

Cottonwood Heights, Utah

August 20, 2024

The City Council (the "*Council*") of the city of Cottonwood Heights, Utah (the "*City*"), met in regular public session at the regular meeting place of the Council in Cottonwood Heights, Utah on August 20, 2024, beginning at the hour of 7:00 p.m., with the following members of the Council being present:

Michael T. Weichers
Ellen Birrell
Matt Holton
Suzanne Hyland
Shawn Newell

Mayor
Councilmember
Councilmember
Councilmember
Councilmember

Also present:

Jared Gerber
Paula Melgar

City Manager
City Recorder

Absent:

After the meeting had been duly called to order and after other matters not pertinent to this resolution had been discussed, the City Recorder presented to the Council a Certificate of Compliance with Open Meeting Law with respect to this August 20, 2024 meeting, a copy of which is attached hereto as Exhibit A.

The following resolution was then introduced in written form, was fully discussed, and pursuant to motion duly made by Councilmember Newell and seconded by Councilmember Birrell, was adopted by the following vote:

AYE: 5

NAY: 0

The resolution is as follows:

COTTONWOOD HEIGHTS

RESOLUTION No. 2024-55

A RESOLUTION PROVIDING FOR A SPECIAL BOND ELECTION TO BE HELD ON NOVEMBER 5, 2024, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF COTTONWOOD HEIGHTS, UTAH, A PROPOSITION REGARDING THE ISSUANCE OF NOT TO EXCEED \$30,000,000 GENERAL OBLIGATION BONDS FOR THE PURPOSE OF FINANCING AND REFINANCING A PORTION OF THE COSTS OF ACQUIRING AND IMPROVING LAND (INCLUDING PRIOR BOND CARRYING COSTS FOR THE SAME), PROVIDING PUBLIC OPEN SPACE AND AMENITIES, PEDESTRIAN IMPROVEMENTS, AND OTHER NEEDED INFRASTRUCTURE TO FACILITATE ECONOMIC DEVELOPMENT, COMMUNITY EVENTS AND ACTIVITIES IN AND AROUND COTTONWOOD HEIGHTS' PROPOSED TOWN CENTER AT APPROXIMATELY 2300 EAST AND FORT UNION BLVD.; PROVIDING FOR THE POSTING OF A NOTICE OF PUBLIC HEARING; APPROVING THE FORM OF AND DIRECTING THE POSTING OF A NOTICE OF ELECTION AND THE BALLOT PROPOSITION; AND RELATED MATTERS.

WHEREAS, the city council (the "*Council*") of the city of Cottonwood Heights, Utah (the "*City*") desires to finance and refinance a portion of the costs to acquire and improve land (including prior bond carrying costs for the same), provide public open space and amenities, pedestrian improvements, and other needed infrastructure to facilitate economic development, community events and activities in and around the City's proposed "Town Center" at approximately 2300 East and Fort Union Blvd. in the City (collectively, the "*Project*"); and

WHEREAS, the City does not have on hand money to pay for all the costs of the Project and the Council has determined to finance the cost thereof through the issuance of up to \$30,000,000 of its General Obligation Bonds (the "*Bonds*"); and

WHEREAS, the Project may be paid for in part or wholly by Bonds as authorized by Section 11-14-103, Utah Code Annotated 1953, as amended; and

WHEREAS, the Council desires to submit a proposition concerning the issuance of the Bonds to the vote of the qualified electors of the City pursuant to the provisions of the Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended, the applicable provisions of the Utah Election Code, Title 20A, Utah Code Annotated 1953, as amended, and the Transparency of Ballot Propositions Act, Title 59, Chapter 1, Part 16, Utah Code Annotated 1953, as amended (collectively, the "*Act*");

NOW, THEREFORE, it is hereby resolved by the city council of the city of Cottonwood Heights as follows:

Section 1. **Definition of Terms.** The terms defined or described in the recitals hereto shall have the same meaning when used in the body of this resolution (this “*Resolution*”).

Section 2. **Election Call.** On November 5, 2024, there shall be held in the City a special bond election (the “*Bond Election*”), between the hours of 7:00 a.m. and 8:00 p.m., at which there shall be submitted to the qualified electors of the City the proposition appearing in the ballot proposition portion of the Notice of Election as substantially set out in Section 6 hereof (as may be appropriately and legally updated, modified, corrected or completed).

