



CITY OF NORTH SALT LAKE

CITY COUNCIL MEETING NOTICE & AGENDA SEPTEMBER 6, 2022

Posted September 1, 2022

Notice is given that the City Council of the City of North Salt Lake will hold a regular meeting on **September 6, 2022** at City Hall, 10 East Center Street, North Salt Lake, Utah. A work session will be held at 6:00 pm followed by the regular session at 7:00 pm in the Council Chambers. Some members may participate electronically via Zoom. The public may attend in person or via Zoom; however, the electronic meeting option does not allow for participation during public hearings or comment periods. Please see instructions attached to this agenda to attend and view the meeting via Zoom.

The following items of business will be discussed; the order of business may be changed as time permits.

WORK SESSION – 6:00 p.m.

1. Discussion on Hatch Park Funding Options
2. Adjourn

REGULAR SESSION – 7:00 p.m.

1. Introduction by Mayor Brian Horrocks
2. Thought or Prayer and Pledge of Allegiance ~ Councilmember Van Langeveld
3. Citizen Comment
4. Recognition of Spencer Marx, 2021-22 NSL Youth City Council (YCC) Mayor, and Mindy Marx, 2021-22 NSL YCC Advisor
5. Introduction and Swearing in of 2022-23 NSL Youth City Council Leadership
6. Consideration of Resolution 2022-31R: A Resolution Amending the City's Personnel Policies and Procedures Manual Related to Holiday Leave
7. Consideration of Ordinance 2022-05: An Ordinance Amending the City's Code Title 11 – Flood Control Regulations
8. Bid Award for Playground Equipment Replacement at Stonehenge, Oldham, and Caleb Parks in the Amount of \$165,605
9. Bid Award for Removal and Replacement of the Tennis Court Surface at Tunnel Springs Park in the Amount of \$33,620
10. Consideration of Resolution 2022-32R: A Resolution Amending the City's Comprehensive Fee Schedule Related to Business Licenses, Building Permits, Sign Permits, Impact Fees, Water, Sanitation, Police, Records Requests, Miscellaneous, Golf Course, and Event Fees as well as Removing Court and Animal Related Fees
11. Consideration of Resolution 2022-33R: A Resolution Ratifying the Settlement Agreement and Mutual Release of Claims Between the City of North Salt Lake and Stikki Enterprises, LLC

12. Approval of City Council Minutes of August 16, 2022
13. Action Items
14. Council Reports
15. City Attorney Report
16. Mayor’s Report
17. City Manager Report
18. Adjourn

CLOSED SESSION

1. Possible closed session for the purpose of discussing the character professional competence, or physical or mental health of an individual; to discuss pending or reasonably imminent litigation; to discuss the purchase, exchange, sale, or lease of real property; or to discuss the deployment of security personnel, devices, or systems. *Utah Code 52-4-205*

This meeting has an option to attend electronically via Zoom, with joining information below:

Topic: September 6, 2022 City Council Meeting

Time: September 6, 2022, 06:00 PM Mountain Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/83521010880>

Webinar ID: 835 2101 0880

The public is invited to attend all City Council meetings. If you need special accommodations to participate in the City Council meeting, please call the City office at 801-335-8709. Please provide at least 24 hours notice for adequate arrangements to be made.

Notice of Posting:

I, the duly appointed City Recorder for the City of North Salt Lake, hereby certify that the foregoing agenda was posted on the Utah Public Notice website, at city hall, and sent to the required newspapers this 1st day of September, 2022.

Dated this 1st day of September, 2022.







CITY OF NORTH SALT LAKE FINANCE DEPARTMENT

10 East Center Street
North Salt Lake, Utah 84054
(801) 335-8700
(801) 335-8719 Fax

Brian J. Horrocks
Mayor

Heidi Voordeckers
Finance Director

MEMORANDUM

TO: Honorable Mayor and City Council

FROM: Heidi Voordeckers, Finance Director

DATE: September 6, 2022

SUBJECT: Hatch Park Funding Plan

RECOMMENDATION

Staff recommends authorization to move forward with Phase 1 of the proposed parks projects capital funding plan.

BACKGROUND

The City has expressed interest in a comprehensive parks plan that includes improvements to Hatch Park, expansion of Tunnel Springs Park, and mediation of the Eaglepoint Landslide Passive Open Space. Plans for improvements to Hatch Park have been discussed by the Hatch Park Sub-committee, the Parks and Arts Committee, and the City Council since early 2021, resulting in the recommendation to pursue Option 1 as prepared by G Brown Design Inc. in February of this year.

Projected costs for completion of a comprehensive parks plan, based on estimates from G Brown Design Inc as well as city staff, total \$25,160,000 as follows:

- Hatch Park Property Acquisitions - \$1,000,000 (staff estimate)
- Hatch Park Improvements, Option 1 - \$16,600,000 (with \$2,600,000 in contingency)
- Hatch Park Community Center - \$3,200,000
- Hatch Park Concession Building - \$360,000
- Tunnel Springs Improvements - \$3,000,000 (staff estimate)
- Eaglepoint Landslide Passive Open Space - \$1,000,000 (staff estimate)

The City Council recommended at the June 21, 2022 City Council work session that staff prepare a funding strategy that contemplates a phased approach to project completion. This approach allows the City to leverage existing reserves with future revenue streams over an extended period to provide the least amount of impact to other planned capital projects. Based on preliminary estimates provided by

Zions Bank on June 30, 2022, bonding for the above projects would result in annual payments of approximately \$1,346,500 over the next 30 years. A phased approach allows for the expiration of existing debt obligations to be applied to the new (proposed) debt.

STAFF PROPOSAL

The City is fortunate to have multiple resources to consider for parks debt service coverage, including RAP Tax, Parks Development (Impact) Fees, and Capital Reserves. Unfortunately, their combined total will not provide enough annual revenue to support a large debt service commitment. The City should consider leveraging other revenue options to complete the comprehensive parks plan, including use of Tax Increment Revenues and/or new property tax revenues.

Each funding stream presents different opportunities and challenges:

- **RAP Tax**
 - Generates annual revenues of \$620,000, of which \$260,000 is committed to existing debt through June 2030.
 - Requires re-authorization by general election ballot measure every 10 years (next due November 2027).
 - Potential legislative changes may allow for tax authorization to mirror term of debt.
- **Impact Fees**
 - Generates annual average revenues of \$300,000, of which \$110,000 is committed to debt service through June 2027.
 - Revenues are dependent on construction cycles, so can be unstable/unpredictable.
 - Spending restrictions limited to new projects that increase user capacity at existing service levels.
- **Capital Reserves**
 - Current unrestricted fund balance is \$4,175,000, with a projected ending fund balance of \$5,045,000 at the end of FY 2023 due to a one-time transfer from the general fund.
 - Generally collects around \$110,000/year in police impact fees.
 - Least restrictive funds to allocate, therefore competition with other capital needs.
- **Tax Increment from Redevelopment Project Areas**
 - Redwood Road is expected to generate \$1,200,000/year through June 2032, with the following commitments:
 - \$375,000/year to existing debt through June 2031
 - \$120,000/year to housing
 - \$60,000/year to project area administration
 - Leaves approximately \$650,000/year in unallocated funds available for public infrastructure improvements.
 - HWY 89 is expected to generate \$440,000/year through June 2036, with the following commitments:
 - \$330,000/year in developer incentives through June 2026
 - \$44,000/year to housing
 - \$22,000/year to project area administration
 - Improvements outside of project area allowable under certain provisions of Utah Code, Title 17C, but requires the RDA to update project area resolutions

- **New Property Tax Revenue (two options)**
 - General Obligation Bond, or
 - Truth in Taxation
 - Cost to taxpayer dependent on amount. For example, using FY 2023 property values:
 - \$200,000 = 8.5% increase, \$25.43/year to avg value home, \$112.59/year to avg value business

A key factor in funding the proposed debt is strategically timing transfers and using a phased approach to avoid the depletion or over-commitment of any single fund. The strategy outlined below allows for the expiration of existing debt obligations, which can then be applied to the phased park plan.

PRELIMINARY PHASE – Fall 2022, \$1,000,000

- Complete Hatch Park property acquisition using Impact fee reserves (leaves an estimated remaining fund balance of \$660,835 on June 30, 2023).

PHASE 1 – Spring 2023, \$20,600,000

- Hatch Park Improvements, Option 1 - Annual debt payment of \$926,500:
 - \$300,000 of annual payment provided by annual unallocated RAP Tax revenues.
 - \$400,000 of annual payment provided by annual unallocated Tax Increment revenues from Redwood Rd Project Area
 - Contributed through FY 2030 until Legacy Park RAP Tax Debt Service expires.
 - Leaves approximately \$5,00,000 in the Project Area for other public improvements.
 - \$226,500 of capital reserve balances.
- Tunnel Springs and Eaglepoint Passive Open Space – Annual debt payment of \$220,000:
 - \$220,000 of annual payment provided by development/impact fees. Existing fund balance would cover any revenue shortfall until current debt obligation expires
 - Leaves approximately \$45,000/year for other eligible parks and trails projects.

PHASE 2 – Spring 2026, \$3,560,000

- Hatch Park Community Center and Concession Building - Annual debt payment of \$216,000:
 - \$216,000 of annual payment provided by unallocated Tax Increment revenues from the HWY 89 Project Area
 - Contributed through FY 2034, then funded by RAP Tax revenues.
 - Leaves approximately \$3,000,000 in the project area for other public improvements.
- or,
- \$216,000 funded by new tax revenues (TNT or General Obligation Bond)

Attachments

- 1) Phased Park Plan Schedule 1 (no Tax Increase)
- 2) Phased Park Plan Schedule 2 (with Tax Increase)

Phased Park Plan Schedule 1

| FUND 32 - RAP TAX | | | | | | | | | | | | | | | | Jun-48 | Jun-49 | Jun-50 | Jun-51 | Jun-52 | Jun-53 | Jun-54 | Jun-55 | | | | | | | |
|---|---------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|--|--|--|--|--|--|--|
| FY Ending | Jun-23 | Jun-24 | Jun-25 | Jun-26 | Jun-27 | Jun-28 | Jun-29 | Jun-30 | Jun-31 | Jun-32 | Jun-33 | Jun-34 | Jun-35 | Jun-48 | Jun-49 | Jun-50 | Jun-51 | Jun-52 | Jun-53 | Jun-54 | Jun-55 | | | | | | | | | |
| INFLOWS | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| BEGIN BALANCE | | | | | | | | | | | | | | | | 1,266,122 | 1,717,381 | 2,250,258 | 2,868,428 | 3,575,727 | 4,376,168 | 5,273,941 | 7,419,926 | | | | | | | |
| TAX REVENUES | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| RAP TAX (Reauthorize Nov 2027) | 1.05 | 624,406 | 630,650 | 659,029 | 688,686 | 719,677 | 752,062 | 785,905 | 821,270 | 858,228 | 896,848 | 937,206 | 979,380 | 1,023,452 | 1,813,758 | 1,895,378 | 1,980,669 | 2,069,800 | 2,162,941 | 2,260,273 | 2,361,985 | 2,468,275 | | | | | | | | |
| TRANSFERS IN - PHASE 1 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 21 - REDWOOD ROAD RDA | | 400,000 | 400,000 | 400,000 | 400,000 | 400,000 | 400,000 | 400,000 | 400,000 | - | - | - | - | - | - | - | - | - | - | - | - | - | | | | | | | | |
| 40 - CAPITAL RESERVES | | 226,500 | 226,500 | 226,500 | 226,500 | 226,500 | 226,500 | 226,500 | 226,500 | - | - | - | - | - | - | - | - | - | - | - | - | - | | | | | | | | |
| 41 - PARK DEVELOPMENT FEE | | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | - | - | - | - | - | - | - | - | - | | | | | | | | |
| TRANSFERS IN - PHASE 2 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 10 - GENERAL FUND | 1.03 | - | - | - | - | - | - | - | - | - | - | - | - | - | - | - | - | - | - | - | - | - | | | | | | | | |
| 22 - HWY 89 RDA | | - | - | - | 216,000 | 216,000 | 216,000 | 216,000 | 216,000 | 216,000 | 216,000 | 216,000 | 216,000 | - | - | - | - | - | - | - | - | - | | | | | | | | |
| TOTAL INFLOWS | | 1,470,906 | 1,477,150 | 1,505,529 | 1,751,186 | 1,782,177 | 1,814,562 | 1,848,405 | 1,883,770 | 1,294,228 | 1,332,848 | 1,373,206 | 1,415,380 | 1,023,452 | 1,813,758 | 1,895,378 | 1,980,669 | 2,069,800 | 2,162,941 | 2,260,273 | 2,361,985 | 2,468,275 | | | | | | | | |
| OUTFLOWS | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| EXISTING OBLIGATIONS | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| SERIES 2019 REFUNDING (expires 6/15/2030) | | 256,490 | 255,448 | 257,354 | 255,150 | 256,908 | 258,560 | 259,100 | 254,550 | - | - | - | - | - | - | - | - | - | - | - | - | - | | | | | | | | |
| TRANSFER TO FUND 41 | | 300,000 | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| DEBT SERVICE - PHASE 1 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| HATCH PARK IMPROVEMENTS | \$ 16,600,000 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | | | | | | | | |
| TUNNEL SPRINGS IMPROVEMENTS | \$ 3,000,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | | | | | | | | |
| EAGLEPOINT LANDSLIDE PASSIVE OPEN SPACE | \$ 1,000,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | | | | | | | | |
| DEBT SERVICE - PHASE 2 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| COMMUNITY CENTER | \$ 3,200,000 | | | | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | | | | | | | | |
| CONCESSIONS BUILDING | \$ 360,000 | | | | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | | | | | | | | |
| TOTAL OUTFLOWS | | 1,702,990 | 1,401,948 | 1,403,854 | 1,617,650 | 1,619,408 | 1,621,060 | 1,621,600 | 1,617,050 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 216,000 | 216,000 | | | | | | | | |
| ENDING FUND BALANCE | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL ENDING FUND BALANCE | | 290,397 | 365,599 | 467,274 | 600,810 | 763,578 | 957,080 | 1,183,885 | 1,450,606 | 1,382,333 | 1,352,681 | 1,363,387 | 1,416,267 | 1,077,220 | 1,717,381 | 2,250,258 | 2,868,428 | 3,575,727 | 4,376,168 | 5,273,941 | 7,419,926 | 9,672,200 | | | | | | | | |

Phased Park Plan Schedule 2

| FUND 32 - RAP TAX | | | | | | | | | | | | | | | | Jun-48 | Jun-49 | Jun-50 | Jun-51 | Jun-52 | Jun-53 | Jun-54 | Jun-55 |
|---|---------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|------------|------------|------------|------------|--------|
| FY Ending | Jun-23 | Jun-24 | Jun-25 | Jun-26 | Jun-27 | Jun-28 | Jun-29 | Jun-30 | Jun-31 | Jun-32 | Jun-33 | Jun-34 | Jun-35 | Jun-48 | Jun-49 | Jun-50 | Jun-51 | Jun-52 | Jun-53 | Jun-54 | Jun-55 | | |
| BEGIN BALANCE | 522,481 | 290,397 | 365,599 | 467,274 | 584,810 | 737,578 | 927,260 | 1,156,611 | 1,432,433 | 1,380,015 | 1,373,174 | 1,413,854 | 1,504,089 | 5,429,478 | 6,263,957 | 7,191,552 | 8,216,280 | 9,342,336 | 10,574,094 | 11,916,125 | 14,519,696 | | |
| INFLOWS | | | | | | | | | | | | | | | | | | | | | | | |
| TAX REVENUES | | | | | | | | | | | | | | | | | | | | | | | |
| RAP TAX (Reauthorize Nov 2027) | 1.05 | 624,406 | 630,650 | 659,029 | 688,686 | 719,677 | 752,062 | 785,905 | 821,270 | 858,228 | 896,848 | 937,206 | 979,380 | 1,023,452 | 1,813,758 | 1,895,378 | 1,980,669 | 2,069,800 | 2,162,941 | 2,260,273 | 2,361,985 | 2,468,275 | |
| TRANSFERS IN - PHASE 1 | | | | | | | | | | | | | | | | | | | | | | | |
| 21 - REDWOOD ROAD RDA | | 400,000 | 400,000 | 400,000 | 400,000 | 400,000 | 400,000 | 400,000 | 400,000 | 400,000 | - | - | - | - | - | - | - | - | - | - | - | - | |
| 40 - CAPITAL RESERVES | | 226,500 | 226,500 | 226,500 | 226,500 | 226,500 | 226,500 | 226,500 | 226,500 | 226,500 | - | - | - | - | - | - | - | - | - | - | - | - | |
| 41 - PARK DEVELOPMENT FEE | | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | 220,000 | - | - | - | - | - | - | - | - | - | |
| TRANSFERS IN - PHASE 2 | | | | | | | | | | | | | | | | | | | | | | | |
| 10 - GENERAL FUND | 1.03 | | | | 200,000 | 206,000 | 212,180 | 218,545 | 225,102 | 231,855 | 238,810 | 245,975 | 253,354 | 260,955 | 383,221 | 394,717 | 406,559 | 418,756 | 431,318 | 444,258 | 457,586 | 471,313 | |
| 22 - HWY 89 RDA | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL INFLOWS | | 1,470,906 | 1,477,150 | 1,505,529 | 1,735,186 | 1,772,177 | 1,810,742 | 1,850,950 | 1,892,872 | 1,310,082 | 1,355,658 | 1,403,181 | 1,452,734 | 1,284,407 | 2,196,979 | 2,290,095 | 2,387,228 | 2,488,555 | 2,594,259 | 2,704,531 | 2,819,571 | 2,939,588 | |
| OUTFLOWS | | | | | | | | | | | | | | | | | | | | | | | |
| EXISTING OBLIGATIONS | | | | | | | | | | | | | | | | | | | | | | | |
| SERIES 2019 REFUNDING (expires 6/15/2030) | | 256,490 | 255,448 | 257,354 | 255,150 | 256,908 | 258,560 | 259,100 | 254,550 | - | - | - | - | - | - | - | - | - | - | - | - | - | |
| TRANSFER TO FUND 41 | | 300,000 | | | | | | | | | | | | | | | | | | | | | |
| DEBT SERVICE - PHASE 1 | | | | | | | | | | | | | | | | | | | | | | | |
| HATCH PARK IMPROVEMENTS | \$ 16,600,000 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | 926,500 | |
| TUNNEL SPRINGS IMPROVEMENTS | \$ 3,000,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | 165,000 | |
| EAGLEPOINT LANDSLIDE PASSIVE OPEN SPACE | \$ 1,000,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | |
| DEBT SERVICE - PHASE 2 | | | | | | | | | | | | | | | | | | | | | | | |
| COMMUNITY CENTER | \$ 3,200,000 | | | | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | 176,000 | |
| CONCESSIONS BUILDING | \$ 360,000 | | | | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | 40,000 | |
| TOTAL OUTFLOWS | | 1,702,990 | 1,401,948 | 1,403,854 | 1,617,650 | 1,619,408 | 1,621,060 | 1,621,600 | 1,617,050 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 1,362,500 | 216,000 | 216,000 | |
| ENDING FUND BALANCE | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL ENDING FUND BALANCE | | 290,397 | 365,599 | 467,274 | 584,810 | 737,578 | 927,260 | 1,156,611 | 1,432,433 | 1,380,015 | 1,373,174 | 1,413,854 | 1,504,089 | 1,425,996 | 6,263,957 | 7,191,552 | 8,216,280 | 9,342,336 | 10,574,094 | 11,916,125 | 14,519,696 | 17,243,284 | |



CITY OF NORTH SALT LAKE

10 East Center Street
North Salt Lake, Utah 84054
(801) 335-8700
(801) 335-8719 Fax

Brian J. Horrocks
Mayor

Ken Leetham
City Manager

MEMORANDUM

TO: Honorable Mayor and City Council

FROM: Ken Leetham, City Manager

DATE: September 6, 2022

SUBJECT: Consideration of Resolution 2022-31R: A Resolution Amending the City's Personnel Policies and Procedures Manual Related to Holiday Leave.

