



**RIVERDALE CITY COUNCIL AGENDA
CIVIC CENTER - 4600 S. WEBER RIVER DR.
TUESDAY – AUGUST 19, 2014**

5:30 p.m. – Work Session (City Council Conference Room)

No motions or decisions will be considered during this session, which is open to the public.

6:00 p.m. – Council Meeting (Council Chambers)

A. Welcome & Roll Call

B. Pledge of Allegiance

C. Moment of Silence

D. Open Communications

(This is an opportunity to address the City Council regarding your concerns or ideas. Please try to limit your comments to three minutes.)

E. Presentations and Reports

1. Mayor's Report

- a. Certificate of Recognition for Riverdale resident Belinda Jackson

2. City Administration Report

- a. Departments

- b. Employee Recognition of staff whose anniversaries fall in the month of August

- c. Staffing Authorization Plan

F. Consent Items

1. Review of meeting minutes from:

August 5, 2014 City Council Work Session

August 5, 2014 City Council Regular Session

G. Action Items

1. Consideration of awarding the Riverdale Remodel of Fire Station 41 and Addition to the low bidder Patriot Construction for \$396,236.00

Presenter: Rodger Worthen, Riverdale City Administrator

2. Consideration of replacing Riverdale's 15 car video camera systems in the patrol fleet for \$89,184.25

Presenter: Dave Hansen, Riverdale Police Chief

H. Discretionary Items

I. Adjournment

Appeal Hearing

1. Consideration of Smart Shop Management Inc.'s appeal of revocation of their business license under RCC 3-1-12 for operating a sweepstakes business outside of their stated license description in violation city ordinance

Presenter: Steve Brooks, City Attorney

- The public is invited to attend all Council meetings.
- In compliance with the Americans with Disabilities Act, persons in need of special accommodation should contact the City Recorder at 394-5541 x 1232.
- This agenda has been properly posted and a copy provided to local news media.

**RIVERDALE CITY
CITY COUNCIL AGENDA
August 19, 2014**

AGENDA ITEMS: A,B,C

SUBJECT: Welcome & Roll Call – Mayor Searle
Pledge of Allegiance – Led by Councilor Hunt on 08/05/14
Moment of Silence

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**RIVERDALE CITY
CITY COUNCIL AGENDA
August 19, 2014**

AGENDA ITEM: D

SUBJECT: Open Communications

PETITIONER: Anyone Interested

ACTION REQUESTED BY PETITIONER: Open agenda item provided for any interested person to be able to speak about any topic.

INFORMATION: Per Governing Body desire, this item will be placed on the agenda as a permanent and regular item.

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**RIVERDALE CITY
CITY COUNCIL AGENDA
August 19, 2014**

AGENDA ITEM: E1

SUBJECT: Mayor's Report

ACTION REQUESTED BY PETITIONER: Information Only

INFORMATION: [Certificate of Recognition for Riverdale resident Belinda Jackson](#)

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Certificate of Recognition

for Riverdale Resident

Belinda Jackson

In recognition of her recent accomplishment of acquiring
American Citizenship

A handwritten signature in black ink, appearing to read "Norm Searle", written over a horizontal line.

Norm Searle, Riverdale Mayor

A handwritten signature in black ink, appearing to read "Rodger Worthen", written over a horizontal line.

Rodger Worthen, City Administrator

**RIVERDALE CITY
CITY COUNCIL AGENDA
August 19, 2014**

AGENDA ITEM: E2a

SUBJECT: City Administrator's Report

ACTION REQUESTED BY PETITIONER: Information only

INFORMATION: [July Department Report](#)

[Community Development Projects Status Report](#)

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Mayor & City Council Monthly Summary Report July 2014



City Administration:

1. Rodger Worthen:

- Happy to be here
- Old Glory Days celebration – Early Morning Flag Ceremony
- Met with Mr. Willey on options for north east corner of Riverdale Park
- Investigated woman falling off of burned bridge structure
- Safety Committee meetings
- Held Staff quarterly training meeting – invited URMMA to make visit at meeting
- Held weekly community development meetings with Mayor
- Finalized the rental of Jensen home in 550 West RDA
- Community That Care meeting
- Worked with Dee Hansen on cleaning up of title report on future purchase of 17 acres
- Community development work on the commercial opportunities for Riverdale
- Kayak park investigation, increase police patrol
- Drug Court attendance review and graduation
- UDOT meeting with Mayor Searle
- Submitted Union Pacific safety grant application
- RDA project area(s) report review, preparation for 2014.
- Planning Commission guidance during Mike's absence.
- Staff training on protected classes

2. Lynette Limburg:

- General customer service, information to the public, follow-up on information requests and support for administrative events.
- Prosecution –Prepared files and additional information in regard to prosecution process
- 79 pre-trials & 2 trials. Follow-up and filing of court dispositions after pre- trial or trial
- Record requests – 19 GRAMA requests for police reports, videos and other miscellaneous city records
- Community Development Department - 13 Building permits issued
- Building inspections scheduled and logged.
- 1 Risk Management Meeting – Prep , Minutes, & Follow-up
- Recorded one RDA Loan
- Support for employee quarterly training

3. Ember Herrick:

- Prepared City Council, RDA, and Planning Commission meeting agendas, packets and minutes and pre-construction meeting minutes for Riverdale Business Park
- Attended and recorded City Council, RDA, and Planning Commission meetings
- Updated the city eFile Cabinet, Sterling Codifiers, news articles and hardcopy archives
- Noticed all ordinances passed by the Council
- Researched and responded to several GRAMMA requests f
- Verified all Riverdale businesses have a valid state sales tax number coded correctly so that sales tax revenue comes to Riverdale City using the TAP website; reported

businesses not in compliance to the Utah State Tax Commission for follow up and sent 10 letters to businesses not in compliance

- Assisted business owners in acquiring a Riverdale business license including coordinating fire inspections with fire inspector and issuing special event permits; also helped temporary fireworks stands and shaved ice shacks secure temp licenses
- Compiled new city businesses report for website business directory
- Answered questions about city statistics, programs, services, codes and various business license questions

Business Administration:

Lynn Fortie:

Year end accounting work. Routine phone & computer problem resolution. Routine management issues and resolution. Routine accounting issues.

Stacey Comeau / HR:

New Hires:

Promotions:

Terminations: Colter Butler Community Services

Chris Stone:

- Prepared the RDA house on 500 West for new renters moving in.
- Took a week off to go to Scout Camp, found new appreciation for indoor plumbing.
- Various website and social media updates.
- Completed the City newsletter for August.
- Completed the employee newsletter for August.

Rich Taylor:

Old Glory Days Celebration

I attended the celebration and coordinated the logistics on the 4th of July. Colleen Winget and Jeannette Hall planned the Old Glory Days celebration. Scheduled workers to help with the setting up and cleaning of the park and assisting with events of the day.

Coordinated with the police, fire and maintenance personnel to ensure the events of the day ran as planned. Completed a mass gathering permit and made changes from last years' plan to accommodate the Weber-Morgan Health Dept. recommendations.

Community Center

The facility was closed for 9 days. The gym floor was recoated. The facility was cleaned from top to bottom July 28, 29 & 30. We had the chairs cleaned as well this year. We have had numerous contractors look at the tile in the entry way trying to get bids on replacement costs and we are still working through that. Hopefully we will have a resolution in August.

Special Assignments:

1. Started preparations for Flag Football
2. Starting preparation for Intramural Basketball
3. Recoated gym floor
4. Made preparations for cleaning of facility
5. Started preparation for Start Smart program
6. Attended city aquatic swim night at Roy Aquatic Center
7. Wrote a rough draft of an amended Field Use Agreement addressing soccer fields

Senior Lunch Count – 2013 – 1,431 2014 – 1,607

Roy Aquatic Center Attendance:

June 3rd 574
June 11th 514
June 17th Cancelled due to weather
June 24th 684
July 1st 837
July 9th 719
July 15th 822
July 22nd 745
July 30th 440

Roy Complex Passes purchased:

10 punch pass – 8
Month pass – 3
6 month pass – 0
Year pass – 2

Fire Department:

Attended Weber Fire Officers meeting
Attended Weber Dispatch operations board meeting
July 4th activities
Worked on building plans for new addition
Met with Architect and City engineer to discuss building plans and schedules
Fire hydrant Maintenance and Testing continues
Attended meeting to discuss training at the North Park Elementary School that will be demolished in August.
Conducted Pre-bid walk through with interested bidders for station remodel.
Attended Fire Sub-committee meeting.

Calls for the month of July, 2014

TYPE OF SITUATION	NUMBER OF CALLS	TOTAL
100 Series FIRE	11	11
300 Series RESCUE AND EMERGENCY MEDICAL INCIDENTS	58	58
400 Series HAZARDOUS CONDITIONS(NO FIRES)	0	0
500 Series SERVICE CALLS	2	2
600 Series GOOD INTENT CALLS	16	16
700 Series FALSE ALARM & FALSE CALLS	5	5
800 Series Severe Weather, and Natural Disaster	0	0
*NA DISPATCHED BY MISTAKE	1	1
TOTAL RESPONSES FOR JUNE 2014	93	93

* CALLS DISPATCHED BY MISTAKE

Annual Alarm Summary Report

Reporting Between 07/01/2014 and 07/31/2014

Legal Services Department:

No report submitted.

Public Works Department:

Continued work with FEMA.

Continued work on Sewer Line repair projects.

Continued work on Water Tank painting project.

Worked on water line replacement under I-84.

Continued work on Storm Water construction projects.

Continued work on upcoming Streets projects.

Did Old Glory Days set up, tear down, and clean up.

Worked on the trail bridge replacement.

Police Department:

Patrol

Officers worked a lot of hours over the July 4th holiday to help ensure the safety of everyone who attended Old Glory Days activities.

Officers have worked overtime shifts and spent a great amount of time enforcing violations at the Kayak Park. Multiple citations have been issued during the month for having alcohol in the park, smoking, dogs off leash, warrant arrests and other contacts involving the use of drugs.

Officer Peterson, Sgt. Jones and Officer Thompson were dispatched to the area of 3500 S. Parker Dr. on report of a physical fight where a female had been thrown out of a vehicle. The vehicle was located and stopped. After investigating it was determined that two twin sisters were in the vehicle arguing with each other, both were intoxicated. Their 9 year old sister was in the back seat with them. The driver/suspect stopped the vehicle in the middle of the road on Parker Dr. and physically removed her sister from the vehicle because she was tired of arguing with her. The driver was arrested for DUI, the passenger for intoxication.

Officers responded to the 4300 S. block of 700 W. on a domestic disturbance. A neighbor called in stating that a husband and wife were fighting and when he tried to intervene, the male threatened to shoot him. Officers investigated and found that the male suspect had broken some property in the house and had armed himself with his wife's handgun and made some threatening statements to harm himself. The suspect and his wife wrestled over the gun. The suspect was taken to McKay Dee Hospital for a mental health evaluation and was also charged with domestic violence.

Officers responded to the Motel 6 on a domestic disturbance. It was reported that a woman inside a motel room had been badly beaten by the male she is staying with. Officers were able to contact the victim and suspect in the room. The victim was reluctant and very afraid to speak with officers. She had severe injuries to her face and some disfigurement and had also been choked. The male denied doing anything to her. After investigating they placed the suspect under arrest for domestic violence assault with substantial injury and booked him into jail. The victim was offered services to help protect her, but she refused further help. The next day officers helped her get back on the road to her hometown in Iowa by dipping into their own pockets and supplying her with enough money to buy gas and hotel rooms so she could return home and get away from the suspect.

Sgt. Jones and Officer Clark were dispatched on a medical somewhere along the Weber River in the area of I-84. A fisherman had located a male who fell into the water and was having a seizure. Sgt. Jones located the male and crossed the river to help him. Officer Clark used the departments ATV to respond to the area where they loaded him and transported him to the city offices where the ambulance was waiting to provide treatment.

Officer Peterson, Thompson and Sgt. Jones responded to the trailer park at 5100 S. 1050 W. after midnight. Dispatch received a 911 call from a female who whispered that her boyfriend was causing a disturbance and was destroying her home. She stated she could not stay on the phone. Officers arrived and attempted contact, no one would answer the door. Officers could hear the

male telling the people inside to shut up and not answer the door. Officers then heard a struggle. Officers advised they would force entry if the residents inside did not answer. Sgt. Jones kicked the door in and located the suspect inside who was intoxicated. A significant amount of property in the home was destroyed, in excess of \$1000 dollars. Two small children were inside who were terrified. The suspect was booked into jail on several counts of domestic violence charges. Officer Geilmann assisted South Ogden Police on a male threatening suicide after a family fight. Officer Geilmann located the male in an alley. The male suspect had a knife that he was holding to his throat. The male asked Officer Geilmann to shoot him. Officer Geilmann spoke with him for quite some time before he was able to convince him to drop the knife. South Ogden took the male into custody.

Sgt. Boots and Officer Peterson were requested to assist Roy PD with a female who had been involved in an argument with her boyfriend. She obtained a gun and fired a round into the ceiling. Several children were inside the home and two were able to escape, however, a 10 year old was left inside. Officers made entry through the child's bedroom window and removed him from the home. The female suspect continued to make threats of suicide. After trying for some time to get the suspect to surrender and come outside, officers formed an entry team and went into the home where they located the suspect in her bedroom. Sgt. Boots attempted to handcuff her and her dog began to bite him on the arm. They were able to secure the suspect in handcuffs.

Investigations

Detectives assisted the internet crimes against children task force in serving a search warrant. This case involved child pornography allegations. The search warrant was served and child porn was found.

Detectives investigated a shoplift complaint. One suspect was located and interviewed. He was summonsed into court. The second suspect was not cooperative and a warrant was issued for his arrest.

Detectives investigated a case involving a harassment complaint. Victim was contacted over 20 times via an electronic communication device after the victim advised the suspect to not contact her. This continued contact falls under electronic communication harassment. This case was referred to the city attorney for charges.

Other cases for shoplifting were closed by arrest.

Community Development Department:

- Riverdale Business Park: Framing, insulation, and sidewalk inspection; electrical and gas clearance completed
- Christian Heritage School: Electrical inspection
- Ferguson Fixtures: Above ceiling inspection
- Massage Envy: Four-way inspection
- TJ Maxx: Final inspection for small store improvement
- Stoic Crossfit: Underground plumbing inspection
- Vapor Mania: Electrical inspection
- Fire inspections for various retailers throughout the City
- Public Works inspections completed for Public Works Department projects and efforts
- Storm water inspections completed for various projects
- Home inspections for various projects on residential lots
- Home inspections completed for RDA homes loans
- Meeting with Riley Shock re: Potential crossfit gym use
- Meetings with Don Enlow and Gardner Engineering re: Good Foundations/CHS Concept
- Meeting and Conference Calls with Dee Hansen re: Riverdale City opportunities
- Meeting with Janet Louie re: Economic Development and Zion's Bank
- Meeting with Mark Hilles re: Family Center commercial area
- Meeting with CRS Engineering Staff
- Economic development opportunities update and discussion meetings

- Quarterly employee training attendance by department members
- MIDA (Falcon Hill) design review committee attendance by department member
- Riverdale Road Business District Advisory Committee participation by department member
- LEPC training attendance by department member

Fire Inspection / Code Enforcement Report: **attached**

Case Detail Report

07/01/2014 - 08/13/2014

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
1190 W 5525 S	232	8/11/2014	BUSH, RUSSELL	1190 W 5525 S	RCC 4-5 7-1-1,RCC 4-5-3(B) (33), RCC 4-5-3(B)(15)	OPEN		Obstructions, Unmanaged Growth ,Vegetation

Violations

Violation Status	Notes
001: Open	Fruit on
001: Open	
001: Open	Back yard.