Section 3. **Voting Places and Election Judges.** For purposes of the Bond Election, the voting methods, the voting precincts, the voting places, the election judges, alternate judges, and poll workers to serve at said voting places shall be the same as those established for the general election held that day.

Section 4. **Authorization and Reimbursement of Expenses.** The Bond Election shall be conducted and the registration therefore shall be governed in conformity with the laws of the State of Utah, including particularly the Act, and the officials of the City and Salt Lake County, Utah (the “*County*”), as applicable, shall and are hereby authorized and directed to perform and do all things necessary to the proper calling and conduct of the Bond Election and the canvass of the results thereof.

If the proposition for the Bonds is approved at the Bond Election, the City reasonably expects to reimburse itself from proceeds of debt to be incurred by the City, capital expenditures advanced for the acquisition and construction of the improvements herein described in a principal amount of not more than \$10,000,000.

Section 5. **Public Hearing.** The Council shall hold a public hearing on September 17, 2024, to receive input from the public with respect to (a) the issuance of the Bonds and (b) the potential economic impact that the improvements, facilities, or properties to be financed in whole or in part with proceeds of the Bonds will have on the private sector, which hearing date shall not be less than fourteen (14) days after notice of the public hearing is first posted and shall not be sooner than thirty (30) days or later than five (5) business days before the first posting of the Notice of Election as described in this Resolution, such notice to be posted (i) on the Utah Public Meeting Notice Website created under Section 63A-16-601, Utah Code Annotated 1953, as amended, (ii) on the City’s official website, and (iii) in a public location within the City that is reasonably likely to be seen by residents of the City. The “Notice of Public Hearing” shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended, that on August 20, 2024, the City Council (the "*Council*") of the city of Cottonwood Heights, Utah (the "*City*"), adopted a resolution (the "*Resolution*") in which it authorized the calling of an election (the "*Election*") concerning a proposition for the issuance of the City's General Obligation Bonds (the "*Bonds*") and called a public hearing to receive input from the public with respect to (a) the issuance of the Bonds and (b) any potential economic impact that the improvements, facilities or properties financed in whole or in part with the proceeds of the Bonds (see below) may have on the private sector.

TIME, PLACE, AND LOCATION OF PUBLIC HEARING

The Council shall hold a public hearing on September 17, 2024, at the hour of 7:00 p.m. or as soon thereafter as possible, at 2277 Bengal Blvd., Cottonwood Heights, Utah. All members of the public are invited to attend and participate.

PURPOSE FOR ISSUING THE BONDS, MAXIMUM AMOUNT AND SECURITY

The Bonds are to be issued in the aggregate principal amount of not to exceed \$30,000,000 for the purpose of financing and refinancing a portion of the costs to acquire and improve land (including prior bond carrying costs for the same), provide public open space and amenities, pedestrian improvements, and other needed infrastructure to facilitate economic development, community events and activities in and around the City's proposed Town Center at approximately 2300 East and Fort Union Blvd. in the City and paying costs of issuance of the Bonds. The Bonds shall be secured by ad valorem property taxes of the City to the extent authorized by law.

The Bonds may be issued in one or more series and be sold from time to time, all as the Council may determine.

DATED this August 20, 2024.

/s/ Paula Melgar
City Recorder

(To be posted no less than 14 days before the public hearing.)

Section 6. **Notice of Election.** In accordance with Section 11-14-202 of the Act, a notice of the Bond Election shall be (i) posted in a place within the boundaries of the City that is most likely to give notice to the voters within the City's bounds (the "*Location*"), at least 21 days before the Bond Election, (ii) posted on the Utah Public Meeting Notice website (<http://pmn.utah.gov>) for three weeks before the Bond Election, and (iii) posted on the City's official website for at least three weeks before the Bond Election. The Council directs the Election Officers (defined herein) to select the Location meeting this criteria.

In addition, the Election Officers (defined herein) are to (i) publish the sample ballot before the election as required in Section 20A-5-405 of the Act and (ii) publish notice of and perform the election voting device and tabulation equipment test procedures as required by Section 20A-4-104 of the Act.