RECOMMENDATION

I recommend approval of Resolution 2022-31R: A Resolution Amending the City's Personnel Policies and Procedures Manual Related to Holiday Leave.

BACKGROUND

At the last City Council meeting on August 16, the Council reviewed and discussed adding the Juneteenth holiday to the City's list of holidays. During that discussion, the Council instructed City Staff to prepare an amendment to the City's Personnel Policies and Procedures Manual adding Juneteenth as a paid holiday. The purpose of this item is to approve that proposed amendment.

PROPOSED MOTION(S)

I move that the City Council approve Resolution 2022-31R: A Resolution Amending the City's Personnel Policies and Procedures Manual Related to Holiday Leave.

RESOLUTION NO. 2022-31R

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF NORTH SALT LAKE AMENDING THE PERSONNEL
POLICIES AND PROCEDURES MANUAL RELATING TO
HOLIDAY LEAVE**

WHEREAS, the City Council of the City of North Salt Lake is empowered to enact and declare resolutions to exercise administrative powers; and

WHEREAS, one of those administrative powers is adopting personnel policies and procedures for the City; and

WHEREAS, on June 17, 2021, the United States adopted Public Law 117-17 declaring June 19th as Juneteenth national Independence Day and designated Juneteenth National Independence Day as a legal federal holiday, and

WHEREAS, on March 14, 2022, the Utah State Legislature adopted H.B. 238 (2022) declaring June 19th as Juneteenth National Freedom Day and designating Juneteenth National Freedom Day as a legal State holiday; and

WHEREAS, the City of North Salt Lake desires to amend its Personnel Policies and Procedures Manual for the purpose of including Juneteenth National Freedom Day as a paid holiday.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of North Salt Lake that the following sections of the City’s Personnel Policies and Procedures Manual are hereby amended as follows (additions are underlined):

SECTION 19: LEAVES OF ABSENCE

3. HOLIDAY LEAVE

- (1) New Year’s DayJanuary 1st
- (2) Human Rights Day3rd Monday in January
- (3) President’s Day3rd Monday in February
- (4) Memorial DayLast Monday in May
- (5) Juneteenth National Freedom Day.....June 19th
- (6) Independence DayJuly 4th
- (7) Pioneer DayJuly 24th
- (8) Labor Day1st Monday in September
- (9) Veteran’s DayNovember 11th
- (10) Thanksgiving Day4th Thursday in November
- (11) Christmas DayDecember 25th

This Resolution shall take effect upon passage.

APPROVED AND ADOPTED by the City of North Salt Lake, Utah, on this 6th day of September, 2022.

CITY OF NORTH SALT LAKE

By:

BRIAN J. HORROCKS

Mayor

ATTEST:

WENDY PAGE

City Recorder

City Council Vote as Recorded:

Council Member Watts Baskin _____

Council Member Gordon _____

Council Member Knowlton _____

Council Member Porter _____

Council Member Van Langeveld _____



NORTH SALT LAKE ENGINEERING

10 East Center Street
North Salt Lake, Utah
84054
(801) 335-8722
KarynB@nslcity.org

BRIAN J. HORROCKS
Mayor

KARYN BAXTER, PE
City Engineer

MEMORANDUM

To: Honorable Mayor & City Council
From: Karyn Baxter
Date: September 6, 2022
Subject: Consideration of Ordinance No. 2022-05 amending Title 11 – Flood Control Regulations

RECOMMENDATION

City staff recommends approval of Ordinance No. 2022-05 amending Title 11 – Flood Control Regulations.

BACKGROUND

The City recently received correspondence from the Federal Emergency Management Agency (FEMA) stating that it will be necessary for our community to update our floodplain management ordinance as a condition of continued eligibility in the Nation Flood Insurance Program (NFIP).

The proposed amendments to Title 11 are as follows:

Section 11-2-1 Definitions:

- Addition of definition of Base Flood Elevation.
- Revision of definition of Special Flood Hazard Area.

Section 11-3-8 General Provisions:

- Addition of Severability Clause.

Section 11-4-2 Duties and Responsibilities

- Correction of outline numbering
- Addition of record keeping requirement.

POSSIBLE MOTION

I move that the City Council approve Ordinance No. 2022-05, amending Title 11 Flood Control Regulations with the following findings:

1. The proposed changes are necessary to comply with the National Flood Insurance Program to continue the City's eligibility for participation.

Attachments

- 1) Proposed Redlined Changes
- 2) ORD 2022-05 with Exhibit A

EXHIBIT A
TITLE 11
FLOOD CONTROL REGULATIONS

CHAPTER 2
DEFINITIONS

11-2-1: DEFINITIONS OF WORDS AND PHRASES

BASE FLOOD ELEVATION (BFE) – The elevation of the Base Flood, relative to the North American Vertical Datum of 1988 (NAVD 88) as shown on the Flood Insurance Rate Map (FIRM).

~~SPECIAL FLOOD HAZARD AREA (SFHA): The land in the floodplain within a community subject to a one percent (1%) or greater chance of flooding in any given year. The area may be designated as zone A on the flood hazard boundary map (FHBM). After detailed ratemaking has been completed in preparation for publication of the FIRM, zone A usually is refined into zones A, AE, AH, AO, A1-99, VO, V1-30, VE or V.~~

SPECIAL FLOOD HAZARD AREA (SFHA) - The land area subject to flood hazards, shown on a Flood Insurance Rate Map (FIRM) as Zones A, AE, A1-30, A99, AR, AO, AH, V, VO, VE, or V-30.

CHAPTER 3
GENERAL PROVISIONS

11-3-8: SEVERABILITY

If any section, provision, or portion of this ordinance is adjudged unconstitutional or invalid by a court, the remainder of the ordinance shall not be affected.

CHAPTER 4
ADMINISTRATION AND ENFORCEMENT

11-4-2: DUTIES AND RESPONSIBILITIES:

Duties and responsibilities of the floodplain administrator shall include, but not be limited to, the following:

- A. Maintain and hold open for public inspection all records pertaining to the provisions of this title.
- B. Review permit applications to determine whether a proposed building site, including the placement of manufactured homes, will be reasonably safe from flooding.

- C. Review, approve or deny all applications for development permits required by adoption of this title.
- D. Review permits for proposed development to assure that all necessary permits have been obtained from those federal, state or local governmental agencies (including section 404 of the federal water pollution control act amendments of 1972, 33 USC 1334) from which prior approval is required.
- E. Where interpretation is needed as to the exact location of the boundaries of the areas of special flood hazard (for example, where there appears to be a conflict between a mapped boundary and actual field conditions), the floodplain administrator shall make the necessary interpretation.
- F. Notify, in riverine situations, adjacent communities and the state coordinating agency, prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the federal emergency management agency.
- G. Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.
- H. When base flood elevation data has not been provided in accordance with section [11-3-2](#) of this title, the floodplain administrator shall obtain, review and reasonably utilize any base flood elevation data and floodway data available from a federal, state or other source, in order to administer the provisions of chapter 5 of this title.
- H.I. When a regulatory floodway has not been designated, the floodplain administrator must require that no new construction, substantial improvements or other development (including fill) shall be permitted within zones A1-30 and AE on the community FIRM, unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot (1') at any point within the community.
- I.J. Under the provisions of 44 CFR chapter 1, section 65.12, of the national flood insurance program regulations, a community may approve certain development in zones A1-30, AE or AH on the community FIRM which increases the water surface elevation of the base flood by more than one foot (1'); provided, that the community first applies for a conditional FIRM revision through FEMA (conditional letter of map revision). (Ord. 07-11, 5-15-2007)
- J.K. [Where Base Flood Elevation data are utilized in Zone A, obtain and maintain records of the lowest floor and floodproofing elevations for new and substantially improved construction.](#)

ORDINANCE NO. 2022-05

AN ORDINANCE AMENDING TITLE 11 – FLOOD CONTROL REGULATIONS OF THE CITY’S MUNICIPAL CODE

WHEREAS, the City of North Salt Lake is an incorporated city in Davis County Utah; and

WHEREAS, the City Council of North Salt Lake finds it necessary to amend the language of Title 11 – Flood Control Regulations of the City Code to be compliant with the National Flood Insurance Program guidelines; and.

WHEREAS, the City Council of North Salt Lake finds it is in the public interest to amend Title 11 of City Code to continue the City’s eligibility in the National Flood Insurance Program.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of North Salt Lake as follows:

Section 1. Code Amendment. Title 11, Chapter 2 – Definitions, Chapter 3 – General Provisions and Chapter 4 – Administration and Enforcement of the City Code is hereby amended as attached in Exhibit A.

Section 2. Effective Date. This Ordinance shall take effect upon publication and posting as required in Utah Code 10-3-711.

APPROVED AND ADOPTED by the City of North Salt Lake, Utah on this 6th day of September, 2022.

CITY OF NORTH SALT LAKE

By:

BRIAN J. HORROCKS

Mayor

ATTEST:

WENDY PAGE

City Recorder

City Council Vote as Recorded:

Council Member Watts Baskin _____

Council Member Gordon _____

Council Member Knowlton _____

Council Member Porter _____

Council Member Van Langeveld _____

EXHIBIT A

TITLE 11 FLOOD CONTROL REGULATIONS

CHAPTER 2 DEFINITIONS

11-2-1: DEFINITIONS OF WORDS AND PHRASES

BASE FLOOD ELEVATION (BFE) – The elevation of the Base Flood, relative to the North American Vertical Datum of 1988 (NAVD 88) as shown on the Flood Insurance Rate Map (FIRM).

SPECIAL FLOOD HAZARD AREA (SFHA) - The land area subject to flood hazards, shown on a Flood Insurance Rate Map (FIRM) as Zones A, AE, A1-30, A99, AR, AO, AH, V, VO, VE, or V-30.

CHAPTER 3 GENERAL PROVISIONS

11-3-8: SEVERABILITY

If any section, provision, or portion of this ordinance is adjudged unconstitutional or invalid by a court, the remainder of the ordinance shall not be affected.

CHAPTER 4 ADMINISTRATION AND ENFORCEMENT

11-4-2: DUTIES AND RESPONSIBILITIES:

Duties and responsibilities of the floodplain administrator shall include, but not be limited to, the following:

- A. Maintain and hold open for public inspection all records pertaining to the provisions of this title.
- B. Review permit applications to determine whether a proposed building site, including the placement of manufactured homes, will be reasonably safe from flooding.
- C. Review, approve or deny all applications for development permits required by adoption of this title.
- D. Review permits for proposed development to assure that all necessary permits have been obtained from those federal, state or local governmental agencies (including section 404

of the federal water pollution control act amendments of 1972, 33 USC 1334) from which prior approval is required.

- E. Where interpretation is needed as to the exact location of the boundaries of the areas of special flood hazard (for example, where there appears to be a conflict between a mapped boundary and actual field conditions), the floodplain administrator shall make the necessary interpretation.
- F. Notify, in riverine situations, adjacent communities and the state coordinating agency, prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the federal emergency management agency.
- G. Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.
- H. When base flood elevation data has not been provided in accordance with section [11-3-2](#) of this title, the floodplain administrator shall obtain, review and reasonably utilize any base flood elevation data and floodway data available from a federal, state or other source, in order to administer the provisions of chapter 5 of this title.
- I. When a regulatory floodway has not been designated, the floodplain administrator must require that no new construction, substantial improvements or other development (including fill) shall be permitted within zones A1-30 and AE on the community FIRM, unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot (1') at any point within the community.
- J. Under the provisions of 44 CFR chapter 1, section 65.12, of the national flood insurance program regulations, a community may approve certain development in zones A1-30, AE or AH on the community FIRM which increases the water surface elevation of the base flood by more than one foot (1'); provided, that the community first applies for a conditional FIRM revision through FEMA (conditional letter of map revision). (Ord. 07-11, 5-15-2007)
- K. Where Base Flood Elevation data are utilized in Zone A, obtain and maintain records of the lowest floor and floodproofing elevations for new and substantially improved construction.



NORTH SALT LAKE PUBLIC WORKS

10 East Center Street
North Salt Lake, Utah 84054
801-335-8700
www.nslcity.org

Brian J. Horrocks
Mayor
David Frandsen
Public Works Director

TO: Honorable Mayor and City Council
FROM: David Frandsen, Public Works Director
DATE: September 6, 2022
SUBJECT: Playground Equipment Replacement

PARKS AND ARTS RECOMMENDATION

The removal and replacement of playground equipment at Stonehenge, Oldham and Caleb parks.

BACKGROUND

Together the Parks and Arts Committee and Parks Department have reviewed playground equipment throughout the City parks and believe the current playground equipment at Stonehenge, Oldham and Caleb Parks have surpassed their useful life and should be replaced. These locations also were identified as needing replacement in the Parks Replacement Schedule that was updated last year. Throughout the discussions with the Parks and Arts Committee the desire was to give a uniqueness to the pocket parks throughout the City and have tried to accomplish that with this proposal. The proposed purchase would be through Sonntag Recreation and is State Bid pricing.



STONEHENGE
\$54,245





Brian J. Horrocks
Mayor
David Frandsen
Public Works Director

OLDHAM
\$52,180



CALEB
\$59,180



| Playground | Cost |
|--------------|------------------|
| Stonehenge | \$54,245 |
| Oldham | \$52,180 |
| Caleb | \$59,180 |
| Total | \$165,605 |

BUDGET

This replacement is in the Parks capital budget in Annual Repair & Replacement 41-5356-51800

POSSIBLE MOTION

I move that we approve the removal and replacement of playground equipment at Stonehenge, Oldham and Caleb parks from Sonntag Recreation for the price of \$165,605.



NORTH SALT LAKE PUBLIC WORKS

10 East Center Street
North Salt Lake, Utah 84054
801-335-8700
www.nslcity.org

Brian J. Horrocks
Mayor
David Frandsen
Public Works Director

TO: Honorable Mayor and City Council
FROM: David Frandsen, Public Works Director
DATE: September 6, 2022
SUBJECT: Remove and Replace the Tennis Court Surface at Tunnel Springs Park

PARKS AND ARTS RECOMMENDATION

The removal and replacement of existing tennis court surface at Tunnel Springs Park.

BACKGROUND

Together the Parks and Arts Committee and Parks Department have suggested the resurfacing of the tennis courts at Tunnel Springs Park as a top priority. The work includes the removal of the existing surface followed by the installation of a new surface and paint. This resurfacing was also suggested to be completed this year as part of the Parks Replacement Plan that was presented to City Council last year. The proposed work would be completed by Renner Sports Surfaces for the price of \$33,620.





| Company | Cost |
|------------------------|-------------|
| Utah Court Surfacing | \$58,063 |
| Renner Sports Surfaces | \$33,620 |
| Parken Tennis Courts | No Response |
| Custom Courts | No Response |

BUDGET

This replacement is in the Parks capital budget in Annual Repair & Replacement 41-5356-51800

POSSIBLE MOTION

I move that we approve the removal and replacement of the tennis court surface at Tunnel Springs Park from Renner Sports Surfaces for \$33,620.



CITY OF NORTH SALT LAKE COMMUNITY & ECONOMIC DEVELOPMENT

10 East Center Street, North Salt Lake, Utah 84054
(801) 335-8700
(801) 335-8719 Fax

MEMORANDUM

TO: Honorable Mayor and City Council

FROM: Sherrie Pace, Community Development Director
Craig Black, Police Chief
Wendy Page, City Recorder
Heidi Voordeckers, Finance Director

DATE: September 6, 2022

SUBJECT: Consideration of a Resolution 2022-32R, amending the City's Comprehensive Fee Schedule

RECOMMENDATION

Staff recommends approval of the proposed Resolution 2022-32R amending the City of North Salt Lake Comprehensive Fee Schedule.

REVIEW

The proposed amendments to the fee schedule include minor grammatical and formatting corrections as well as the following:

Community Development Amendments:

Section 4.1 Building Permits.

Defining the Construction Bond to include damage to curb, gutter, sidewalk, water meter/setter, and SWPPP violations. Bond amount is set be the curb length for each building lot and is sufficient to cover the worst-case scenario (all curb and sidewalk broken and not repaired).

Section 4.2 Sign Permits.

Addition of definitions of types of signs and replacing "façade changes" with "sign copy changes" for clarity.

Section 5.1 Impact Fees, Parks.

Adding definition for Medium/High Density Dwelling unit as "two or more attached dwelling units."

Section 8: Animal Related.

Removal of this section as animal licensing fees are assessed by Davis County Animal Control. The removal of this section changes the sequential numbering of the remaining sections and corrections throughout the fee schedule where references were made to a particular section.

Court and Police Department Amendments:

Section 7: Police & Court Fees

Removing court fees from section 7.1 since these fees are assessed by the State and are specified in Utah Code Annotated 78A-2-301. It is proposed to rename section 7.1 as Police Records separating it from other miscellaneous police fees of section 7.2. Adjustments in the language are proposed for police records fees to more accurately reflect the costs of staff time and storage devices needed for larger video, photos, or audio files.

City Recorder Amendments:

Section 9.1 General Records Requests.

Amending the section in compliance with state code regarding allowed charges for GRAMA requests to the hourly charge not exceeding the salary of the lowest paid employee with the necessary skills to perform the request.

Section 9.2 Miscellaneous Fees.

Remove the bicycle registration fee, as this is no longer used.

Adding the municipal election candidate filing fee of \$25.00 approved by Ordinance 2005-09.