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
5340 S 575 W	231	8/11/2014	Krista Vigil	5340 S 575 W	RCC 4-5-3(B) (33)	OPEN		Unmanaged Growth

Violations

Violation Status	Notes
001: Open	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
4117 S Riverdale Road	230	8/11/2014	ROBERT SWANSON FAMILY PARTNERSHIP	PO BOX 427	RCC 4-5-3(B)(32)	OPEN		Sign blocking sidewalk

Violations

Violation Status	Notes

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
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4366 S 1000 W	229	8/5/2014	HOFFMANN, MARLIN	111 W 4350 N	RCC 4-5- 3(B)(15) RCC 4-5 7-1-1 B 2 7-1-	OPEN		Vegetation, Accumulation of junk, RCC 4- 5-3(B)(13).
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Violations

Violation Status	Notes
001: Open	
001: Open	Accumulati on of junk outside garage.
001: Open	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
5299 S 575 W	228	8/4/2014	SCOTT, JACK W	5299 S 575 W	6-4-5:	OPEN		Trailers, Recreational Vehicles

Violations

Violation Status	Notes

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
4742 S 575 W	227	8/4/2014	HUTCHISON, LANE R	4742 S 575 W	41-6a-1402	CLOSED	8/5/2014	Angle parking into a cul-de- sac

Violations

Violation Status	Notes

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
3741 S RIVER VALLEY DR	226	8/4/2014	PEARCE, DOUGLAS H	3741 RIVER VALLEY DR	RCC 4-5- 3(B)(31)	OPEN		Parking On Landscaping or soft surface.

Violations

Violation Status	Notes
001: Open	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
Property along 4100 S	225	8/1/2014	SHADY GROVE HOMEOWNER S	4022 S MEADOW WOOD DR	RCC 4-5-3(B)(15)	CLOSED	8/7/2014	Obstruction to pedestrian or vehicular traffic

Violations

Violation Status	Notes
002: Closed	Trees on 4100 S overhanging sidewalk.

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
Parcel#: 060310049	224	7/31/2014	LOUIS M BRANZ FAMILY TRUST	4868 CHUKAR LN	RCC 4-5 7-1-1,	CLOSED	8/4/2014	Obstructions (sidewalk).Un managed Growth

Violations

Violation Status	Notes

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
EZ Pawn	223	7/30/2014	ROMNEY LUMBER COMPANY	PO BOX 71373	RCC 4-5-3(B)(32)	CLOSED	7/31/2014	Sign blocking sidewalk.

Violations

Violation Status	Notes
002: Closed	Sign blocking

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
Unmanaged Growth	222	7/30/2014	HEBDON, DANA H	5221 S 1050 W	RCC 4-5-3(B) (33)	CLOSED	8/5/2014	Unmanaged Growth

Violations

Violation Status	Notes
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
5054 S 1225 W	221	7/30/2014	WARBURTON, BRUCE	7328 E 1450 N	RCC 4-5-3(B) (33)	OPEN		Unmanaged Growth

Violations

Violation Status	Notes
001: Open	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
060040024	220	7/22/2014	JAY & HEATHER BANNER	2227 GOLF MANOR BLVD	RCC 4-5-3(B)(7), RCC 4-5-3(B)(34)	SENT TO COURT		Fire Hazard, Unmanaged Growth

Violations

Violation Status	Notes
001: Open	
001: Open	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
3717 S 650 W	219	7/21/2014	CHRISTOPHE R HEINER	3717 S 650 W	RCC 4-5-3(B)(34)	CLOSED		Unmanaged Growth

Violations

Violation Status	Notes
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
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680 W 4400 S	218	7/17/2014	LESLEYS MOBILE ESTATES LLC PETE WHITEHEAD AND MARK KELLY	308 N MAIN ST	RCC 4-5- 3(B)(34)	CLOSED	7/22/2014	Unmanaged Growth
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Violations

Violation Status	Notes
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
Smart Shop Managment1170 W Riverdale Road Suite B	217	7/16/2014	1150 Properties LLC	6990 S State Street	RCC 3-1-6 B	OPEN		Engaging in business without a valid business license

Violations

Violation Status	Notes
001: Open	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
800 W RIVERDALE RD	216	7/16/2014	SUTTONS WESTERN WHOLESALE (Barry Sutton)	823 S MAIN ST	RCC 4-5- 3(B)(34)	SENT TO COURT		RCC 4-5- 3(B)(34)

Violations

Violation Status	Notes
001: Open	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
868 W 3950 S	215	7/14/2014	STANDLEY, BRADY	868 W 3950 S	RCC 4-5- 3(B)(33), RCC 4-5-3(B)(34)	CLOSED	7/23/2014	Required Landscaping, Unmanaged Growth

Violations

Violation Status	Notes
002: Closed	
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
4310 S RIVERDALE RD	213	7/14/2014	SAVAGE, MATTHEW P	1019 E 2800 N	RCC 4-5 7-1-1, RCC 4-5-3(B)(34)	CLOSED	7/22/2014	Obstructions General Regulations, Unmanaged Growth

Violations

Violation Status	Notes
002: Closed	
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
4453 S 1150 W	212	7/14/2014	REIVA, DONALD TODD	4453 S 1150 W	RCC 4-5-3(B)(34)	CLOSED		Unmanaged Growth

Violations

Violation Status	Notes
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
4380 S 1000 W	211	7/14/2014	MUSSER, CORNELL L ETAL	4380 S 1000 W	RCC 4-5-3(B)(33), RCC 4-5-3(B)(34)	CLOSED	7/28/2014	Required Landscaping Required Landscaping

Violations

Violation Status	Notes
002: Closed	
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
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NAISBITT, JED P 50% & SIZZLING PLATTER INC 50% % HP MANAGEMENT	210	7/14/2014	NAISBITT, JED P 50% & SIZZLING PLATTER INC 50%	PO BOX 51948	RCC 4-5- 3(B)(34)	CLOSED		Unmanaged Growth
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Violations

Violation Status	Notes
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
1055 W 4300 S	209	7/7/2014	BOISVERT JR, RONALD A	1055 W 4300 S	RCC 4-5- 3(B)(31)	CLOSED		Boat on lawn.

Violations

Violation Status	Notes
002: Closed	Boat on

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
	208	7/7/2014	STUART WAYNE MCADAMS	1077 W 4300 S	RCC 4-5 7-1- 1:	CLOSED		Obstructions on walkway

Violations

Violation Status	Notes
002: Closed	
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
	207	7/7/2014	CONNER, TIMOTHY	1101 W 4300 S	RCC 4-5 7-1- 1:	CLOSED		Obstructions on walkway

Violations

Violation Status	Notes
002: Closed	Obstruction s on
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
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	206	7/7/2014	BUSICO, ROBERT TRUSTEE	1121 W 4300 S	RCC 4-5 7-1-1:	CLOSED		Obstructions on walkway
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Violations

Violation Status	Notes
002: Closed	Obstructions on
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
4887 S 600 W	205	7/7/2014	WALKER, JACK W	4887 S 600 W	RCC 4-5-3(B)(31), RCC 4-5-3(B)(34)	SENT TO COURT		Parking On Landscaping or soft surface. Unmanaged Growth

Violations

Violation Status	Notes
001: Open	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
535 W 5400 S	204	7/7/2014	DOUG CLARK DC PROPERTIES LLC	4980 S 1410 E	RCC 4-5-3(B)(34)	CLOSED	7/14/2014	Unmanaged Growth

Violations

Violation Status	Notes
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
4587 S 1150 W	203	7/2/2014	CULBERTSON, KALEB	4587 S 1150 W	RCC 4-5-3(B)(34)	CLOSED	7/14/2014	Unmanaged Growth

Violations

Violation Status	Notes
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
868 W 3950 S	202	7/2/2014	ROBERT E WARREN JR	868 W 3950 S	RCC 4-5-3(B)(34)	CLOSED	7/14/2014	Unmanaged Growth

Violations

Violation Status	Notes
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
985 W 4400 S	201	7/2/2014	Ross, Janene	985 W 4400 S	RCC 4-5-3(B)(34)	SENT TO COURT		Unmanaged Growth

Violations

Violation Status	Notes
001: Open	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
4366 S 1000 W	200	7/2/2014	HOFFMANN, MARLIN &	111 W 4350 N	RCC 4-5-3(B)(31)	CLOSED	7/14/2014	Parking On Landscaping or soft surface.(Boat)

Violations

Violation Status	Notes
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
783 W 4100 S	199	7/1/2014	BRYANT, ERIN	783 W 4100 S	6-4-5, RCC 4-5-3(B)(13)	SENT TO COURT		Trailers, Recreational Vehicles, Accumulation Of Junk

Violations

Violation Status	Notes
002: Closed	Trailer parked on
001: Open	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
777 W 4375 S	198	7/1/2014	LEVITRE, MICHAEL RONALD	777 W 4375 S	RCC 4-5- 3(B)(34)	CLOSED		Unmanaged Growth

Violations

Violation Status	Notes
002: Closed	

Site Address	Case #	Case Date	Owner Name	Owner Address	Code	Status	Closed Date	Description
1221 W 5100 S	197	7/1/2014	VAUGHN, GABRIELE K	1221 W 5100 S	RCC 4-5 7-1- 1: , RCC 4-5- 3(B)(34)	CLOSED	7/9/2014	UNMANAGED GROWTH GENERAL REGULATION S: OBSTRUCTIO NS

Violations

Violation Status	Notes
001: Open	
001: Open	

Total Records: 35

8/13/2014

Code Enforcement

July Parking Violations

Citation #	Violation	Address
20-000207	Handicap	4848 S 900 W
20-000208	Handicap	4848 S 900 W
20-000209	Handicap	4848 S 900 W
20-000210	Handicap	4848 S 900 W
20-000211	Handicap	4848 S 900 W
20-000212	Handicap	4934 S 900 W
20-000213	Handicap	4978 S 1050 W
20-000214V	Parked in crosswalk	4848 S 900 W
20-000215	Handicap	999 W Riverdale Road
20-000216	Handicap	999 W Riverdale Road
20-000217	Handicap	4848 S 900 W
20-000218V	Handicap	4848 S 900 W
20-000219	Handicap	4848 S 900 W
20-000220	Parked on sidewalk	1093 W Riverdale Road
20-000221	Handicap	1093 W Riverdale Road

20-000222V	Handicap	999 W Riverdale Road
20-000223	Handicap	4848 S 900 W
20-000224	Handicap	4848 S 900 W
20-000225	Handicap	4848 S 900 W
20-000226	Handicap	4848 S 900 W
20-000227	Handicap	4848 S 900 W
20-000228	Handicap	4949 S 900 W
20-000229	Handicap	999 W Riverdale Road
20-000230V	Handicap	4949 S 900 W
20-000231	Handicap	4949 S 900 W
20-000232	Handicap/Decal Violation	4978 S 1050 W
20-000233V	Handicap	999 W Riverdale Road
20-000234	Handicap	4949 S 900 W
20-00235	Handicap	4848 S 900 W
20-000236	Handicap	4848 S 900 W
20-000237	Handicap	1093 W Riverdale Road
20-000238	Handicap	4949 S 900 W
20-000239	Handicap	4949 S 900 W
20-000240	Handicap	4978 S 1050 W

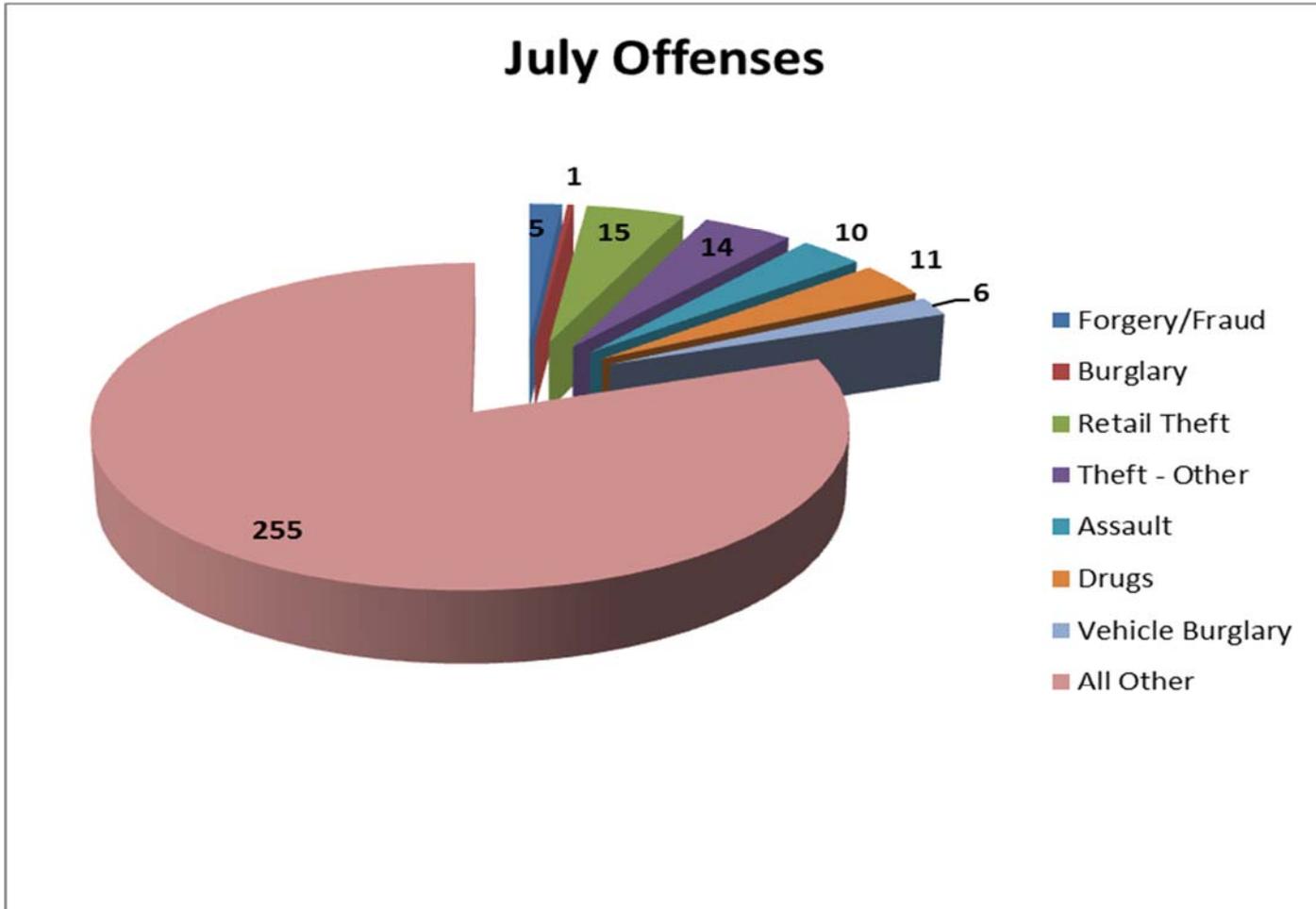
20-000241	Handicap	4949 S 900 W
20-000242	Handicap	4848 S 900 W
20-000243	Handicap	4848 S 900 W
20-000244	Handicap	4949 S 900 W

JULY FIRE INSPECTIONS

Inspection Date Scheduled	Occupancy Name	Inspection Shift	Inspection Passed	Inspection Inspector Full Name
7/2/2014	SINCLAIR RETAIL #43037	FI41	Yes	Randy Koger
7/3/2014	T J MAXX #1098	FI41	Yes	Randy Koger
7/9/2014	Smart Shop Managment Inc	FI41	No	Randy Koger
7/11/2014	Smart Shop Managment Inc	FI41	Yes	Randy Koger
7/28/2014	CUTRUBUS FREEWAY MAZDA	FI41	Yes	Randy Koger
8/8/2014	Happy Place Day Care	A	No	Matt Hennessy

RIVERDALE DEPARTMENT OF PUBLIC SAFETY CRIME BULLETIN

July 2014
Report #11-7



OFFENSES

There were **5** forgery/fraud cases reported throughout the month of July. There were **10** assaults, **22** Family Offenses, and **11** complaints involving drugs. There were **15** retail theft complaints reported in July, and **14** cases of theft from persons. There were **255** case reports generated for citizen assists, traffic control, warrant service, civil cases, lost property complaints, disorderly conduct, juvenile problems, and reported suspicious activity.

