



**Minutes of the
Millcreek City Council
November 28, 2022
5:30 p.m.
Work Meeting
7:00 p.m.
Regular Meeting**

The City Council of Millcreek, Utah, met in a public work meeting and regular meeting on November 28, 2022, at City Hall, located at 3330 S. 1300 E., Millcreek, UT 84106. The meeting was live streamed via the City's website with an option for online public comment.

PRESENT:

Council Members

Jeff Silvestrini, Mayor
Silvia Catten, District 1
Thom DeSirant, District 2
Cheri Jackson, District 3
Bev Uipi, District 4

City Staff

Francis Lilly, Assistant City Manager
Elyse Sullivan, City Recorder
Mike Winder, City Manager
John Miller, Public Works Director
Kurt Hansen, Facilities Director
Rita Lund, Communications Director
John Brems, City Attorney

Attendees: Courtney Flint (electronic), Pam Roberts, Paul Korth, Laura Renshaw, Chief Steve DeBry, Officer David Jaroscak

WORK MEETING – 5:30 p.m.

TIME COMMENCED – 5:30 p.m.

Mayor Silvestrini called the meeting to order.

Council Member DeSirant moved to reorder the agenda to move item 2 up. Council Member Jackson seconded. Mayor Silvestrini called for the vote. Council Member Catten voted yes, Council Member DeSirant voted yes, Council Member Jackson voted yes, Council Member Uipi voted yes, and Mayor Silvestrini voted yes. The motion passed unanimously.

2. Wasatch Front Waste and Recycling District Report; Pam Roberts, CEO and Paul Korth, Finance Director

Pam Roberts said the Wasatch Front Waste and Recycling District (WFWRD) had experienced increased costs since the last fee increase in 2018 in the amount of \$2.25 per home per month. These increased costs were mainly associated with salary adjustments to recruit and retain employees, maintenance shop rates, purchase prices for truck replacements, fuel, and processing fees for waste and recycling. The same level of service would be provided in 2023. Those services were: weekly curbside garbage and recycling collections, seasonal leaf bag and

Christmas tree collections, central glass collections, discounted trailer rentals for bulk and green waste, seasonal container reservation program, can repair and replacement, landfill vouchers for residential loads, and community education and outreach. A fee increase of \$2.50 per home would start January 2023, but there was indigent relief for qualified residences. The WFWRD Board had a public hearing on November 14, 2022 for the fee increase. There was not a lot of push back. The monthly fee would go from \$17 a month to \$19.50 a month. The WFWRD would strive to do continuous improvements on efficiencies, continued use of alternate fuels, and find ways to expand the season container reservation program at the lowest cost possible.

Rita Lund asked if the curbside Christmas tree collection would take place that year. Roberts confirmed they would. Paul Korth explained the major cost categories for wages and overtime, fuel, maintenance, disposal fees, recycling, and sideload trucks since 2018. He noted salary adjustments, the disposal fees had stayed consistent because the tonnage had not increased by much, and there was a challenge with sideload trucks cost and supply. He then explained the projected operational expenses for 2023-2026.

Mayor Silvestrini said nobody liked to see costs go up, but garbage and recycling got picked up every week for \$5, which was less than it would take a resident to take refuse to the dump.

1. Wellbeing Survey Report; Courtney Flint, Professor of Natural Resource Sociology at the Quinney College of Natural Resources

Courtney Flint, professor at Utah State University, said she had led the Wellbeing Survey for a number of years and had collaborated with the Utah League of Cities and Towns. She showed the council a map of Utah with the Wellbeing Project participating cities. The project goals are to provide Utah city leaders with information on the wellbeing and perspectives of residents to inform planning processes and decision making, to support comparative research on wellbeing, and to bridge efforts by the Utah Department of Health, Get Healthy Utah, Utah Department of Transportation, and the Huntsman Cancer Institute. She noted the 2022 reports were online. The survey was conducted by Qualtrics at no cost to Millcreek. Millcreek was responsible for advertising and recruitment. There were 274 survey responses, which was a similar turn out to other cities of the same size. The respondent demographics were: 97.1% full time residents, average length of residence 23.6 years, and 18.3% lived in Millcreek for 5 years or less. The survey underrepresented males, those without a college degree, those unmarried, those who rent, those employed, those with incomes between \$25,000 and \$49,999, and those age 18-29.