Finance Director Amendments:

Section 1.5 Late Fees

Update language for fees outstanding as of April 15th to be referred to “code enforcement” instead of “City Prosecutor” to align with current practice.

Section 5.4 Storm Water

Update language related to Service Area #2, replacing “special needs” with “additional requirements”.

Section 6.4 Culinary Water-Multi-Dwelling Unit Development

Remove language authorizing City Manager or Designee to reduce rates. Update to reference authority to reduce rates by the “Board of Equalization of Rates”, pursuant North Salt Lake City Code, Section 8-1-3(B). For your information, the Board of Equalization of Rates is the Governing Body.

Sections 6.6 Miscellaneous Water Related, Section 6.7 Sanitation Rates.

Remove deposit requirements for delinquent accounts to align with current practice.

Section 8.2 Miscellaneous Fees. (renumbered)

Relocate “Credit Card User Fee” for transactions greater than \$500 to Section 4.1 Building Permits as 2% fee is currently only being charged to these customers.

Section 9.1 Eaglewood Golf Course. (renumbered)

Update Driving Range fees from “per/basket” rates to Single and Double Range Token rates at \$6 and \$10 per token, respectively.

Remove Simulator punch card fee pending review of sales data.

Section 10.1 City Sponsored Celebrations. (renumbered)

Update section title to more accurately reflect all City sponsored events. Add language authorizing fee waivers by City Council to align with current practice.

Section 10.2 Privately Organized Events. (renumbered)

Relocated language from top of section allowing events fees to be waived for “verified” non-profit events/organizations.

POSSIBLE MOTION

I move that the City Council approve Resolution 2022-32R amending the City's Comprehensive Fee Schedule as presented.

Attachments

- 1) Resolution 2022-32R
- 2) Exhibit A

RESOLUTION NO. 2022-32R

**A RESOLUTION ADOPTING CERTAIN AMENDMENTS TO THE
CITY OF NORTH SALT LAKE COMPREHENSIVE FEE SCHEDULE
AND ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS, the City of North Salt Lake is an incorporated city in Davis County, Utah;
and

WHEREAS, the City Council of the City of North Salt Lake has determined that certain amendments to the Comprehensive Fee Schedule are warranted to ensure that fees and deposits are in place to reimburse the City for costs incurred to perform related city services.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of North Salt Lake, Utah as follows:

Section 1. City of North Salt Lake Comprehensive Fee Schedule is hereby amended as shown in Exhibit "A."

Section 2. This resolution shall take effect upon passage.

APPROVED AND ADOPTED by the City of North Salt Lake, Utah, on this 6th day of September, 2022.

CITY OF NORTH SALT LAKE
By:

BRIAN J. HORROCKS
Mayor

ATTEST:

WENDY PAGE
City Recorder

City Council Vote as Recorded:

Council Member Watts Baskin _____
Council Member Gordon _____
Council Member Knowlton _____
Council Member Porter _____
Council Member Van Langeveld _____



COMPREHENSIVE FEE SCHEDULE

NOTE: Fee Amounts to be paid are those in effect at the time payment is required

Effective Date ~~August 1~~ September 6, 2022

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Section 1: Business Licensing

All businesses must pay the required base fee and any additional fee for their [particular business](#) classification, per the following table:

| 1.1 Business License Fees | | | | |
|---|--|--------------|---------------------------------------|----------|
| | | License Fees | | |
| | Business Classification | Base | Disproportionate | Total |
| 1 | Apartments – No Good Landlord Discount | 100.00 | 115.00/unit | Varies |
| 2 | Apartments – Good Landlord Discount | 100.00 | 29.00/unit | Varies |
| 3 | Mobile Home Parks – No Good Landlord Discount | 58.00 | 130.00/pad | Varies |
| 4 | Mobile Home Parks – Good Landlord Discount | 58.00 | 33.00/pad | Varies |
| 5 | Assisted Living | 50.00 | 20.00 | 70.00 |
| <i>Owners of 2 or more multiple family structures within the City pay one \$100 base fee. Apts. include landlords/businesses with 3 or more single family rental units.</i> | | | | |
| 6 | Automotive: <ul style="list-style-type: none"> • Auctions • Body & Fenders Shop • Car/Truck Wash • Dealers, New & Used • Dealers, Recreational Vehicles • Detailing Service • Repair & Services | 58.00 | 277.00 | 335.00 |
| 7 | Banks | 58.00 | 602.00 | 660.00 |
| 8 | Beer Sales– Regulated by State <i>(in addition to retail business license)</i> | 300.00 | +2,000.00 Faithful Observance Bond | 300.00 |
| 9 | Business & Professional Services: <ul style="list-style-type: none"> • Animal Services (boarding, grooming, veterinary) • Architecture/Interior Design • Cash/Payday Loan • Copy/Printing Centers • Engineering/Planning/Surveying • Investments/Financial Planning • Mortgage Broker/Servicing • Office, General • Property Maintenance/Management (Janitorial, Rental, Yard Care) • Real Estate • Technical Professional, other | 58.00 | 42.00 | 100.00 |
| 10 | Child Care Services/Preschools | 58.00 | 12.00 | 70.00 |
| 11 | Construction/Contractor Services & Manufacturing: <ul style="list-style-type: none"> • Construction/Contractor Services <ul style="list-style-type: none"> ○ Abatement (Environmental Cleanup) ○ Contractor, Utah Construction Trades Licensing Act Rule, R156-55a-301, as amended ○ Fire Alarm ○ Floor & Carpet Cleaning ○ Pest Control ○ Restoration Services ○ Window washing • Manufacturing <ul style="list-style-type: none"> ○ Assembly ○ Asphalt ○ Food ○ Fabrication ○ Furniture ○ General Manufacturing ○ Glass ○ Machining ○ Metal products ○ Miscellaneous ○ Molded products ○ Packaging ○ Woodworking/Carpentry/Cabinets | 58.00 | 207.00 | 265.00 |
| 12 | Convenience Stores: <i>With or Without Gas Sales</i> | 58.00 | 742.00 | 800.00 |
| 13 | Convenience Stores: <i>With Gas Sales, not pre-paid</i> | 58.00 | 4,442.00 | 4,500.00 |

1.1 Business License Fees

| | Business Classification | Base | Disproportionate | Total |
|----|---|-------------|---|--------------|
| 14 | Grocery | 58.00 | 957.00 | 1,015.00 |
| 15 | Hotel/Motel | 58.00 | 1,267.00 | 1,325.00 |
| 16 | Mobile Food Service: <i>Food trucks & carts</i> | 58.00 | | 58.00 |
| 17 | Pawn Shops/Used Goods/Antiques (Plus applicable pawnbroker bond) | 58.00 | 942.00 | 1,000.00 |
| 18 | Personal Services: <ul style="list-style-type: none"> • Dance • Gym (Exercise) • Health Service (Acupuncture, Hypnosis, Nutrition Counseling, Personal Trainer, etc.) • Laundry • Martial Arts/Self-Defense • Massage Therapy • Music (Instruction, Studio, Services: Bands, DJ, etc.) • Photography • Salon (Cosmetology, Esthetician, Nails, etc.) <ul style="list-style-type: none"> ○ Independent licensee's licenses within licensed salon-base rate only • School, Private • Shoe Repair | 58.00 | 42.00 | 100.00 |
| 19 | Pharmacy | 58.00 | 42.00 | 100.00 |
| 20 | Recreational Sports & Amusement Centers | 58.00 | 372.00 | 430.00 |
| 21 | Refinery | 58.00 | 937.00 | 995.00 |
| 22 | Restaurants: <ul style="list-style-type: none"> • Catering • Commissary • Fast Food • Reception Center • Restaurants | 58.00 | 277.00 | 335.00 |
| 23 | Rehabilitation | 58.00 | 1,267.00 | 1,325.00 |
| 24 | Retail/Wholesale/Rentals: <ul style="list-style-type: none"> • Retail Sales, not otherwise categorized • Rentals (Equipment, Furniture, Inflatables, Party Supplies, Storage, etc.) • Wholesale trade, durable goods • Wholesale trade, non-durable goods | 58.00 | 162.00 | 220.00 |
| 25 | RV Resort | 58.00 | 432.00 | 490.00 |
| 26 | Sexually Oriented Business | 1,000.0 | - | 1,000.00 |
| 27 | Tavern | 200.00 | 65.00 | 265.00 |
| 28 | Temporary: <ul style="list-style-type: none"> • Fireworks • Parking Lot Sales • Seasonal Sales (Christmas Trees, Shave Ice, etc.) | 200.00 | Plus applicable bond for firework sales | 200.00 |
| 29 | Tobacco Specialty Business <i>(in addition to retail business license)</i> <i>Defined by Utah State Code 10-8-41.6(b): sale of tobacco products accounting for more than 35% total annual gross receipts; food and beverage products, excluding gasoline sales, is less than 45% of total annual receipts; and establishments not licensed as a pharmacy.</i> | 300.00 | | 300.00 |
| 30 | Transportation: <ul style="list-style-type: none"> • Air, Rail, Pipeline (Freight Yards, Support Services, etc.) Fleet Management Services • Hauling Services • Moving (Business, Household, Machinery, Rigging) Passenger Transportation Services • Towing & Impound Yards • Trucking, Freight | 58.00 | 277.00 | 335.00 |
| 31 | Warehouse/Storage/Distribution | 58.00 | 277.00 | 335.00 |
| 32 | Other: <ul style="list-style-type: none"> • Short Term Rental • Art Studio • DVD Rental Assembly • Miscellaneous Business, not otherwise categorized • Research • Vending | 58.00 | 12.00 | 70.00 |

1.1 Business License Fees

*New business licenses shall be prorated on a quarter year basis.

1.2 Business License Bonds

| | |
|-------------------------------------|-----------------------------|
| Beer Bond (Annual) | \$2,000 Faithful Observance |
| Fire Works Stand | \$300 Cash Bond |
| Pawnbroker/Used Goods Dealer | \$5,000 Bond |
| Cash Deposits/Bonds are refundable. | |

1.3 Home Occupations

Home occupations that meet the following criteria are exempt from business licensure and fees:

1. Is operated only occasionally and is an individual under 18 years of age; or
2. A home business, whose combined offsite impact of the home business and the primary residential use does not materially exceed the offsite impact of the primary residence alone.

Regardless of home occupation licensure, all home occupations are required to comply with NSL Code Section 10-10-5, Home Occupations, as amended.

| | |
|--|------|
| Home occupations, not meeting the above criteria or those requesting licensure voluntarily | \$25 |
|--|------|

1.4 Solicitor License

| | |
|---|-----------------------|
| Solicitor License Annual Fee | \$20.00 |
| Solicitor License Daily Fee of Operation (per person) | \$1.00/Day per Person |

1.5 Late Fees

**Percentage assessed on total license renewal fee*

| | |
|--|--------------|
| Late Renewal Fee (after February 1 st) | 25% Penalty |
| Late Renewal Fee (after March 1 st) | 50% Penalty |
| Late Renewal Fee (After April 15 th) | 100% Penalty |

All fees remaining outstanding as of April 15th will be referred to the City [Prosecutor Code Enforcement](#) for further action.

Section 2: Community Development

2.1 Planning & Zoning Applications

| | |
|--|------------------|
| Zoning Application (Code Amendment or Rezone) | \$200 |
| Public Hearing Notice | \$75 |
| Variance Request/Administrative Appeal | \$250 |
| Conditional Use Permit | \$25 |
| Site Plan Review | \$200 |
| Annexation (greater than 10 acres) | \$250 +\$25/acre |
| Natural Resources Excavation | \$500 |

2.2 Development Review

| | |
|--|-------------------------------------|
| Subdivision | |
| Concept Plan or General Development Plan | \$500 |
| Preliminary Plan | \$125 per lot |
| Final Plat | \$375 per lot |
| Amendments to recorded plats | \$500 |
| Minor Lot Line Adjustments (administrative approval) | \$100 |
| Construction Inspection of Public Improvements | See Section 3.2 Engineering Fees |

2.3 Geotechnical Review

| | |
|--|-----------------|
| Geo Hazard Investigation-Scoping Meeting | \$500 |
| Geo Hazard Investigation Permit & Review Actual costs incurred by the City's Geotech Consultant shall be paid by the applicant. Deposited funds shall be applied to the actual costs as billed to the city. Review activities will be discontinued if retained balance falls below \$500, until additional funds are deposited. All remaining balance shall be refunded upon conclusion of Geo Hazard Review. | \$5,000 deposit |

Section 3: Engineering Fees

| 3.1 Excavation & Site Grading | |
|--|--|
| Application Fee | \$50 |
| Additional Fees Below | |
| Boring Pit or Pothole | \$50 each |
| Road Cut/Excavation | \$0.25/sq. ft. |
| 1. Road 3 years or less, minimum charge <small>(new construction only, no cut period applies to all utility companies)</small> | \$500 |
| 2. Road 4-7 years, minimum charge | \$300 |
| 3. Road age 8 years or older, minimum | \$150 |
| Sealing/asphalt preservation of surface restoration | \$0.50/ sq. ft. |
| Bond of Indemnity (3 year warranty) | Paved areas \$5,000 Unpaved areas \$2,000 |
| Cash Completion Bond (Driveway Approach Only) <i>Refundable upon completion & Inspection</i> | \$500 |
| Curb & Gutter Remove and Replace | \$1/linear foot |
| Waterway Remove and Replace | \$1/linear foot |
| Sidewalk Remove and Replace | \$1/linear foot |
| Curb & Gutter Sawcut Only | \$0.50/linear foot \$500 cash completion bond |
| Sidewalk Replacement Only | \$0.50/linear foot \$500 cash completion bond |
| Grading Permit | Plus \$100/acre or portion thereof |

| 3.2 Improvement Bonds | |
|--------------------------------------|---|
| Dedicated Public Improvements | 100% City Engineer's Estimate |
| Public Improvements Guarantee | 10% City Engineer's Estimate One (1) year warranty, after final inspection |

| 3.3 Infrastructure Inspections | |
|---|--|
| Subdivision Improvement Inspection | 1% City Engineer's Estimate Infrastructure Improvements |
| Site Plan Improvements (Commercial & Multi-Family) | \$500.00/Site |

| 3.4 Storm Water Violation Fees | |
|--|---|
| *The following fees apply for new construction/remodels* | |
| SWPPP Review | \$50.00 |
| SWPPP Inspection (per year) | \$150.00 Single Family Lot \$400.00 Commercial/Multi-Family Site |
| SWPPP Violation Bond (refundable)* | \$500.00 Single Family Lot \$1,500.00 Commercial |
| SWPPP Violation | \$100.00/event (minimum) or actual costs incurred for clean-up |
| *SWPPP violations will be charged against refundable bond. If retained balance falls below \$200 for single family lots or \$500 for commercial and multi-family site plans. All construction activities must cease until additional funds are deposited. Any remaining balance shall be refunded upon conclusion of construction when all BMPs have been removed from site. | |

Section 4: Construction Related

| 4.1 Building Permits | |
|--|--|
| Permit Fee | Per most recent ICC Building Valuation Data Schedule |
| Standard Plan Check-Residential | 50% of Building Permit Fee |
| Standard Plan Check-Commercial | 65% of Building Permit Fee |
| Duplicate Plan Check-Residential <small>*Reviews within 1 year of first permit issuance and within the same ICC code period</small> | 20% Building Permit Fee |
| Connection & Development (Impact) Fees | See section 45 |
| Plan Check Deposit | \$500.00 |
| | |
| Concrete Imp. Guarantee <u>Construction Bond</u> <u>(Refundable upon completion and covers damage to curb, gutter, sidewalk, water meter/setter, and SWPPP violations. Amount based upon lineal feet of lot width adjacent to public or private street.)</u> | \$40 per linear foot Minimum \$1,000 |
| <u>Credit Card User Fee</u> <u>(Permitting transactions greater than \$500)</u> | <u>Flat 2%</u> |
| | |

| 4.2 Sign Permits | |
|--|----------|
| Free Standing (<u>pole, monument, menu board, directional, etc.</u>) | \$100.00 |
| Marquees (<u>wall, roof, window</u>) | \$75.00 |
| Façade Sign Copy Changes | \$30.00 |
| | |
| | |

Section 5: Connection & Development (Impact Fees)

| 5.1 Parks | |
|--|---------|
| Development (Impact) Fee Residential | |
| Low-Density Dwelling Unit (single family detached) | \$2,200 |
| Medium or High Density Dwelling Unit <u>(two or more attached dwelling units)</u> | \$1,800 |

| 5.2 Culinary Water | | | | |
|--------------------|----------------|--------------------------------------|-----------------|-------------------------------------|
| | Connection Fee | Development (impact) Fee Residential | | Development (Impact) Fee Commercial |
| | | Service Area #1 (Foxboro) | Service Area #2 | Commercial |
| 3/4" Meter | \$350 | \$2,700 | \$3,250 | \$3,250 |
| 1" Meter | \$400 | - | \$6,500 | \$6,500 |
| 1½" Meter | \$800 | - | - | \$19,500 |
| 2" Meter | \$1,800 | - | - | \$38,200 |
| 4" Meter | \$4,800 | - | - | \$217,950 |
| Multi-Family/D.U. | See Above | \$2,700 | \$3,250 | - |

- *Connection Fees noted above represent the actual costs of meters and associated hardware and the costs incurred by the City related to installation of water meters.*
- *Development Fees noted above are the City's adopted impact fees for culinary water.*
- *All development fees shall be due at the time of building permit, with the exception of landscaping connection for those areas designated as common space.*
- *Development fees for separate laterals serving outdoor culinary water for landscape purposes shall be based on lateral size as shown in the "Commercial & Industrial Areas" table above, regardless of Land Use.*

5.3 Secondary Water

| | Connection Fee | Development (Impact) Fee Residential/Commercial | |
|------------|----------------|---|-----------------|
| | | Service Area #1 (Foxboro) | Service Area #2 |
| 3/4" Meter | \$350 | \$615/1,000 sq. ft. irrigable area | TBD |
| 1" Meter | \$400 | \$615/1,000 sq. ft. irrigable area | TBD |
| 1½" Meter | \$800 | \$615/1,000 sq. ft. irrigable area | TBD |
| 2" Meter | \$1,800 | \$615/1,000 sq. ft. irrigable area | TBD |
| 3" Meter | \$3,900 | \$615/1,000 sq. ft. irrigable area | TBD |
| 4" Meter | \$4,800 | \$615/1,000 sq. ft. irrigable area | TBD |