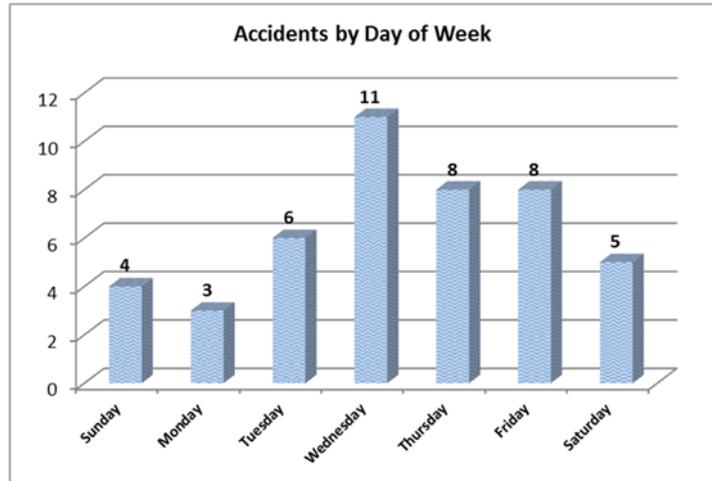
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RIVERDALE DEPARTMENT OF PUBLIC SAFETY CRIME BULLETIN

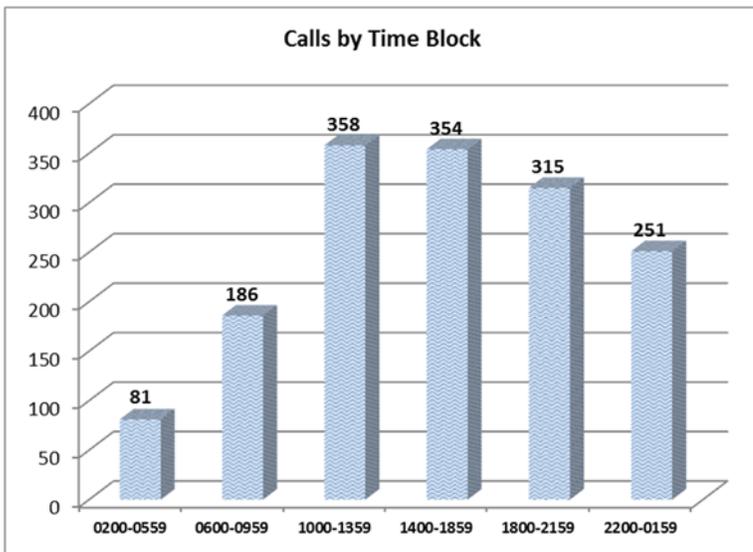
July 2014
Report #11-7

TRAFFIC



ACCIDENTS

July traffic accidents included **27** non-serious accidents which involved minor damage, no injuries, and were not reported to the State. There were **18** accidents reported to the State due to damage totals, and/or injuries. Officers made **4** DUI arrest, and also issued citations for **112** moving violations, and **182** non moving violations.



CALLS FOR SERVICE

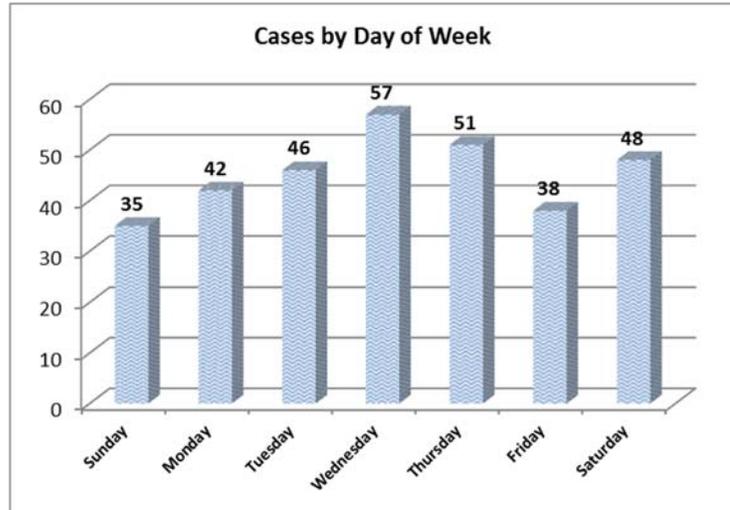
There were **1545** calls for service during the month of July. There were **317** Case Reports written, **26** street checks conducted, and **12** noise ordinance violations reported. Officers had contact with **1** documented gang members throughout the month.

The number of case reports, shows fairly consistent throughout the week. The busiest time of day for calls for service spikes between the hours of **1000-2200**, still remaining active later in the day than in previous months. The largest drop between **0200** and **0600** remains consistent with previous months.

RIVERDALE DEPARTMENT OF PUBLIC SAFETY CRIME BULLETIN

July 2014
Report #11-7

There were **84** adults arrested for various and violations throughout the city, and **14** referred to Juvenile Court.

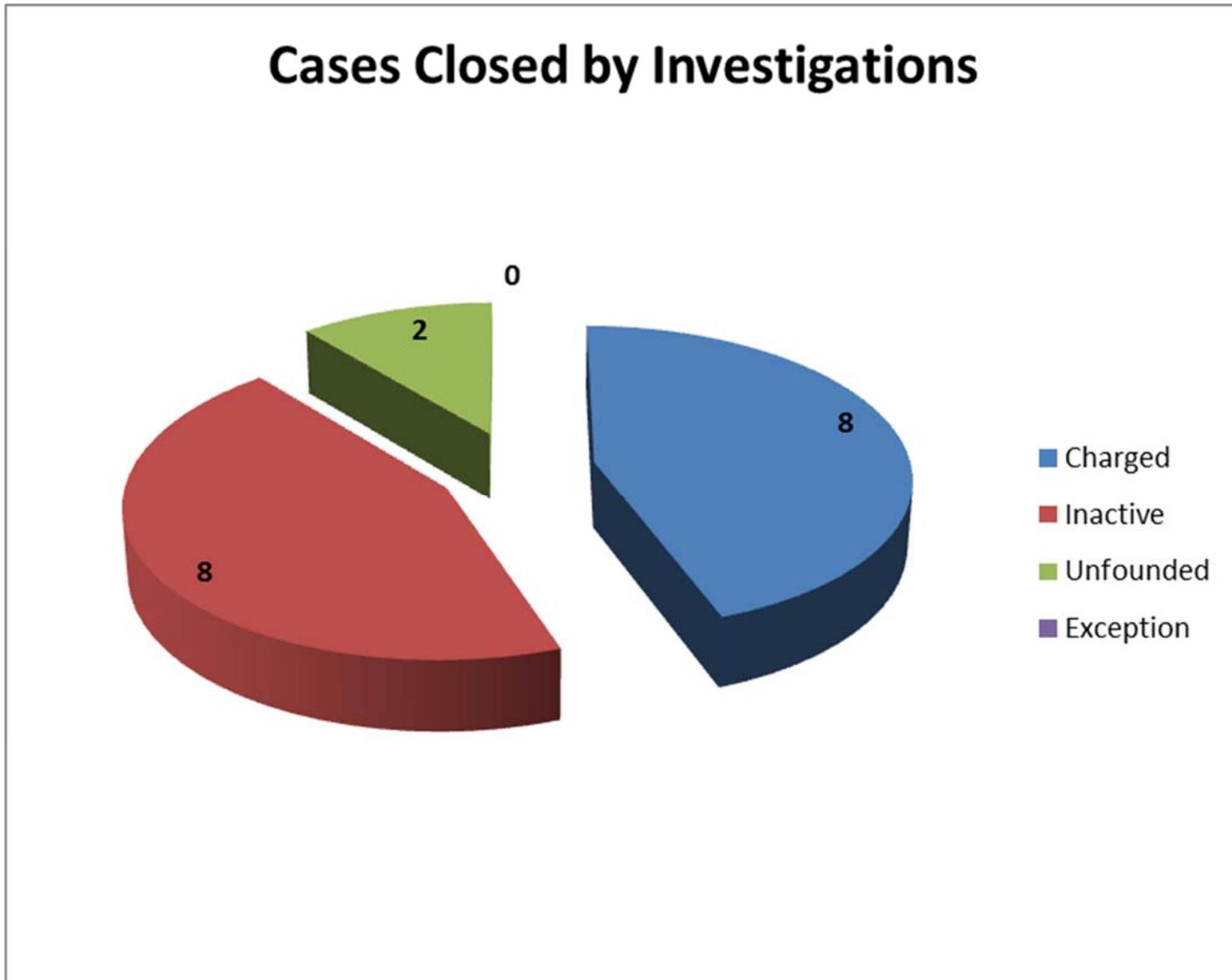


crimes
juveniles

The Investigations Division received **23** new cases assigned to them during July of 2014.

RIVERDALE DEPARTMENT OF PUBLIC SAFETY CRIME BULLETIN

July 2014
Report #11-7



Investigators closed **18** cases in July. These cases were closed as follows:

- 8** - Charged - Individual(s) were charged with a crime
- 8** - Inactive (No information came to light that would further the investigation)
- 2** - Unfounded (No crime was found to have actually occurred, or incident was determined to be civil)
- 0** - Exception (Victim refused to cooperate or Prosecutors declined to file)

Of the individuals charged with a crime by investigations, **8** were adults, and **0** juveniles.

Investigators were able to recover **\$1,713** worth of property this month, however restitution will likely be ordered through the courts on the cases where an arrest resulted.

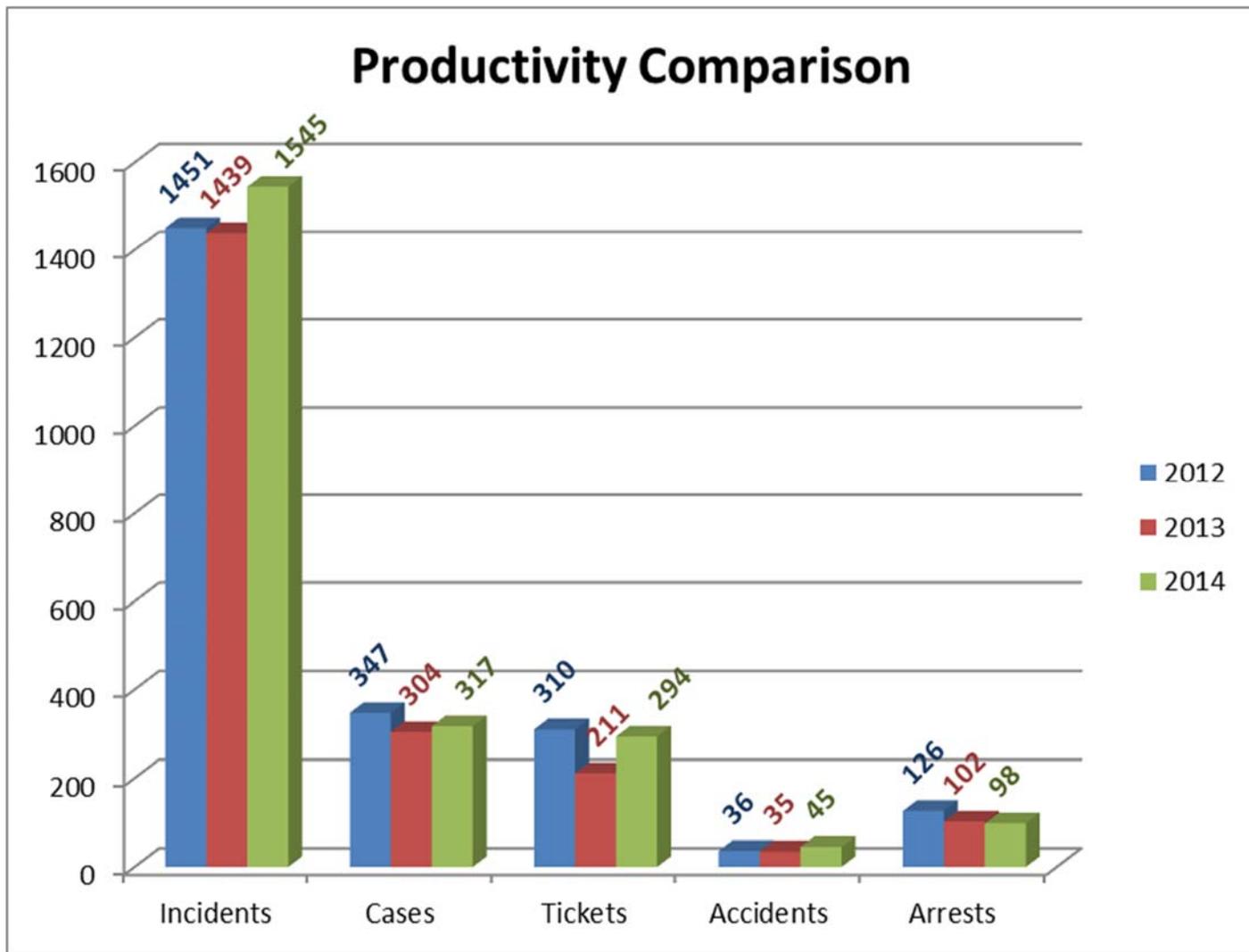
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RIVERDALE DEPARTMENT OF PUBLIC SAFETY CRIME BULLETIN

July 2014
Report #11-7

Chart shows departmental statistics for July 2012, 2013 and 2014.