Flint presented the survey results on graphs and highlighted the personal wellbeing scores with an average of 4.25 (on a 5 point scale) and the community wellbeing was an average of 3.79. The wellbeing matrix showed the domains of living standards, mental health, education, connection with nature, leisure time, physical health, safety and security, social connections, cultural opportunities, and local environmental quality with their respective ratings. The survey asked about community action and community connection and Millcreek rated above average compared to other cities. Flint said high levels of community connection were associated with higher levels of personal wellbeing. The survey also illustrated the participation of residents in recreation and nature based activities in Millcreek, and the role of landscape features in Millcreek residents' wellbeing. Flint showed the results of questions regarding population growth and pace of economic development in Millcreek and those results in comparison to other cities. The top issues of concern were air quality, water supply, and climate change. Residents valued social climate, access to nature, location, and friendliness. She noted that comments were

more positive from Millcreek respondents than she generally saw. The next survey effort would be in early 2024.

The council thanked Professor Flint for the survey. Council Member Jackson asked how the survey was distributed. Lund said it went through the city's electronic newsletter and social media outlets multiples times. Council Member Jackson would like to brainstorm how to reach demographics not reached to get their responses. Council Member DeSirant asked why the largest cities in the state were not included. Professor Flint said a lot of large cities were included a couple of years prior, but they did not continue with it. She believed Provo would be interested in the future. She noted any municipality in Utah could participate.

3. Millcreek Community Library Brief; Laura Renshaw, Manager

Laura Renshaw said she cared about the wellbeing of Millcreek residents and the library supported that. She felt the library could help get more respondents on the next survey. The library's mission statement for all branches, was to make a positive difference in the lives of our community by inspiring imagination, satisfying curiosity, and providing a great place for everyone to visit. The Millcreek branch had circulated over 564,000 items in 2022 through September and over 7 million items in the county. The e-material circulation was over 9 million. The library cared about the digital divide. Databases and resources were also available through their website and that had over 9 million circulations as well. Renshaw said 15,000 people came through the doors a month. She wanted the library to be able to assist the city. She described the upcoming and ongoing events at the library and noted that her staff had helped donate items for the temporary overflow shelter.

4. Planning Matters First Reading:

a. GP-22-003, Adoption of the Local Link Transportation Study as an Element of the Millcreek General Plan; Francis Lilly, Planning and Zoning Director

b. GP-22-004, Adoption of the 3300 South Corridor Study as an Element of the Millcreek General Plan; Francis Lilly, Planning and Zoning Director

Francis Lilly presented both items in the same presentation. Millcreek recently completed two corridor studies in conjunction with Salt Lake City, South Salt Lake, Holladay, and the Wasatch Front Regional Council. These studies recommended new street cross sections for Highland Drive, 1300 East, and 3300 South. In order to allow Millcreek to require certain dedication and improvements of developers, state statute required that the studies be adopted as elements of the General Plan – specifically, as amendments to the Official Map. Both went through a robust public engagement process and a formal adoption would help the city get funding for implementation. The community councils and planning commission reviewed these studies twice and recommended approval of adoption. He said the cross sections he would present did not differ much from what the city currently had.

Lilly presented the existing cross sections for Highland Drive and 1300 E., minor arterials typically 106 feet wide with 5 lanes. He noted that 3300 S. was another principal arterial that was owned by the Utah Department of Transportation (UDOT). The Transportation Master Plan does not contemplate 3300 S., so this was why the 3300 S. Corridor Study was necessary. More specific master plan cross sections were detailed in the City Center Master Plan for Richmond Street/1300 E. (97 foot right-of-way) and Highland Drive (82 foot right-of-way). There were also typical cross sections in the City Center Overlay Zone for 3300 S.

(96 foot right-of-way), Richmond St./1300 E. (92 foot right-of-way), and Highland Drive (67 foot right-of-way).

Lilly said the Local Link Alternatives Analysis looked at future transit options on Richmond Street/1300 E. and Highland Drive. The study recommended an enhanced bus service on Highland Drive with a potential long term solution of a streetcar. He said the council was not making a policy statement with the Local Link study for a future streetcar. He showed the council the cost differences between streetcar, light rail, bus rapid transit, and enhanced bus.