The Bond Election notice shall be given in substantially the following form (with such completion, amendments, updates, changes, additions or alterations as may be required to conform such notices to the Act (including amendments thereto prior to such posting) and actual election information or calendar items to be confirmed prior to the posting of such notice):

ELECTION NOTICE

To all qualified electors of the city of Cottonwood Heights, Utah:

Take notice that on November 5, 2024, between the hours of 7:00 a.m. and 8:00 p.m., a special bond election (the "*Bond Election*") will be held in the city of Cottonwood Heights, Utah (the "*City*"), in conjunction with the general election to be held that day.

Information regarding polling places for each voting precinct, each early voting polling place, and each election day voting center, including changes to the location of a polling place and the location of an additional polling place, may be found at the Statewide Electronic Voter Information website at vote.utah.gov or at the Salt Lake County Clerk's website at <https://www.slco.org/clerk/> or at the City's website at <https://www.cottonwoodheights.utah.gov/>.

To obtain information regarding the location of a polling place, voters may also call 801-944-7010.

The Election will be held for the purpose of submitting the following ballot proposition:

**OFFICIAL BALLOT PROPOSITION FOR THE
CITY OF COTTONWOOD HEIGHTS, UTAH
SPECIAL BOND ELECTION**

NOVEMBER 5, 2024

/s/ Paula Melgar
City Recorder

PROPOSITION

Shall the city council (the “*Council*”) of the city of Cottonwood Heights, Utah (the “*City*”), be authorized to issue General Obligation Bonds in an amount not to exceed Thirty Million Dollars (\$30,000,000) (the “*Bonds*”) for the purpose of financing and refinancing a portion of the costs to acquire and improve land (including prior bond carrying costs for the same), provide public open space and amenities, pedestrian improvements, and other needed infrastructure to facilitate economic development, community events and activities in and around the City’s proposed Town Center at approximately 2300 East and Fort Union Blvd. Said Bonds to be due and payable in no more than thirty-one (31) years from the date of issuance of the Bonds?

Property Tax Cost of Bonds: If the Bonds are issued as planned, a property tax sufficient to pay debt service on the Bonds will be required over a period of thirty (30) years in the estimated average amount of \$134.89 per year on a \$770,100 primary residence and in the estimated amount of \$245.28 per year on a business property having the same value.

The foregoing information is only an estimate and is not a limit on the amount of taxes that the Council may be required to levy to pay debt service on the Bonds. The Council is obligated to levy taxes to the extent provided by law in order to pay the Bonds. The amounts are based on various assumptions and estimates, including estimated debt service on the Bonds and taxable values of property in the city of Cottonwood Heights, Utah.

FOR THE ISSUANCE OF BONDS (YES)

☐

AGAINST THE ISSUANCE OF BONDS (NO)

☐

Pursuant to applicable provisions of Utah State law, the period allowed for any contest of the Bond Election shall end forty (40) days after November 19, 2024 (the date on which the returns of the Bond Election are to be canvassed and the results thereof declared). No such contest shall be maintained unless a complaint meeting the requirements of applicable law is filed with the Clerk of the District Court of Salt Lake County within the prescribed forty (40) day period.

GIVEN by order of the City Council of the city of Cottonwood Heights, Utah.

By: /s/ Michael T. Weichers
Mayor

ATTEST:

By: /s/ Paula Melgar
City Recorder

Section 7. **Mailing of Voter Information Pamphlet.** The Council hereby directs the City's city recorder (the "*City Recorder*") to mail at least fifteen (15) but not more than forty-five (45) days before the scheduled Bond Election, a voter information pamphlet or a notice printed on a postage prepaid, preaddressed return form that a person may use to request delivery of a voter information pamphlet by mail, to each household with a registered voter who is eligible to vote on the Bonds. Said voter information pamphlet shall include, in the following order: (a) the date of the Bond Election, (b) the hours during which the polls will be open, (c) the address of the Statewide Electronic Voter Information Website and, if available, the address of the Salt Lake County Clerk's official website, and the City Recorder's official website, with a statement indicating that the Election Officers will post on the official website the location of each polling place for each voting precinct, each early voting polling place, and each election day voting center, including any changes to the location of a polling place and the location of an additional polling place; (d) a phone number that a voter may call to obtain information regarding the location of a polling place; (e) the title and text of the ballot proposition, and (f) an explanation of the property tax impact, if any, of the issuance of the Bonds which may be based upon information the Council determines to be useful, including (i) expected debt service on the Bonds to be issued, (ii) funds other than property taxes available to pay debt service on general obligation bonds, (iii) timing of expenditure of Bond proceeds, (iv) property values and (v) any additional information the Council determines may be useful to explain the property tax impact of issuance of the Bonds.