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POLICE LINE - DO

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COMMUNITY DEVELOPMENT PROJECTS STATUS REPORT

August 15, 2014

NEW & ONGOING DEVELOPMENTS



The Pelican Restaurant and Pub will open at 4029 S. Riverdale Road in the former TGI Friday's building.

FERGUSON[®] Ferguson plumbing supply is planning to open a Riverdale location at 4761 S. 1150 W.



Massage Envy Spa is planning to open in Riverdale at 4097 S. Riverdale Road.

Riverdale Business Park

Construction has begun on a commercial retail building in the Riverdale Business Park located at 5175 South 1500 West..



Ken Garff Honda located at 950 W. Riverdale Road, is planning on an interior remodel of their dealership

JCPenney JC Penny has submitted plans for a small interior remodel of their store located at 4185 S. Riverdale Road.



**RIVERDALE CITY
CITY COUNCIL AGENDA
August 19, 2014**

AGENDA ITEM: E2b

SUBJECT: City Administrator's Report
b. Employee Recognition of staff whose anniversaries fall in the month of August

ACTION REQUESTED BY PETITIONER: Information only

INFORMATION: [Employee Recognition of staff with anniversaries in August](#)

[BACK TO AGENDA](#)

Employee Recognition – August 2014 Anniversaries

Years	Employee		Department
28	Lynette Limburg		City Administration
20	Dave Griggs		Fire
19	Dean Gallegos		Fire
16	Norm Farrell		Public Works
16	Bart Poll		Public Works
10	Mike Junk		Court
9	Kay James		Business Administration
7	David Kingsley		Fire
7	Tamara Jones		Police Crossing Guard

4	Ryan Darin		Fire
3	Karen Boudreau		Police Crossing Guard
3	Michael Hein		Community Services
2	Kraig Cutkomp		Fire
2	Justin Daniels		Community Services
1	Neil Amidan		Business Administration
1	Elizabeth Cappon		Business Administration
1	Cassie Preece		Community Services

1	Chad Atkinson		Police
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**RIVERDALE CITY
CITY COUNCIL AGENDA
August 19, 2014
AGENDA ITEM: E2c**

SUBJECT: City Administrator's Report
c. Staffing Authorization Plan

ACTION REQUESTED BY PETITIONER: Information Only

INFORMATION: [Staffing Authorization Plan](#)

[BACK TO AGENDA](#)



Staffing Authorization Plan

As of December 31, 2005		
<i>Department</i>	<i>FTE Authorization</i>	<i>FTE Actual</i>
City Administration	3.00	3.00
Legal Services	5.50	5.50
Community Development	3.50	3.50
Bus Admin - Civic Center	5.75	5.50
Bus Admin - Comm Services	10.00	6.75
Public Works	12.00	11.00
Police	26.00	26.00
Fire	11.50	12.75
Total	77.25	74.00

As of July 31, 2014		
<i>Department</i>	<i>FTE Authorization</i>	<i>FTE Actual</i>
City Administration	3.00	3.00
Legal Services	5.00	5.00
Community Development	3.00	3.00
Bus Admin - Civic Center	5.25	5.25
Bus Admin - Comm Services	8.50	8.50
Public Works	11.00	11.00
Police	22.75	22.75
Fire	15.50	15.50
Total	74.00	74.00

Staffing Reconciliation - Authorized to Actual		
<i>Department</i>	<i>FTE Variance</i>	<i>Explanation</i>
Legal Services	0.00	
Bus Admin - Civic Center	0.00	
Community Development	0.00	
Bus Admin - Comm Services	0.00	
Bus Admin - Civ Ctr	0.00	
Public Works	0.00	
Police	0.00	
Fire	0.00	
Totals	0.00	Staffing under authorization

Actual Full Time Employees	58.00
Actual Part Time Employees	54.00
Seasonal	1.00

**RIVERDALE CITY
CITY COUNCIL AGENDA
July 15, 2014**

AGENDA ITEM: F1

SUBJECT: Consideration of meeting minutes from:
August 5, 2014 City Council Work Session
August 5, 2014 City Council Regular Session

PETITIONER: City Recorder

ACTION REQUESTED BY PETITIONER: Approve Minutes

INFORMATION: See attached minutes as follows:

[August 5, 2014 City Council Work Session](#)

[August 5, 2014 City Council Regular Session](#)

[BACK TO AGENDA](#)



Minutes of the **Work Session** of the **Riverdale City Council of Riverdale City** held Tuesday, **August 5, 2014** at 5:34 PM at the Riverdale Civic Center, 4600 South Weber River Drive.

Members Present: Norm Searle, Mayor
Don Hunt, Councilor
Braden Mitchell, Councilor
Michael Staten, Councilor
Brent Ellis, Councilor
Gary E. Griffiths, Councilor

Others Present: Rodger Worthen, City Administrator; Steve Brooks, City Attorney;
Michael Eggett, Community Development Director; Ember Herrick, City Recorder and two members of the public Weston Saunders and Jared Johnson.

Mayor Searle welcomed the Council members stating for the record that all were in attendance except for Councilor Hunt who is expected shortly. He recognized representatives from Saunders Outdoor Advertising and Yesco, Weston Saunders and Jared Johnson.

Councilor Hunt joined the meeting in progress and Mayor Searle asked him to lead the pledge of allegiance during the Council meeting. Mayor Searle distributed copies of an email from Riverdale resident Greg Waters in support of a proposal to repair Riverdale's BMX Bike Park. Mayor Searle said he plans to read the email for the record during tonight's public meeting at Mr. Water's request as he is unable to attend and speak during the open communications portion of the meeting.

Mayor Searle said Carter and Cutler Warren will be recognized during tonight's public meeting along with Jeannette Hall who is retiring after 23 years of employment with Riverdale City. He said her replacement, newly hired Community Services Coordinator Rich Taylor, will be introduced during tonight's meeting.

Mayor Searle asked for any changes or corrections to the previous meeting minutes and none were noted.

Mayor Searle said the first agenda item is a public hearing to amend Riverdale's Justice Court Judge's salary. City Attorney Steve Brooks said the judge's salary is determined by the state and in previous years the city has paid a portion of that salary into a 401(k). Councilor Staten asked if state law has changed and Mr. Brooks said it has not and there is no proposed change to the amount the judge is paid, the only change is that a portion of his salary will no longer be paid into a 401(k), at Judge Reuben Renstrom's request.

Mayor Searle asked about a perceived discrepancy in the numbers in Ordinance 858 and Mr. Brooks said the language in question is being removed from RCC 1-7F-6.

Mayor Searle said the next agenda item is a public hearing to declare a 1988 Chevy dump truck used by the Riverdale's Public Works Department as surplus property. City Administrator Rodger Worthen said the dump truck was replaced years ago but retained as a backup. He said as the vehicle has aged, the expenditure to maintain it has increased and Public Works Director Shawn Douglas is recommending it now be surplus.

Mayor Searle said the third action item is consideration of a Conditional Use Permit for Saunders Outdoor Advertising to add a digital element to one of their freeway billboards located at 1756 West 4800 South. Weston Saunders said this will be a long term lease with MountainStar Medical Group to advertise for Ogden Regional Medical Center. He asked for any questions and there were none.

Mayor Searle said the final action item is a request from Councilor Staten to modify Riverdale's current BMX Bike Park which is in disrepair into a beginner pump track that all skill levels of cyclists can use.

Councilor Mitchell said at the May Strategic Planning meeting the Council budgeted \$6,000 to repair the BMX Park and Councilor Staten said that will cover the cost of a beginner pump track but Alpine Trails also submitted a proposal for a second intermediate track and together the two tracks will cost \$12,000. Councilor Staten said he would like to explore fundraising options to get the community invested in the bike park and raise the additional \$6,000 so that both the proposed beginner and intermediate tracks can be built. Councilor Mitchell asked Mr. Brooks to explain his comment on the executive summary "as expressed earlier I do have some legal concerns about this park/construction" and Mr. Brooks said removing the BMX Park would be the best way to limit Riverdale's liability. Councilor Staten said all city amenities including park playground equipment involve risk and Mr. Brooks said BMX bike parks are not common in municipalities. Councilor Mitchell asked how other cities with BMX parks limit liability and Mr. Brooks recommended the construction work be done by licensed, certified contractors and then properly maintained. Councilor Griffiths asked about case law involving bike parks and Mr. Brooks said he could research the precedence. Councilor Ellis said the City has an obligation to either repair or raze the current BMX bike park because it has been modified by users and now has unsafe jumps that could be hazardous to inexperienced riders. Mayor Searle asked if the city would incur liability by using volunteers to help build the pump track in a community dig day and Mr. Brooks said no, as long as they are supervised by licensed contractors.

Mayor Searle said Riverdale police have increased their patrols of a local swimming hole on the Weber River and have issued citations for illegal alcohol consumption, smoking in a prohibited area, and violation of animal leash laws, in response to resident complaints. He said an additional waste receptacle has been added to the parking lot to curb littering complaints and he said these efforts will continue through the end of the summer. Mr. Worthen said he sent a letter to Union Pacific Railroad (UPRR) requesting they remove the rope swing and trees adjacent to the swimming hole and consider no trespassing signage. According to Mr. Worthen, a UPRR representative will visit Riverdale to assess the hazard and discuss possible solutions. Mr. Worthen said he is currently working on proposals to bring to the City Council for their consideration that will repair the flood damage from 2011 that created this popular swimming hole and minimize Riverdale's

liability. Councilor Griffiths asked if the kayak park where the swimming hole is will be rebuilt and Mayor Searle said he is meeting with Central Weber Sewer representative Lance Wood next week but the cost of replacing the feature will likely prevent it from being rebuilt. Mayor Searle said Riverdale City's priority is to ensure that hazard created by the flooding in 2011 is alleviated and the complaints of residents who live in the adjacent neighborhood are addressed and all Council members agreed. Mr. Worthen said Central Weber Sewer built the kayak park in partnership with Riverdale City at the request of local business Canyon Sports in 1998 when Central Weber Sewer was doing work on a sewer line that transverses the river. He said recreating the feature is cost prohibitive and unsustainable as the wave will likely be damaged again in future flooding events. Mayor Searle thanked Mr. Worthen for his efforts to resolve these issues.

Mayor Searle asked for any additional discretionary items and Councilor Ellis said when he was on the trail recently he noticed someone has chipped off part of the memorial plaque for deceased resident Nancy Brough. Councilor Ellis said has concerns about placing historical markers on the trail if they are being defaced and Mayor Searle said staff will investigate the damaged marker.

August 19, 2014

Attest:

Norm Searle, Mayor

Ember Herrick, City Recorder



**RIVERDALE CITY COUNCIL AGENDA
CIVIC CENTER - 4600 S. WEBER RIVER DR.
TUESDAY AUGUST 5, 2014**

Minutes of the **Regular Meeting** of the **Riverdale City Council** held Tuesday, **August 5, 2014** at 6:03 PM at the Riverdale Civic Center, 4600 South Weber River Drive.

Members Present: Norm Searle, Mayor
Don Hunt, Councilor
Braden Mitchell, Councilor
Michael Staten, Councilor
Brent Ellis, Councilor
Gary Griffiths, Councilor

Others Present: Rodger Worthen, City Administrator; Shawn Douglas, Public Works Director; Michael Eggett, Community Development Director; Scott Brenkman, Police Lieutenant; Ember Herrick, City Recorder and 23 members of the public including Annette Spendlove, Theida Wellman, Weston Saunders, Jared Johnson, Kevin Wille and Hunter Wille.

A. Welcome & Roll Call

Mayor Searle called the meeting to order and welcomed all in attendance including all Council members.

Casey Nelson with Boy Scout Troop 266 introduced the other scouts in his troop and their leaders and said they are working on their citizenship in the community merit badge.

B. Pledge of Allegiance

Councilor Hunt led the Pledge of Allegiance.

C. Moment of Silence

Mayor Searle called for a moment of silence when he asked everyone to remember our police officers, fire fighters, and U.S. military service members.

D. Open Communications

Mayor Searle invited any member of the public with questions or concerns to address the Council and Riverdale Resident Kevin Wille said he recently complained about lewd incidents behind his home adjacent to the park and he thanked the Mayor, City Administrator Rodger Worthen, and Police Chief Dave Hansen for addressing the problem.

Mayor Searle read an email from Riverdale resident Greg Waters in support of repairing Riverdale's BMX Bike Park and suggesting a smaller track for children on bikes with training wheels be added to the existing amenity.

There were no additional comments or questions.

E. Presentations and Reports

Mayor Searle read a proclamation declaring Carter & Cutler Warren as outstanding Riverdale residents for reporting a trail fire in June, providing information to the police to locate the offender, and going door to door warning neighbors about the fire danger. He presented them with certificates of recognition.

Mayor Searle shared an anecdote about a recent incident in the community where suspicious activity was observed and police were able to secure a search warrant and stop the sale of illicit drugs and arrest several individuals. He complimented Sergeant Warren and the other three officers involved in the bust and the concerned resident who reported the suspicious activity to the police.

Mr. Worthen recognized retiring Community Services Coordinator Jeannette Hall with 23 years of employment with Riverdale City. He said Mrs. Hall established Riverdale's youth and intramural recreation programs, activities for Riverdale's Senior Center, and has mentored the Youth City Council. Mayor Searle said Mrs. Hall has also been instrumental in the success of Riverdale's annual Old Glory Days celebration. Mayor Searle, Mr. Worthen and Business Administrator Lynn Fortie gave Mrs. Hall a check and certificate of recognition.

Mr. Worthen introduced Rich Taylor the new Community Services Coordinator and his family. Mr. Fortie said Mr. Taylor was selected from 35 applicants and previously worked for Riverdale City, leaving a full-time job to work for Riverdale part-time because he is so passionate about this field. According to Mr. Fortie, Mr. Taylor has since acquired the additional skills and experience necessary to qualify for the position of Community Services Coordinator and he will be a valuable asset to the city. Mr. Taylor introduced his wife Emily and their three children Haley, Tray, and Daxton.

Mayor Searle welcomed North Ogden City Recorder Annette Spendlove and Layton City Recorder Theida Wellman who presented Riverdale City Recorder Ember Herrick with her Certified Municipal Clerk designation.

F. Consent Items

Mayor Searle asked if there were any changes to the July 15, 2014 Council meeting minutes and none were noted.

Motion: Councilor Hunt moved to approve the consent items. Councilor Mitchell seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

Call the Question: The motion passed unanimously.

G. Action Items

- 1. Public hearing to receive and consider public comment on Ordinance 858 amending RCC 1-7F-6 Justice Court Judge**

City Attorney Steve Brooks said Riverdale City Code 1-7F-6 outlining the Justice Court Judge's compensation is proposed for amendment so that Riverdale Judge Reuben Renstrom's salary is not paid into his 401(k), as previously established. According to Mr. Brooks Judge Renstrom is requesting this change and it will not modify the salary amount the city pays him annually. He asked for any questions and there were none.

Mayor Searle opened the public hearing where no public comment was received.

