

NO FORMAL ACTIONS ARE TAKEN IN A WORK SESSION

5:30 P.M. - WORK MEETING - MULTI-PURPOSE ROOM
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CALL TO ORDER

COUNCIL BUSINESS

1. Calendar
 - Jan 14 - Budget Retreat 3:00 p.m.
 - Jan 20 - Martin Luther King Day Observed (Civic Center Closed - Monday)
 - Jan 21 - Work Study Meeting 5:30 p.m., Regular Meeting 7:00 p.m.
2. **REVIEW OF THE 7:00 P.M. REGULAR COUNCIL MEETING AGENDA ITEMS**
 - a) Invocation - Councilmember Jensen
 - b) Pledge of Allegiance - Councilmember Wright
 - c) Consent Agenda
 1. Approval of minutes for the December 03, 2024 city council work meeting and regular meeting.
3. **WORK MEETING DISCUSSIONS/PRESENTATIONS**
 - a) Budget Incentives - Troy Fitzgerald, City Administrator
 - b) Council Service Level Adjustments - Troy Fitzgerald, City Administrator

MAYOR, COUNCIL, AND ADMINISTRATIVE REPORTS

ADJOURNMENT

CLOSED SESSION, IF NEEDED - TO BE ANNOUNCED IN MOTION

The Springville City Council may temporarily recess the meeting and convene in a closed session as provided by UCA 52-4-205.

7:00 P.M. COUNCIL MEETING - CITY COUNCIL ROOM

CALL TO ORDER

INVOCATION

PLEDGE

APPROVAL OF THE MEETING'S AGENDA

MAYOR'S COMMENTS

PUBLIC COMMENT - Audience members may bring any item, not on the agenda to the Mayor and Council's attention. Please complete and submit a "Request to Speak" form. Comments will be limited to two or three minutes, at the discretion of the mayor. State Law prohibits the Council from acting on items that do not appear on the agenda.

CONSENT AGENDA - The Consent Agenda consists of items previously discussed or that are administrative actions where no additional discussion is needed. When approved, the recommendations in the staff reports become the action of the Council. The agenda provides an opportunity for public comment. If after the public comment, the Council removes an item from the consent agenda for discussion, the item will keep its agenda number. It will be added to the regular agenda for discussion unless otherwise specified by the Council.

1. Approval of minutes for the December 03, 2024 city council work meeting and regular meeting

REGULAR AGENDA

2. Consideration of an Ordinance and an amendment to the Westfields Central New Neighborhood Plan to eliminate the prohibition against artificial wood textured siding surfaces - Josh Yost, Community Development Director
3. Consideration of a Resolution and approval of the amended Utah Major Crimes Interlocal Agreement - Lance Haight, Public Safety Director

MAYOR, COUNCIL, AND ADMINISTRATIVE REPORTS

ADJOURNMENT - CLOSED SESSION, IF NEEDED - TO BE ANNOUNCED IN MOTION

The Springville City Council may temporarily recess the meeting and convene in a closed session as provided by UCA 52-4-205.

CERTIFICATE OF POSTING - THIS AGENDA IS SUBJECT TO CHANGE WITH A MINIMUM OF 24-HOURS NOTICE - POSTED 01/03/2025

In compliance with the Americans with Disabilities Act, the city will make reasonable accommodations to ensure accessibility to this meeting. If you need special assistance to participate in this meeting, please contact the City Recorder at (801) 489-2700 at least three business days prior to the meeting.

Meetings of the Springville City Council may be conducted by electronic means pursuant to Utah Code Annotated Section 52-4-207. In such circumstances, contact will be established and maintained by telephone or other electronic means and the meeting will be conducted pursuant to Springville City Municipal Code 2-4-102(4) regarding electronic meetings.

s/s - Kim Crane, MMC, City Recorder



MINUTES
Springville City Council Work/Study Meeting - December 03, 2024

MINUTES OF THE WORK/STUDY MEETING OF THE SPRINGVILLE CITY COUNCIL HELD ON TUESDAY, DECEMBER 03, 2024 AT 5:30 P.M. AT THE CIVIC CENTER, 110 SOUTH MAIN STREET, SPRINGVILLE, UTAH.

