (2019) required local jurisdictions to plan for moderate income housing and outlined specific criteria and reporting requirements. This bill modifies and expands the criteria and timeline reporting options. Deregulate accessory dwelling units, zone for higher density or mixed-uses, reduce parking requirements, allow transferring of development rights. ULCT strongly supports this bill.	2/23/22- 1st House Reading; 3/3/22- 2nd Senate Reading; Circled
Land Use	HB474	Municipal and County Land Use and Development Revisions	Rep. Waldrup, Steve		Modifies when a person may challenge an annexation in court. Protestors must have statutory standing/be an affected entity or an owner; lets a municipality determine if combining lots This clarifies the annexation protest language in a way that is helpful to PCMC.	2/24/22- 1st House Reading; 3/2/22- House Sent to Rules
Water Management & Environmental Sustainability						
Public Utilities	HB21	School and Child Care Center Water Testing	Rep. Handy, Stephen	Sen. Iwanoto, Jani	Requires testing water taps and fountains in schools and child care centers for lead. No direct impacts to PCMC.	2/22/22- Signed by Speaker, enrolling
Public Utilities & Environmental Sustainability	HB33*	Instream Water Flow Amendments	Rep. Ferry, Joel	Sen. Sandall, Scott	This expands who can file an instream flow change application (adds Div. of Fire, Forestry and State Lands); expands the nature of the instream uses; and allows instream flow change applications to carry the water rights' priority date (as opposed to the date the application was filed). This bill could increase water flows to the Great Salt Lake. ULCT supports this bill.	2/17/22- House Signed by Speaker-Sent for Enrolling
Public Utilities	HB37	State Water Policy Amendments	Rep. Stratton, Kevin	Sen. Sandall, Scott	This bill amends the State's Water Policy to include aquifer recharge, storage and recovery. ULCT supports this bill.	2/3/22- Signed by Speaker, enrolling

2022 LEGISLATIVE BILLS TO WATCH						
Category	Bill # *Substitute	Elec	Bill Sponsor	Floor Sponsor	Bill Summary	Status
Public Utilities	HB64*	Drinking Water Amendments	Rep. Watkins, Christine	Sen. Hinkins, David	Imposes a fee on retail water providers. This would include PCMC. The collected fees would be placed in the "Drinking Water Capacity Account" used to support compliance, planning and technical assistance to public water suppliers. This fee will likely impact consumers.	2/16/22- Senate- 3rd Reading Calendar. 3/3/22- Senate to Rules
Public Utilities	HB115	Water Distribution Efficiency	Rep. Ballard, Melissa	Sen. Iwamoto, Jani	Requires the Division of Water Resources to post a summary of water loss data. Establishes standards for acceptable water loss. PCMC is already doing what the bill requires.	2/7/22- House Failed
Public Utilities	HB166*	Water Facility Amendments	Rep. Watkins, Christine	Sen. Iwamoto, Jani	Increases civil and criminal enforcement for interfering with another person's water infrastructure.	2/25/22- Signed by the Speaker, enrolling
Public Utilities	HB168	Preferences of Water Rights Amendments	Rep. Albrecht, Carl	Sen. McKell, Michael	Outlines the preferences of type of water use (Ex: municipal, irrigation, etc.) during times of water shortages. This bill will sunset this summer and is anticipated to be replaced by a more comprehensive bill in the future.	2/17/22- Signed by Speaker, enrolling
Public Utilities	HB177	Water Well Amendments	Rep. Ferry, Joel	Sen. McKell, Michael	Requires shallow water wells to comply with the same standards for drilling, construction, repairing, cleaning, etc. This protects ground water quality.	2/17/22- Signed by Speaker, enrolling
Env Sustainability		Vehicle Registration Amendments	Rep. Ward, Raymond	Sen. Harper, Wayne	Increases EV fees and other changes around road usage charge	2/1/22- 2nd House Reading; fiscal note sent to sponsor; 2/14/22- 2nd Senate Reading Calendar; 2/18/22- House Received from Senate; Signed by House Speaker, Enrolling
Env Sustainability	HB186*				Prevents HOAs from restricting EV charging infrastructure	2/1/22- House to committee; 2/1/22- House to Committee; 2/23/22- 3rd House Reading; 2/25/22- House Failed