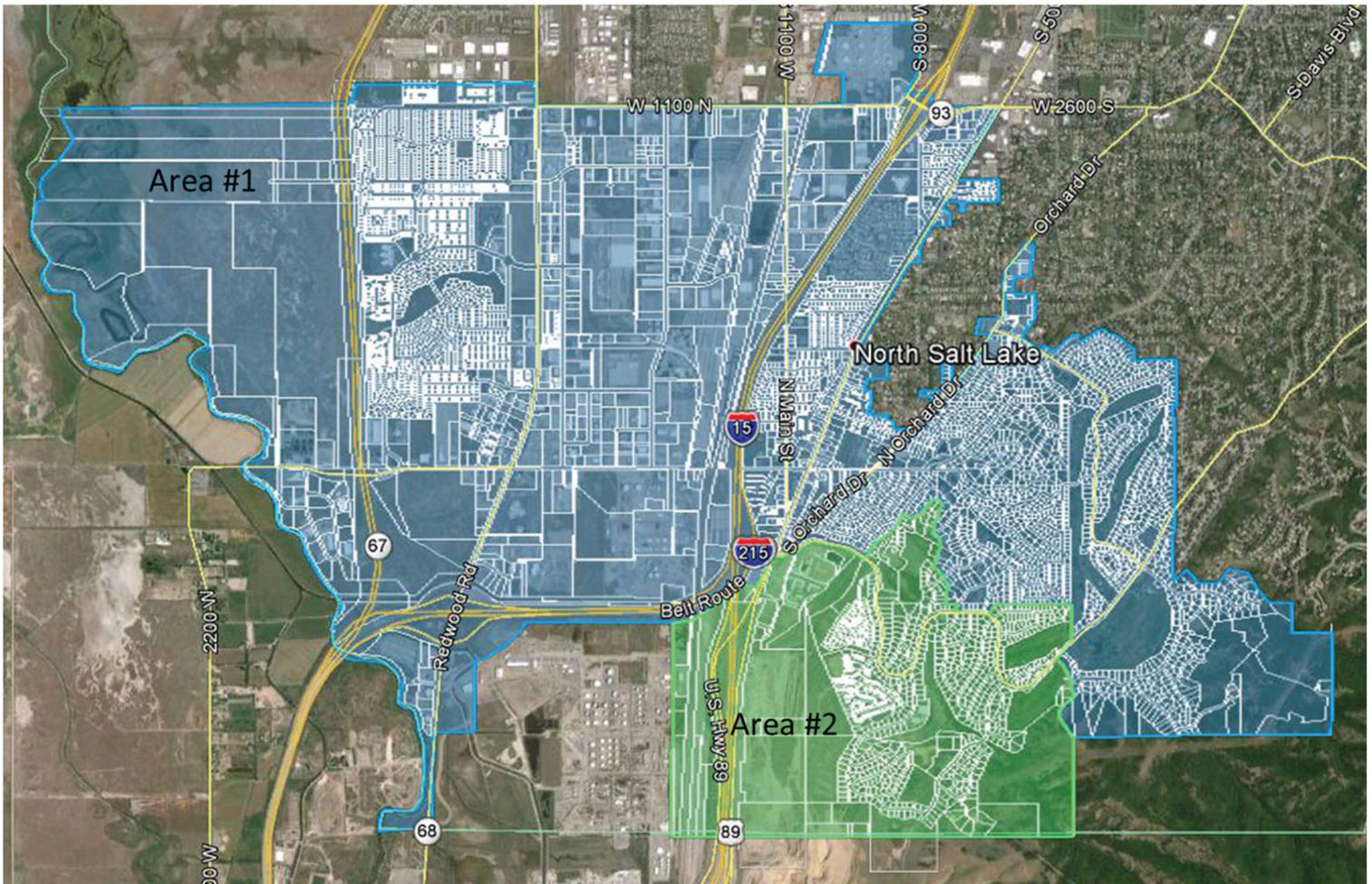
- *Secondary water fees apply only to City Service Area #1, or the Foxboro Area (and similar developments) west of Redwood Road.*
- *All development fees shall be due at the time of building permit, with the exception of landscaping connection for those areas designated as common space.*
- *Includes commercial, school, church, fire station, library, and other non-residential development types.*

5.4 Storm Water

| Development (Impact) Fee (New Construction) | | Residential | | Commercial, Industrial, Other |
|--|--------------------------------------|-------------------|---------------------------|----------------------------------|
| Service Area #1 | Service Area #2 | Developer Paid | Paid with Bldg. Permit | Paid with Bldg. Permit |
| \$0.12/sq. ft. impervious surface | \$0.70/sq. ft. impervious surface | 50% | 50% | 100% |

- Service Area #1 includes all City areas traditionally served until August 2007;
- Service Area #2 was created in August 2007 to delineate the [special-needs/additional requirements](#) and costs relating to areas south of Eagleridge Drive, including the Eaglepointe, Scenic Hills, and other subdivision areas lying south to the City and County boundary line (Reference & Map: August 2007 Impact Fee Study & Analysis, LYRB, Inc).
- All development fees shall be due at the time of building permit, with the exception of landscaping connection for those areas designated as common space.

Storm Water Service Areas



5.5 Roadway Impact Fees

| Residential | | Non-Residential | |
|------------------------|-----------------------|-----------------|------------------------------------|
| Single Family Dwelling | \$1,890/dwelling unit | Commercial | \$850/1,000 sq. ft. Building Space |
| Multi-Family Dwelling | \$1,320/dwelling unit | Industrial | \$560/1,000 sq. ft. Building Space |

5.6 Public Safety Impact Fees South Davis Metro Fire Agency

*This fee relates only to fire protection and is simply a pass-through fee, payable to the South Davis Metro Fire Agency. *As amended by South Davis Metro Fire Agency**

| Residential | | Non-Residential (per 1,000 sq. ft.) | |
|-------------------------|---------------------|-------------------------------------|---------|
| Single Family Dwelling | \$644/dwelling unit | Hotel/Motel | \$1,085 |
| Multi-Family Dwelling | \$644/dwelling unit | General Commercial | \$250 |
| Nursing/Assisted Living | \$644/room | Office | \$133 |
| | | Schools/ Education Centers | \$683 |
| | | Churches/ Meeting Places | \$378 |
| | | Industrial | \$107 |

5.7 Police Capital Facility Fees

| Residential | | Non-Residential | |
|------------------------|---------------------|-----------------|------------------------------------|
| Single Family Dwelling | \$245/dwelling unit | Hotel/Motel | \$160/room |
| Multi-Family Dwelling | \$335/dwelling unit | Commercial | \$310/1,000 sq. ft. Building Space |
| | | Office | \$20/1,000 sq. ft. Building Space |
| | | Schools | \$165/1,000 sq. ft. Building Space |
| | | Churches | \$105/1,000 sq. ft. Building Space |
| | | Industrial | \$20/1,000 sq. ft. Building Space |

Section 6: User Fees/Rates

| 6.1 Culinary Water | | | | | | | |
|----------------------------|--------------------------------|--------------|--|---|-----------------------|------------------------|------------------|
| Residential - No Secondary | | | | | | | |
| Customer Classes | | Base Charges | Rates & Tiers | | | | |
| Rate Description | Customer Type | Base Rate | 0-8,000 Gallons | 8,001-30,000 Gallons | 30,001-60,000 Gallons | 60,001-100,000 Gallons | 100,001+ Gallons |
| 3/4" Below 350 E | Residential | \$20.00 | \$1.25 | \$1.56 | \$2.06 | \$3.13 | \$4.00 |
| 3/4" Above 350 E | Residential | \$20.00 | \$1.50 | \$1.87 | \$2.47 | \$3.76 | \$4.80 |
| 1" Above 350 E | Residential | \$30.00 | \$1.50 | \$1.87 | \$2.47 | \$3.76 | \$4.80 |
| HOA/PUD Outdoor Only | Residential Common Areas | \$25.90 | #Homes x 4,000/#out door meters in HOA | Same Tier Structures Related Residential Properties | | | |

| 6.2 Culinary & Secondary Water | | | | | | |
|-------------------------------------|---------------|--------------|-----------------|----------------------|-----------------------|-----------------|
| Residential - With Secondary | | | | | | |
| Culinary Water Indoor Only Rates | | Base Charges | Rates/Tiers | | | |
| Rate Description | Customer Type | Base Rate | 0-8,000 Gallons | 8,001-12,000 Gallons | 12,001-20,000 Gallons | 20,001+ Gallons |
| 3/4" Foxboro | Residential | \$20.00 | \$1.25 | \$1.56 | \$2.06 | \$4.00 |
| 3/4" Below 350 East | Residential | \$20.00 | \$1.25 | \$1.56 | \$2.06 | \$4.00 |
| 3/4" Above 350 East | Residential | \$20.00 | \$1.50 | \$1.87 | \$2.47 | \$4.80 |

| Secondary Water Outdoor Only Rates | | Base Charges | Rates/Tiers | | | |
|--|---------------|--------------|------------------|-----------------------|-----------------------|-----------------|
| Rate Description | Customer Type | Base Rate | 0-22,000 Gallons | 22,001-52,000 Gallons | 52,001-92,000 Gallons | 92,001+ Gallons |
| Irrigation Below 350 E | Residential | \$5.00 | \$1.40 | \$1.85 | \$2.82 | \$3.60 |
| Separate Outdoor Above 350 E | Residential | \$5.00 | \$1.68 | \$2.22 | \$3.38 | \$4.32 |
| Pressurized Irrigation Above 350 E | Residential | \$5.00 | \$1.68 | \$2.22 | \$3.38 | \$4.32 |

6.3 Culinary & Secondary Water

Commercial

| Rate Description | Customer Type | Base Rate | 0-8000 | 8,001-30,000 | 30,001-60,000 | 60,001-100,000 | 100,001+ |
|--|---------------|------------------------------------|--------|--------------|---------------|----------------|----------|
| 3/4" Meter | Commercial | \$20.00 | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |
| 1" Meter | Commercial | \$30.00 | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |
| 1 1/2" Meter | Commercial | \$67.00 | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |
| 2" Meter | Commercial | \$99.00 | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |
| 3" Meter | Commercial | \$178.96 | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |
| 4" Meter | Commercial | \$241.00 | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |
| 6" Meter | Commercial | \$533.00 | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |
| 8" Meter | Commercial | \$1,196.00 | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |
| 10" Meter | Commercial | \$1,739.00 | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |
| OUTSIDE ONLY – Classify as other commercial – by meter by size | | Variable – depending on meter size | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |
| HOMES UNDER CONSTRUCTION | | Variable – depending on meter size | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |

*City water meter rates will be the same as Commercial rates

6.4 Culinary Water-Multi-Dwelling Unit Development

| Customer Class | | Rates/Tiers | | | | | |
|---------------------------|---------------|-------------|-----------------|----------------------|-----------------------|------------------------|------------------|
| Rate Description | Customer Type | Base Rate | 0-8,000 Gallons | 8,001-30,000 Gallons | 30,001-60,000 Gallons | 60,001-100,000 Gallons | 100,001+ Gallons |
| Multi-Unit (fee per unit) | Residential | \$12.00 | \$2.01 | \$2.01 | \$2.01 | \$2.01 | \$2.01 |

*Exceptions to Water Rates**:* The ~~City Manager or designee, with approval of the Mayor~~ Board of Equalization for Rates, shall have the authority to reduce the ~~posted individual~~ water user rates up to 50% ~~if when~~ deemed necessary ~~or prudent and reasonable~~, on a case-by-case basis. Examples of rate exceptions include, but are not limited to, ~~xeriscape or similar landscaping efforts~~, prolonged absence or illness, temporary indigence, and/or other cases where service is not generally used daily on the premises, and/or where water used is not generally greater than 10,000 gallons per month.

6.5 Storm Water - Rates

| | |
|---|---------------|
| Storm Water Rate Per ESU | \$7.00 |
| ESU=Equivalent Surface Unit; 3,900 sq. ft. of impervious area | |

6.6 Miscellaneous Water Related

| | | |
|--|--|--|
| Temporary Connection Contact Utility Billing Dept. for Application | \$35.00/Month (not pro-rated for partial month) | Water connection for use during construction or until permanent meter is set. Temporary connections may only be made by Public Works Dept. |
| Hydrant Meter Deposit | \$2,000 | (refundable) |
| <p>Waste of water: <i>Anyone using water in violation of Ordinance 01-04R shall, upon first violation per calendar year, be warned in writing by the Public Works Director or his designee against further illegal use, and upon second violation per calendar year, shall be assessed a water user fee of \$100.00. Penalty amount will increase by \$50.00 with each repeat violation per calendar year. Such fee shall become part of the water bill of that person or of the property whereon such use occurred.</i></p> | | |
| Fire Sprinkler Connection Annual Charge billed monthly at rate of \$1.50 per inch, per month | 4" | \$200.00 |
| | 6" | \$300.00 |
| | 8" | \$400.00 |
| Irrigation Meter Service Annual Connection Fee | No Charge | |
| Turn on fee (non-payment, during business hours) | \$50.00 | |
| Turn on fee (non-payment, after business hours) | \$150.00 | |
| Water Meter Tampering Fee | \$250.00 | |
| Water Service Deposits (delinquent accounts) | ¾" & 1" | \$70.00 |
| | 1½" | \$120.00 |
| | 2" | \$175.00 |
| | 3" | \$275.00 |
| | 4" | \$600.00 |
| | 6" | \$1,100.00 |

6.7 Sanitation-Rates

| | |
|--|---------------|
| Recycling Collection (One Container, Bi-Weekly) | \$6.26/month |
| Garbage Collection First Container | \$15.87/month |
| Garbage Collection Additional Container(s) | \$15.87/month |
| Garbage Collection Reduced rate if absent from home a minimum of 2 months, container must be picked up by City or secured. | \$2.25/month |
| Garbage Service Deposit (delinquent account) | \$30.00 |

Section 7: Police & Court Fees

7.1 Court Fees/Police Records

** The Police Chief may waive or reduce police related fees when deemed necessary and reasonable.**

| | |
|--|--|
| Small Claims Filing Fee/Police Reports - first 25 pages of text <i>(\$2,000 claim or less)(reports greater than 25 pages will be charged an additional .25 per page)</i> | \$15 each; plus <i>An hourly charge not exceeding the salary of the lowest paid employee who has the necessary skills and training to perform the request after the first ½ hour.\$60</i> |
| Small Claims Filing Fee/Accident Report <i>(\$2,001-\$7,500 claim)(Drivers & victims may ask for charges to be waived at discretion of Office Administrator)</i> | \$25 each; plus <i>An hourly charge not exceeding the salary of the lowest paid employee who has the necessary skills and training to perform the request after the first ½ hour.\$100</i> |
| Small Claims Filing Fee/Photographs delivered via secure email <i>(\$7,501-\$11,000 claim)(If requested via external storage there is a \$5 charge for each 32GB Flash Drive needed)</i> | \$185\$15 each; plus <i>An hourly charge not exceeding the salary of the lowest paid employee who has the necessary skills and training to perform the request.</i> |
| Audio Files/Video Files* <i>(Including Body Cam, Dash Cam, or other City owned cameras)</i> | \$50 each; plus <i>An hourly charge not exceeding the salary of the lowest paid employee who has the necessary skills and training to perform the request.</i> |
| <i>*Or as otherwise as specified in Utah Code Annotated 78A-2-301, as amended.*Note: If Audio or Video footage can be delivered via a secure email link or requestor provides a clean, formatted data storage device there are no other charges. If requestor needs a data storage device, there is a \$5.00 charge for each 32GB flash drive, up to three (3) or the cost of a storage device large enough to contain requested data.</i> | |
| Expungement Fee | \$135 |

7.2 Police Fees

** The Police Chief may waive or reduce police related fees when deemed necessary and reasonable.**

| | |
|--|---|
| Police Report <i>(Reports requiring greater than 1 hour research and processing will be charged per section 9.1)</i> | \$10 each |
| Photographs/Audio Files/Video Files <i>(Reports requiring greater than 1 hour research and processing will be charged per section 9.1)</i> | \$25 <i>Media files requiring more than one cd/dvd requestor must supply storage device</i> |
| Police Response <i>(False Burglar Alarms-Residential)</i> | \$50 per occurrence* |
| Police Response <i>(False Burglar Alarms-Commercial)</i> | \$100 per occurrence* |
| <i>*First three (3) occurrences per calendar year are free of charge.</i> | |

| | |
|--|--|
| Fingerprinting-Resident (includes 2 cards) | \$5 |
| Fingerprinting-Non-Resident (includes 2 cards) | \$10 |
| Fingerprinting (additional cards) | \$1 |
| Criminal History-Resident* (BCI Report) | \$15 |
| Criminal History-Non-Resident* (BCI Report) | \$20 |
| <i>*No charge if required as a condition of employment with the City.</i> | |
| Sex Offender Registration Fee (Part 1) | \$25 annual registration fee (non-refundable) |
| Sex Offender Registration Fee (Part 2, with DNA Test) | \$150* |
| <i>*The State of Utah receives \$125 of this fee. This generally applies to new registration only.</i> | |

7.3 Parking Violation Civil Penalties

| | |
|---|--------|
| Violation of City Code Title 6, Chapter 2 "Parking Regulations" | \$60 |
| Violation of City Code 6-2-7(E), as amended "Parking in Disabled Parking Stalls" | \$200 |
| Discount for timely payment Within fourteen (14) days of ticket issuance | (\$40) |
| Discount for timely payment Within thirty (30) days of ticket issuance | (\$20) |

Section 8: Animal Related

8.1 Animal Licensing

Per Current Davis County Fee Schedule; Subject to Change without Notice.

| License Type | Dogs | | Cats | |
|---|---------------|--------|---------------|--------|
| | 1 Year | 3 year | 1 year | 3 year |
| Unsterilized/no microchip | \$40 | \$120 | \$15 | \$45 |
| Sterilized/no microchip | \$20 | \$45 | \$10 | \$24 |
| Unsterilized with microchip | \$30 | \$90 | \$10 | \$30 |
| Sterilized with microchip | \$15 | \$40 | \$5 | \$10 |
| Senior Citizens (60+) Sterilized with microchip | Lifetime \$25 | | Lifetime \$10 | |
| Transfer Fee | \$5 | | \$5 | |
| Replacement Tag | \$6 | | \$6 | |
| Late License Fee | \$20 | | \$20 | |
| Dog Kennel License (NSL City Fee) | \$100 | | | |

8.2 Domestic Farm Animal

| | |
|----------------------------------|------|
| Domestic Farm Animal (annual) | \$40 |
|----------------------------------|------|