Lilly said the Local Link recommendations for Millcreek were:

1. Highland Drive as the preferred corridor for enhanced transportation alternatives.
2. Enhanced bus services as a medium-term enhanced transportation solution due to relatively inexpensive implementation.
3. Streetcar as a long term solution that may be implemented if funds are identified and become available.
4. Enhanced bicycle lanes along Highland Drive
5. Potential extension of the McClelland Trail from Salt Lake City to Millcreek
6. Intersection improvements at Elgin and Highland, Elgin and 1300 East, 1300 East and 3300 South, and Highland and 3300 South.
7. Updated Cross-sections for Highland Drive and 1300 East.

He showed the proposed cross sections for Highland Drive (97 foot right-of-way) and Richmond St./1300 E. (101 foot right-of-way) to the council. They included landscaping, sidewalk, and bike lanes.

Council Member DeSirant asked if Salt Lake City would adopt the Local Link plan. Lilly confirmed. Mayor Silvestrini said there would be a shared-use path on the north side of 3300 S. He asked if Local Link considered that same path on 1300 E. or Highland Drive. John Miller said the study did not include that path, but the cross section width could be modified to include that element. Lilly said the study suggested building out the McClelland Trail which would run parallel to 3300 S. to Sugar House. Miller would look through the study to see if there was a similar suggestion. Mayor Silvestrini recommended consistency with the documents. Lilly said he would present a table with lane uses and widths with each street at the councils' next meeting. He said the city wanted to be more specific than the documents suggested.

Lilly reviewed the 3300 South Corridor Study which was a project supported through Wasatch Front Regional Council's Transportation and Land Use Connection Grant and developed jointly with Millcreek and South Salt Lake City. The recommendations for Millcreek were:

1. Short-term solutions including additional street lighting and landscaping, intersection improvements at key locations, and bus stop improvements with additional amenities.
2. Long-term solutions including wider cross-sections for 3300 South that allow for sidewalk on both sides of the street, a 10-12 foot shared use path on the north side of 3300 South, center turn lane, and park strips throughout.
3. Maintaining existing bus service for now, while exploring the possibility of dedicated bus lanes within the proposed roadway sections, especially near Millcreek's City center.

Lilly showed the council three cross sections, from I-15 to State Street, State Street to 2700 East, and 2700 East to I-215. The concept for the second section included a shared use path on the north side of 3300 S., sidewalk on both sides, four travel lanes, 11 foot interior travel lanes, 12 foot exterior travel lanes to accommodate potential Business Access and Transit (BAT) lanes, a center turn lane, enhanced bus stops, and light poles and power poles in park strips and out of the road and sidewalks. It would accommodate what the city wanted to see in front of the city center. He said the lane width would be consistent throughout Millcreek. He had already included the cross section by virtue of a development agreement in front of Millcreek Common. The section between 2700 E. and I-215 included a shared use path on the north side of 3300 S., sidewalk on both sides, four travel lanes, 11 foot interior travel lanes, 12 foot exterior travel lanes to accommodate potential BAT lanes, a center turn lane, roadway shoulders, enhanced bus stops, and light poles and power poles in park strips and out of the road and sidewalks.

Mayor Silvestrini said residents wanted a safe east-west travel way for bicycles and sidewalk/walkable 3300 S. Lilly said the East Mill Creek Community Council recommended approval of the studies by a unanimous vote, subject to Millcreek and UDOT considering a consistent and reduced speed limit on 3300 South. They supported calming traffic. Mt. Olympus had questions about how 3300 S. would meet with Wasatch Blvd., but unanimously voted to recommend approval of the studies. The Canyon Rim Citizens Association recommended unanimous approval of both subject to the following concerns and considerations:

1. Twelve-foot lanes on 3300 South are too wide. Consider traffic calming measures.
2. Limit right lanes on 3300 South to business access and transit use only upon reconstruction of 3300 South.
3. Prioritize the need of the pedestrian before transit and vehicular travel along 3300 South.

The Millcreek Community Council unanimously recommended approval of the Local Link study and unanimously with one abstention recommended approval of the 3300 S. study subject to the following concerns and considerations:

1. Light Rail/Streetcar is not the right answer for transportation improvements on Highland Drive in Millcreek.
2. Recommend maintaining a 5-lane cross section along Highland Drive south of 3300 South.
3. Recommend additional sites near the City Center for intersection improvements, with an emphasis on HAWK/RFFB pedestrian crossings.
4. Recommend limiting left hand turns on 3300 South in the City Center.