Motion: Councilor Staten moved to close the public hearing. Councilor Ellis seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

Call the Question: The motion passed unanimously.

Motion: Councilor Mitchell moved to approve Ordinance 858 amending RCC 1-7F-6 Justice Court Judge. Councilor Hunt seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

Roll Call Vote: Councilor Hunt, aye; Councilor Griffiths, aye; Councilor Ellis, aye; Councilor Mitchell, aye; and Councilor Staten, aye. The motion passed unanimously.

2. Public hearing to receive and consider public comment on Resolution 2014-23 declaring public works dump truck as surplus property

Public Works Director Shawn Douglas said he is proposing a 1988 Chevy dump truck be surplused because the cost of maintaining it is no longer cost effective for his department and the vehicle has already been replaced with a newer model. Councilor Mitchell asked what the vehicle is worth and Mr. Douglas said he hasn't looked up the blue book value but staff will try and get fair market value by selling the vehicle on KSL.com or through the state's vehicle auction. Mr. Douglas said Mr. Fortie will apply the revenue to Riverdale's motor pool fund to help offset the cost of his department's next vehicle purchase. Councilor Ellis confirmed a replacement dump truck has already been purchased. Councilor Griffith asked what features the truck being surplused is equipped with and Mr. Douglas said it has a plow on the front of it and an ineffective sander. He asked for any additional questions and there were none.

Mayor Searle opened the public hearing where no public comment was received.

Motion: Councilor Ellis moved to close the public hearing. Councilor Hunt seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

Call the Question: The motion passed unanimously.

Motion: Councilor Staten moved to approve Resolution 2014-23 declaring public works dump truck as surplus property. Councilor Hunt seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

Roll Call Vote: Councilor Griffiths, aye; Councilor Ellis, aye; Councilor Mitchell, aye; Councilor Staten, aye; and Councilor Hunt, aye. The motion passed unanimously.

3. Consideration of recommendation to City Council for Conditional Use Permit application for modification of an existing Saunders Outdoor Advertising sign located at approximately 1756 West 4800 South

Saunders Outdoor Advertising Representative Westen Saunders requested a billboard located at approximately 1756 West 4800 South be modified through a conditional use permit application so that 40% of it will be a digital display. According to Mr. Saunders his sign company has a long term lease with Mountainstar Health Group and this digital feature will be used to advertise the services provided by an area hospital. Mr. Saunders said on premise digital signs are allowed to have motion but off premise billboards like the one being proposed for Mountainstar are prohibited from being distracting to drivers. He said digital signs are regulated by state and federal laws and the safety restrictions include a minimum hold time of eight seconds for each digital image and immediate transitions from one ad to another. Mr. Saunders asked for any questions and Councilor Mitchell said the Council has dealt with complaints from residents for years about a digital sign for Riverside Storage with a faulty dimmer and he asked for assurance that this digital sign will be properly maintained and not negatively impact the adjacent neighbors. Councilors Hunt and Griffiths said they have also been contacted by Riverdale residents upset over the broken dimmer of the Riverside Storage sign. Councilor Griffiths said he believes this sign will have minimal impact on the area's residents because it is located in a commercial zone. Councilor Mitchell said he drove around to see how the proposed billboard change will affect the area and although it appears it won't directly impact Riverdale residents, some Roy homeowners could complain the sign is a nuisance if the dimmer were to malfunction. Mayor Searle said he contacted Roy Mayor Willard Cragun because this billboard will be visible to some Roy residents and Mayor Cragun said he does not have any concerns about this billboard being modified on behalf of his city's residents. Councilor Mitchell asked for assurance that this sign will be properly maintained and Mr. Saunders said as an owner/operator he accepts responsibility for the maintenance of this billboard and he explained the redundancies in place to address any malfunctions. Jared Johnson with Yesco said all Saunders digital signs are monitored 24/7 through the internet by Yesco employees in Logan. According to Mr. Johnson, his company guarantees a four hour response time to fix malfunctioning electronic signs covered by ongoing maintenance agreements. He said the problem with the Riverside Storage sign is that it is privately owned and Yesco can only repair it when the owner calls and reports there is a dimmer problem. Councilor Hunt asked City Attorney Steve Brooks if there are any grounds the Council could use to deny this petition and Mr. Brooks said no.

Motion: Councilor Ellis moved to approve the Conditional Use Permit application for modification of an existing Saunders Outdoor Advertising sign located at approximately 1756 West 4800 South. Councilor Griffiths seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

Call the Question: The motion passed unanimously.

4. Consideration of Riverdale Bike Park Reconstruction Concept Map

Councilor Staten said this action item is a follow up to Alpine Trails' presentation two weeks ago and the Council's appropriation of \$6,000 in the current fiscal year budget to repair Riverdale's BMX Bike Park. He said Alpine Trails has created a two part proposal to modify the current park into a beginner pump track suitable for all ages on the west side and to the east an intermediate pump track. Councilor Staten said Alpine Trails would be responsible for construction of the park and overseeing a community volunteer dig day. According to Councilor Staten, the area south of the Civic Center adjacent to the city's trail is ideally situated and this feature will be a draw to cycling enthusiasts in the area. He said the cost of each pump track is \$6,000 and he suggested a community fundraiser to secure donations to pay for the second track.

Councilor Hunt asked about an Ogden City bike park and the associated cost and Councilor Staten said the amenity built by Alpine Trails is a downhill mountain biking park on 9th street in Ogden that cost taxpayers approximately \$8,000 to \$12,000, with community matching funds. Councilor Griffiths said even if Riverdale's park is repaired, cyclists will continue to bring shovels and modify the feature making it unsafe and creating ongoing maintenance work for Riverdale public works employees who will be tasked with upkeep of the feature. He said liability and maintenance must both be carefully considered as the Council makes a determination about the future of Riverdale's BMX Bike Park. Councilor Staten said the proposed pump tracks will be easier to maintain than the city's current more advanced feature and will likely involve one or two hours a month of sweeping, weed control, and minor sculpting. He said clear signage is important to prevent cyclists with shovels from modifying the park and Mr. Douglas said the hiring freeze means another city park or trail will lose the hours that the bike park will require for ongoing maintenance. According to Mr. Douglas, the original park was built with the understanding the cycling enthusiasts that petitioned Riverdale City to build it would maintain it and he said the reality is that people grow up and lose interest, they get busy, or move away and the community cannot be relied on to maintain this feature. He said he supports the repair of this amenity because it inspires kids to get off the couch and exercise but he said there will be ongoing maintenance costs and licensed contractors may need to be called in to repair the feature for time to time.

Councilor Mitchell said he likes Councilor Staten's fundraising idea as a way to gauge public sentiment for repairing Riverdale's bike park since no one is attending tonight's public meeting to speak in favor or opposition to the proposal. Councilor Hunt said he would also like to see how much interest there is before dedicating taxpayer dollars to a recreational facility that will only be used by a small demographic. He said he is not

ready to make a decision on the future of the bike park tonight but recognizes the city's responsibility to either repair or raze the park from a liability perspective.

Councilor Ellis asked about previous city fundraisers and Mayor Searle said the former Riverdale Veterans Committee raised money to help fund the memorial construction and foster a sense of community. Mayor Searle recommended an ad hoc committee be created with the express purpose of raising funds to repair Riverdale's BMX Bike Park and Councilor Staten asked what will happen to donations collected if the park is razed. Mayor Searle said the city will keep track of all donations and return them to the donors if the Council determines there isn't sufficient public support to justify the reconstruction and maintenance of this amenity. Councilor Staten said he would like to build the beginner and intermediate tracks at the same time if the committee can raise an additional \$6,000 to match the \$6,000 appropriated by the Council. Mr. Worthen said the ad hoc committee must have a very clear scope, specific guidelines, and timeframe so that after their work is done they are disbanded. Councilor Mitchell said he would also like to set a cap on the amount of funding the Council is willing to match to build this bike amenity.

Mayor Searle asked about liability associated with the current park and Police Lieutenant Scott Brenkman said to date injuries have been minor with only a few individuals coming to the police department requesting a Band-Aid.

Councilor Staten asked for consensus to create an ad hoc committee tasked with raising donations to remodel Riverdale's BMX Park to be matched by city funds for an amount not to exceed the budgeted \$6,000. He said if \$3,000 can be raised Riverdale City will match that amount to complete phase one of the Bike Pump Track at a total cost of \$6,000. Councilor Staten said if \$6,000 can be raised Riverdale City will match that amount to complete phases one and two of the Bike Pump Track at a total cost of \$12,000. He said if the minimum \$3,000 in donations for this amenity cannot be secured through the ad hoc committee's fundraising efforts, the current BMX park will be razed to alleviate any potential safety hazard. Consensus was unanimous.

H. Discretionary Items

Mayor Searle asked if there were any discretionary items and Councilor Mitchell asked for an update on the trail bridge replacement caused by a fire in June. Mr. Douglas said the treated lumber is scheduled to be delivered on August 6, 2014 and then repair work is expected to begin within days. Mayor Searle asked if additional sealing and treatment of the wood will be necessary and Mr. Douglas said once the lumber has been distributed and he knows the name of the manufacturer he can follow up on this question. Mr. Douglas said he can use community volunteers and boy scouts to plant the replacement roses and replace the sprinkler lines damaged in the fire. There was a brief discussion about an Eagle Scout project involving storm water drains. Councilor Griffiths recommended Riverdale's Fire Department staff have emergency access to Riverdale's trail through the Sanders Brine Shrimp Co. in the event of another trail fire and Mr. Douglas said the fire department already has a key to unlock the gate.

Mr. Douglas said a severe thunderstorm earlier in the day affected some Riverdale homes in the Terrace and flooded one garage but did not get water in any homes that he is aware

of. He said the area behind RC Willey also had flooding that damaged some of the parking lot asphalt, caused cars to stall, and debris to collect in the streets. According to Mr. Douglas his public works staff has been working with the police and fire departments to clear the area. Mayor Searle asked about the stability of the hillside near Combe Farms and Mr. Douglas said he is not aware of any issues in that area.

Councilor Mitchell said he would like to see a report of businesses the close in Riverdale in addition to the current Community Development Report of new developments so that he isn't surprised to learn a business like TGI Fridays has closed. Mr. Eggett said he can create a closed business report for the Council but he said he often doesn't know a business has closed until it is public knowledge.

Mr. Brooks said local business Smart Shop has appealed staff's decision to close the business for operating outside the scope of their license by offering a sweepstakes where customers can win money. He said the Council will hear the business's appeal at a hearing on August 19, 2014 after the Council and RDA meetings and before a joint Strategic Planning meeting with the Planning Commission.

Councilor Staten thanked city staff for investigating lewd acts in an area of Riverdale Park when a neighbor complained. Mr. Worthen said he has discussed possible solutions with Mr. Douglas, Mayor Searle and Chief Hansen which include grading the slope and putting down a weed barrier and crushed rock to discourage people from loitering in this area or building a retaining wall or rock structure.

Councilor Staten asked about the possibility of moving the fence and Mr. Worthen said this would require conveying the area to Mr. Wille through a quick claim deed, which he would then be required to maintain

Councilor Griffiths said in Salt Lake City under viaducts jagged rock is used to discourage trespassers and Mayor Searle said the rocks need to be large enough that they can't be thrown over the fence into the yards adjacent to the park. Mr. Worthen said Mr. Douglas is investigating options with a landscaping company and will get bids and a proposal together for Council consideration at a future meeting. There were no additional discretionary items.

I. Adjournment:

With no further business to come before the Council at this time, Councilor Mitchell moved to adjourn the meeting. Councilor Ellis seconded the motion. The motion passed unanimously. The meeting adjourned at approximately 7:47 p.m.

Approved: August 19, 2014

Attest:

Norm Searle, Mayor

Ember Herrick, City Recorder

**RIVERDALE CITY
CITY COUNCIL AGENDA
August 19, 2014**

AGENDA ITEM: G1

SUBJECT: Consideration of awarding the Riverdale Remodel of Fire Station 41 and Addition to the low bidder Patriot Construction for \$396,236.00

PETITIONER: Riverdale Fire Chief Roger Bodily

ACTION REQUESTED BY PETITIONER: Consideration of awarding the Riverdale Remodel of Fire Station 41 and Addition to the low bidder Patriot Construction for \$396,236.00

INFORMATION: [Executive Summary](#)

[Fire Station Remodel Cost Projections](#)

[City Engineer Letter](#)

[Bid Results](#)

[Bid Tabulation](#)

[Public Notice and Proof of Publication](#)

[BACK TO AGENDA](#)



City Council Executive Summary

For the Council meeting on:
August 19, 2014

Petitioner:
Roger M. Bodily, Fire Chief

Summary of Proposed Action

City Council authorization to award bid for Station 41 remodel and approve total project cost not to exceed \$450,000.00 which will include FF&E and any needed change orders.

Summary of Supporting Facts & Options

Chief Bodily, along with City Engineer Scott Nelson have received bids for the remodel of Station 41. A pre-bid meeting and walk through was conducted on July 29th at 10:00am. At that time, there were several contractors at the meeting. They were given an opportunity to see the proposed project and were able to ask questions about the scope of the project. Bids were due on August 5th, 2014 at 10:00am. A formal bid opening was conducted and it was recorded by Ember Herrick. 5 bids were received. Elk Valley Construction...\$399,800.00, J.L. Hardy Construction..\$441,429.00, Merrill Sheriff Construction...\$443,973.00, Patriot Construction....\$396,236.00 and Saunders Construction...\$402,944.00.

Scott Nelson and Chief Bodily have reviewed the bids, and have determined that Patriot Construction meets the requirements of the bid. References have been checked, and all were favorable.

Chief Bodily and Scott Nelson request that the council award the bid to Patriot Construction for the amount of \$396,236.00

Total cost of entire project including FF&E and any needed change orders will not exceed the original estimate of \$450,000.00 that was discussed at the strategic planning session in May.

Legal Comments - City Attorney

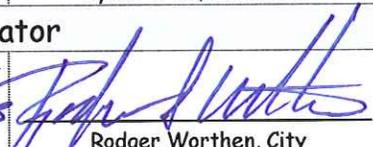

Steve Brooks, Attorney

Fiscal Comments - Treasurer/Budget Officer

Lynn Fortie, Treasurer

Administrative Comments - City Administrator

RECOMMEND APPROVAL OF PROJECT TO PATRIOT CONSTRUCTION. EXISTING FIREHOUSE CURRENTLY HAS MULTIPLE BUILDING/SAFETY CODE IRREGULARITIES!


Rodger Worthen, City Administrator

FIRE STATION REMODEL COST PROJECTIONS

ITEM	QUANTITY	AMOUNT	TOTAL	
ADDITION	1	\$396,236.00	\$396,236.00	\$396,238.00
FF&E				
BED FRAMES	6	\$50.00	\$300.00	
BOX SPRINGS	6	\$100.00	\$600.00	
MATTRESSES	6	\$200.00	\$1200.00	
DESK CHAIRS	6	\$150.00	\$900.00	
WRITING DESK	6	\$200.00	\$1200.00	
DESK LAMPS	6	\$75.00	\$450.00	
BLINDS	6	\$200.00	\$1200.00	
			\$5850.00	\$5850.00
REPLACE FUNACES AND WATER HEATERS (EXISTING)		\$10,000.00	\$10,000.000	\$10,000.00
ENGINEER AND ARCHITECT		\$14,020.00	\$14,020.00	\$14,020.00
2 REFRIDGERATORS	2	\$1,000.00	\$2,000.00	\$2,000.00
FOOD LOCKERS FOR KITCHEN	2	\$1,000.00	\$2,000.00	\$2,000.00
GRAND TOTAL				\$430,106.00



CIVIL ENGINEERING CONSULTANTS, PLLC.