Section **89**: Miscellaneous

| 98.1 General Records Requests (records, compilation, editing, copies, etc.) | |
|---|---|
| Photocopies-Single Sided | \$0.25 each page |
| Photocopies-Single Sided-Color | \$0.50 each page |
| Photocopies-Double Sided | \$0.50 each page |
| Photocopies-Double Sided-Color | \$1.00 each page |
| Photocopies-Oversize | Scanned media file will be provided |
| Certification of Copies | \$2.00 per page |
| Research, compilation, editing, etc. <u>First 15 minutes</u> Upon request | No Charge \$18.00 per hour (1 hour minimum charge) |
| <u>Research, compilation, editing, etc.</u> <u>Additional time over first 15 minutes</u> Minimum Search Fee | \$5.00 (Free first 15 minutes or for inspection of existing records) Assessed at an hourly charge not exceeding the salary of the lowest paid employee who has the necessary skills and training to perform the request. |
| <i>Fees in accordance with GRAMA, or Government Records Access Management Act (Current UT Code §63-2-203, subject to change without notice).</i> | |
| <i>City Resolution No. 03-17R, adopted on November 18th, 2003: Search fees exceeding \$10.00 may require requestor to prepay fee estimate.</i> | |
| Report-Financial or Budget | \$5.00 each |
| <i>Either report is accessible and printable free of charge at www.nslcity.org.</i> | |

| 98.2 Miscellaneous Fees | |
|---|----------------------------------|
| Bicycle Registration One-Time Municipal Election Candidate Filing Fee | \$2.00 \$25.00 |
| Returned Check Fee | \$20.00 |
| Credit Card Use Fee (Transactions greater than \$500) | Flat 2% |

Section 109: Parks & Recreation Fees

109.1 Eaglewood Golf Course

(All fees include Utah Sales Tax)*

| 109.1 Eaglewood Golf Course | | | | |
|------------------------------------|--------------|---|---|--|
| (All fees include Utah Sales Tax)* | | | | |
| 1. Green Fees | | | 9-Hole/with Cart | 18-Hole/with Cart |
| | | Monday thru Sunday | \$18.00/\$28.00 | \$36.00/\$56.00 |
| | | Youth on Course (M-W only) | \$5.00/\$15.00 | \$10.00/\$30.00 |
| | | Junior (17 and under) (M-W only) | \$11.00/\$21.00 | \$22.00/\$42.00 |
| | | Ladies Day (Wednesday only) | \$20.00 includes cart | \$40.00 includes cart |
| | | Punch Card (excluding holidays) | \$15.00/\$25.00 | \$30.00/\$50.00 |
| | | PGA Book Rate Monday-Thursday Anytime Friday-Sunday after 2:00 p.m. (excluding holidays) | \$40.00 | |
| | | Corporate Monday-Thursday Anytime Friday-Sunday after 2:00 p.m. | \$20.00 includes cart | \$40.00 includes cart |
| | | Eaglewood/PGA Comp Monday-Thursday Anytime Friday-Sunday after 2:00 p.m. | No Charge | |
| | | City Employee (excluding holidays) | No Charge Punch Card | |
| 2. Cart Fees | | | 9-Hole | 18-Hole |
| | | Single Rider | \$10.00 | \$20.00 |
| | | Private Cart | \$8.00 | \$16.00 |
| | | Spectator Fee | \$10.00 | |
| 3. Driving Range | | Range Balls | \$5 /small basket \$6/single range token | \$8 10/medium basket double range token \$10/large basket |
| 4. Simulator Membership | \$60/2 hours | \$250.00/10 punch card \$1,400.00/ 6 months | \$2,400.00/ 12 months | 6 hour group event/per group size |

109.1 Eaglewood Golf Course (Continued)

(All fees include Utah Sales Tax)*

| | | | | |
|----------------------------------|---|--------------------|--|--|
| 5. Corporate Tournaments | Peak Season (June-September) | Monday-Tuesday | \$48.00 | |
| | | Wednesday-Thursday | \$50.00 | |
| | | Friday-Sunday | \$56.00 | |
| | Off Peak (April, May, October) | Monday-Tuesday | \$44.00 | |
| | | Wednesday-Thursday | \$46.00 | |
| | | Friday-Sunday | \$52.00 | |
| | Clubhouse package | \$5/player | See manager for details | |
| | Country Club Package | \$10/player | | |
| 6. Corporate Membership** | Annual Fee | \$2,500 | With Tournament \$2,000 (min. 72 players) | |
| 7. Event Center Rental | | Weekday | Weekend | |
| | Hourly Rate (additional hours) | \$225.00 | \$300.00 | |
| | Luncheon (3 hours, between 10 am-3 pm) | \$500.00 | \$650.00 | |
| | Evening (6 hours, after 3 pm) | \$1,800.00 | \$2,250.00 | |
| | North Salt Lake Residents | | 20% Discount | |
| | Deposit | | \$500.00 (not refundable) | |
| | Cleaning Deposit | | \$500.00 (refundable) | |
| | Bartending Service | | \$250.00 | |
| | 2022 Construction Discount (May-June) | | 10% Discount | |

* Adjustment of Fees: The Golf Director shall have the authority to reduce the posted fees at Eaglewood if deemed necessary (Adjustments to Banquet Facility Rental Fees shall be considered on a case-by-case basis).

**Corporate membership may be pro-rated by Golf Director between March 1 and November 30

109.2 Park Bowery Reservations

| | | Weekday Rates (M-Th) | | Weekend Rates (F-Sun & Holidays) | |
|---|----------------------|----------------------|--------------|-------------------------------------|--------------|
| Location | Time | Resident | Non-Resident | Resident | Non-Resident |
| Legacy Park #1 Large Pavilion East side | 10:00-2:00/4:00-8:00 | 100.00 | 150.00 | 120.00 | 200.00 |
| | ALL DAY (10:00-8:00) | 200.00 | 300.00 | 240.00 | 400.00 |
| Legacy Park #2 Near Splash Pad Middle | 10:00-2:00/4:00-8:00 | 50.00 | 60.00 | 60.00 | 70.00 |
| | ALL DAY (10:00-8:00) | 100.00 | 120.00 | 120.00 | 140.00 |
| Legacy Park #3 Near Basketball courts West side | 10:00-2:00/4:00-8:00 | 50.00 | 60.00 | 60.00 | 70.00 |
| | ALL DAY (10:00-8:00) | 100.00 | 120.00 | 120.00 | 140.00 |
| Foxhollow Park | 10:00-2:00/4:00-8:00 | 25.00 | 50.00 | 35.00 | 55.00 |
| | ALL DAY (10:00-8:00) | 35.00 | 70.00 | 70.00 | 100.00 |
| Hatch Park #1 Pavilion South side | 10:00-2:00/4:00-8:00 | 25.00 | 50.00 | 35.00 | 55.00 |
| | ALL DAY (10:00-8:00) | 35.00 | 70.00 | 70.00 | 100.00 |
| Hatch Park #2 Pavilion North Side | 10:00-2:00/4:00-8:00 | 15.00 | 25.00 | 20.00 | 40.00 |
| | ALL DAY (10:00-8:00) | 30.00 | 55.00 | 35.00 | 75.00 |
| Wild Rose Trail head park | 10:00-2:00/4:00-8:00 | 35.00 | 45.00 | 45.00 | 55.00 |
| | ALL DAY (10:00-8:00) | 60.00 | 80.00 | 80.00 | 100.00 |
| Tunnel Springs Pavilion North End | 10:00-2:00/4:00-8:00 | 35.00 | 45.00 | 45.00 | 55.00 |
| | ALL DAY (10:00-8:00) | 60.00 | 80.00 | 80.00 | 100.00 |
| Veteran's Memorial Amphitheater | 10:00-2:00/4:00-8:00 | 35.00 | 45.00 | 45.00 | 55.00 |
| | ALL DAY (10:00-8:00) | 60.00 | 80.00 | 80.00 | 100.00 |

*A refundable cleaning deposit [is](#) required for all park reservations.

Small Pavilion \$50; Large Pavilion \$200

| 10.3 Playing Field Reservations | | | | | |
|--|--------------|-----------------------------|---------------------|---|---------------------|
| | | Weekday Rates (M-Th) | | Weekend Rates (F-Sat) No Reservation on Sunday | |
| Location | Time | Resident | Non-Resident | Resident | Non-Resident |
| Legacy Park Field #1 West | 2 hour block | 10.00 | 12.00 | 10.00 | 12.00 |
| Legacy Park Field #2 Center | 2 hour block | 10.00 | 12.00 | 10.00 | 12.00 |
| Legacy Park Field #3 East | 2 hour block | 10.00 | 12.00 | 10.00 | 12.00 |
| Hatch Baseball South | 2 hour block | 10.00 | 12.00 | 10.00 | 12.00 |
| Hatch Baseball North | 2 hour block | 10.00 | 12.00 | 10.00 | 12.00 |

*A refundable \$200 cleaning deposit is required for all field reservations.

Section ~~1110~~: Event Fees

(Event permit fees waived for bona fide non-profit events/organizations)

| 1110.1 North Salt Lake 3rd of July Event City Sponsored Celebrations and Events | |
|---|--|
| <i>The City Council may waive vendor fees for City Sponsored events when deemed necessary and reasonable.</i> | |
| Mobile Food Vendor Permit <i>(Verification of business license (NSL or other jurisdiction), health department inspection, fire safety inspection, and insurance)</i> | \$35 |
| Inflatables (bounce houses, slides, etc.) | \$35, plus \$300 damage deposit |
| City provided power/vendor | \$100 |
| 1110.2 Privately Organized Events | |
| <i>Event fees may be waived for verified non-profit events/organizations.</i> | |
| Event Permit | \$100/day* |
| Mobile Food Vendor, event permit <i>[Verification of business license (NSL or other jurisdiction), health department inspection, fire safety inspection, and insurance]</i> | \$35/event (3 day max.) |
| Retail Vendor, event permit | \$35/event (3 day max.) |
| Inflatables (bounce house, slides, etc.) | \$35/event (3 day max.)* |
| City provided power/vendor | \$100 |
| *Deposit <i>(Events hosted on city owned property)</i> | Cleaning \$200 Damage (inflatables) \$300 |
| Events requiring city personnel and/or equipment | Actual Costs Incurred |
| <i>Proof of temporary mass gathering permit from Davis County Health Department is required for events that have an actual or reasonably anticipated assembly of 1,000 or more people, which continues for two or more hours per day.</i> | |
| 1110.3 -City Sponsorship of Events | |
| <p>The City Council may approve and authorize sponsorship of privately organized community events. Sponsorships may include event fee waivers, in kind donations of city staff and time, or cash donations.</p> | |

Section **1211**: Administrative Code Enforcement Fees

1211.1 Civil Penalties for Code Violation

| | |
|--|--|
| Daily Violation Fee | \$100/day (after expiration of minimum 10 day compliance deadline) |
| Interest on unpaid fee | 10% per annum, compounded monthly |
| Abatement of junk, weeds, or other nuisances | Actual costs incurred to abate nuisance |
| Daily Violations. Each day a violation is continued or maintained after receipt of notice shall give rise to a separate civil penalty for each day of violation. | |

1211.2 Abatement for Correction and Payment

| | |
|--|---------------------------------------|
| Civil penalties shall be partially abated after the violation is cured and in the discretion of a hearing officer considering the following guidelines and factors: | |
| Prompt Cure. Reductions are generally appropriate for promptly curing the violation pursuant to the following schedule, but the hearing officer may grant greater or lesser abatements depending on the facts of the case: | Cured with 14 days-75% reduction |
| | Cured within 28 days-50% reduction |
| | Cured within 60 days-25% reduction |

1. Civil penalties shall be partially abated after the violation is cured and in the discretion of a hearing officer considering the following guidelines and factors:
 - a. Prompt Cure. Reductions are generally appropriate for promptly curing the violation pursuant to the following schedule, but the hearing officer may grant greater or lesser abatements depending on the facts of the case:
 - i. Cured within fourteen days after second notice—seventy-five percent reduction,
 - ii. Cured within twenty-eight days after second notice—fifty percent reduction, or
 - iii. Cured within fifty-six days after second notice—twenty-five percent reduction;
 - b. If strict compliance with the notice and order would have caused an imminent and irreparable injury to persons or property;
 - c. If the violation and inability to cure were both caused by a force majeure event such as war, act of nature, strike or civil disturbance;
 - d. Such other mitigating circumstances as may be approved by the attorney or designee;
 - e. If a change in the actual ownership of the property was recorded in the recorder's office after the first or second notice was issued and the new owner is not related by blood, marriage or common ownership to the prior owner.
2. If the hearing officer finds that the noticed violation occurred and no applicable defense applies, the hearing officer may, in the interest of justice and on behalf of the city, enter into an agreement for the delayed or periodic payment of the applicable penalty.
3. Collection of Civil Penalties.
 - a. If the penalty imposed pursuant to this chapter remains unsatisfied after forty days or when the penalty amounts to five thousand dollars from the receipt of notice, or ten days from such date as may have been agreed to by the hearing officer, the county may use such lawful means as are available to collect such penalty, including costs and attorney's fees.
 - b. Commencement of any action to remove penalties shall not relieve the responsibility of any penalty to cure the violation or make payment of subsequently accrued civil penalties nor shall it require the county to reissue any of the notices required by this chapter.



CITY OF NORTH SALT LAKE

10 East Center Street
North Salt Lake, Utah 84054
(801) 335-8700
(801) 335-8719 Fax

Brian J. Horrocks
Mayor

Ken Leetham
City Manager

MEMORANDUM

TO: Honorable Mayor and City Council

FROM: Ken Leetham, City Manager

DATE: September 6, 2022

SUBJECT: Ratification of a Settlement Agreement and Mutual Release of Claims Between the City of North Salt Lake and Stikki Enterprises, LLC.

RECOMMENDATION

I recommend the City Council approve Resolution 2022-33R: A Resolution Ratifying the Settlement Agreement and Mutual Release of Claims between the City of North Salt Lake and Stikki Enterprises, LLC.

BACKGROUND

When the City recently exercised its right to terminate the Golf Course Concessionaire contract, the Concessionaire responded with several claims against the City and its employees. We have now settled those claims in the attached agreement and are seeking the Council's formal approval of the agreement. I strongly recommend this agreement is in the City's and Golf Course's best interest and though there are some monetary payouts on our part to the Concessionaire, this agreement will result in a much-improved long-term solution to concessions and event services at the golf course. Entering into this agreement will also avoid the costs and risks of litigating these claims, parts or all of which may not be covered by the City's liability insurance.

For the Council's information, the City's Golf Course Oversight Committee has also expressed support for a change in concession services, though they have not been a part of the proposed settlement of claims. The Committee has noted on several occasions that making a change to concession and event services is needed.

PROPOSED MOTION(S)

I move the City Council approve Resolution 2022-33R: A Resolution ratifying the Settlement Agreement and Mutual Release of Claims between the City of North Salt Lake and Stikki Enterprises, LLC.

RESOLUTION NO. 2022-33R

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF NORTH SALT LAKE RESOLUTION RATIFYING
THE SETTLEMENT AGREEMENT AND MUTUAL RELEASE
OF CLAIMS BETWEEN THE CITY OF NORTH SALT LAKE
AND STIKKI ENTERPRISES, LLC**

WHEREAS, the City Council of the City of North Salt Lake is empowered to enact and enter into settlement agreements as needed; and

WHEREAS, on December 10, 2018, the City and Stikki Enterprises, LLC entered into an agreement entitled for the purpose of engaging Stikki’s services to restaurant and catering concessions and reception center management at the Eaglewood Golf Course, and

WHEREAS, as permitted in the agreement the City gave notice on June 8, 2022 that it wanted to terminate the agreement and provided Stikki with notice of such termination; and

WHEREAS, Stikki made several claims and demands against the City and the City and Stikki have now settled those claims and demands in a settlement agreement entitled, “Settlement Agreement and Mutual Release of Claims.”

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of North Salt Lake as follows:

Section 1. The agreement attached as Exhibit A entitled, “Settlement Agreement and Mutual Release of Claims” between the City of North Salt Lake and Stikki Enterprises, LLC is hereby approved and the Mayor is authorized to sign such agreement on behalf of the City.

Section 2. This Resolution shall take effect upon passage.

APPROVED AND ADOPTED by the City of North Salt Lake, Utah, on this 6th day of September, 2022.

CITY OF NORTH SALT LAKE
By:

ATTEST:

BRIAN J. HORROCKS
Mayor

WENDY PAGE
City Recorder

City Council Vote as Recorded:

Council Member Watts Baskin _____
Council Member Gordon _____
Council Member Knowlton _____
Council Member Porter _____
Council Member Van Langeveld _____

SETTLEMENT AGREEMENT AND MUTUAL RELEASE OF CLAIMS

This Settlement and Mutual Release Agreement (the “Agreement”) is made and entered into this 31st day of August, 2022, by and between NORTH SALT LAKE CITY, a municipal corporation of the State of Utah (the “City”), and STIKKI ENTERPRISES, LLC, a Utah limited liability company (“STIKKI”).

RECITALS:

A. The City and STIKKI entered into a contract on December 10, 2018, (the “Agreement”) for STIKKI to provide concessionaire services at the Eaglewood Golf Course and Clubhouse in North Salt Lake City.

B. Disputes have developed between the parties relating to the performance of the contract obligations of each party.

C. The parties desire to resolve all disputes relating to the Agreement and to terminate the Agreement, pursuant to the terms and conditions of this Settlement Agreement and Mutual Release of Claims.

NOW THEREFORE, in consideration of the mutual covenants contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

1. **Incorporation of Recitals.** The above Recitals are hereby incorporated into this Agreement.
2. **Accounting and Payment for Events.** A full accounting of the events at the Eaglewood Clubhouse and Golf Course from December 1, 2021, until July 30, 2022, including all revenue generated by each event is attached hereto as Exhibit A and incorporated by reference. The City shall pay STIKKI 30% of the proceeds of these events, which equals the sum of \$6,927.00.
3. **Payment by the City.** Concurrent with the execution of this Agreement, the City shall pay to STIKKI, in addition to the payment described in paragraph 2 above, the sum of \$169,095 (comprised of \$135,000 in compensatory damages, \$28,095 for equipment, and \$6,000.00 for attorneys fees) in full and final resolution of all claims of both parties relating to all disputes. The stated sum includes the purchase by the City from STIKKI of that certain equipment identified on Exhibit B, attached hereto and incorporated herein by reference.
4. **Release of All Claims.** For the mutual consideration given, the receipt and adequacy of which are hereby acknowledged, the City does hereby release and forever discharge STIKKI and its respective managers, members, employees, servants, predecessors, successors, insurers, assigns, agents agencies, representatives, volunteers, and all persona acting by and through them or any of them, and STIKKI does hereby release and forever discharge the City and their respective officials, employees, servants, predecessors, successors, insurers, assigns, agents, agencies, representatives, volunteers and all persons acting by and through them or any of them,

of and from any and all manner of action or actions, cause or causes of action, in law or equity, suits, debts, liens, contracts, guarantees, agreements, promises, liabilities, claims, demands, injuries, damages, lost wages, income, profits, employment losses of any other kind or character, attorney's fees, costs or expenses, of any nature whatsoever, known or unknown, fixed or contingent (hereinafter called "claims"), which either party now has, or may hereafter have, against the other party, or any of them, by reason of or arising from the Agreement between the parties and all dealings related thereto from the beginning of time to the date hereof. The release shall not apply to the obligations under this Settlement Agreement and Mutual Release of Claims, which obligations shall survive the execution of this present settlement agreement.