Councilmember Snelson motioned for Councilmember Millsap to serve as Mayor Pro Tem. **Councilmember Wright seconded, Voting Yes:** Councilmember Jensen, Councilmember Millsap, Councilmember Smith ABSENT, Councilmember Snelson, and Councilmember Wright. The motion Passed Unanimously; 4-0 with 1 absent.

Presiding and Conducting: Mayor Matt Packard arrived at 6:02 p.m.

Elected Officials in Attendance: Craig Jensen
Logan Millsap
Jake Smith absent
Mike Snelson
Mindi Wright

City Staff in Attendance: City Administrator Troy Fitzgerald, Assistant City Administrator/City Attorney John Penrod, Assistant City Administrator/Finance Director Bruce Riddle, City Recorder Kim Crane, Community Development Director Josh Yost, Administrative Services Director Patrick Monney, Internal Services Director Scott Sensenbaugher, Library Director Dan Mickelson, Museum of Art Director Emily Larsen, Parks and Recreation Director Stacey Child, Public Safety Director Lance Haight, Public Works Director Brad Stapley, Assistant Public Works Director Jeff Anderson, Controller Holly Wilkinson, and Streets Superintendent Jason Riding

CALL TO ORDER - Mayor Pro Tem Millsap welcomed everyone and called the Work/Study meeting to order at 5:32 p.m.

COUNCIL BUSINESS

1. Calendar

- Dec 6-7 - Holiday Festival & Santa Village, Civic Center Park, 5:00 p.m. - 8:00 p.m.
- Dec 10 - Work Study Meeting 5:30 p.m.
- Dec 17 - Work Study Meeting 5:30 p.m., Regular Meeting 7:00 p.m.
- Dec 25 - Christmas Holiday Observed (City Civic Center Closed - Wednesday)
- Jan 01 - New Year's Holiday Observed (City Civic Center Closed - Wednesday)

Mayor Pro Tem Millsap asked if there had been any discussion regarding the calendar. It was noted that on December 12, 2024, from 11:30 to 1:30 p.m., there would be an employee Christmas party.

2. DISCUSSION ON THIS EVENING'S REGULAR MEETING AGENDA ITEMS

- a) Invocation - Councilmember Wright
- b) Pledge of Allegiance - Councilmember Smith
- c) Consent Agenda
 - 2. Approval of minutes for the November 12, 2024 work meeting and the November 19, 2024 work and regular meetings
 - 3. Approval of adopting the Springville City FY 2024 Financial Statements and Independent Auditor's Report - Bruce Riddle, Assistant City Administrator/Finance Director

Mayor Pro Tem Millsap inquired if there was any discussion regarding the consent agenda. There was none.

3. WORK MEETING DISCUSSIONS/PRESENTATIONS

a) **Presentation of the Springville City Audit Report - Bruce Riddle, Assistant City Administrator/Finance Director**

Bruce introduced Aaron Hickson from HBME and explained that the city had continued using HBME for the city audit. Following a proposal process, the lead auditor was changed.

Aaron Hickson presented the independent auditor's report for the fiscal year ending June 30, 2024. He praised the city's finance team and reported that the city received a clean audit opinion. He highlighted the city's strong financial controls and summarized the audit's financial highlights.

Councilmember Snelson inquired about the city's financial performance compared to similar-sized cities. Aaron responded that Springville was unique due to its electric fund and golf course, which are uncommon among other cities. He noted that Springville is operating as intended, with revenues exceeding expenses and maintaining reserves for a rainy day fund. He added that some other cities lag behind in rate studies, resulting in lower breakeven points.

Aaron concluded by stating that the review of state legal compliance revealed no deficiencies and that it had been a successful year overall.

b) **Presentation and Discussion of the Public Safety IFFP-Impact Fee Facilities Plan and IFA-Impact Fee Analysis - Lance Haight, Public Safety Director**

Chief Haight introduced Lee Johnson, a consultant with Zions, who was assisting with the impact fees analysis.

Lee Johnson reviewed the process for calculating impact fees and detailed the services provided by police and fire departments. These were categorized by residential, non-residential, total impact fee-eligible calls, and pass-through calls.