Section 8. **Compliance with the Transparency of Ballot Propositions Act, Title 59, Chapter 1, Part 16, Utah Code Annotated 1953, as amended.** The City shall comply with the requirements of the Transparency of Ballot Propositions Act, Title 59, Chapter 1, Part 16, Utah Code Annotated 1953, as amended and shall post the arguments and rebuttal arguments as required by such act on the Statewide Electronic Voter Information Website as described in Section 20A-7-801, Utah Code Annotated 1953, as amended, for thirty (30) consecutive days before the Bond Election. The City shall further post all arguments and rebuttal arguments in a prominent place on the City's official website for thirty (30) consecutive days before the Bond Election. If the City has a newsletter published between finalization of the arguments and rebuttal arguments and the date of the Bond Election, it shall further post arguments and rebuttal arguments in such newsletter. When posting the argument and rebuttal argument, the City Recorder shall ensure that: (a) a rebuttal argument is posted in the same manner as a direct argument; (b) each rebuttal argument follows immediately after the direct argument that it seeks to rebut; and (c) information regarding the public meeting (described in the next sentence), follows immediately after the posted arguments, including the date, time, and place of the public meeting. The City shall conduct a public meeting on October 1, 2024, a date which is no more than forty-five (45), but at least four (4), days before the Bond Election, beginning at the hour of 7:00 p.m. or soon thereafter, at 2277 Bengal Blvd., Cottonwood Heights, Utah. The purpose of the meeting is to hear arguments for and against the issuance of the Bonds. Information regarding this public meeting shall follow immediately after the posted arguments set forth on the Statewide Electronic Voter Information Website and the City's official website described herein. Within three days following the public meeting, the City will post a digital audio recording of the meeting on its official website and at the primary office of the City.

Section 9. **Election Supplies and Ballots.** The ballots to be used at the Bond Election shall comply in all respects with the requirements of the Act at the time of the Bond Election,

including, but not limited to, Title 20A, Chapter 6 and Section 11-14-206 of the Act, and the proposition and election instructions with respect to the Bond Election shall be in substantially the form contained in the Election Notice set forth in Section 6 hereof.

Section 10. **Appointment of Election Officers.** Pursuant to Sections 20A-1-102 and 20A-5-400.5 of the Act, the County Clerk of Salt Lake County and the City Recorder will act as election officers (the "*Election Officers*"). Other officials of the City are hereby directed and authorized to coordinate with the Election Officers as required for the Bond Election. The Election Officers shall be authorized and directed to give appropriate notices as required by the Act.

Section 11. **Canvass.** The ballots shall be counted and the results delivered to the City in accordance with the procedures of Title 20A, Chapter 4, of the Act. The Council shall meet as a Board of Canvassers no sooner than seven (7) nor later than fourteen (14) days after the date of said election, currently set for Tuesday, November 19, 2024, at 6:00 p.m., at the regular meeting place of the Council in the city of Cottonwood Heights, Utah, and if the majority of the votes cast at the Bond Election are in favor of the propositions submitted, then the City Recorder shall cause an entry of that fact to be made upon its minutes. Thereupon the Council shall be authorized and directed to issue such Bonds.

Section 12. **Severability.** It is hereby declared that all parts of this Resolution are severable, and if any section, clause, or provision of this Resolution shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, clause, or provision shall not affect the remaining sections, clauses, or provisions of this Resolution.

Section 13. **Conflict.** All resolutions, orders, and regulations or parts thereof heretofore adopted or passed which are in conflict herewith are, to the extent of such conflict, hereby repealed. This repealer shall not be construed so as to revive any resolution, order, regulation, or part thereof heretofore repealed.