Env Sustainability	HB189	Electric Vehicle Charging Modifications	Rep. Briscoe, Joel			
Env Sustainability	HB221	Alternate Fuel Vehicle Tax Credit	Rep. Harrison, Suzanne		Tax credits on the purchase or lease on Jan 1, 2023 or later on EVs that cost less than \$55k	1/25/22- 1st House Reading; 1/31/22- House received fiscal note from fiscal analyst
Public Utilities	HB242*	Secondary Water Metering Amendments	Rep. Peterson, Val	Sen. McKell, Michael	Required secondary water to be metered by Jan 2030. PCMC doesn't manage a secondary water system, but supports metering of secondary watering to increase water use awareness and conservation. ULCT opposes this bill due to the infrastructure requirements. *The substitute exempts fifth and sixth class counties.	2/9/22- 2nd House Reading; 2/16/22- Senate to Committee; 2/23/22- 2nd Senate Reading Calendar; 3/3/22- House Concurs with Senate Amendment
Public Utilities	HB269*	Capital Assets Related to Water	Rep. Stratton, Kevin	Sen. Sandall, Scott	Requires public water suppliers (including PCMC) to create a fund reserve to address ongoing maintenance and repair of aging infrastructure. This budgeting practice is already required a couple other ways in State Law.	3/1/22- 2nd Senate Reading Calendar; 3/3/22- 2nd Senate Reading Calendar to Rules
Public Utilities	HB377	Water Right Adjudication Amendments	Rep. Kohler, Mike	Sen. Hinkins, David	Provides added flexibility to the State Engineer regarding general adjudication. No direct impacts to PCMC.	3/1/22- 2nd Senate Reading Calendar; 3/3/22- 2nd Senate Reading Calendar to Rules
Public Utilities	SB31	Water Rights Proofs on Small Amounts of Water	Sen. Sandall, Scott	Rep. Ferry, Joel	Allows the State Engineer to issue a certificate of discrepancies in Proof of Beneficial Use applications for small amounts of water. No impacts to PCMC.	1/28/22- Signed by President; enrolling
Public Utilities & Building	SB73	Flow Rates of Quantity for Plumbing Fixtures	Sen. Iwamoto, Jani	Rep. Ferry, Joel	Establishes maximum flow rates for plumbing fixtures. This bill was incorporated into HB39, which is supported by COLA.	3/1/22- House Committee- Returned to Rules
Public Utilities	SB89	Water Amendments	Sen. Iwamoto, Jani	Rep. Hawkes, Timothy	Requires water retailers (including PCMC) to adopt a water conservation plan. The Division of Water Resources will adopt regional water conservation goals and PCMC would have to adopt goals at least as stringent or submit a justification of why it does not have such requirements.	2/23/22- Signed by President; enrolling

2022 LEGISLATIVE BILLS TO WATCH						
Category	Bill # *Substitute	Elec	Bill Sponsor	Floor Sponsor	Bill Summary	Status
Env Sustainability & Building	SB137*	Property Decontamination Amendments	Sen. Mayne, Karen	Rep. Collard, Claire	Authorizes a municipality to regulate the abatement of hazardous materials and modifies the authority of inspectors. This bill applies particularly to meth labs. The broad definition of hazardous materials may modify how we approach a situation. PCMC would generally engage State and Fed expertise and enforcement mechanisms to address these issues. ULCT supports this bill.	2/9/22- 2nd Senate Reading Calendar; 2/16/22- Fiscal Note Available; 2/24/22- House to Senate; Signed by Senate President; Enrolling
Public Utilities	SB254*	Government Records Access Revisions	Sen. Cullimore, Kirk	Rep. Snow, Lowry	Exempts water data related to terrorist mitigation plans and emergency plans from GRAMA. ULCT supports this bill.	3/1/22- 1st House Reading
Public Records, Open Meetings & Elections						
Executive	HB96*	Government Records Fee Amendments	Rep. Johnson, Dan	Sen. Wilson, Chris	Prohibits government entities from charging fees for the first 15 min of staff time responding to the request unless the request is from media or within 10 days of a previous request. ULCT supports this bill.	2/9/22- 2nd Senate Reading Calendar; 2/16/22- House- placed on Concurrent Calendar; 2/18/22- House Received from Senate; Signed by House Speaker;