Lee emphasized the importance of clearly identifying the benefits currently received by residents and the future needs that the impact fees are designed to address.

c) **Update on the Art Loop project - Emily Larsen, Museum of Art Director**

Emily reported on the Art Loops Downtown project. She thanked Elsie Powley and Josh Yost for their contribution to the project. She explained the Art Loops consists of three primary routes where each route weaves through the thirteen-block area and provides pedestrians the ability to start on one route and shift to the others as desired. The routes are intended as a suggested path to follow but each offers varying opportunities to wander and discover public art of the identified routes.

Emily provided details on the recommended loops throughout the downtown area and outlined the project goals. These goals included connecting civic assets, enhancing walkability and the pedestrian

experience, strengthening Springville's sense of place, amplifying its identity as the "Art City," and supporting the Reframing Downtown plans and priorities.

She reviewed the design principles, budget, and phased implementation over the coming years. The plans included selecting artworks and forming advisory committees with representatives from the city council, PAR Board, Museum, community/neighborhood groups, and relevant city departments. Emily presented the vision for specific areas such as 200 South/Festival Street and Ginger's Plaza, showcasing future possibilities and providing inspirational images for the Art Loop. She noted that the PAR Board had been briefed on the project and expressed enthusiasm in recommending it to the city council.

The Mayor and Council were complimentary of the project, and Emily acknowledged their commitment to collaboration alongside city staff.

MAYOR, COUNCIL, AND ADMINISTRATIVE REPORTS

Mayor Packard asked if there was further discussion. There was none.

ADJOURNMENT CLOSED SESSION IF NEEDED - TO BE ANNOUNCED IN MOTION

The Springville City Council may temporarily recess the meeting and convene in a closed session as provided by UCA 52-4-205.

ADJOURN

Motion: Councilmember Jensen moved to adjourn the work meeting at 6:40 p.m. Councilmember Snelson seconded the motion. Voting Yes: Councilmember Jensen, Councilmember Millsap, Councilmember Smith **ABSENT**, Councilmember Snelson, and Councilmember Wright. The motion **Passed Unanimously; 4-0 with 1 absent.**

This document constitutes the official minutes for the Springville City Council Work/Study Meeting held on Tuesday, December 03, 2024.

I, Kim Crane, do hereby certify that I am the duly appointed, qualified, and acting City Recorder for Springville City, of Utah County, State of Utah. I do hereby certify that the foregoing minutes represent a true, accurate, and complete record of this meeting held on Tuesday, December 03, 2024.

DATE APPROVED: _____

Kim Crane
City Recorder



MINUTES
Springville City Council Regular Meeting - December 03, 2024, 2024

MINUTES OF THE REGULAR MEETING OF THE SPRINGVILLE CITY COUNCIL HELD ON TUESDAY, DECEMBER 03, 2024, 2024, AT 7:00 P.M. AT THE CIVIC CENTER, 110 SOUTH MAIN STREET, SPRINGVILLE, UTAH.

Presiding and Conducting: Mayor Matt Packard

Elected Officials in Attendance: Craig Jensen
Logan Millsap
Jake Smith Excused
Mike Snelson
Mindi Wright

City Staff in Attendance: City Administrator Troy Fitzgerald, Assistant City Administrator/City Attorney John Penrod, Assistant City Administrator/Finance Director Bruce Riddle, City Recorder Kim Crane, Community Development Director Josh Yost, Administrative Services Director Patrick Monney, Internal Services Director Scott Sensanbaugher, Library Director Dan Mickelson, Museum of Art Director Emily Larsen, Parks and Recreation Director Stacey Child, Power Director Jason Miller, Public Safety Director Lance Haight, Public Works Director Brad Stapley, Assistant Public Works Director Jeff Anderson. Streets Superintendent Jason Riding.

CALL TO ORDER

Mayor Packard called the meeting to order at 7:00 p.m.

INVOCATION AND PLEDGE

Councilmember Wright offered the invocation, and Councilmember Snelson led the Pledge of Allegiance.