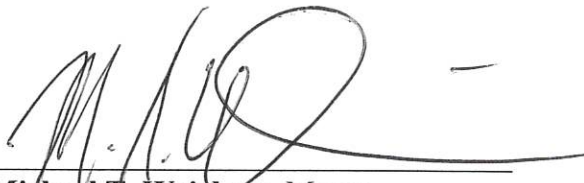
Section 14. **Captions.** The headings herein are for convenience of reference only and in no way define, limit, or describe the scope or intent of any provisions or sections of this Resolution.

Section 15. **Recording of Resolution; Effective Date; Notice to Lieutenant Governor and Election Officers.** Immediately after its adoption, this Resolution shall be signed by the Mayor and City Recorder, shall be recorded in a book for that purpose, and shall take immediate effect. The City Recorder shall immediately furnish a certified copy of this Resolution to the Lieutenant Governor and the Salt Lake County Clerk in accordance with Section 11-14-201 of the Act by no later than August 22, 2024, a date at least 75 days before the Bond Election.


Section 16. **Further Authority.** The Council hereby authorizes the City Recorder to make changes to any notice or the ballot proposition described herein to complete the same, cure any ambiguity or defect therein or to make any other changes to such notice or ballot proposition as may be required or allowed by the laws of the State of Utah.

PASSED AND APPROVED this August 20, 2024.

(SEAL)

By: 
Michael T. Weichers, Mayor

ATTEST:

By: 
Paula Melgar, City Recorder



VOTING:

Michael T. Weichers	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Ellen Birrell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Matt Holton	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Suzanne Hyland	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Shawn Newell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

DEPOSITED in the office of the City Recorder this August 20, 2024.


RECORDED this August 20, 2024.

Following the conduct of other unrelated business and pursuant to motion duly made and seconded, the meeting was adjourned.

(SEAL)

By: 
Michael T. Weichers, Mayor

ATTEST:

By: 
Paula Melgar, City Recorder



STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

I, Paula Melgar, hereby certify that:

(a) I am the duly qualified and acting City Recorder of the city of Cottonwood Heights, Utah (the "City");

(b) the above and foregoing constitutes a true and correct copy of a portion of the minutes of a regular meeting of the City Council of the city of Cottonwood Heights, Utah, including a resolution adopted at said meeting held on August 20, 2024, as said minutes and resolution are officially of record in my possession;

(c) a certified copy of the within Resolution will be filed with the Lt. Governor and the Salt Lake County Clerk/Auditor, as Election Officers, as described herein;

(d) the Resolution, with all exhibits attached, was deposited in my office on August 20, 2024;

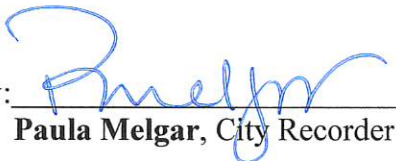
(e) pursuant to the Resolution, a Notice of Public Hearing will be posted (i) on the Utah Public Notice website (<http://pmn.utah.gov>); (ii) on the City's official website and (iii) in a public location within the City that is reasonably likely to be seen by residents of the City, with each such posting being no less than 14 days prior to the Public Hearing.

(f) pursuant to the Resolution, an Election Notice will be (i) posted in the Location determined by the Council in the foregoing resolution, (ii) posted on the Utah Public Meeting Notice website (<http://pmn.utah.gov>) and (iii) posted on the City's official website, with each such posting being at least three weeks before the Bond Election.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and affixed the seal of the City this August 20, 2024.

(SEAL)



By: 
Paula Melgar, City Recorder

SCHEDULE 1

NOTICE OF MEETING



NOTICE OF COTTONWOOD HEIGHTS CITY COUNCIL BUSINESS MEETING AGENDA

Notice is hereby given that the **Cottonwood Heights City Council** will hold a **Business Meeting** beginning at approximately **7:00 p.m.**, or soon thereafter, on **Tuesday, August 20, 2024**, in the Cottonwood Heights City Council Chambers located at 2277 East Bengal Boulevard, Cottonwood Heights, Utah. The public may remotely view the open portions of the meeting through live broadcast by connecting to <https://www.youtube.com/@CottonwoodHeights/streams>, the city's YouTube channel.