5. Future Relationship. The parties agree that moving forward upon request by any party hosting tournaments at the Eaglewood Golf Course or events at the Reception Center at the Eaglewood Clubhouse, STIKKI may act as a caterer for such events. The City agrees to treat STIKKI as it does any other party performing services contemplated in this paragraph. To the extent the City references any specific caterers on its website information, the City shall also provide reference to STIKKI. In addition, the parties agree and understand that as of the date of this agreement, STIKKI has made arrangements to do outside catering for golf tournaments and for certain other events at the Golf Course and Event Center, as described in Exhibit B. STIKKI shall be allowed to provide service for these events and shall have reasonable access to the serving area and the clubhouse for these events and for future events. In addition, as with other caterers, STIKKI shall pay to the City 15% of the revenue from each event listed on Exhibit C which STIKKI caters.

6. Release of Leased Premises. STIKKI hereby agrees to relinquish any possessory interest in the leased premises as referred to in the Agreement and to remove all of its property not purchased by the City (as described on Exhibit B) from the leased premises by not later than September 8, 2022.

7. Non-Disparagement. The parties each agree not to make, or cause any other person to make, any oral or written statement that is intended or is reasonably likely to criticize or disparage the other party, including George and Tonya Iongi and the City's officers, employees or elected officials. This paragraph shall not be construed to prohibit any person from responding publicly to incorrect public statements or from making truthful statements when required by law, subpoena, court order, or the like. Should there be any subpoena, court order or other legal obligation that would require a party to criticize or disparage the other party, advance written notice shall be given to the other party as soon as practicable by hand delivery or email:

STIKKI
% George and Tonya Iongi
27 East 4050 South
Bountiful, UT 84010
ikgeorge96@gmail.com **and**
tonyaiongi17@gmail.com

City of North Salt Lake
10 East Center St.
North Salt Lake City, UT 84054-0208

Kenl@nslcity.org

8. **Alcohol License.** If requested in writing by the City, STIKKI will provide alcohol management and beverage/beer cart services at the Eaglewood Club House and Golf Course until the City is licensed and able to assume these activities. STIKKI may keep the revenue generated from such activities.

9. **Entire Agreement.** This Agreement contains the entire agreement and understanding of the parties with respect to the subject matter hereof and no prior representations, warranties or promises pertaining to the subject matter hereof which are not contained herein shall not be of any force or effect.

10. **Severability.** If any portion of this Agreement shall be or become illegal, invalid or unenforceable in whole or in part for any reason, such provision shall be ineffective only to the extent of such illegality, invalidity or unenforceability, without invalidating the remainder of such provision or the remaining provisions of this Agreement.

11. **Binding Effect.** This Agreement shall inure to the benefit of and be binding upon the parties hereto and their respective officers, employees, successors and assigns.

12. **Governing Law and Venue.** This Agreement shall be enforced and governed under the laws of the State of Utah, and jurisdiction for any action based on this Agreement shall be with the Second District Court of Davis County, State of Utah.

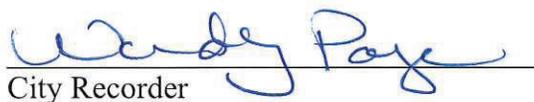
13. **Amendment.** This Agreement may be amended only in writing signed by the parties hereto.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement by and through their respective duly authorized representatives as of the day and year first hereinabove written.

“CITY”

CITY OF NORTH SALT LAKE

ATTEST:


City Recorder

By: 
Brian Horrocks, Mayor



“STIKKI”

STIKKI ENTERPRISES, LLC

By: Tonya Longi
Its: Managing Member

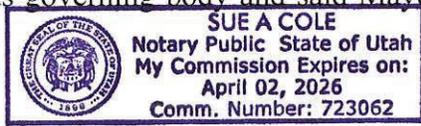
CITY ACKNOWLEDGMENT

STATE OF UTAH)

: ss.

COUNTY OF DAVIS)

On the 31 day of August, 2022, personally appeared before me Brian Horrocks, who being by me duly sworn, did say that he is the Mayor of the **CITY OF NORTH SALT LAKE**, a municipal corporation, and that said instrument was signed in behalf of the City by authority of its governing body and said Mayor acknowledged to me that the City executed the same.



Sue A. Cole
NOTARY PUBLIC

Residing at:

My Commission Expires:

April 02, 2026

Davis County

STIKKI ACKNOWLEDGMENT

STATE OF UTAH)

: ss.

COUNTY OF DAVIS)

On the ___ day of _____, 2022 personally appeared before me Tonya Longi who being by me duly sworn, did say that she is managing member of STIKKI ENTERPRISES, LLC, a Utah limited liability company and that the foregoing document was signed on behalf of said limited liability company.

NOTARY PUBLIC

Residing at:

My Commission Expires:

Exhibit A

| Name | Type of Event | Date of Event | Deposit Kept | Total Due |
|------------------------|------------------------------|---------------|--------------|------------|
| Kylie Ales | | 5/11/2022 | \$0.00 | \$1,200.00 |
| David Angerbauer | Summerwood HOA | 5/12/2022 | \$0.00 | \$600.00 |
| Michael Brown | Class Reunion | 5/21/2022 | \$0.00 | \$1,200.00 |
| Rhonda Slowman-Day | Graduation Reception | 5/27/2022 | \$0.00 | \$1,200.00 |
| Jennifer Egan | Wedding/Reception | 6/2/2022 | \$0.00 | \$1,060.00 |
| Pauline Pututau | Graduation Bday Party | 6/3/2022 | \$350.00 | \$1,500.00 |
| Lakeview Hospital | Outdoor Evening Luau | 6/9/2022 | \$0.00 | \$1,350.00 |
| Ron Wade | Wedding Luncheon | 6/10/2022 | \$0.00 | \$650.00 |
| Diana Barnett | Wedding Dinner | 6/16/2022 | \$0.00 | \$1,200.00 |
| Cami Johnson | Luncheon and Reception | 6/23/2022 | \$0.00 | \$2,565.00 |
| Jay Francis | Work Party | 6/24/2022 | \$0.00 | \$1,350.00 |
| Benjamin Coles | Alliance Wealth Advisors | 6/28/2022 | \$0.00 | \$1,200.00 |
| Purevbaatar Dagvasuren | Wedding & Reception | 7/5/2022 | \$500.00 | \$1,200.00 |
| Jessieann Hibbard | Hibbard/Lane Wedding | 7/7/2022 | \$0.00 | \$960.00 |
| Jeanne Hendrix | 2001 Bountiful Class Reunion | 7/15/2022 | \$0.00 | \$585.00 |
| Amy Thomson | Luncheon | 7/16/2022 | \$0.00 | \$520.00 |
| Fabiana Alliaud | Family Luncheon | 7/21/2022 | \$0.00 | \$1,200.00 |
| Ashley Wilson | Son's Wedding | 7/22/2022 | \$0.00 | \$1,500.00 |
| Giovanly & Carlos | Wedding | 7/29/2022 | \$0.00 | \$1,200.00 |

| | |
|----------|-------------|
| \$850.00 | \$22,240.00 |
|----------|-------------|

| | |
|--------------|-------------|
| Amount Total | \$23,090.00 |
|--------------|-------------|

| | |
|-----------------------------|-------------------|
| 30% of Event Revenue | \$6,927.00 |
|-----------------------------|-------------------|

Exhibit B

STIKKI EQUIPMENT AND MISC. EXPENSES

Equipment

| | | |
|-------------------------------|---|-----------------|
| Soda Machine Pebble Ice Maker | - | \$3,900 |
| Soda Syrup (10 Bibs) | - | \$845 |
| Stainless Steel 12' Cabinet | - | \$1,800 |
| Café Metal Dining Tables | - | \$825 |
| Manitowac Ice Maker | - | \$3,000 |
| Manitowac Ice Bin | - | \$1,000 |
| Dish Washer Racks | - | \$120 |
| Flat Ware Dish Rack | - | \$80 |
| Beverage Carts (All 3) | - | \$16,000 |
| Subtotal | - | \$27,570 |

Licenses and Misc. Expenses

| | | |
|--------------------------------------|---|--------------|
| Alcohol Management License | - | \$150 |
| Health Department Operation Renewal- | | \$375 |
| Subtotal | - | \$525 |

Total - **\$28,095**

EXHIBIT C

List of Events STIKKI has booked previous to this settlement agreement:

8/24/22 Larkin
8/30/22 Smedley Financial
8/31/22 American First Credit Union
9/1/22 R9-R10 Alliance
9/10/22 Delta Fire
9/12/22 Silver Eagle Re_ning
9/13/22 ACI
9/14/22 Converge One
9/15/22 ACG
9/16/22 Keller Williams
9/16/22 Sariah wedding
9/20/22 Maverick
9/21/22 Maverick
9/23/22 R, Q & N
9/29/22 CU Direc
9/29/22 Tim Hatch dinner

1 CITY OF NORTH SALT LAKE
2 CITY COUNCIL MEETING-WORK SESSION
3 EAGLEWOOD VILLAGE FISHING POND
4 325 SOUTH ORCHARD DRIVE; PARKING LOT, NORTH SALT LAKE
5 AUGUST 16, 2022

6
7 **DRAFT**
8

9 Mayor Horrocks welcomed those present at 6:00 p.m.

10
11 PRESENT: Mayor Brian Horrocks
12 Councilmember Lisa Watts Baskin
13 Councilmember Natalie Gordon
14 Councilmember Ted Knowlton
15 Councilmember Stan Porter
16 Councilmember Alisa Van Langeveld
17

18 STAFF PRESENT: Ken Leetham, City Manager; Karyn Baxter, City Engineer; David Frandsen,
19 Public Works Director; Craig Black, Police Chief; Sherrie Pace, Community Development
20 Director.
21

22 OTHERS PRESENT: Dee Lalliss, resident.
23

24 1. FIELD TRIP TO THE EAGLEWOOD VILLAGE FISHING POND
25

26 The City Council met at 6:00 p.m. for a field trip of the Eaglewood Village Fishing Pond to
27 discuss a few ideas about improvements staff had been discussing and methods believed to be
28 more affordable than previous plans. The consensus of the Council was to have staff come up
29 with a plan that would cost approximately \$100,000 to \$200,000.
30

31 2. ADJOURN
32

33 Mayor Horrocks adjourned the meeting at 6:35 p.m. to reconvene at City Hall for the regular
34 session.
35

CITY OF NORTH SALT LAKE
CITY COUNCIL MEETING-REGULAR SESSION
ANCHOR LOCATION: CITY HALL
10 EAST CENTER STREET, NORTH SALT LAKE
AUGUST 16, 2022

DRAFT

Mayor Horrocks welcomed those present at 7:06 p.m. Stan Porter offered the invocation and led those present in the Pledge of Allegiance.

PRESENT: Mayor Brian Horrocks
Councilmember Lisa Watts Baskin
Councilmember Natalie Gordon
Councilmember Ted Knowlton
Councilmember Stan Porter
Councilmember Alisa Van Langeveld

STAFF PRESENT: Ken Leetham, City Manager; Karyn Baxter, City Engineer; David Frandsen, Public Works Director; Heidi Voordeckers, Finance Director; Craig Black, Police Chief; Todd Godfrey, City Attorney; Sherrie Pace, Community Development Director; Wendy Page, City Recorder.

OTHERS PRESENT: Dee Lalliss, Kelly Applegate, Yvonne Applegate, Annabel Lowenhaught, residents; Jason Boulton, Storm Water Enforcement Inspector.

1. CITIZEN COMMENT

Yvonne Applegate, 676 Vista View Lane, spoke on removing her park strip and how Weber Basin Water Conservancy District estimated she used 13,000 gallons a year watering that area. She said it cost her approximately \$3,000 to remove the grass and add gravel to the park strip. Ms. Applegate explained how in the middle of this work that she received a code violation from the City based on a complaint from her neighbor. She was found to be in violation of the recently approved City Code 10-22-3 that required 33% of the park strip to contain live plant material.

Yvonne Applegate commented there were multiple other properties that should also be found in violation and with the current drought conditions that she did not want to add sprinklers or live plants back to the area. She asked what the next step would be in following up with the code violation.

76 Sherrie Pace replied Ms. Applegate should contact Sandra, the City's Code Enforcement Officer,
77 to discuss her options. She said that the requirement for live material could consist of trees,
78 water-wise plants, etc.

79
80 Annabel Lowenhaught, 660 Eagleridge Drive, commented she also received a letter about water
81 conservation and said it did not include information about the new City Ordinance. She said the
82 City was required to cite each home that was in violation and suggested that the requirement for
83 33% should be removed at this time.

84
85 Councilmember Knowlton said these were important points to consider. He spoke on the value
86 of having trees and plants in the park strips for shade and other benefits.

87
88 Mayor Horrocks commented during the recent storms the rocks from his neighbor's yard were
89 washed into his yard. He said there were several things to consider.

90

91 2. CONSIDERATION OF NEW CITY POSITIONS OF ASSISTANT CITY MANAGER,
92 WATER TECHNICIAN, AND ENGINEERING INSPECTOR

93

94 Ken Leetham reported there was a discussion during the August 2nd City Council meeting about
95 the possible reorganization of City departments. He recommended the appointment of David
96 Frandsen as the Assistant City Manager and also opening the search for the Public Works
97 Director position. Mr. Leetham spoke on the cost of the proposal for the Assistant City Manager,
98 Water Technician, and Engineering Inspector positions and how the salaries would be funded
99 through Administration, Engineering, Streets, Parks, Water, Storm, Parks, and Pressurized
100 Irrigation Funds. He said the majority of these three positions spent time focusing on the repair
101 and replacement of streets, water service, and storm drain projects.

102

103 Ken Leetham explained the way the City did construction projects would also be changing
104 including reducing the number of engineers to two and using consultants to design projects. He
105 noted this proposal would actually reduce the number in the General Fund by \$150,000 and the
106 total cost of the proposal was \$180,425. He added the fund impact would be \$201,600 in the
107 Water Fund, \$131,000 in the Storm Fund, a reduction of \$150,700 in the General Fund, a
108 reduction of \$400 in the Solid Waste Fund, and a reduction of \$1,100 in the Fleet Fund for a total
109 of \$180,400. He said if the current Assistant Public Works Director was hired as the Public
110 Works Director the total impact of that would be \$27,000. Mr. Leetham felt these were the right
111 changes and would help with making progress in infrastructure replacement. He explained that
112 the Assistant City Manager would be primarily responsible for the aggressive infrastructure
113 replacement program including tree planting in City park strips that were not in compliance with
114 the Ordinance.

115

116 Councilmember Van Langeveld commented the proposal to no longer have three engineers was
117 due to shifting some of the work to contractors, which would cost money. She said the overall

118 cost might be higher than what was projected. Ken Leetham clarified there would be contractor
119 costs but the trade was for time and progress on these projects. He said this was not a criticism of
120 staff but one observation was that there needed to be third parties involved on multi-million
121 dollar projects and infrastructure. The annual investment would be four to five million dollars in
122 these activities and was worth the 15% more to have these projects designed correctly and in a
123 timely way. Mr. Leetham said the City could not afford to decline making these changes or there
124 would be continued decline and decay in infrastructure instead of needed progress.

125
126 Councilmember Van Langeveld asked about the tangible benefits or noticeable difference which
127 would be seen by making these additional investments in staffing. Ken Leetham replied the
128 Council would see newer park facilities and equipment, improved functionality of parks, more
129 repaired road surfaces, and less emergency waterline repairs. He said sometimes it was hard to
130 see the results with some new employee positions, but he felt that the Council would be able to
131 see slow improvement in the quality of infrastructure, particularly parks. Mr. Leetham said the
132 Parks and Arts Board would be providing a list of park repairs to the Council in September.

133
134 Councilmember Baskin commented that when the prior Assistant City Engineer was interviewed
135 for the City Engineer, she asked upon promotion for a replacement Assistant City Engineer. She
136 asked if in lieu of hiring a new Assistant City Engineer the City would hire consultants. Ken
137 Leetham replied there was a plan to hire an additional Engineer as the staff engineer just quit. He
138 said the Assistant City Engineer and the Staff Engineer positions were both open at this time. Mr.
139 Leetham asked for the flexibility to hire either a Staff Engineer or an Assistant City Engineer.

140
141 Councilmember Gordon said one of the responsibilities of the Council was to take the revenue
142 and make capital improvements. She felt this plan was a great way to do it and the investment
143 would pay off.

144
145 **Councilmember Van Langeveld moved that the City Council approve the organizational**
146 **changes proposed by the City Manager, which include the creation of an Assistant City**
147 **Manager position and authorization to hire one additional Water Technician and one**
148 **additional Engineering Inspector. Councilmember Knowlton seconded the motion. The**
149 **motion was approved by Council Members Baskin, Gordon, Knowlton, Porter, and Van**
150 **Langeveld.**

151
152 3. CONSIDERATION OF RESOLUTION 2022-29R: A RESOLUTION APPOINTING
153 HEIDI VOORDECKERS AS THE CITY OF NORTH SALT LAKE FINANCE
154 DIRECTOR

155
156 Ken Leetham reported Heidi Voordeckers had been the City's Finance Director since March 15,
157 2022; however, this resolution was necessary because Heidi had been selected as the Utah
158 League of Cities and Towns appointee to the State's Private Activity Bond Review Board. He
159 explained in order for an individual to serve as a board member they must be either an elected or

160 appointed official. He stated the League confirmed that the City Council may appoint Ms.
161 Voordeckers officially to her position thus qualifying her to serve on this important Board.

162
163 Heidi Voordeckers commented this was an interesting opportunity and said the Board reviewed
164 plans for tax exempt bonds to provide developers opportunities for tax exempt bonds for low
165 income housing projects, etc. She said this Board funded Regent scholarships, the State
166 Education Fund, and housing projects.

167
168 Ken Leetham explained that several of the City's executive staff members were actively serving
169 on State Boards and Commissions or in legislative appointments through the League of Cities
170 and Towns. He said this was an excellent way for the City to be represented and for employees
171 to grow in their careers.

172
173 **Councilmember Baskin moved that the City Council approve Resolution 2022-29R: A**
174 **resolution appointing Heidi Voordeckers as the City of North Salt Lake Finance Director.**
175 **Councilmember Gordon seconded the motion. The motion was approved by Council**
176 **Members Baskin, Gordon, Knowlton, Porter, and Van Langeveld.**

177
178 4. CONSIDERATION OF PROPOSED PURCHASE OF A BOBCAT MT100 MINI
179 TRACKER LOADER FOR THE STATE CONTRACT PRICE OF \$38,091

180
181 David Frandsen reported the Bobcat MT100 could be used for a number of jobs including
182 cleaning the Public Works wash bay, for trail maintenance, stump grinding, and at Deer Hollow.
183 He said this price reflected the State of Utah Contract PA3043.