The Millcreek Planning Commission unanimously recommended adoption of the Local Link Transportation Study and the 3300 South Corridor Study as elements of the Millcreek General Plan and as amendments to the Millcreek General Plan Official Map. As part of their recommendation, the Planning Commission advised that the city should prioritize the needs of the pedestrian before the needs of vehicular travel in planning the future of the 3300 South and Highland Drive corridors.

At the council's second reading of the items, Lilly would present the specific right-of-way widths and provide an answer on a considered shared path that the mayor had asked about. Council Member Jackson asked if the projects in filling in sidewalk gaps on 3300 S. were in line with the study. Miller said the sidewalks were appropriate for pedestrian safety as it

currently existed, but it would need to change for this 30 year plan range. With new development, improvements would be installed according to the plan. Council Member DeSirant commended the plans. Lilly said the plans were well coordinated between the cities. Mayor Silvestrini appreciated the Planning Commission’s recommendation of pedestrian safety.

5. Staff Reports

There were no reports.

6. Discussion of Agenda Items, Correspondence, and/or Future Agenda Items

There was none.

Council Member Jackson moved to adjourn the work meeting at 6:38 p.m. Council Member Uipi seconded. Mayor Silvestrini called for the vote. Council Member Catten voted yes, Council Member DeSirant voted yes, Council Member Jackson voted yes, Council Member Uipi voted yes, and Mayor Silvestrini voted yes. The motion passed unanimously.

REGULAR MEETING – 7:00 p.m.

TIME COMMENCED: 7:03 p.m.

1. Welcome, Introduction and Preliminary Matters

1.1 Pledge of Allegiance

Mayor Silvestrini called the meeting to order and led the pledge of allegiance.

1.2 Public Comment

There were no comments.

1.3 Unified Police Department Millcreek Precinct Officer of the Month for October 2022

Chief Steve DeBry announced Officer David Jaroscak as Officer of the Month for October 2022. Officer Jaroscak was recognized on taking extra time and care on a welfare check. Mayor Silvestrini thanked Officer Jaroscak for his work.

2. Financial Matters

2.1 Public Hearing on Consideration of a Monetary Appropriation of up to \$5,000 to the Millcreek Community Theater

Mayor Silvestrini said the Millcreek Community Theater would put on an annual Christmas show, “The Bishop’s Wife.” This would be at the School of the Deaf and Blind. They use the Adventure Hub for practice.

Council Member Jackson moved to open the public hearing. Council Member DeSirant seconded. The mayor called for the vote. Council Member Catten voted yes, Council Member DeSirant voted yes, Council Member Jackson voted yes, Council Member Uipi voted yes, and Mayor Silvestrini voted yes. The motion passed unanimously.

There were no comments.

Council Member Uipi moved to close the public hearing. Council Member Jackson seconded. The mayor called for the vote. Council Member Catten voted yes, Council Member DeSirant voted yes, Council Member Jackson voted yes, Council Member Uipi voted yes, and Mayor Silvestrini voted yes. The motion passed unanimously.

2.2 Discussion and Consideration of Ordinance 22-48, Approving a Monetary Contribution of up to \$5,000 to The Millcreek Community Theater

Mayor Silvestrini said the Millcreek Community Theater would submit invoices for up to \$5,000 for actual expenses. The shows would be on December 8, 9, and 10.

Council Member Jackson moved to adopt Ordinance 22-48, Approving a Monetary Contribution of up to \$5,000 to The Millcreek Community Theater. Council Member Catten seconded. The Recorder called for the vote. Council Member Catten voted yes, Council Member DeSirant voted yes, Council Member Jackson voted yes, Council Member Uipi voted yes, and Mayor Silvestrini voted yes. The motion passed unanimously.