5141 South 1500 West
Riverdale City, Utah 84405
801-866-0550

5 August 2014

Riverdale City
4600 South Weber River Drive
Riverdale, Utah 84405

Attn: Mayor Norm Searle and City Council
Proj: **Riverdale City Fire Station Addition and Remodel**
Subj: Bid Results, Bid Proposal Tabulation & Recommendation

Dear Mayor Searle and Council Members,

The "Bid Opening" for the above referenced project was conducted this morning. The lowest responsible bidder is Patriot Construction of Ogden City, Utah.

Enclosed are the "Bid Results" and "Bid Proposal Tabulation". Patriot Construction's bid was reviewed and found to meet the bidding conditions required in the Contract Documents.

Since Patriot Construction's bid is the low bid for the advertised project, and their bid meets the conditions of the Contract Documents, I herewith recommend award of the above referenced project in the amount of \$396,236.00 to Patriot Construction Company.

Should you have any questions or desire additional information concerning the contractor or his bid, please feel free to contact our office at your earliest convenience.

Sincerely,
CEC, Civil Engineering Consultants, PLLC.

A handwritten signature in blue ink, appearing to read 'N. Scott Nelson', written over the printed name.

N. Scott Nelson, P.E.
City Engineer

Cc: Roger Bodily, Fire Chief

BID RESULTS

Riverdale City Fire Station Addition and Remodel

OWNER: RIVERDALE CITY
ENGINEER: CEC, CIVIL ENGINEERING CONSULTANTS, PLLC.

BID DATE: 5 August 2014
TIME: 10:00 am.

BID LOCATION: Riverdale City Offices
4600 South Weber River Drive
Riverdale City, Utah 84405

BIDDERS NAME	ADDENDUM #1	BID BOND	BID AMOUNT
Cameron Construction			No Bid
Elk Valley Construction	Yes	Yes	\$399,800
J L Hardy Construction	Yes	Yes	\$441,429
Merrill Sheriff Construction	Yes	Yes	\$443,973
Patriot Construction	Yes	Yes	\$396,236
Saunders Construction	Yes	Yes	\$402,944
Stacey Enterprises			No Bid

BIDDERS NAME	ADDENDUM #1	BID BOND	BID AMOUNT
Valley Design and Construction			No Bid

BID PROPOSAL TABULATION

PROJECT NAME:

Riverdale City Fire Station Addition and Remodel

BID DATE: 5 August 2014

OWNER: Riverdale City

FIRE CHIEF: Roger Bodily

Bid Item	Description	Quantity	Unit	Patriot Construction, LLC. 3645 North Hwy.126 Ogden, Utah 84404		Elk Valley Construction 1086 East Hwy. 193 Layton Utah 84040		Saunders Construction, Inc. 1601 North 750 West Ogden, Utah 84404	
				Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount
1.	Mobilization. Bonds and insurance.	1	ls	\$24,813.00	\$24,813.00	\$11,500.00	\$11,500.00	\$3,900.00	\$3,900.00
2.	Construction of 38'x48' addition and remodel of the Riverdale City Fire Station, complete.	1	ls	\$314,316.00	\$314,316.00	\$324,600.00	\$324,600.00	\$340,018.00	\$340,018.00
3.	Garage Exhaust System.	1	ls	\$39,911.00	\$39,911.00	\$39,500.00	\$39,500.00	\$41,726.00	\$41,726.00
4.	Remove and replace flooring and base in existing kitchen/dining room.	1	ls	\$7,996.00	\$7,996.00	\$9,800.00	\$9,800.00	\$7,800.00	\$7,800.00
5.	Remove and replace flooring and base in the existing halls & TV room.	1	ls	\$9,200.00	\$9,200.00	\$14,400.00	\$14,400.00	\$9,500.00	\$9,500.00
TOTAL BID:				\$396,236.00		\$399,800.00		\$402,944.00	
Surety Company				Westchester Fire Insurance		Cash Bond		Travelers Casualty	
City, State				Pennsylvania		N/A		Hartford, Connecticut	
Bid Security - Bid Bond Amount				5%		5%		5%	
Contractor's License Number				Utah - 5178262-5501		5217432-55501		247978-5501	
License Classification				B-100 and S-200		B-100		LRF, B-100, S-260	

BID PROPOSAL TABULATION

PROJECT NAME:

Riverdale City Fire Station Addition and Remodel

BID DATE: 5 August 2014

OWNER: Riverdale City

FIRE CHIEF: Roger Bodily

Bid Item	Description	Quantity	Unit	JL Hardy Construction, Inc. 3586 West 900 South Salt Lake City, Utah 84104		Merrill Sheriff Construction 707 North 1000 West Centerville, Utah 84014	
				Unit Price	Total Amount	Unit Price	Total Amount
1.	Mobilization. Bonds and insurance.	1	ls	\$0.00	\$0.00	\$57,900.00	\$57,900.00
2.	Construction of 38'x48' addition and remodel of the Riverdale City Fire Station, complete.	1	ls	\$388,356.00	\$388,356.00	\$328,300.00	\$328,300.00
3.	Garage Exhaust System.	1	ls	\$38,822.00	\$38,822.00	\$39,673.00	\$39,673.00
4.	Remove and replace flooring and base in existing kitchen/dining room.	1	ls	\$6,475.00	\$6,475.00	\$7,600.00	\$7,600.00
5.	Remove and replace flooring and base in the existing halls & TV room.	1	ls	\$7,776.00	\$7,776.00	\$10,500.00	\$10,500.00
TOTAL BID:					\$441,429.00	\$443,973.00	
Surety Company				Guarantee Co. - North America		Guarantee Co. - North America	
City, State				Southfield, Michigan		Southfield, Michigan	
Bid Security - Bid Bond Amount				5%		5%	
Contractor's License Number				252733-5501		270498-5501	
License Classification				B-100		LRF and B-100	



July 16, 2014

Notice of Request for Bids Riverdale City Fire Station Addition and Remodel Project

Sealed bid deadline 10:00 a.m.

Tuesday August 5, 2014

at the Office of the City Recorder
4600 S. Weber River Drive Riverdale, Utah

Contract documents may be examined at the offices of the Engineer at 5141 South 1500 West, Riverdale, Utah, 84405. A pre-bid meeting for this project will be held Tuesday, July 29, 2014 at 10 AM at the site, 4334 South Parker Drive, Riverdale, Utah. This meeting is not mandatory, but it is encouraged that interested parties attend. The contractor is encouraged to visit the site. For more information see the attached advertisement for bids notice or visit the city's website at www.riverdalecity.com.

DOCUMENT 00100

ADVERTISEMENT FOR BIDS

PROJECT NAME: Riverdale City Fire Station Addition and Remodel

PROJECT LOCATION: 4334 Parker Drive in Riverdale City

OWNER: Riverdale City
4600 South Weber River Drive
Riverdale City, Utah 84405-3764

OWNERS CONTACT: Chief Roger Bodily, Fire Chief, 801-394-7181.

ENGINEER: CEC, Civil Engineering Consultants, PLLC., 5141 South 1500 West, Riverdale City, Utah 84405, Telephone Number: 801-866-0550, Fax Number: 801-866-0551.

BID SUBMITTAL: Sealed bids will be received at the office of the City Recorder, of Riverdale City, until 10:00 AM., on August 5, 2014; and then at said office publicly opened and read aloud.

DESCRIPTION OF BID WORK: The work includes furnishing all labor and materials, tools, equipment, transportation, and services required for construction of the above project; consisting of the following items of work: mobilization; construction of a new 30' x 48' addition and remodel to the Riverdale City Fire Station, complete. In addition, removal of curb & gutter; removal of sidewalk; removal of asphalt and roadbase; removal of concrete flat work, installation of concrete ramp, curb and gutter, sidewalk and concrete flatwork; installation of asphalt and road base surfacing, and miscellaneous removal and installation of landscaping and all appurtenant work in accordance with the Drawings and Specifications prepared by the Engineer, CEC, Civil Engineering Consultants, PLLC.

CONTRACT DOCUMENTS: Contract documents may be examined at the offices of the Engineer at 5141 South 1500 West, Riverdale, Utah, 84405.

COPIES OF THE CONTRACT DOCUMENTS: Copies of Contract Documents may be obtained from the offices of the Engineer for a non-refundable payment of \$50.00 for each.

PROJECT ADMINISTRATION: Questions in regards to the proposed project shall be directed to the Engineer, noted above. No drawing, specifications, product substitution and/or interpretations will be made unless noted with "Addendum".

PRE-BID MEETING: A pre-bid meeting for this project will be held Tuesday, July 29, 2014 at 10 AM at the site, 4334 South Parker Drive, Riverdale, Utah. This meeting is not mandatory, but it is encouraged that interested parties attend. The contractor is encouraged to visit the site.

BID SECURITY: All bids must be accompanied by a Bid Bond, Certified Check or Cashier's Check in

July 16, 2014

TO: Standard Examiner Legal Notices

PUBLIC NOTICE

Riverdale City gives notice that it is currently requesting bids for **Riverdale City Fire Station Addition and Remodel Project**. Sealed bids will be received at the office of the Riverdale City Recorder, until 10:00 a.m. on Tuesday August 5, 2014 address 4600 S. Weber River Drive Riverdale, Utah 84405. For more information visit the city's website at www.riverdalecity.com.

Please publish on the following dates:

20 July 2014

27 July 2014

PROOF OF PUBLICATION REQUIRED

Please acknowledge receipt of notice by return fax or e-mail to:

Ember Herrick
Riverdale City Recorder
Fax: 801-399-5784
Phone: 801-394-5541 ext 1232
eherrick@riverdalecity.com

Notice received by Standard Examiner _____
Date

By: _____
Name

OGDEN PUBLISHING CORP
PO BOX 12790
OGDEN UT 84412-2790

ORDER CONFIRMATION

Salesperson: LEGALS

Printed at 07/17/14 10:07 by dmailo

Acct #: 100310

Ad #: 555665

Status: N

RIVERDALE CITY CORP
4600 S WEBER RIVER DR
RIVERDALE UT 84405-3782

Start: 07/20/2014 Stop: 07/27/2014
Times Ord: 2 Times Run: ***
LEGL 1.00 X 1.17 Words: 66
Total LEGL 1.25
Class: 30090 LEGALS
Rate: LEGLS Cost: 90.50
Affidavits: 1

Contact: EMBER HERRICK
Phone: (801)394-5541ext
Fax#: (801)399-5784ext
Email: @riverdalecity.com
Agency:

Ad Descrpt: BIDS FIRE STA ADDITION
Given by: EMAIL EMBER HERRICK
Created: dmail 07/17/14 10:04
Last Changed: dmail 07/17/14 10:06

PUB ZONE ED TP START INS STOP SMTWTFS
SE A 97 S 07/20,27

AUTHORIZATION

Under this agreement rates are subject to change with 30 days notice. In the event of a cancellation before schedule completion, I understand that the rate charged will be based upon the rate for the number of insertions used.

Name (print or type)

Name (signature)

PUBLIC NOTICE

Riverdale City gives notice that it is currently requesting bids for Riverdale City Fire Station Addition and Remodel Project. Sealed bids will be received at the office of the Riverdale City Recorder, until 10:00 a.m. on Tuesday August 5, 2014, address, 4600 S. Weber River Drive, Riverdale, Utah 84405. For more information visit the city's website at www.riverdalecity.com.

Pub.: July 20, 27, 2014. 555665

Proof of Publication

State of Utah ss
County of Weber



Susan Bennett being first duly sworn, deposes and says:

That she/he is a citizen of the United States, over the age of eighteen years, and not interested in the above entitled matter; that she/he is the principal clerk of the Standard Examiner, which is, and was at the times of publication herinafter mentioned a newspaper of general circulation in the counties of Weber, Davis, Box Elder and Morgan, State of Utah: printed and published daily therein at Ogden City, that the notice attached hereto:

AD FOR BIDS

Was published in said newspaper 2 times

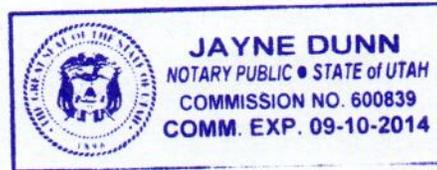
First, on 7/20/2014 and last on 7/27/2014

That said notice was published in every number of the regular issue of the said newspaper at times of publication as above specified, and as per legal requirements electronically.

Susan Bennett

Subscribed and sworn to before me on 7/28/2014

Jayne Dunn
Notary Public



**RIVERDALE CITY
CITY COUNCIL AGENDA
August 19, 2014**

AGENDA ITEM: G2

SUBJECT: Consideration of replacing Riverdale's 15 car video camera systems in the patrol fleet for \$89,184.25

PETITIONER: Riverdale Police Chief Dave Hansen

ACTION REQUESTED BY PETITIONER: Consideration of replacing Riverdale's 15 car video camera systems in the patrol fleet for \$89,184.25

INFORMATION: [Executive Summary](#)

[Camera System Information](#)

[BACK TO AGENDA](#)



City Council Executive Summary

For the Council meeting on:
8/19/2014

Petitioner:
Chief Dave Hansen

Summary of Proposed Action

Request funding for replacement of 15 in car video camera systems in the patrol fleet.

Summary of Supporting Facts & Options

Riverdale Police Department has for many years had video in it's patrol vehicles. The current L3 Mobile Vision system has been in place for 6 years and has reached it's end of life on both in car equipment and our office equipment (server and printer). We are planning on updating our equipment to the latest technology which will include video in HD resolution, which will also offer a wider viewing angle. Because we are current customers of L3 Mobile Vision, we are able to receive a discount with trade in of the old equipment. We are requesting funding in the amount of \$89,184.25 which includes all equipment, set up of the office equipment and a full day of training.