Persons physically attending the meeting in the City Council Chambers may make verbal comments to the City Council when invited to do so, after completing a speaker comment card. Citizen comments may also be submitted in writing to the city recorder at cityrecorder@ch.utah.gov by 4:00 p.m. on the meeting date. In the interest of time and those attending the meeting live, however, **submitted written comments** will be entered into the record and distributed to the City Council, but **will not** be read at the public meeting.

Civility and decorum should be applied in all discussions and debates. Difficult questions, tough challenges to a point of view, and criticism of ideas and information are legitimate elements of a free democracy in action. Public officials and the public are encouraged to refrain from making belligerent, personal, impertinent, slanderous, threatening, abusive, or disparaging comments.

7:00 p.m.

1.0 **WELCOME** – Mayor Mike Weichers

2.0 **PLEDGE OF ALLEGIANCE**

3.0 **CITY COUNCIL COMMITTEE REPORTS**

3.1 Committee Reports by Councilmember Matt Holton (3 min.)

3.2 Committee Reports by Councilmember Suzanne Hyland (3 min.)

3.3 Committee Reports by Councilmember Shawn Newell (3 min.)

3.4 Committee Reports by Councilmember Ellen Birrell (3 min.)

3.5 Committee Reports by Mayor Mike Weichers (3 min.)

4.0 **CITIZEN COMMENTS**

(During each regular city council meeting (specifically excluding work sessions), there will be a period not to exceed sixty minutes for citizen comment." (Cottonwood Heights Code of Ordinances 2.30.160 (B))

Persons physically attending the meeting in the City Council Chambers may make verbal comments to the City Council when invited to do so by the meeting chair. Persons attending the meeting remotely may not make verbal comments to the City Council during the meeting. Persons attending the meeting remotely, or who do not attend the meeting either physically or remotely, are invited to submit written comments to the City Recorder before 4:00 p.m. on the meeting date. Written comments that are timely submitted will be admitted into the record of the meeting and distributed to the City Council but will not be read at the public meeting.

5.0 **ACTION ITEMS**

- 5.1 Consideration of **Ordinance 420** Amending Chapter 9.05, COTTONWOOD HEIGHTS CODE OF ORDINANCES, Concerning Nuisances and their Abatement. *(This ordinance will amend Chapter 9.05 of the city code concerning nuisances and their abatement to conform certain of its enforcement mechanisms with recent changes to UTAH CODE ANN. 10-11-1 et seq., “Inspection and Cleaning”).*
- 5.2 Consideration of **Resolution 2024-55** Providing for a Special Bond Election on November 5, 2024 to Submit to the Qualified Electors of Cottonwood Heights, Utah a Proposition Regarding the Issuance of Not to Exceed \$30 Million General Obligation Bonds for the Purpose of Acquiring and Improving Land (Including Prior Bond Carrying Costs for the Same), Providing Public Open Space and Amenities, Pedestrian Improvements, and Other Needed Infrastructure to Facilitate Economic Development, Community Events and Activities in and around Cottonwood Heights’ Proposed Town Center at Approximately 2300 East and Fort Union Blvd.; Providing for the Posting of a Notice of Public Hearing; Approving the Form of and Directing the Posting of a Notice of Election and the Ballot Proposition; and Related Matters. *(By this resolution the council will initiate the process to put the proposed issuance of “general obligation” bonds of up to \$30 Million before the city’s electorate, provide for the posting of a notice of public hearing regarding the same, and related matters as described in the foregoing title of this resolution).*
- 5.3 Consideration of **Resolution 2024-56** Approving Entry into an Interlocal Cooperation Agreement with Canyons School District Concerning School Resource Officers. *(This resolution will approve the city’s entry into an interlocal cooperation agreement with Canyons School District concerning the city’s provision of CHPD officers to act as “school resource officers” in certain of CSD’s school facilities in the city).*
- 5.4 Consideration of **Resolution 2024-57** Approving an Appointment to the Architectural Review Commission. *(By this resolution the council will approve the city manager’s appointment of Jesse Allen to the city’s Architectural Review Commission).*

6.0 **CONSENT CALENDAR**

- 6.1 Approval of travel by CHPD Officer Lance Best to Niagara Falls, Canada to attend a training conference for the city’s Versaterm software program.
- 6.2 Approval of travel by Mayor Weichers and Councilmember Holton to Incheon, Yeonsu-gu, Korea to establish and formalize a “Sister City” relationship.