3. Business Matters

3.1 Discussion and Consideration of Resolution 22-34, Approving the Ninth Amendment to the Cooperative Agreement by Public Agencies to Create a New Entity, to Consolidate Law Enforcement Service, and Provide Rules of Governance

Mayor Silvestrini said this amendment accommodated a different budget arrangement, which included starting the budget process earlier in the year and the board would provide guidance on the budget number. A super majority weighted vote would control changes to shared services. Council Member Jackson asked about the name of the agreement creating a new entity. Mayor Silvestrini clarified that it was the name of the original agreement, and this was the ninth amendment. Council Member Uipi asked about the weighted vote formula. Mayor Silvestrini said it was established in the eighth amendment and this amendment created a super majority requirement. Mayor Silvestrini said since the adoption of the eighth amendment, nobody had called for a weighted vote, but he was in favor of this amendment. Council Member DeSirant pointed out that Midvale had more challenges since it had a fulltime homeless shelter.

Council Member Uipi moved to approve item 3.1. Council Member DeSirant seconded. The Recorder called for the vote. Council Member Catten voted yes, Council Member DeSirant voted yes, Council Member Jackson voted yes, Council Member Uipi voted yes, and Mayor Silvestrini voted yes. The motion passed unanimously.

4. Reports

4.1 Mayor's Report

Mayor Silvestrini reported the Magic Ice Show would be taking place on December 1, 2, and 3. There would be six shows with 2,000 people each, and all of the free ticket reservations were full. He said he received an email from a resident expressing gratitude for the mental health unit in the Unified Police Department (UPD). The Millcreek Precinct had one full time officer in the mental health unit. He reported he attended the National League of Cities conference the prior week. One of the topics he learned about

was programs connecting kids with nature. A lot of cities were dealing with homelessness, affordable housing, and police issues. Millcreek was practicing best practices with these issues. Mike Winder said the DC lobbyists were in town that week. Mayor Silvestrini acknowledged it was good to have four congress representatives representing Millcreek.

4.2 City Council Member Reports

Council Member Uipi acknowledged the mayor receiving the Lt. Governor's Public Service Award.

4.3 City Treasurer's Report

Council Member Jackson reported:

- As of November 28, 2022, the balance of the Series 2021 Bond Construction Fund is: \$26,101,494.34 (City Hall construction).
- As of November 28, 2022, Millcreek's PTIF account balance is: \$41,897,163.24.
- As of November 28, 2022, 28.59% of FY23 property taxes have been received in the amount of \$3,341,957.01. Last year at this same time, Millcreek had received \$5,988,052.90 (Laurie Johnson believed this could be a timing issue related to the distribution from Salt Lake County).
- As of November 28, 2022, 30.53% of FY23 sales taxes have been received in the amount of \$3,816,869.02. Last year at this same time, Millcreek had received \$3,520,271.53.

4.4 Staff Reports

Francis Lilly reported that supplies had been received from residents for the temporary overflow shelter. He recognized Patsy Lineman of the Ridgedale Ward and Jonah Anderson who helped collect boxes of items for the shelter. The Switchpoint manager (temporary shelter operation company) had not ever seen a community reaction like this. Mayor Silvestrini noted Millcreek businesses were also collecting items. Lilly said the shelter had been in operation for about a month and occupancy ranged from 50-80 people a night. There had been challenges to work through but there was an effective line of communication with the city, shelter, and law enforcement. Mayor Silvestrini noted the city was tracking data on the shelter to report to the state and observe trends. He said the shelter did not accommodate walk up traffic.

Mike Winder said the city had been working with Salt Lake County Parks on the Jordan River Trail. The development of a new bridge across the river and trail extension would be phased. He reported that a new healthcare Promise Program intern would start at the end of December and a new front desk assistant would start the following week. Rita Lund distributed skate passes for Millcreek Common to the city council. She said she was putting together a time capsule for the city at the new city hall.

4.5 Unified Fire Authority Report

There was no report.

4.6 Unified Police Department Report

Chief DeBry reported the October 2022 crime statistics in comparison to August and September. There were 2,955 calls, 970 cases, 54 booking arrests, and 384 citations.