APPROVAL OF THE MEETING'S AGENDA

Motion: Councilmember Snelson moved to approve this evening's agenda as written. **Councilmember Millsap seconded** the motion. **Voting Yes:** Councilmember Jensen, Councilmember Millsap, Councilmember Smith ABSENT, Councilmember Snelson, and Councilmember Wright. The motion **Passed Unanimously; 4-0 with 1 absent.**

MAYORS COMMENTS

Mayor Packard welcomed the Council, staff, and those in attendance.

CEREMONIAL AGENDA

1. Mayor Awards - Jessica Maxwell, Community Health and Wellness Resource Coordinator

The following youth were recognized and awarded the December 2024 Mayors Award for their positive impact on their schools and the community. Jessica introduced this evening's Mayors Award

recipients. Amelia Fowler, June Davis, and Katie Stolz. Mayor Packard congratulated the awardees and thanked them for the great examples they are to the community.

PUBLIC COMMENT

Mayor Packard introduced the Public Comment section of the agenda and inquired if there were any written requests to speak.

Patrick Stevens addressed the Mayor and Council, sharing his background in the military and law enforcement. He voiced his dissatisfaction with the city ordinance limiting the length of stay at KOA camping facilities, stating that the ordinance should be eliminated. Stevens mentioned that he had contacted KOA headquarters, which informed him that Springville is the only location with such a restriction. He highlighted how elderly individuals often use these facilities as temporary housing while undergoing medical treatments and emphasized his intent to advocate for what he believed was right.

Mayor Packard thanked Stevens for his comments.

CONSENT AGENDA

2. Approval of minutes for the November 12, 2024 work meeting and the November 19, 2024 work and regular meetings
3. Approval of adopting the Springville City FY 2024 Financial Statements and Independent Auditor's Report - Bruce Riddle, Assistant City Administrator/Finance Director

Motion: Councilmember Wright moved to approve the consent agenda as written. Councilmember Jensen seconded the motion. Voting Yes: Councilmember Jensen, Councilmember Millsap, Councilmember Smith ABSENT, Councilmember Snelson, and Councilmember Wright. The motion **Passed Unanimously; 4-0 with 1 absent.**

REGULAR AGENDA

4. **Consideration of a Resolution to approve an Interlocal Cooperation Agreement between Utah County and Springville City wherein Springville City will pay \$3500.00 towards the Utah County Winter Response Task Force and its 2024-2025 Winter Response Plan - John Penrod, Assistant City Administrator/City Attorney**

John reported that Utah County offered Springville City the opportunity to participate in the Utah County Winter Response Task Force by contributing \$3,500 to support its Winter Response Plans, which aim to assist the homeless. The plan had been approved by Utah Homeless Services.

Mayor Packard noted his involvement with the homeless task force and explained that cities were being asked to make voluntary contributions to support warming shelters.

Troy clarified that the city is already obligated to contribute to homeless services through a state fund and suggested that funds allocated for donations this year could be used to meet the request.

Motion: Councilmember Jensen moved to approve Resolution #2024-33 authorizing entering into an Interlocal Cooperation Agreement with Utah County for the purpose of providing aid to the homeless. Councilmember Millsap seconded the motion. Voting Yes: Councilmember Jensen, Councilmember Millsap, Councilmember Smith ABSENT, Councilmember Snelson, and Councilmember Wright. The motion **Passed Unanimously; 4-0 with 1 absent. Resolution #2024-33 adopted.**

PUBLIC HEARING AGENDA

5. Public Hearing for consideration of an Ordinance and the adoption of the Springville Public Safety IFFP-Impact Fee Facilities Plan and IFA-Impact Fee Analysis - Lance Haight, Public Safety Director

Chief Haight introduced Lee Johnson from Zions Public Finance, who provided information on the impact fee study.

Councilmember Millsap inquired whether the Community Board had reviewed the study. Chief Haight responded that the Planning Commission had reviewed the plan and gave a positive recommendation.

Mayor Packard opened the public hearing. No comment was received.