184
185 Councilmember Porter asked about the State bid. David Frandsen replied that vehicle pricing and
186 availability was still unpredictable and the waitlist for this equipment was three months. He said
187 they always looked for the best price on equipment.

188
189 **Councilmember Gordon moved that City Council approve the purchase of a Bobcat**
190 **MT100 Mini Track Loader from Intermountain Bobcat for the State contract price of**
191 **\$38,091. Councilmember Van Langeveld seconded the motion. The motion was approved**
192 **by Council Members Baskin, Gordon, Knowlton, Porter, and Van Langeveld.**

193
194 5. CONSIDERATION OF PROPOSED PURCHASE OF A VENTRAC 4520 TRACTOR
195 FROM TURF EQUIPMENT AND IRRIGATION FOR THE STATE CONTRACT
196 PRICE OF \$64,725

197
198 David Frandsen reported the City already owned one Ventrac Tractor and would like to purchase
199 a second machine. He said all of the current accessory attachments could be used with a new
200 tractor interchangeably. Ventrac 4520 Tractor was used as a snow blower, broom, spreader,

201 slope trail mowing, aeration, sod cutting, and leaf pickup. He stated Turf Equipment currently
202 had one tractor in stock at this time.

203
204 Mayor Horrocks asked how much sidewalk the City was responsible for related to snow
205 removal. David Frandsen replied that this information was provided in the annual report. He said
206 the golf course provided their own maintenance.

207
208 **Councilmember Porter moved the City Council approve the purchase of a Ventrac 4520**
209 **Tractor from Turf Equipment & Irrigation for the State contract price of \$64,725.**
210 **Councilmember Van Langeveld seconded the motion. The motion was approved by**
211 **Council Members Baskin, Gordon, Knowlton, Porter, and Van Langeveld.**

212
213 6. CONSIDERATION OF RESOLUTION 2022-30R: A RESOLUTION DECLARING
214 CERTAIN EQUIPMENT OF THE PUBLIC WORKS DEPARTMENT AS SURPLUS
215 PROPERTY

216
217 David Frandsen reported the surplus equipment was a John Deere 4100 Tractor P-15 and would
218 be replaced with the Ventrac 4520 Tractor that was just approved in the prior motion.

219
220 **Councilmember Porter moved that the City Council approve Resolution 2022-30R**
221 **declaring the John Deere 4100 Tractor P-15 as surplus and authorize the disposal of this**
222 **property as described. Councilmember Knowlton seconded the motion.**

223
224 Councilmember Baskin asked about the anticipated disposal of this surplus tractor. David
225 Frandsen replied that generally this meant taking the equipment to auction with a minimum bid
226 or for lower value items this would be using the item until it no longer worked.

227
228 **The motion was approved by Council Members Baskin, Gordon, Knowlton, Porter, and**
229 **Van Langeveld.**

230
231 Councilmember Gordon asked about the master's program that staff member Jason Boulton
232 would be attending. Jason Boulton replied that it would be the Master of Public
233 Service/Administration through Utah Valley University.

234
235 7. DISCUSSION OF POSSIBLE JUNETEENTH OBSERVANCE

236
237 Ken Leetham reported that prior to 2008 City staff worked five day work weeks and also
238 observed Columbus Day. During the transition from five day work weeks to four day work
239 weeks the City eliminated the Columbus Day observance. This change meant that the number of
240 hours for holiday pay went from 96 hours annually with eleven holidays (at eight hours each) to
241 100 hours with ten holidays (ten hours each). He shared a chart, which showed 103
242 cities/counties/district with 73 planning to add Juneteenth as a holiday. Mr. Leetham reported

243 every city in Davis County except for Bountiful, Kaysville, and the City had adopted Juneteenth
244 as a holiday.

245
246 Councilmember Baskin commented that June 19th was her mother's birthday, yet she likely had
247 not known about its significance in the nation's history.

248
249 Councilmember Gordon was in favor of this and allowing City staff to observe the holiday.

250
251 Councilmember Porter asked if there was a cost or budget item for this request. Ken Leetham
252 replied that adding a holiday would not cost the City any more other than the productivity of
253 employees for that day.

254
255 Ken Leetham mentioned there was a perception to be aware of that the observance, or not, of this
256 holiday could signify whether the City cared or not about Juneteenth. The Council would need to
257 weigh the importance of that, and he felt it was important to acknowledge and observe the
258 holiday.

259
260 Mayor Horrocks commented it was a Federal and State holiday and questioned if there was a set
261 weekday when it would be observed. Ken Leetham replied he thought it would be recognized
262 during the week even if the 19th landed on a weekend.

263
264 Councilmember Van Langeveld asked if there was a mechanism to observe the holiday during
265 the week as a paid holiday but if the 19th fell on a weekend that it would not be a holiday. She
266 clarified that the holiday should be observed but asked about maintaining staff productivity. Ken
267 Leetham replied there were floating holidays or holiday pay. He suggested following the State's
268 lead of when the holiday was observed.

269
270 The Council discussed when to celebrate the holiday.

271
272 Ken Leetham suggested tracking the State observed day and if it fell on a Friday (when City Hall
273 was normally closed) that it would be great not to be obligated to pay employees an additional
274 ten hours of holiday pay. Todd Godfrey said that the City was entitled to do that but did not
275 know anyone else who did it that way.

276
277 Ken Leetham said staff would prepare a resolution that would add Juneteenth as a City holiday.

278
279 Councilmember Van Langeveld explained her hesitation with having another day that was not
280 specifically June 19th for Juneteenth was not to provide a paid day off but to provide a day of
281 observance for the history. She asked if the City could adopt racial bias training or a way to
282 observe and acknowledge the day.

283

284 Councilmember Porter said some of those remarks were a little controversial and framing it that
285 way might be one sided. He commented there were lots of views in society and he worried as
286 things were separated out, it would separate people. He explained his family was diverse and he
287 did not feel it was right to separate out people with different religions or different races in a way
288 that it might make them feel separated.

289
290 Councilmember Gordon said recognizing Juneteenth did not emphasize anyone's otherness.
291 Councilmember Porter clarified he wanted to support the holiday but said his concern was with
292 some types of racial bias training that might not be beneficial.

293
294 Mayor Horrocks mentioned if the holiday was observed as a staff holiday, then staff would not
295 be able to help with a City sponsored Juneteenth event; therefore, future events would need to be
296 part of the consideration.

297
298 Councilmember Van Langeveld expressed her opinion any training would be selected by the
299 City Manager and brought to the City Council for approval so it would not lose oversight. She
300 thanked the Council for not running away from difficult conversations and appreciated what had
301 been shared.

302
303 Councilmember Knowlton commented Juneteenth was not just a holiday for those who were
304 oppressed but it was a holiday for all Americans to realize it was a significant day in history to
305 move past the worst thing that had been done in the country.

306
307 Councilmember Van Langeveld said her opinion was changed and employees should have the
308 day off.

309
310 Councilmember Gordon summarized the Consensus of the Council was for the City to move
311 forward with recognizing Juneteenth as a holiday as the State recognized it. She added when the
312 Parks and Arts Board considered future events it would be a great idea to consider this event and
313 do something similar to the Juneteenth event that was held this year.

314
315 Ken Leetham stated City staff would be there to help with those future events.

316
317 8. REVIEW OF PLANNING COMMISSION STIPENDS AND CITY COUNCIL WAGES

318
319 Ken Leetham shared a report detailing the mayor, city council, and planning commission
320 stipends for twenty nearby cities. He compared the planning commission stipends and city
321 council wages for Bountiful, Centerville, West Bountiful, and Woods Cross. He highlighted the
322 stipends each of those cities was paying their mayor, city council and planning commissions. He
323 said if the decision was to change the Mayor and Council stipends a public hearing would need
324 to be held and a good time for this would be concurrent with the budget process.

325

326 Ken Leetham also said in West Bountiful none of the committees received a stipend.

327

328 Councilmember Gordon commented the purpose of this was to see what those with expertise
329 were paid. She said this was a different discussion than this stipend discussion and also preferred
330 not discussing the Council's stipend during an election year.

331

332 Mayor Horrocks said the last time this was reviewed was in 2013 and the amounts were almost
333 doubled at that time from \$400 to \$700 for the City Council stipend. He said this review showed
334 the City was in line compared to other neighboring cities.

335

336 Ken Leetham said this chart showed Davis and Weber counties but staff could look south at Salt
337 Lake and Utah counties.

338

339 Councilmember Knowlton suggested updating the Planning Commission stipend from \$50 to
340 \$75.

341

342 Mayor Horrocks said this was a way to involve and allow residents to serve the community but it
343 could also be a hardship for some, which was the purpose of a stipend.

344

345 Councilmember Baskin commented that modifications should be made as staff received COLA
346 increases each year. She said it was time to recognize that the City Council and Planning
347 Commission bore some expenses in attending meetings.

348

349 Councilmember Van Langeveld said with inflation that the \$700 should be \$890 a month. She
350 expressed her opinion the City was a respectable place to be, and the stipend showed the time
351 spent by those that served was valued.

352

353 **Councilmember Gordon moved that the City Council increase the Planning Commission's**
354 **stipend to \$75 per meeting and asked staff to begin the public hearing process to discuss**
355 **the City Council and Mayor's monthly stipend.**

356

357 Councilmember Knowlton suggested providing the Planning Commission chair with \$100 per
358 meeting.

359

360 **Councilmember Gordon amended her motion to provide the Planning Commission chair**
361 **with \$100 per meeting. Councilmember Baskin seconded the amended motion.**

362

363 Councilmember Porter commented that it seemed like the stipends were based on population
364 size.

365

366 Councilmember Knowlton suggested that the amount shown for other cities were at least ten
367 years old and did not account for inflation.

368 **The motion was approved by Council Members Baskin, Gordon, Knowlton, Porter, and**
369 **Van Langeveld.**

370

371 9. APPROVAL OF CITY COUNCIL MINUTES

372

373 The City Council minutes of August 2, 2022 were reviewed and approved.

374

375 **Councilmember Porter moved to approve the City Council minutes of August 2, 2022, as**
376 **written. Councilmember Van Langeveld seconded the motion. The motion was approved**
377 **by Council Members Baskin, Gordon, Knowlton, Porter, and Van Langeveld.**

378

379 10. ACTION ITEMS

380

381 The action items list was reviewed. Completed items were removed from the list.

382

383 11. COUNCIL REPORTS

384

385 Councilmember Van Langeveld reported the Health and Wellness Committee met on August 8th
386 with a presentation by Davis Behavioral Health on the services provided to the City. This
387 included several workshops that would be hosted at City Hall.

388

389 Councilmember Porter reported the UTA Ride on Demand program in the City had started. He
390 said his grandchildren had used the service and it worked well. He suggested better advertising
391 of the service in the City.

392

393 Councilmember Porter also reported on the Jordan River Commission and the Great Salt Lake
394 Recovery Act introduced by Senator Romney.

395

396 Councilmember Baskin reported on the Senior Lunch Bunch and said she would report on some
397 suggestions from resident Dee Lalliss at a future meeting. She commended staff on the
398 Eaglewood Drive project as well as being prepared for flooding during the recent storm.

399

400 Councilmember Knowlton reported on the idea of a mountain bike ride with Bountiful city
401 council members on October 1st. He spoke on UDOT and the corridor agreement related to the
402 utilization of Highway 89 including rapid transit. He noted two meetings had been held with
403 UDOT and City staff related to a corridor agreement. He explained this would be a written
404 document of shared understanding of what was agreed to between the City and UDOT. The
405 discussion included a narrower shoulder, the use of the right of way, crossings, etc.

406

407 Ken Leetham said staff had observed that over the years UDOT had changed the right of way
408 amounts and felt this would be a good agreement to prevent frustration.

409

410 Councilmember Knowlton mentioned there had been discussion for a landscaping plan for City
411 owned land to see where a landscaping treatment might make sense. He asked about putting this
412 on an upcoming agenda and what should be included related to things to avoid,
413 recommendations with a focus on water conservation and tree canopy.

414
415 Ken Leetham clarified this would be a staff review of City owned property with suggestions to
416 the Council on how to beautify those areas with water conservation and tree canopy. He asked if
417 this was related to City owned property or Citywide policies. Councilmember Knowlton replied
418 that he would like to see recommendations from staff.

419
420 Councilmember Porter commented that staff should ensure that City property complied with City
421 Code.

422
423 David Frandsen suggested this item could be placed on the upcoming Parks and Arts Board
424 agenda for discussion.

425
426 12. CITY ATTORNEY'S REPORT

427
428 Todd Godfrey had nothing to report.

429
430 Councilmember Porter commented on the code enforcement letter that the resident received
431 related to the park strip. Sherrie Pace replied it did not say the resident would go to jail. She said
432 it was a ten day courtesy notice and stated the property may be in violation, the penalties, what
433 ordinance they had violated, and contact information for the code enforcement officer. Ms. Pace
434 clarified it was the resident's responsibility to contact the City before the work was completed.

435
436 Sherrie Pace also said the City's Administrative Law Judge had reviewed the content of the
437 courtesy notices that were sent to residents.

438
439 Councilmember Gordon asked about the plant coverage as the Planning Commission had
440 originally recommended 0%. Sherrie Pace replied City staff recommended 33%, which was what
441 the Council approved. She said the previous ordinance stated that the park strip could not contain
442 hardscape and had to be landscaped with lawn, shrubs, and trees. The prior ordinance did not
443 specify a specific amount of plant material but alluded to 100% landscaped park strips.

444
445 Councilmember Van Langeveld asked if the language of the ten day courtesy notice could be
446 softened. Sherrie Pace responded staff would review the notice.

447
448 Councilmember Knowlton suggested allowing some credit for trees planted adjacent to the park
449 strip if the canopy extended into the park strip.

450

451 Ken Leetham suggested there could be an option of a plant percentage or a requirement to plant
452 trees. He said if the ordinance was revisited a way to achieve the goals would be a tree
453 requirement instead of a percent of plants.

454
455 Sherrie Pace said that staff had received some positive feedback about the Flip the Strip program
456 and the City's ordinance.

457
458 Councilmember Baskin clarified that the ordinance was enacted prior to the resident, who
459 commented during the public hearing, revised her park strip and if she had contacted the City she
460 would have been made aware of the ordinance. Sherrie Pace replied affirmatively.

461
462 Councilmember Gordon stated she had no desire to revise the ordinance unless that included the
463 requirement to add trees. Sherrie Pace responded the current requirement was for 33% live
464 material, or one tree planted every 25 feet.

465
466 13. MAYOR'S REPORT

467
468 Mayor Horrocks reported on a meeting with South Davis Recreation District. He said it was the
469 unanimous opinion that the Recreation District needed to get their finances in order. He indicated
470 the Board's vote was not unanimous in obtaining a bond for the expansion of the existing facility
471 or a satellite facility in the City.

472
473 Mayor Horrocks said the articulating ladder truck purchased by South Davis Fire District was
474 sent back to the manufacturer as it had multiple issues.

475
476 Mayor Horrocks spoke on how he and Ken Leetham met with Congressman Chris Stewart's staff
477 related to funding City projects.

478
479 Mayor Horrocks mentioned a resident complaint about truck traffic on Eaglewood Loop to the
480 new development in the area. Karyn Baxter explained she received a text from that same resident
481 and said the Eaglewood Cove development was occurring and all of the truck traffic was
482 occurring on the lower roads. She showed the two entrances into the Cove development on a
483 map and said the south end of the project was paved and the north section would be paved soon.
484 Ms. Baxter said it would be difficult to control the routes the truckers used as they were all
485 different suppliers.

486
487 Mayor Horrocks said the trucks could not legally use Eaglewood Drive. Karyn Baxter replied
488 some routes were shorter but most trucks were coming in from the south and accessed
489 Eagleridge Drive.

490
491 Ken Leetham commented it may not be a violation of City ordinances for the trucks to use
492 Eaglewood Drive. He said if the destination was within the City limits trucks could use whatever

493 route they needed. Chief Black replied some citations had been issued for those using Eaglewood
494 Drive to make deliveries to places that were not directly on or accessed through Eaglewood.

495
496 Karyn Baxter said the majority of the work related to hauling would be completed before the
497 winter weather.

498
499 14. CITY MANAGER'S REPORT

500
501 Ken Leetham reported on an idea for a bill related to the RAP tax and the authorization for ten
502 year increments. He said the legislature should consider an amendment that if a community has a
503 bond for a recreation or other qualifying project with a 20 or 30 year obligation that the City
504 could request the citizens authorize the collection of a RAP tax for that term. Mr. Leetham gave
505 the example of using RAP tax for bond payments for the Hatch Park project and the certainty
506 that the funds would be available for the length of the bond. He also spoke on providing funding
507 sources for Hatch Park at an upcoming meeting.

508
509 Councilmember Van Langeveld asked if the Hatch Park remodel would be placed on hold since
510 the South Davis Recreation District (SDRD) would not be able to obtain a bond for the satellite
511 facility in the City this year. Mayor Horrocks replied the project was not on hold. He said the
512 City made a verbal commitment to reserve a location for the District's facility and spoke on how
513 recreation facilities were never meant to make money, but the question was how much of a loss
514 was acceptable. Mayor Horrocks said things to consider included population growth, recreation
515 facilities were a benefit to the communities, and there was currently the issue of inflation.

516
517 Councilmember Gordon asked what happened when the Recreation Center ran at a loss. Mayor
518 Horrocks replied the SDRD was subsidized by property taxes and could raise taxes. He spoke on
519 the value of recreation centers and how people looked for amenities in communities such as
520 parks, snow plowing, and recreation centers.

521
522 15. ADJOURN

523
524 Mayor Horrocks adjourned the meeting at 9:28 p.m.