Legal Comments - City Attorney



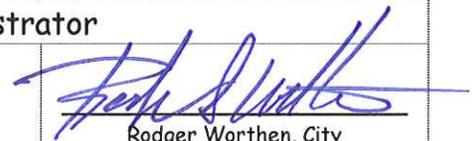
Steve Brooks, Attorney

Fiscal Comments - Treasurer/Budget Officer

Lynn Fortie, Business Administrator

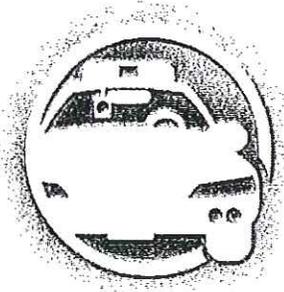
Administrative Comments - City Administrator

NO PER CITY BUDGET



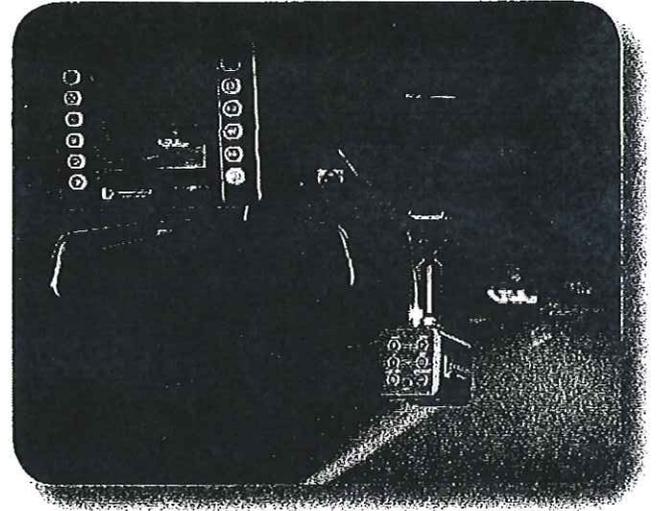
Rodger Worthen, City Administrator

High-Definition Digital In-Car Video Recording Solution



KEY FEATURES

- Secure Digital High Capacity (SDHC) card storage
- Hands-free operation
- HD resolution
- Automated file transfer
- No moving parts



STANDARD IN-CAR SYSTEM

- FLASHBACK HD™ in-car digital video recorder
- Nite-Watch™ HD color camera with a 5x zoom
- Standalone active matrix color 3.5-inch LCD monitor console
- VoiceLink Plus® 2.4 GHz DSS wireless microphone
- Wireless 802.11 (a/b/n) LAN card and antenna
- 16 GB, 32 GB and 64 GB SDHC memory provides up to 64 hours of recording time
- GPS receiver and antenna
- All mounts, cables and hardware
- 1-year factory parts & labor warranty (*installation not included*)

RECOMMENDED OPTIONS

- USB identification key
- Rear seat infrared camera
- Radar interface
- Collision sensor
- 3 additional cameras

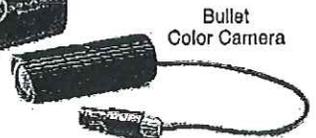
FLASHBACK HD VIDEO MANAGEMENT SOLUTIONS

DIGITAL EVIDENCE VIEWER (DEV)

The standalone workstation version of the evidence management solution. It is targeted at small agencies with fleets of less than 20 total vehicles. As with all L-3 solutions, it supports wireless uploading and the interface is simple and web-based.

DIGITAL EVIDENCE PRO (DEP)

The Digital Evidence Pro solution offers server class network-based systems. The agency has the ability to securely access evidence from any network-connected PC through a simple web browser and no special client PC software.



FLASHBACK HD

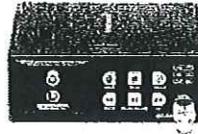


High-Definition Digital In-Car Video Recording Solution

SPECIFICATIONS

FLASHBACK HD IN-CAR DIGITAL VIDEO RECORDER

Recording Capabilities — records 5 cameras and 3 audio sources concurrently



Pre-Event Recording — captures up to 60 seconds of full-frame video prior to record activation

TRACE Feature — enables fast and accurate tracking of location(s) for evidence that was discarded during a chase sequence

Advanced MPEG-4 Compression — up to 1280 x 720 resolution for maximum amount of stored information in the least amount of memory

External Triggers — activates with lights, sirens, configurable speed trigger, VLP wireless microphone and two (2) definable auxiliary inputs

NITE-WATCH™ EXTENDED LOW-LIGHT COLOR CAMERA

Nighttime Sensitivity — to .03 lux for "near dark" surveillance operations

Compact Size — 70 mm L x 52 mm W x 53 mm H

Mega Pixel Image Sensor — for blooming and glare reduction from headlights, take-down lights, taillights, etc.



Camera Rotation Capability — full 360°, 70° horizontal field of view (FOV)

Auto-Zoom Control — automatically zooms to 4x setting to record vehicle license then returns to wide angle (1x) setting

Backlight Compensation Control — "lightens" objects in shadowy areas due to high backlit conditions often found in early morning or late evening operations

VOICELINK PLUS® 2.4 GHZ WIRELESS MICROPHONE SYSTEM

Automatic Activation — automatically turns on when DVR enters into Record status and turns off when recording ends

Vibration Signaling — replaces audible "beep" for increased officer safety in sensitive tactical situations

Emergency Button — can be integrated into the vehicle's communication system to signal an emergency situation

Patented* Bidirectional Communications Link

Digital Spread Spectrum Technology



Automatic Channel Search — will always find a clear channel, even in harsh RF environments; also adjusts frequency as needed as additional vehicles arrive at scene

Built-In Microphone — for backup; built-in antenna

Battery Life — 10 hours of continuous transmit time; 50 hours standby

U.S. Patent No. 8,446,469; U.S. Patent No. GB 2 397 000;
Canadian Patent No. 2,454,724; Australian Patent No. 20082023636

MONITOR CONSOLE FOR FLASHBACK™ DIGITAL VIDEO RECORDING SYSTEMS



Sleek and Compact — 3.5-in. color monitor with backlit control panel

Interchangeable Mounting Hardware — allows it to conform to any vehicle or motorcycle

Full Articulating Capabilities — allows both driver and passenger operation with effortless transition

REAR SEAT INFRARED CAMERA (OPTIONAL) 1/3-INCH SONY® SUPER HAD CCD



Recording — automatically detected by system

Resolution — 270 k pixels x 380 TV lines

Line of Sight — 5 m (16.4 ft.), 940 nm, 145°

Daylight View — provides color image/picture in daylight

Nighttime View — provides black & white (Infrared enhanced) image/picture at night multi-functional

BULLET CAMERA (OPTIONAL) 1/3-INCH 960H SONY® SUPER HAD CCD II

Resolution — ultra-high resolution of 700 TVL

Minimum Illumination — 0.1 lux, 2D NR

Outstanding Durability with IP67

Lens 6 mm board lens
F2.0
40° FOV



L-3 Mobile-Vision, Inc.

90 Fanny Road

Boonton, NJ 07005

Tel: 800.336.8476

E-mail: Sales.MVI@L-3com.com

www.L-3com.com/MV

www.Mobile-Vision.com

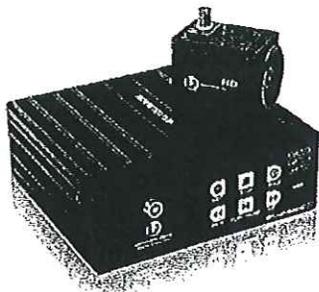
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05/14/2014

How L-3's new Flashback HD in-car video blends high-tech with ease-of-use

Blend the best of new technology and existing reliable infrastructure with one-stop shopping through L-3, for less than you might think

This article sponsored by L-3 Mobile Vision



The new Flashback HD™ system from L-3 has a wider field-of-view than previous Flashback cameras, along with automatic zoom-to-license-plate-and-then-zoom-out, to ensure that critical footage remains in-frame. (Image courtesy L-3 Mobile Vision)

Related Articles:

- [Go high-def with L-3's Flashback HD In-Car Video Solution](#)
- [Top 10 reasons to upgrade to L-3's Flashback HD in-car video solution](#)

By Greg Bogoslan
PoliceOne Contributor

L-3, long a leader in in-car video systems, recently announced the availability of the new Flashback HD™ system, bringing high-definition capability to their already-established and popular Flashback line of solutions. Scott Wooster, Product Manager at L-3, gave us details about how easy it is to either upgrade from a Flashback 1, 2, or 3 system, or do a new installation from scratch. The results of that conversation are below – read on, you might be surprised.

What's new: Greater image quality, smaller camera size

The most noticeable change from previous Flashback systems is the introduction of the new Nite-Watch™ HD color camera, which features a HD resolution, along with .03 lux nighttime performance and backlight-compensatory features to ensure that detail is not lost based upon lighting conditions. The camera also has a wider field-of-view than previous Flashback cameras, along with automatic zoom-to-license-plate-and-then-zoom-out, to ensure that critical footage remains in-frame. The system can be set to record that in either HD or SD, depending on how much storage space you want to use up.

To coordinate with the new HD capability, the industry-leading Digital Evidence Pro (DEP) solution, which offers server-class network-based systems (meaning the agency can access evidence through any network-connected PC) and Digital Evidence Viewer (DEV), the standalone workstation-based version of L-3's evidence management suite, have been upgraded to offer the ability to both view the new HD footage at full resolution, and also to burn it to a DVD – with metadata preserved throughout to ensure evidentiary integrity.

Getting those files from the vehicles to the station wirelessly, already possible in previous Flashback in-car solutions, has been further enhanced by adding the capacity to utilize a dual-band, high-speed Wireless N Access Point, meaning that if your agency's Access Points (routers) have dual-band capability, data transfer rates will become much higher – especially important for larger agencies with more vehicles turning over simultaneously at shift change to ensure that all data is transferred and captured in time for the next shift's deployment to the field.

Once the vehicle pulls within range of the Access Point at the station, files are automatically pulled, and any settings or updates which the technology administrator has set out are automatically pushed out to all connected units, simplifying maintenance. Additionally, those settings and updates can be granularly selected down to the individual-unit level if the administrator wishes only to update certain subsets or individual units (as would be the case with pushing supervisor permissions).

How do we use it?

In-car integration is simple and easy to achieve. For existing users with Flashback 1, 2, or 3 systems, upgrading to the Flashback HD simply means replacing the DVR unit with the new Flashback HD in-car DVR (still supporting multiple), the forward-facing camera, and the cable for that camera. All other components, including multichannel ancillary cameras, are plug-and-play into the new system, minimizing the amount of wiring or other logistical work needed to implement the upgrade.

For new vehicle installations, the comprehensive packages available, including additional components such as IR rear-seat and bullet cameras, along with the VoiceLink Plus™ wireless microphone system (featuring automatic on/off with recording, and a 10-hour transmit/50-hour standby battery, among others) and 3.5" backlit-control-panel in-vehicle monitor, are straightforward and easy to put into place without extensive vehicle modification.

Preserve and protect

With up to 128gb of available in-vehicle storage via Secure Digital memory cards, and the aforementioned digital evidence management solutions available, L-3's in-car video management solutions ensure that you have all of the video data you need in an accessible format when it's needed the most – be it for post-incident review, or for use as evidence in court.

The end-to-end solutions provided through L-3 allow you the security of knowing that the full weight of L-3's support is available whenever needed to ensure system uptime and performance. With a broad variety of products for public safety, including MDC's, in-car and on-officer video systems, ALPR's, and more, L-3's deep commitment to the public safety market means that the new Flashback HD system is vetted and ready to go in the real-world environment, set to protect and serve those who protect and serve every day.

**RIVERDALE CITY
CITY COUNCIL AGENDA
August 19, 2014**

AGENDA ITEM: H

SUBJECT: Discretionary Items

PETITIONER: Elected, Appointed, and Staff

ACTION REQUESTED BY PETITIONER: Open agenda item provided for comments or discussion on discretionary items.

[BACK TO AGENDA](#)

**RIVERDALE CITY
CITY COUNCIL AGENDA
August 19, 2014**

AGENDA ITEM: AH 1

SUBJECT: Consideration of Smart Shop Management Inc.'s appeal of revocation of their business license under RCC 3-1-12 for operating a sweepstakes business outside of their stated license description in violation city ordinance

PETITIONER: Smart Shop Management Inc.

ACTION REQUESTED BY PETITIONER: Consideration of Smart Shop Management Inc.'s appeal of revocation of their business license under RCC 3-1-12 for operating a sweepstakes business outside of their stated license description in violation city ordinance

INFORMATION:

[Application for Business License and Issued 2014 License](#)

[July 16, 2014 Letter from City Administrator Rodger Worthen](#)

[Riverdale City Violation Notice](#)

[Notice of Appeal to Appear Before the City Council](#)

[BACK TO AGENDA](#)

2014 CERTIFICATE OF LICENSE



The person, firm or corporation below named is hereby granted license (pursuant to the provisions of License Ordinance of the City of Riverdale) to engage in, carry on or conduct, in the City of Riverdale, the business, trade, calling, profession, exhibition, or avocation described as follows:

4600 So. Weber River Drive
Riverdale, Utah 84405
801 394-5541

SMART SHOP MANAGEMENT INC.
1170 W. RIVERDALE ROAD #B
RIVERDALE UT 84405

Expires: **12/31/2014**

License No. **1980**

Date of Issue: **06/25/2014**

Is licensed to do business as:
RETAIL STORE PC/LAPTOPS AND CELL PHONES

Amount Paid: \$ 96.00

Receipt No: 15480713

Ember Herrick

Riverdale City Recorder

This certificate must be displayed in a conspicuous place



Riverdale City
4600 South Weber River Drive - Riverdale Utah 84405

BZ ME
FD RB
PD/AT 1

APPLICATION FOR BUSINESS LICENSE

Application Date: _____

Business License Number: 1980

1. Business Name: Smart Shop Management Inc.
Business Address: 1170 W. Riverdale Rd #B Mailing Address: _____
City, State, Zip: RIVERDALE, UT 84405 City, State, Zip: _____
Business Phone: 801-605-3853 Business Fax: _____
Business E-mail: _____

Type of Business: Retail Store Business Description: See attached sheet
*State Sales Tax ID: 14S04864 Other State License Number: _____

If your business consists of rentals, please list all rental addresses: _____

OWNER'S NAME AND ADDRESS (if corporation, list principal officers). Use additional sheet if necessary.

	Name 1	Name 2	Name 3
Name	<u>TODD LONZRIK</u>	_____	_____
Address	<u>P.O. BOX 3101</u>	_____	_____
	<u>Cuyahoga Falls, OH 44223</u>	_____	_____
Phone	<u>330-212-5866</u>	_____	_____
E-mail	<u>Tblonz1@hotmail.com</u>	_____	_____

2. Manager Name: Nathan Piep Manager Phone: 801-719-4754

3. CONTACT PERSON - For Businesses located within Riverdale, please furnish the name and telephone number of a LOCAL person (other than the manager) who may be contacted by the City after hours in case of fire or police emergency at your business.
Emergency Name: Korey Castles Emergency Phone: 801-835-9881

4. LICENSE FEES (Please call 801-436-1232 for assistance in calculating fees)

	Description	Amount
A. BASE FEE	<u>prorated</u>	\$55.00 <u>\$33.00</u>
B. Fire Inspection Fee:	<u>\$30.00 for the 1st 5,000 SF and \$0.01 per square foot over 5,000 SF</u>	<u>30.00</u>
C. Variable Fee	<u>square footage under 5,000 sq. ft.</u>	<u>\$33.00</u>
D. Liquor License	_____	_____
E. Other	_____	_____
F. Total Due (Make check to Riverdale City) NON-REFUNDABLE		<u>\$ 96.00</u>

5. I DECLARE THAT THE INFORMATION SET FORTH HEREIN (OR ATTACHED) IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

TYPE OR PRINT NAME: TODD LONZRIK Title: owner / president

Authorized Signature: [Signature]

LICENSE PERIOD - JANUARY THROUGH DECEMBER

*NOTE - - ALL BUSINESSES WHICH ARE REQUIRED TO HAVE A STATE SALES TAX NUMBER MUST PROVIDE A COPY OF THE CERTIFICATE TO THE CITY (Form TC-69, a sample of which is attached) AND MUST REPORT TO THE STATE TAX COMMISSION THAT RIVERDALE IS THE POINT SALE. LICENSES CANNOT BE ISSUED WITHOUT THIS DOCUMENT.