Motion: Councilmember Snelson moved to close the public hearing. Councilmember Jensen seconded the motion. Voting Yes: Councilmember Jensen, Councilmember Millsap, Councilmember Smith, Councilmember Snelson, and Councilmember Wright. The motion **Passed unanimously, 5-0.**

Motion: Councilmember Snelson moved to APPROVE the Public Safety Impact Fee Facility Plan, Impact Fee Analysis, and the resulting Impact Fee changes and adopt Ordinance #23-2024. Councilmember Wright seconded the motion. Roll Call Vote; Voting Yes: Councilmember Jensen, Councilmember Millsap, Councilmember Smith ABSENT, Councilmember Snelson, and Councilmember Wright. The motion **Passed Unanimously; 4-0 with 1 absent. Ordinance #23-2024 Approved**

6. Public Hearing for consideration of an Ordinance and the adoption of the Springville Transportation Master Plan, to include the IFFP-Impact Fee Facilities Plan and IFA-Impact Fee Analysis - Brad Stapley, Public Works Director

Brad reported that Springville's Transportation Master Plan, Impact Fee Facility Plan, and Impact Fee Analysis, last updated in 2020, were revised with the assistance of Horrocks Engineers and Zions Public Finance. He noted that these updates had been presented to the council in previous work meetings and to the Planning Commission, which recommended approval. Brad also reviewed the levels of service in the updated plans.

Councilmember Snelson asked about the impact of the new traffic light on 400 South and the new high school on traffic. Brad explained that the light would improve traffic queuing and would need to be synchronized with other lights on 400 South heading west towards Main Street.

Jeff provided details on how the trip factor is incorporated into the impact fee, and John added that this is outlined in the ordinance under Section 5.

Mayor Packard emphasized that impact fees are designed to cover costs attributable to the developing community rather than being a financial burden on existing residents.

Mayor Packard opened the public hearing. No comment was received.

Motion: Councilmember Wright moved to close the public hearing. Councilmember Snelson seconded the motion. Voting Yes: Councilmember Jensen, Councilmember Millsap, Councilmember Smith ABSENT, Councilmember Snelson, and Councilmember Wright. The motion **Passed unanimously, 4-0 with 1 absent.**

Motion: Councilmember Snelson moved to APPROVE the 2024 Springville City (City) Transportation Master Plan (TMP), Impact Fee Facility Plan (IFFP), and Impact Fee Analysis (IFA) update prepared by

Horrocks Engineers and adopt **Ordinance #24-2024** adopting the 2024 Springville City Transportation Master Plan, Impact Fee Facilities Plan and Impact Fee Analysis; and enacting Transportation Impact Fees. **Councilmember Wright seconded** the motion. **Roll Call Vote; Voting Yes:** Councilmember Jensen, Councilmember Millsap, Councilmember Smith ABSENT, Councilmember Snelson, and Councilmember Wright. The motion **Passed Unanimously; 4-0 with 1 absent. Ordinance #24-2024 Approved**

MAYOR, COUNCIL, AND ADMINISTRATIVE REPORTS

Mayor Packard asked for any further comment. There was none.

CLOSED SESSION, AND ADJOURNMENT IF NEEDED - TO BE ANNOUNCED IN MOTION

The Springville City Council may adjourn the regular meeting and convene into a closed session as provided by UCA 52-4-205.

ADJOURNMENT

Motion: Councilmember Jensen moved to adjourn the regular meeting at 7:50 p.m. **Councilmember Snelson seconded** the motion. **Voting Yes:** Councilmember Jensen, Councilmember Millsap, Councilmember Smith, Councilmember Snelson, and Councilmember Wright. **The motion Passed unanimously, 5-0**

This document constitutes the official minutes for the Springville City Council Regular Meeting held on Tuesday, December 03, 2024.

I, Kim Crane, do hereby certify that I am the duly appointed, qualified, and acting City Recorder for Springville City, of Utah County, State of Utah. I do hereby certify that the foregoing minutes represent a true, accurate, and complete record of this meeting held on Tuesday, December 03, 2024.

DATE APPROVED: _____

Kim Crane
City Recorder



STAFF REPORT

DATE: December 30, 2024

TO: Honorable Mayor and City Council

FROM: Carla Wiese, Planner II

SUBJECT: AMENDMENT TO THE WESTFIELDS CENTRAL NEW NEIGHBORHOOD PLAN TO ELIMINATE THE PROHIBITION AGAINST ARTIFICIAL WOOD TEXTURED SIDING SURFACES.