Executive	HB22*	Open and Public Meetings Act Modifications	Rep. Welton, Douglas	Sen. Thatcher, Daniel	required public bodies to establish how a quorum is calculated for electronic meetings and prohibits voting by proxy. PCMC would have to amend code.	1/28/22- 2nd House Reading; 2/16/22- Passed 2nd Senate Reading; 2/22/22- House Received from Senate; Signed by House Speaker; Enrolling
Council & Public Bodies	HB135*	Open and Public Meeting Comment Requirements	Rep. Brammer, Brady	Sen. Johnson, John	Requires public bodies to allow public comment during public meetings. This bill is very broad and should be amended and limited to not apply to quasi-judicial bodies (Boundary Commissions) or bodies that are hearing complaints (Police Complaint Review Committee) or be required for every single meeting. This also increases impacts and time commitments from (voluntary) board members. ULCT opposes this bill.	2/22/22- 2nd House Reading; fiscal note; 2/16/22- 2nd Senate Reading Calendar; 2/22/22- Senate Failed
Executive & Council	HB128	Ranked-choice Voting Amendments	Rep. Winder, Mike	Sen. Bramble, Curtis	Requires rank-choice voting to be used for multi-candidate races in primary and general elections. Describes requirements for ballots, processing and counting ballots. ULCT opposes this bill.	1/28/22- House to Committee; 3/2/22- House Sent to Rules
Executive & Council	HB264*	Municipal Alternate Voting Methods Amendments	Rep. Welton, Douglas	Sen. Bramble, Curtis	Modifies recount procedures. ULCT supports this bill.	2/15/22- 2nd House Reading; 2/23/22- Senate to Committee; 3/3/22- 2nd Reading Calendar to Rules
Executive & Council	HB376	Municipal Office Amendments	Rep. Welton, Douglas	Sen. Anderegg, Jacob	Authorizes a member of a municipal legislative body whose resignation creates a vacancy to vote on the replacement; prohibits rescinding a resignation; prohibits a member to vote for themselves to fill a vacancy.	2/28/22- 2nd Senate Reading; 3/3/22- 2nd Reading Calendar to Rules
Executive & Council	SB18	Election Modifications	Sen. Thatcher, Daniel	Rep. Maloy, Cory	Aligns filing deadlines; supported by ULCT	2/2/22- 3rd House Reading; 2/18/22- Signed by Senate President; 2/22/22- Enrolled
Executive & Council	SB19*	Election Modifications	Sen. Thatcher, Daniel	Rep. Maloy, Cory	Modifies special election dates; modified requirements for publishing sample ballots; modifies the deadline to determine rank choose voting; supported by ULCT	2/2/22- 3rd House Reading; House to Senate; 2/15/22- Enrolled

2022 LEGISLATIVE BILLS TO WATCH						
Category	Bill # *Substitute	Elec	Bill Sponsor	Floor Sponsor	Bill Summary	Status
Economic Development, Open Space & Trails						
Open Space	HB85	Eminent Domain Amendments	Rep. Peterson, Mike	Sen. Johnson, John	Removes the ability to exercise eminent domain for the creation of public parks. Due to the cost impacts to acquire parks and the high prioritization of parks/open space by the public, ULCT opposes this bill.	2/29/22- House- Failed
Finance & Economic Development	SB176*	Alcoholic Beverage Control Act Amendments	Sen. Stevenson, Jerry	Rep. Waldrup, Steve	Increase single-use special event permits to 24 per year (currently 12). Increase number of Resort Hotel Licenses from 4 to 8. Spa sublicense would be allowed for Hotel licensees. Reinforces the requirement for local business licensing. (not new, but supportive of our local licensing). Flavorings would no longer be required to use a metering device. Hard seltzers would be recognized in statute as a type of beer. Flavoring issues for beer/seltzer (allows most seltzers to remain on grocery shelves, while some partially ethanol-based flavored seltzers will move to DABC stores.)	2/7/22- 1st Senate Reading; 2/16/22- Senate Committee- Favorable Recommendation; 2/22/22- House Received from Senate; 2/23/22- House to Committee; 3/3/22- House Signed by Speaker, House to Senate
Economic Development	SB49	State Film Production Incentives Amendments	Sen. Winterton, Ronald	Rep. Handy, Stephen	eliminates the limits on tax credit incentives for rural areas (third to sixth class counties). This will allow funds to be invested in the fil opportunities in rural areas, boosting those economies from direct sales and production crews and publicity. Supported by PC Chamber and ULCT.	1/18/22- 1st Senate Reading; 2/15/22 1st House Reading; 2/24/22- House Committee Report Favorable 3/2/22- 3rd House Reading