Date Paid: <u>6/25/14</u>	FOR OFFICE USE ONLY	Receipt Number: <u>15480713</u>
	Amt Paid: <u>\$96.00</u>	

Under GRAMA {63G-2-201 & 301}, all registration information maintained by Riverdale City is classified as public record. For confidentiality purposes, the business entity physical address may be provided rather than the residential or private address of any individual affiliated with the entity.

RIVERDALE CITY APPLICATION FOR BUSINESS LICENSE

SMARTSHOP MANAGEMENT: 1170 RIVERDALE ROAD STE. B RIVERDALE, UT 84405

Business Description:

Retail Store that specializes in PC/Laptop repairs, cell phone and smartphone screen repairs. Sale of General Merchandise; cell phone chargers, cases, headphones and IT peripherals. Sale of new and refurbished computers, cell phones and long distance calling cards. Computer workstation rental and periodic training classes that teach Intro to Computers, resume building workshops and MS Office Workshops.



Riverdale
City

Administrative Offices
4600 So. Weber River Drive
Riverdale, Utah 84405

Tel 801.394.5541
Fax 801.399.5784

July 16, 2014

SMART SHOP MANAGEMENT INC.

Attn: Owner Todd Lonzrick
1170 W. Riverdale Road #B
Riverdale, UT 84405

RE: Riverdale City Business License Revocation

Mr. Lonzrick:

It has come to our attention that you are doing business in Riverdale outside of your license description as a retail store for personal computers, laptops and cell phones. Sweepstakes businesses are not allowed in Riverdale City and therefore under Riverdale City Code Section 3-1-12 your business must cease to operate until a licensing official can confirm that you are only carrying out legal retail activities within the scope of your license application

If you have any questions, please contact our City Attorney Steve Brooks at 801-394-5541 ext. 1244.

Sincerely,

Rodger Worthen
Riverdale City Administrator

Riverdale City Code 3-1-12: SUSPENSION, REVOCATION OR REFUSAL TO RENEW BUSINESS LICENSE:

A. Reasons Specified: The city may suspend, revoke or refuse to issue or renew a license for any of the following reasons:

1. Fraud or misrepresentation in its procurement.

B. Enforcement:

1. The city administrator, or his/her designee, shall have the authority to deny, suspend or revoke a license without a hearing, for reasons provided for in this chapter.

C. Procedure For Suspension Or Revocation: The city administrator, or his/her designee, shall cause written notice to be given to the applicant or licensee, as outlined herein below, of his or her decision to deny, suspend or revoke a license, the reason for such decision, that operation of a business after the effective date of the suspension or revocation is a class B misdemeanor, the licensee's right to appeal the city administrator's, or his/her designee's, decision and have a hearing, and the appeal procedure. However, if that decision is appealed, the suspension or revocation shall not take effect until the time period for appealing the decision as set forth in this chapter has passed.

D. Appeal Procedure:

1. Appeals of the city administrator's, or his/her designee's, decision to deny, suspend or revoke a license may be made by filing a written notice of appeal to appear before the city council with the city recorder within fifteen (15) days of receipt of the notice of denial, suspension or revocation.
2. The notice of appeal shall be in writing and shall set forth with specificity the reasons for which the appeal is taken.

E. Hearing; Notice:

1. If the city administrator's, or his/her designee's, decision is appealed, before the city council finalizes the suspension, revocation or refusal to issue or renew any license as provided in this chapter, it shall first afford the licensee an opportunity in a hearing to show cause why the license should be issued or renewed or should not be suspended or revoked. If the reason for the suspension, revocation or refusal no longer exists or has been cured to the satisfaction of the city administrator prior to the date set for hearing before the city council, the city administrator shall give written notice to the licensee and cancel the hearing and the licensee shall not be required to appear before the city council.
2. The date, time and place of the hearing shall be fixed by the city council and notice thereof shall be personally served on the licensee or the notice may be mailed to the licensee at the address shown in his last application. The city council must take all possible steps to assure that the licensee gets actual notice. The notice shall indicate the purpose of the hearing and the action contemplated.
3. At the hearing, the licensee or applicant shall have the right to appear personally or by counsel, to cross examine witnesses appearing, and to produce evidence and witnesses in his behalf.

VIOLATION NOTICE

Riverdale City Department of Business Licensing

This business is operating without a valid business license for 2014

In accordance with Riverdale City Code this business is operating outside of the scope of its license description as a retail store for personal computers, laptops and cell phones, which is a Class B misdemeanor. Sweepstakes businesses are not allowed in Riverdale City and therefore under Riverdale City Code Section 3-1-12 this business must cease to operate until a licensing official can confirm that you are only carrying out legal retail activities within the scope of your license application.

If you have questions about this notice of citation, contact Riverdale City's Attorney Steve Brooks at 801-394-5541 ext. 1244.

DO NOT REMOVE THIS NOTICE

City Administrator

July 16, 2014
Date

Riverdale City Code 3-1-12: SUSPENSION, REVOCATION OR REFUSAL TO RENEW BUSINESS LICENSE:

A. Reasons Specified: The city may suspend, revoke or refuse to issue or renew a license for any of the following reasons:

1. Fraud or misrepresentation in its procurement.

B. Enforcement:

1. The city administrator, or his/her designee, shall have the authority to deny, suspend or revoke a license without a hearing, for reasons provided for in this chapter.

C. Procedure For Suspension Or Revocation: The city administrator, or his/her designee, shall cause written notice to be given to the applicant or licensee, as outlined herein below, of his or her decision to deny, suspend or revoke a license, the reason for such decision, that operation of a business after the effective date of the suspension or revocation is a class B misdemeanor, the licensee's right to appeal the city administrator's, or his/her designee's, decision and have a hearing, and the appeal procedure. However, if that decision is appealed, the suspension or revocation shall not take effect until the time period for appealing the decision as set forth in this chapter has passed.

3-1-13: PENALTY:

Any person who violates any provision of this chapter shall be guilty of a class B misdemeanor and upon conviction, such person shall be punished as provided in section [1-4-1](#) of this code. Each separate day a holder of a business license violates any provision of this chapter shall be a separate violation. (1985 Code § 11-1-21)

D. Fines of Corporations: The sentence to pay a fine, when imposed upon a corporation, association, partnership or governmental instrumentality for an offense defined in this code, or the ordinances of the city, or for an offense defined outside of this code over which this city has jurisdiction, for which no special corporate fine is specified, shall be sentenced to pay an amount, fixed by the court, not exceeding:

1. Class B Misdemeanor: Five thousand dollars (\$5,000.00) when the conviction is for a Class B misdemeanor

4. After such hearing and upon due deliberation, the city council shall notify the licensee of its findings and determination. (Ord. 790, 2-7-2012)

3-1-13: PENALTY:

Any person who violates any provision of this chapter shall be guilty of a class B misdemeanor and upon conviction, such person shall be punished as provided in section 1-4-1 of this code. Each separate day a holder of a business license violates any provision of this chapter shall be a separate violation. (1985 Code § 11-1-21)

BROWN, BRADSHAW & MOFFAT, L.L.P.

ATTORNEYS AT LAW

10 WEST BROADWAY, SUITE 210

SALT LAKE CITY, UTAH 84101

WWW.BROWNBRADSHAW.COM

TELEPHONE
(801) 532-5297

FACSIMILE
(801) 532-5298

KENNETH R. BROWN
JAMES C. BRADSHAW
MARK R. MOFFAT
ANN MARIE TALIAFERRO
MICHAEL T. HOLJE

July 30, 2014

Ember Herrick
Riverdale City Recorder
4600 South Weber River Drive
Riverdale, Utah 84405

Sent Via Facsimile No. (801)399-5784 and Hand Delivered

NOTICE OF APPEAL TO APPEAR BEFORE THE CITY COUNCIL

Re: Smart Shop Management, Inc.
1170 West Riverdale Road, #13
Riverdale, Utah 84405
Notice of Appeal of Riverdale City Business License Revocation

Pursuant to Riverdale City Code § 3-1-12(D), Smart Shop Management, Inc. (hereinafter "Smart Shop") hereby files its Notice of Appeal of the revocation of its business license on July 16, 2014, and requests a hearing before the City Council.

Specifically, on July 16, 2014, a member of law enforcement and the Riverdale Fire Inspector appeared at Smart Shop's store and informed management that business operations were to cease immediately. At that point in time, Smart Shop was provided paperwork notifying Smart Shop that Riverdale City revoked Smart Shop's business license. A hearing and due process is hereby requested pursuant to Riverdale City Code § 3-1-12(E).

Stated Grounds for Revocation

Riverdale City officials provided Smart Shop Management with two documents. The first is a letter dated July 16, 2014, from Rodger Worthen, Riverdale City Administrator. The second is a document entitled "Riverdale City Code 3-1-12: SUSPENSION, REVOCATION OR REFUSAL TO RENEW BUSINESS LICENSE" (hereinafter "Riverdale City Code document").

The Riverdale City Code document indicates that Smart Shop's license was being suspended due to a "fraud or misrepresentation of its procurement." The document itself, however, does not identify the alleged misrepresentation. Further, Mr. Worthen's letter indicates that "sweepstakes businesses are not allowed in Riverdale City" and orders Smart Shop Management to cease operation until a licensing officer can determine that Smart Shop is operating within the parameters of its application. Although not clear, these documents read together seem to suggest that Smart Shop allegedly engaged in "misrepresentation" because it did not identify itself as a "sweepstakes business" in its business license application. Assuming this to be the case, Smart Shop responds as follows:

At the outset, it must be made clear that Smart Shop never intended to deceive anyone in the procurement of its business license. Smart Shop apologizes for any inconvenience or confusion its license application may have caused. It is Smart Shop's absolute desire to resolve any issues regarding its license application both quickly and amicably.

Addressing Mr. Worthen's letter first, the letter itself indicates that "sweepstakes businesses are not allowed in Riverdale City and therefore under Riverdale City Code Section 3-1-12 your business must cease to operate." The term "sweepstakes business" is not defined anywhere in the Riverdale City Code, and notably, the Code itself contains no provisions prohibiting the operation of "sweepstakes business." Moreover, Smart Shop is not a "sweepstakes business." Smart Shop is a retail business that markets a variety of goods and services to its customers. The scope of goods and services were described in an addendum to Smart Shop's business application. Smart Shop does use a variety of methods to promote its business in the sale of its retail products and services, including using signage, fliers, competitive pricing, word-of-mouth, and like other businesses in Riverdale City, a promotional sweepstakes. As stated earlier, it was never Smart Shop's intent to deceive Riverdale City officials regarding the nature of its business. Smart Shop considers the sweepstakes a form of advertising and promotion. They did not understand or believe that they were required to identify forms of advertisement and promotion in the "Business Description" portion of their application.

With respect to the Riverdale City Code document and any claims of "fraud and misrepresentation in its [business license] procurement," Smart Shop submits that it did not engage in fraud or misrepresentation in its business license application. In reviewing the business license application, under the "Type of Business" heading, Smart Shop identifies itself as a "retail store." This is completely true. Under the "Business Description" heading, Smart Shop provided an addendum that set forth, in detail, the goods and services marketed through its retail outlet. These statements were completely true. As stated previously, Smart Shop does employ a number of methods to advertise and promote the sale of the goods through its retail store, which includes promotional sweepstakes. But, there is really no place the business was required to explain or even ever asked about these promotional activities. Again, management

did not understand or believe that they were required to identify the way in which it would promote the business. Importantly, there is nothing in the Riverdale City Code that requires businesses to identify the types of advertisements and promotional campaigns they intend to use to market their products and promote their business.

Smart Shop Has Been Completely Transparent

Smart Shop submits that they have been wholly cooperative with Riverdale City officials regarding their business. Smart Shop opened its doors on Friday, July 11, 2014 at 10:00 a.m. Two days later, on Sunday, July 13, 2014, Smart Shop received a visit from a uniformed Riverdale City police officer, who posed questions to management which were promptly answered. The following day, additional detectives visited the store. That same evening, a uniformed sergeant and another officer came in the store. Following closing, the store manager spent approximately 2 hours with an officer, explaining in detail the store's operations as well as its promotional sweepstakes. The officer took notes and was provided further documentation. Suffice it to say that the store owners and management were surprised when, on July 16th, Riverdale City revoked their license.

Smart Shop is not a "Sweepstakes Business"

As noted above, Mr. Worthen's letter references that "Sweepstakes businesses are not allowed in Riverdale City." Smart Shop, however, is not a "sweepstakes business." It does run a promotional sweepstakes similar to other businesses in the area.¹ McDonald's, Home Depot and a variety of retail outlets have promotional sweepstakes to advertise their businesses and to bring clients in the door. One nearby business in particular, Frankie's, runs a promotional sweepstakes somewhat similar to Smart Shop's, although Smart Shop clearly is a retail presence with a variety

¹To promote its business, Smart Shop offers a promotional sweepstakes to customers visiting its store. The sweepstakes is free and no purchase of goods or services is necessary to participate. Sweepstakes entries are available to anyone upon request. Sweepstakes entries are also available to customers who purchase goods or services from Smart Shop.

As an example, a customer purchasing an item from Smart Shop is awarded Sweepstakes Points. The Sweepstakes Points are then loaded onto a card by the company's computer. "Winning" sweepstakes entries are pre-determined prior to the time they are issued. Chances of obtaining a winning entry are not enhanced through purchase. Nor are chances of obtaining a winning entry enhanced by any specific means of reveal. Again, winning entries are pre-determined.

"Revealing" the Sweepstakes entries can be done by customer request at the point of sale or can be revealed on computer terminals. If customers choose to reveal their sweepstakes entries at the company's computer terminals, they may do so by utilizing an entertaining interface—a variety of "games." But again, winning entries are pre-determined.

of goods and services. Frankie's is duly licensed to do business in Riverdale City. They too have a variety of promotional schemes including bingo and a sweepstakes, both of which provide cash prizes to patrons for winning entries. Smart Shop's sweepstakes is virtually indistinguishable from Frankie's, which should have been apparent to the law enforcement officers investigating Smart Shop's business operations. To the extent that Riverdale City chooses to revoke Smart Shop's license claiming it to be a "sweepstakes business" while allowing Frankie's to continue to operate using a similar promotional scheme appears arbitrary and capricious.

Again, Smart Shop wants nothing more than to resolve any outstanding issues with Riverdale City in an amicable fashion. Smart Shop's management is willing to participate in any meeting with Riverdale City officials to discuss its business, product sales and promotional activities.

Thank you for your consideration and prompt attention to this matter.

Sincerely,



Mark R. Moffat
Attorney at Law