7.0 **POSSIBLE CLOSED MEETING TO DISCUSS LITIGATION, PROPERTY ACQUISITION AND/OR THE CHARACTER AND PROFESSIONAL COMPETENCE OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL**

8.0 **ADJOURN CITY COUNCIL BUSINESS MEETING**

PUBLIC COMMENT PROCEDURE

During each City Council business meeting (specifically excluding work sessions), there will be a period not to exceed 60 minutes for citizen comment. (Code of Ordinances 2.30.160 (B)). Any person wishing to comment on any item not otherwise on the agenda for public comment may address the City Council during the Public Comment period. Any person wishing to comment during the Public Comment period shall request recognition by the Mayor and upon recognition, approach the microphone and state their name, state if they are a resident of Cottonwood Heights and either provide their address or their Council district; and then address the City Council. Any person wishing to comment shall limit their comments to no more than three (3) minutes unless more or less time is specified by the Mayor. Citizen groups who are present will be asked to appoint a spokesperson, who shall limit their comments to no more than five (5) minutes unless more or less time is specified by the Mayor. All comments shall be directed to the City Council.

No person addressing the City Council during the comment period shall be allowed to comment more than once during that comment period. Speakers should not expect any debate or dialogue with the Mayor, City Council or City Staff during the meeting.

The City Council may choose to limit the amount of time allotted to public comment on a specific issue. In such cases, special procedures for determining who will be allowed to speak and the order of such speakers will be determined by the Council. In the interest of time and those attending the meeting live, submitted written comments will be entered into the record, distributed to the City Council but not read at the public meeting.

On Wednesday, August 14th, 2024, a copy of the foregoing notices was posted in conspicuous view in the front foyer of the Cottonwood Heights City Offices, Cottonwood Heights, Utah. A copy of this notice was sent to the Salt Lake Tribune and Deseret News, newspapers of general circulation in the City, by the Office of the City Recorder. The agendas were also posted on the City's website at www.ch.utah.gov and the Utah Public Notice website at <http://pmn.utah.gov>.

DATED this 14th day of August 2024

Paula Melgar, City Recorder

Council Members may participate in the meeting remotely. If a Council Member does participate remotely, the Councilmember will be broadcast via speaker and recorded. The city building for this meeting is accessible. In compliance with the Americans with Disabilities Act, people with disabilities may make requests for reasonable accommodation or assistance by notifying the City Recorder at 801-944-7021 or recorder@ch.utah.gov, at least two business days before the meeting, or by calling Relay Utah at #711. If you would like to submit written comments on any agenda item, they should be received by the City Recorder no later than Tuesday at noon. Comments can be emailed to cityrecorder@ch.utah.gov.

SCHEDULE 2

NOTICE OF ANNUAL MEETING SCHEDULE

COTTONWOOD HEIGHTS

ORDINANCE NO. 406

AN ORDINANCE ESTABLISHING A SCHEDULE FOR REGULAR MEETINGS OF THE CITY COUNCIL, THE PLANNING COMMISSION, THE ARCHITECTURAL REVIEW COMMISSION, AND CERTAIN ADVISORY COMMITTEES FOR 2024

WHEREAS, UTAH CODE ANN. §52-4-202 provides that any public body which holds regular meetings that are scheduled in advance over the course of a year shall give public notice at least once each year of its annual meeting schedule; and

WHEREAS, UTAH CODE ANN. §10-3-502 provides that the governing body of a city shall, by ordinance, prescribe the time and place for holding its regular meetings, which shall be held at least once each month; and

WHEREAS, the city council (the "*Council*") of the city of Cottonwood Heights (the "*City*") desires to establish a regular meeting schedule for 2024 for the Council, as required by statute; and