525
526 *The foregoing was approved by the City Council of the City of North Salt Lake on Tuesday*
527 *September 6, 2022 by unanimous vote of all members present.*

528
529
530
531

Brian J. Horrocks, Mayor

Wendy Page, City Recorder

Action Items for September 6, 2022

| Item | Staff | Description |
|----------------|---------------------|---|
| New | | |
| 1 | Sherrie | (8/16/22) Tree planting to City park strips that are not in compliance with new Ordinance (review of ordinance or other solutions for residents not in compliance including public notification). |
| 2 | Sherrie | (8/16/22) Staff recommendations (several options) for a Landscape Plan related to water conservation, tree canopies, etc. Create plan for City-owned properties, including policies and future land uses. |
| 3 | Sherrie | (8/16/22) Staff to review the ten-day courtesy notice to see if the language could be softened. |
| 4 | Sherrie/Karyn/Craig | (8/16/22) Staff to review ordinances related to truck deliveries. (Eaglewood, Eagleridge) |
| Current | | |
| 1 | Sherrie | (8/3/22) Inventory and evaluation of safe and unsafe locations for bikes, scooters, pedestrians within one year or August 1, 2023. <i>Ali is reviewing active transportation plan and will monitor scooter conflicts and make recommendations on safety improvements. (8/3/2022)</i> |
| 2 | Ken/Sherrie | (8/3/22) Make contact with Bountiful to determine what, if anything can be done about the Wood Museum and the attractive nuisance it presents. <i>Ken made contact with the Bountiful City Manager and is waiting for a response. (8/25/22)</i> |
| 3 | Sherrie | (8/3/22) Review process for evaluating the City's master plans. Report back in a work session. <i>Ali will prepare a review of Goals and Objectives in each plan and prepare a report, as well as a schedule for updates of the city plans for a future work session in September (8/3/22)</i> |
| 4 | Heidi | (8/3/22) Provide an overview of property tax to the City Council followed by newsletter education about property taxes. <i>Scheduled for Work Session September 20, 2022. (8/30/22)</i> |
| 5 | Sherrie | (7/19/22) Staff to review the unincorporated county areas and what it would take to make them part of the City. <i>Memo provided with timeline for annexation and progress to date (9/1/2022)</i> |
| 6 | Ken/David | (5-17-22) Staff will look into alternatives for the fishing pond such as a stationary dock or a trail. <i>City Council conducted their work meeting on August 16 at the site and discussed alternatives to the current concept plans. Staff will prepare options that cost between \$100-\$200k. (8/17/22)</i> |
| 7 | Ken/Sherrie | (5-17-22) Work with Council Member Knowlton to update items requested in the past to the action items list: water wise landscaping plan; active transportation implementation assessment and report back; General Plan implementation assessment report back to City Council; coordinate meeting with neighboring city councils. |
| 8 | Ken | (5-17-22) Staff to review alternatives for uses of City-owned properties at City Hall parcels and Hatch Park; develop process for making decisions. |
| 9 | Craig | (4-19-22) Staff to review truck restricted route on Center Street including whether tickets should be issued. <i>Staff will prepare a recommendation for the City Council on use of Center Street as a truck route. (5/12/22)</i> |
| 10 | David, Sherrie | (4-19-22) Staff to revisit the City's conservation landscaping plan in the fall. Also potentially amend the General Plan to address alternative landscaping (drought tolerant) in the City. <i>Landscape ordinance adopted, General Plan will be updated with comprehensive update of General Plan to be programed and scheduled soon. (8/3/22)</i> |

| | | |
|----|-------------|---|
| 11 | Ken | (4-19-22) Staff to follow-up with Woods Cross on the dog park and then report back to the Council. <i>NSL and Woods Cross staffs have met on this project and are creating an action plan for the project. (8/25/22)</i> |
| 12 | Sherrie | (4-5-22) Research resolutions to the parking issues on Buckingham Drive including speaking with Coventry HOA on garage parking requirements <i>Sherrie is contacting HOA (04/11/2022)</i> |
| 13 | Ken | (3/15/22) Employee training related to phishing, fraud, malware/ransomware, etc. <i>Ken to arrange this training with ETS. Some phishing training has been done with City Hall staff (4/12/22)</i> |
| 14 | Sherrie/Ken | (3/15/22) Review cemetery possibilities including land in (or outside of) the City. <i>Sherrie to schedule meeting with Planner to discuss options (4/12/22)</i> |
| 15 | Sherrie | (3-1-22) Staff to review disproportionate and other fees related to businesses like gas stations (cost of local consent licenses and State liquor sales license). <i>Staff to prepare memo (5/10/22)</i> |
| 16 | Ken | (1-18-22) Prepare and present plans for the remainder of the TIF collection periods for Redwood Road and Highway 89 CDA project areas. <i>Staff will prepare a report for this item together with detailed financial estimates for the two project areas. (Updated 1/20/22)</i> |
| 17 | Ken | (1-4-22) Options for emergency preparedness training for staff including windstorms, landslides, etc. <i>Staff is exploring solutions with Davis County (4/12/22)</i> |
| 18 | Tyler, Ken | (9-7-21) Council Member Porter asked about golf course damage that occurs at Gary Way near the golf course and adopting official policy related to this. <i>Was reviewed by the City Council on the 11/6/21 CC meeting. Staff is continuing to work on a solution.</i> |
| 19 | Karyn/David | (5-18-21) Staff to research solutions for maintaining commuter trail along the frontage road to SLC. <i>Staff feels the best solution is to require Lakeview Rock Products to meet all SWPPP regulations, so no dirt is deposited along the Frontage Road. (5/10/22)</i> |
| 20 | Sherrie | (2-16-21) Assignment to amend the Park and Recreation Element of the City's General Plan so that it includes Hatch Park, Tunnel Springs Expansion and Capital Projects and repairs. <i>An RFP is being prepared to complete the amendment.</i> |
| 21 | Ken | (2-16-21) Staff to prepare policy (or review current policy) related to tree removal particularly when related to sidewalk damage. <i>Staff is working on a follow-up report to the City Council.</i> |
| 22 | David, Ken | (3-1-22) Review the park reservation cleaning deposit next year to see if it was effective in relation to damage/cleaning-Staff to provide a study by the end of 2022. <i>Staff to report back to Council in November following the 2022 season. (4/12/22)</i> |



CITY OF NORTH SALT LAKE COMMUNITY & ECONOMIC DEVELOPMENT

10 East Center Street, North Salt Lake, Utah 84054
(801) 335-8700
(801) 335-8719 Fax

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Sherrie Pace, Community Development Director
DATE: August 30, 2022
SUBJECT: Update regarding Annexation of Unincorporated Davis County (Area B)
Response to Current Action Item #5

The proposed annexation of the unincorporated Davis County (Area B) will be processed utilizing State Code 10-2-418 Annexation of an island or peninsula without a petition. The statute allows for the City to annex specific areas without petition by the property owners. The area proposed is known as Area B in our Annexation Area Policy Plan and Expansion Area Map.

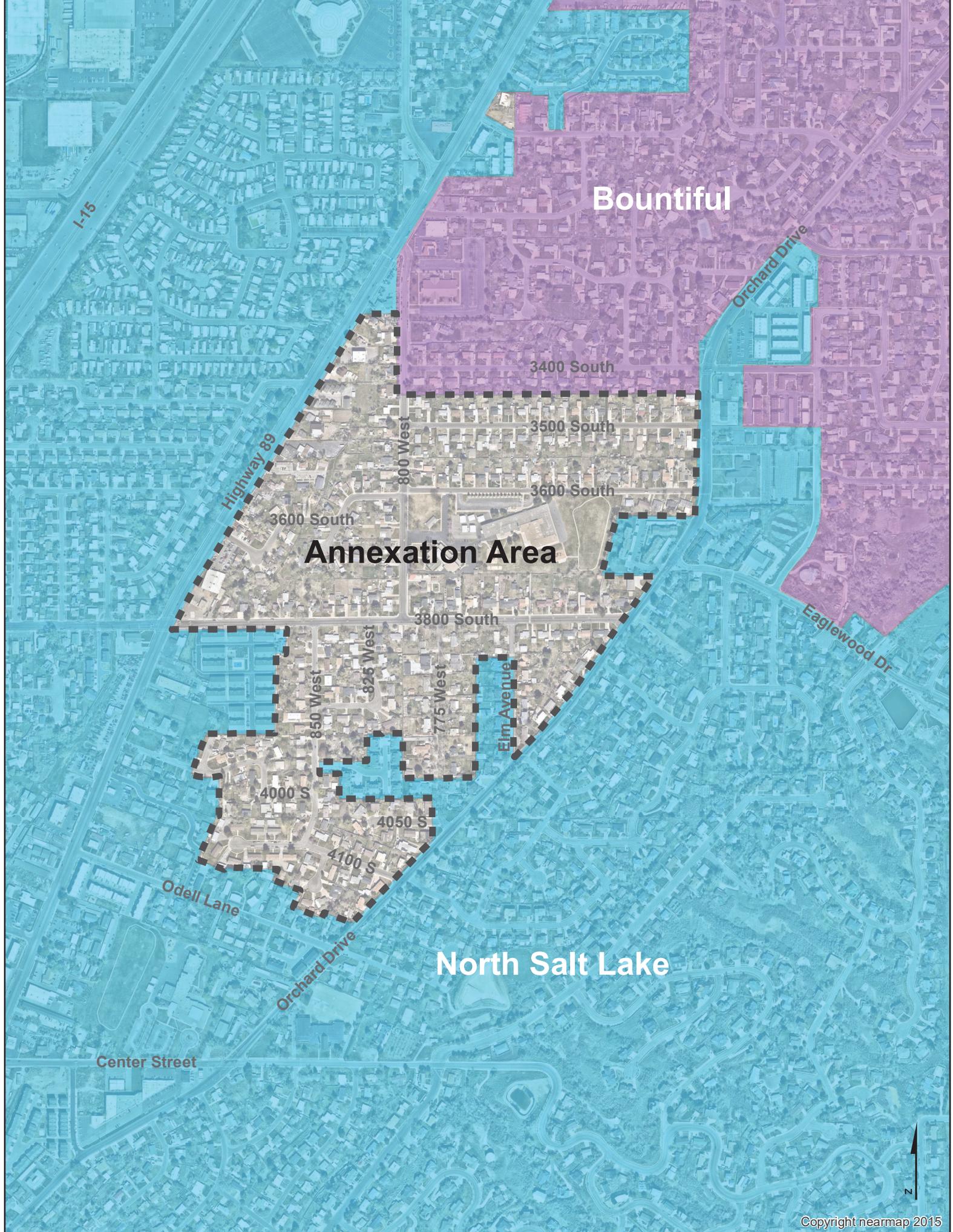
I have met with Jeff Oyler, Davis County Planning Manager, and pending confirmation with the County Commission regarding their meeting date, the attached timeline will provide for the City Council to consider adopting an Ordinance on November 15, 2022 annexing the area, with an effective date of January 1, 2023. The timeline includes the statutory notice requirements for annexing an unincorporated island without a petition.

The required notices and resolution documents have been drafted for Davis County and NSL pertaining to the process to ensure that the messaging to the residents in the area is consistent and in accordance with the statutes. The documents have been submitted to the City Attorney for review.

Jeff is going to have the County Assessor prepare information regarding the Property Tax impact for a typical home valued at \$400k. When we receive the information I suggest that we prepare a 1 page summary of the impacts and benefits to the residents regarding the annexation, including taxes, services provided (garbage is a big one, as I think the residents have privately contracted for that), representation, voting district, parks, and maybe links to the city website and resources, etc. We could include that summary with our mailed public notice that must be sent to all residences and all property owners in the area.

The timeline is pretty tight to get it completed before the end of the year with all the varied deadlines provided by the legislature in the code, so it's important that we identify any issues as soon as possible. We should probably think about public relations on this one and loop in our communications coordinator.

| Date | Action | Requirements |
|------------|--|--|
| 9/8/2022 | County Mails Notice of Public Hearing (15 day) | Notice must state: Davis County Commission will hold a public hearing on 10/11/2022 and may make recommendation to the City of North Salt Lake that the area shown on map should be annexed to NSL. Note: Notice must go to both the property owner and the resident of the property |
| 9/27/2022 | County Commission Public Hearing | Adopt a Resolution stating: Davis County formally recommends annexation to NSL, having found that: <ol style="list-style-type: none"> 1. The area to be annexed can be more efficiently served by the City than by the County; 2. The area to be annexed is not likely to be naturally annexed by the municipality in the future as a result of urban development; 3. Annexation of the area is likely to facilitate the consolidation of overlapping functions of local government; AND 4. Annexation of the area is likely to result in an equitable distribution of community resources and obligations. |
| 10/4/2022 | NSL City Council Regular Meeting-Resolution | Adopt a Resolution stating: NSL has the intent to annex the area and will hold a public hearing on the matter no sooner than 30 days (hold the hearing at least 30 days later) |
| 10/17/2022 | City Mails Notice (must happen with 14 days of resolution) | Notice must state: <ol style="list-style-type: none"> 1. The City has adopted Resolution indicating intent to annex the area 2. describe the area 3. State the City will annex the area unless a written protest (at or before the hearing) filed by property owners that cover majority of total private land (more than 50 acres) owning 1/2 the land value Note: Notice must go to both the property owner and the resident of the property |
| 11/15/2022 | NSL City Council Public Hearing (21 day notice) | Adopt an Ordinance annexing the area |



Bountiful

Annexation Area

North Salt Lake

I-15

Highway 89

Orchard Drive

Eaglewood Dr

Elm Avenue

Odell Lane

Center Street



Capital Parks Projects Funding Review

September 6, 2022

Proposed Parks Capital Projects Cost Summary

| PROJECT | EST COST (rounded) |
|---|--------------------------------------|
| Hatch Park Improvements | \$16,600,000 (\$2.6M in Contingency) |
| Hatch Park Property Acquisition | \$1,000,000 |
| Community Center | \$3,200,000 |
| Concession Building | \$360,000 |
| Tunnel Springs Improvements | \$3,000,000 |
| Eaglepoint Landslide Passive Open Space | \$1,000,000 |
| TOTAL | \$25,160,000 |
| ESTIMATED ANNUAL DEBT | \$1,362,500 |

Current Available Resources

- **RAP Tax** reauthorized by voters every 10 years
 - Generates \$620K/yr in revenue - \$260k/yr towards current debt on Legacy Park through June 2030
- **Impact Fees**
 - Average revenue of \$300k/yr, depending on development - \$110k/yr towards current debt on Hatch Park land acquisition through June 2027

Current Available Resources

- **Capital Projects Fund Balance**
 - Estimated unrestricted fund balance of \$5,045,000
 - Half of this balance comes from one-time funds
 - Competes with other capital needs

Additional Financial Resources

- **Tax Increment**

- **Redwood Road** (approx. \$650k/yr unrestricted funds available)
 - Increment collection ends FY 2032
- **Hwy 89** (approx. \$330k/yr unrestricted funds once developed obligations met)
 - Increment collection ends FY 2036

- **Tax Increase**

- General Obligation Bond, *or*
- Truth in Taxation



Staff Recommendation

- Split projects into two phases to match timing of funding availability.
 - Issue debt in FY 2023 and FY 2026
- Prioritize annual payments from most restrictive to least restrictive sources based on annual revenue projections.
 - RAP tax 4.5%, Property Tax 2.5%
- Consider General Obligation Bond for phase 2 to determine public interest/support.

PHASE 1 (Spring 2023)

\$20,600,000

| PROJECT | EST ANNUAL PMT | PROPOSED FUNDING |
|---|--------------------|------------------------------|
| Hatch Park Improvements | \$926,500 | \$300,000 –Rap Tax Revenues |
| | | \$400,000 –Tax Increment |
| | | \$226,500 – Capital Reserves |
| Tunnel Springs Improvements | \$165,000 | Impact Fee Revenues |
| Eaglepoint Landslide Passive Open Space | \$55,000 | Impact Fee Revenues |
| TOTAL ANNUAL DEBT | \$1,146,500 | |

PHASE 2 (Spring 2026)

\$3,560,000

| PROJECT | EST ANNUAL PMT | PROPOSED FUNDING |
|--------------------------|------------------|-------------------------------|
| Community Center | \$176,000 | Tax Increment or Property Tax |
| Concession Building | \$40,000 | Tax Increment or Property Tax |
| TOTAL ANNUAL DEBT | \$216,000 | |



Next Steps

- Reach out to financial advisors to determine bonding rates/strategy
 - Will require a ratings review due to size of debt
- Amend project area resolutions to more specifically describe use of Tax Increment outside of project areas
- Bid projects, consider opportunities for value engineering for potential project savings



- Land and Water Conservation Fund (LWCF) property constraints
- South Davis Recreation District satellite location
- Residential property purchases (2 homes remaining)





Circular Basketball (2 Baskets)



Tubular Table Tennis



Sculptural Elements Along Sound Wall



Hillside Play



Deck Platform Overlooking Pond



Stepped Waterfall Feature



Modern Pond Feature



Banked Path Edges Adjacent to Slopes



Play Element Along Pickleball Courts



Meandering Stream Feature



Net Along Pond Feature



Shipping Container Stage



- SECURITY
- NORTH PARK ENTRANCE
- PROXIMAL COURTS
- BIOSOLAR
- GENIC WALLS/LA VERTICAL PLAY STRUCTURE
- TOP OF LEVEL PLUMBING
- ORIENTED FENCE (OUTER BETHEN ROAD)
- PARKING
- PROXIMAL OVERLOOK CONNECTION
- BIOSOLAR + PAVILION
- PLAZA - PARKERS PARK/EVENT SPACE
- PARKING PATTERNS TO ADDRESS MOVED PATTERNS
- TREES OF TREE GRATES
- GROUP PAVILION
- PARK FORGOTTEN GUN
- BIOSOLAR WALL (SOUND TOWER)
- PROXIMAL STREET FEATURE
- NETAL GRATE OVER STREAM FEATURE
- GARDEN (CONTEMPORARY PLANTING)
- TALL TOP (CIRCULAR)
- OPEN CONNECTION TREE
- COMMUNITY CENTER
- CYBERNETIC SPACE (C.I. GREAT SPORTS/DRINKS)
- BIOSOLAR (CONCRETE SLAB)
- TALL SCULPTURE
- PROXIMAL FIELD INTO HILLS
- SCULPTURAL BEAMS
- INTER HALL FEATURE (BRANDS (GAIN BEATS))
- PROXIMAL POND FEATURE
- GENIC WALL + HALL TREES
- DECK PLATFORM OVERLOOKING POND FEATURE
- SPRINKLER BUILDINGS
- WINDING WALK (TYPE 1)
- SCULPTURAL ELEMENTS (ART ALONG 1-18 BOARD WALK)
- PROXIMAL HILLS
- FIELD (USE/OPEN LAWN)
- SORTABLE FIELD (OFFFIELD OR FT.)
- BIOSOLAR (ONE BARRETT)
- CONNECTION (PARKING) (RESERVED) INTO HILLSIDE
- REC CENTER
- LAW FIRM (PROFESSIONAL)
- PLAZA FIDELITY
- PROXIMAL WALK STRUCTURE
- EXISTING RESIDENTIAL PROPERTY
- EXISTING SANDWALL
- EXISTING CITY WALL

CONCEPT ONE
Feb 8th, 2022



Bridge/Boardwalk



Fire Place/Outdoor Seating



Garden / Plantings



Sculptural Focal Point



Hatch Park
50 W Center St.
North Salt Lake, UT

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