There were 42 assaults, 20 burglaries, 31 drug offenses, 68 family offenses, 126 larcenies, 2 robberies, 3 sexual offenses, and 28 stolen vehicles. Millcreek C.O.P. detectives participated in Rosecrest Elementary School's "Red Letter Day" event. Detectives joined the students for lunch time and recess activities. Millcreek C.O.P. detectives joined with Salt Lake County Health Department to clean up various encampments in Big Cottonwood Regional Park, 1592 E. Murray Holladay Road. Due to the overgrowth of invasive trees, locating and removing the camps was extremely difficult and time consuming. Millcreek C.O.P. detectives joined with St. Marks Hospital in attending Millcreek Elementary's Trunk or Treat. Detectives handed out candy to all the students. Other attendees included the F.B.I. Air Method Ambulance's helicopter and South Salt Lake Fire Department. Millcreek's temporary homeless shelter had been open for one month. U.P.D. Detectives have been a constant presence during drop-offs in the evening and pick-ups during the morning, as well as being a constant presence in the area during the day. Issues at the shelter have included public intoxication, disorderly conduct, and narcotics and paraphernalia. Patrol responded to 36 transient calls for all of Millcreek in October.

Council Member DeSirant asked about the invasive trees. Mayor Silvestrini said the city had talked to Salt Lake City about the cleanup to no avail. Salt Lake City owned the property because of utilities there. Council Member DeSirant asked if the 36 transient calls were in close proximity to the shelter. Chief DeBry said it was all over the city. He said when walk ups came to the shelter they were provided with other resources. People staying at the shelter were screened beforehand. Chief DeBry noted people were searched upon arrival and if they had illegal paraphernalia on them, they were charged with an offense.

Chief DeBry reported that from November 1st through November 28th, officers had handled 43 calls for service at the new shelter. In comparison, in all of November 2021, officers responded to three calls for service in the area surrounding that shelter. The 2022 calls ranged from possession of a controlled substance, trespassing, disorderly conduct, lewdness, resisting arrest, medical assists, aggravated assault, and domestic violence assaults. COP Detectives would be compiling monthly statistics for the shelter and the surrounding area and would be comparing those with last year's stats. Those statistics would be submitted to Francis Lilly at the end of each month. Council Member Catten asked where the calls came from. Chief DeBry did not know who the complainants were. Council Member Jackson asked what the difference was between this year and last year. Mayor Silvestrini said this shelter housed a lot more people and there was frequent coming and going of residents. The other shelter allowed people to stay during the day. Lilly said the other shelter was a transitional housing model. Council Member Uipi asked for distinction on the call origin. Chief DeBry would look into it.

Chief DeBry reported there were 53 mental health calls in October. The Millcreek mental health officer only served Millcreek. Council Member Catten wondered about hiring more mental health officers for Millcreek. Chief DeBry felt one was currently sufficient. Council Member Uipi wanted to be cognizant of the mental health officer's mental health.

Chief DeBry reported 110 traffic accidents with 23 hit and runs in October. Mayor Silvestrini commended the Millcreek officers. Council Member Uipi appreciated comparatives from other months and requested more in the future. She wondered if it was possible to get the “why” behind crime statistics. Chief DeBry said it would be difficult to hypothesize crime trends.

5. Consent Agenda

5.1 Approval of November 9, 2022 Special Meeting Minutes

5.2 Approval of November 14, 2022 Work Meeting and Regular Meeting Minutes

Council Member Jackson moved to approve items 5.1 and 5.2. Council Member DeSirant seconded. Mayor Silvestrini called for the vote. Council Member Catten voted yes, Council Member DeSirant voted yes, Council Member Jackson voted yes, Council Member Uipi voted yes, and Mayor Silvestrini voted yes. The motion passed unanimously.

6. New Items for Subsequent Consideration

There were none.

7. Calendar of Upcoming Events

- Millcreek Community Council Mtg., 12/6/22, 6:30 p.m.
- Canyon Rim Citizens Association Mtg., 12/7/22, 7:00 p.m.
- Historic Preservation Commission Mtg., 12/8/22, 6:00 p.m.
- East Mill Creek Community Council Mtg., 12/8/22, 6:30 p.m.
- Historic Preservation Commission Mtg., 12/9/22, 11:00 a.m.
- City Council Mtg., 12/12/22, 7:00 p.m.

ADJOURNED: Council Member DeSirant moved to adjourn the meeting at 8:21 p.m. Council Member Jackson seconded. Mayor Silvestrini called for the vote. Council Member Catten voted yes, Council Member DeSirant voted yes, Council Member Jackson voted yes, Council Member Uipi voted yes, and Mayor Silvestrini voted yes. The motion passed unanimously.

APPROVED: _____ **Date**
Jeff Silvestrini, Mayor

Attest: _____
Elyse Sullivan, City Recorder