WHEREAS, the Council also desires to establish regular meeting schedules for 2024 for the City's Planning Commission, its Architectural Review Commission, its Parks, Trails and Open Space Committee, its Arts Council, and its Historic Committee;

NOW, THEREFORE, BE IT ORDAINED by the city council of the city of Cottonwood Heights as follows:

Section 1. **Regular Meeting Schedule for 2024.** For 2024, regular meetings of the City's Council, its Planning Commission, its Architectural Review Commission, its Parks, Trails and Open Space Committee, its Arts Council and its Historic Committee shall be held as follows:

(a) **Council.** The Council's meetings will occur on the first and third Tuesdays of each calendar month. Council work sessions will begin at 4:00 p.m., will adjourn for a Council business meeting beginning at 7:00 p.m., and then will re-convene (if necessary to complete the agenda items) following the business meeting. All business meetings of the Council will occur in the council chambers (the "*Council Chambers*") of the City's city hall ("*City Hall*") at 2277 East Bengal Blvd., Cottonwood Heights, Utah, and all work sessions of the Council will occur in the council work room (the "*Council Work Room*") of City Hall.

(b) **Planning Commission.** The Planning Commission's business meetings will occur in the Council Chambers on the first Wednesday of each calendar month and also on the third Wednesday of January, April, July and October, beginning at 6:00 p.m. The Planning Commission's work meetings will occur in the Council Work Room immediately prior to its business meetings, commencing at 5:00 p.m.

(c) **Architectural Review Commission.** The Architectural Review Commission's business meetings will occur as needed on the fourth Thursday of January-October,

inclusive, and on the third Thursday of November and December, as needed. Each meeting shall begin at 6:00 p.m. in the Council Work Room.

(d) Parks, Trails and Open Space Committee. The Parks, Trails and Open Space Committee's meetings will occur in the Council Work Room on the fourth Wednesday of January-June and August-October, inclusive, on the fifth Wednesday of July, and on the third Thursday of November-December, inclusive, commencing at 6:00 p.m.

(e) Arts Council. The Arts Council's meetings will occur in the planning conference room of City Hall on the first Wednesday of each month, commencing at 5:30 p.m.

(f) Historic Committee. The Historic Committee's meetings will occur in the administrative conference room of City Hall on the second Wednesday of each month, commencing at 5:30 p.m.

(g) Land Use Appeals Hearings. Land use appeals hearings will occur in the Council Work Room on the second Thursday of each month except February and August, when the hearing will occur on the third Thursday, commencing at 6:00 p.m.

Section 2. Reservations of Rights to Modify Meeting Schedules, Hold Electronic Meetings, Etc. Each of the Council, the Planning Commission, the Architectural Review Commission, the Parks, Trails and Open Space Committee, the Arts Council, the Historic Committee and the City's other public bodies has and reserves the right to change the time, date and/or location of any of its meetings upon at least 24 hours' prior public notice, or to cancel any of such meetings or to hold special meetings as circumstances may warrant.

Section 3. Action of Officers. All actions of the officers, agents and employees of the City that are in conformity with the purpose and intent of this Ordinance, whether taken before or after the adoption hereof, are hereby ratified, confirmed and approved.

Section 4. Severability. All parts of this ordinance (this "Ordinance") are severable, and if any section, paragraph, clause or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause or provision shall not affect the remaining sections, paragraphs, clauses or provisions of this Ordinance.

Section 5. Repealer. All ordinances or parts thereof in conflict with this Ordinance are, to the extent of such conflict, hereby repealed.

Section 6. Effective Date. This Ordinance, assigned no. 389, shall take immediate effect as soon as it shall be published or posted as required by law and deposited and recorded in the office of the City's recorder, or such later date as may be required by Utah statute.


PASSED AND APPROVED this 5th day of December 2023.

ATTEST:

COTTONWOOD HEIGHTS CITY COUNCIL

By: 
Paula Melgar, Recorder



By: 
Michael T. Weichers, Mayor

VOTING:

Michael T. Weichers	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Matt Holton	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
J. Scott Bracken	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Shawn E. Newell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Ellen Birrell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

DEPOSITED in the Recorder's office this 5th day of December 2023.

POSTED this 6 day of December 2023.