Sustainability- Trails	SB66*	Electric Assisted Bicycle Use Amendments	Sen. Weiler, Todd	Rep. Peterson, Karen	Substitute: Softens the language limiting PCMC's ability to regulate electric bikes on trails if users have a disability. The new language encourages local jurisdictions to consider accommodating and increased trail access by disabled persons. This remains consistent with PCMC's current ordinance- since we already exempt disabled users. Safety concerns involving conflict between trail users, and abuse of the disabled exemption as it becomes more prevalent are decreased. Challenging a user's disability claim will also be difficult under the previous, broad language. The National Ability Center and other mobility non-profits expressed concerns with the previous bill and requested more unified/clear language to support education, awareness and positive effects.	2/1/22- 3rd Senate Reading- circled; 2/14/22- Fiscal Note Available; 2/24/22- 3rd House Reading; 3/3/22- House Signed by Speaker, House to Senate
Other						
Human Resources & Facilities	HB60*	Vaccine Passport Amendments	Rep. Brooks, Walt	Sen. Kennedy, Michael	Prohibits proof of vaccine to access public spaces; prohibits government entities from requiring proof of vaccines; prohibits government employers from requiring employees to receive vaccines; limits COVID vaccine and testing recordkeeping	3/2/22- 2nd Senate Reading Calendar
Transportation, Engineering & Public Safety	HB235	Speed Limit Designation Amendments	Rep. Lund, Steven	Sen. Owens, Derrin	Allows UDOT, a county or municipality to establish speed limits without completing a traffic engineering and safety study. This would provide more flexibility identifying speed limits. However, this can also create inconsistent sped limits and a liability, particularly when increasing speed limits. ULCT supports this bill.	2/4/22- 2nd House Reading; 2/15/22- Senate to Standing Committee; 2/24/22- 2nd Senate Reading; 3/1/22- House Signed by Speaker, Enrolling
Library	HB471	Public Library Background Check Requirements	Rep. Johnson, Dan		Requires criminal background checks and ongoing background monitoring for librarians and employees of public libraries including alleged offenses, plea in abeyance, visually monitor employees, self-report to the Library Board and ongoing, repeat background checks. Significant administration and cost implications. SL City and SL County Libraries are opposed.	2/24/22- 1st House Reading; 2/28/22- House Received Fiscal Note
Human Resources	SB63*	Bereavement Leave Amendments	Sen. Harper, Wayne	Rep. Acton, Cheryl	Requires governments (including municipalities) to adopt an ordinance or resolution to provide 3 days of paid bereavement leave for employees following a stillbirth or miscarriage. ULCT supports this bill.	2/16/22- Senate- Signed by President; sent for Enrolling

2022 LEGISLATIVE BILLS TO WATCH						
Category	Bill #	Elec	Bill Sponsor	Floor Sponsor	Bill Summary	Status
Emergency Management	*Substitute HB169	State and Local Employee Disaster Services	Rep. Burton, Jefferson	Sen. McKeel, Michael	Identifies exemptions when employees are not required to report to work during emergencies (immediate family is in danger, etc.); Current PCMC policy is being amended to comply with this new language and to recognize these exemptions	1/28/22- 2nd House Reading; 2/4/22- House- Signed by Speaker; 2/16/22- Enrolled
Summit County Health Department	HB182*	Local Health Department Order Amendments	Rep. Strong, Mark	Sen. Cullimore	Excludes state facilities from local Health Department authority; limits municipality authority in response to a pandemic. ULCT opposes this bill.	1/18/22- 1st House Reading; 2/15/22- 2nd House Reading; 2/22/22- Senate to Committee; 3/3/22- 2nd Reading Calendar to Rules
Exec & Summit County Health Dept	SJR3*	Joint Resolution to Terminate Public Health Orders Pertaining to Face Coverings	Sen. McCay, Daniel	Rep. Pierucci, Candice	Terminates local public health orders requiring masks or face covering. ULCT opposes this bill.	Passed Senate. Passed House. 1/21/22- Enrolled