Recommended Motion:

Move to approve Ordinance No. ____-2024, amending the Westfields Central New Neighborhood Plan to eliminate the prohibitions against artificial wood textured siding surfaces and use of transparent stain or other wood treatment.

Focus of Action:

Does the proposed amendment meet the intent of the Westfields New Neighborhood Plan?

Background:

The last amendments to the Westfields Central New Neighborhood Plan, adopted on March 5, 2024, prohibited artificial wood-textured siding surfaces: "Artificial wood-textured siding surfaces shall be avoided." Lafferty Communities has requested that this prohibition be eliminated and while reviewing this requirement, staff determined the requirement for "Wood, if visible, shall be painted or stained with an opaque stain, except walking surfaces, which may be left natural" should be removed as well. Staff carefully considered the intent of the Westfields Central New Neighborhood Plan and we see no need to keep either code provision as both are immaterial and in the case of the prohibition of textured siding, increases the cost of construction.

Discussion:

PLANNING COMMISSION REVIEW

The Planning Commission considered the proposed amendments on November 26, 2024, and held a public hearing for both items where no public comments were given. The Commission discussed the matter thoroughly and determined that the original intent of requiring authenticity of materials could still be maintained with the proposed changes.

Commission Vote

City Council Report



Commissioner Huffman moved to recommend approval to amend Westfields Central New Neighborhood plan as requested and to include staff request to eliminate the specifications for permitted exterior finishes. Commissioner Calder seconded the motion. The vote to approve the Legislative Session item was unanimous.

<u>Commissioner</u>	<u>Yes</u>	<u>No</u>
Genevieve Baker	X	
Ralph Caldwell	X	
Ann Anderson	Excused	
Eric Graves	Excused	
Brett Nelson	Excused	
Hunter Huffman	X	
Tyler Patching	X	

Alternatives:

- Deny the proposed amendments to the Westfields Central New Neighborhood Plan.
- Continue the proposed amendments for further discussion.

Carla Wiese
Carla Wiese

Attachment 1: Westfields Central New Neighborhood Plan excerpt
Attachment 2: Planning Commission report and minutes



Attachment 1: Westfields Central New Neighborhood Plan excerpt

INSTRUCTIONS

The Design of Westfield Central is grounded in Traditional Neighborhood Design (TND.) Design and development work shall meet the goals and criteria set forth within the Charter of Congress for New Urbanism and Canons of Sustainable Architecture and Urbanism.

While the intent is to direct the overall character of the community, it is meant to allow for designs that create a character that will preserve and enhance community quality of life.

The purpose of the Design Guidelines is to provide the direction for fulfilling Westfield Central's vision. The Guidelines are intended to provide a base line for the expected design quality, character, and detail to be achieved.

Exceptions shall be permitted by approval based on architectural merit.

The property owner is responsible to submit the required documentation to the Design Review Committee which is tasked with reviewing each submittal on a case-by-case basis. This process relies on complete documentation by the owners and an informed and impartial review committee.

WALLS

Walls shall be in brick, stucco, wood, or metal, fiber cement in lap, shiplap, drop, corrugated, 5-V, flat seam, standing seam, board and batten, and reverse board & batten.

~~Artificial wood textured siding surfaces shall be avoided.~~ Masonry textured “fake” artificial (plastic or cementitious) panels shall be avoided.

Metal shall be 24-guage or .040 aluminum.

Walls shall show no more than two materials above the foundation wall.

If materials change, material and color changes shall occur along a vertical line at interior (concave) corners, or along a horizontal line at a floor line or a gable end. Heavier materials shall be placed below lighter materials.

Clapboard and Siding shall be painted or stained.

Arches and Piers shall be brick, stone, or stucco.

Posts shall be pressure treated wood, metal, douglas fir, and cedar.

Undercrofts shall be enclosed with horizontal wood boards, wood louvers, or brick.

Trim shall be highest grade lumber or fiber cement board, and shall be 3.5 inches to 6 inches in width at corners and around corners.

~~Wood, if visible, shall be painted or stained with an opaque stain, except walking surfaces, which may be left natural.~~

Stucco shall be cementitious with smooth sand finish.

ELEMENTS

Porches and Galleries shall have their columns, and posts made of wood, cast stone, fiberglass, or extruded aluminum, metal, and concrete.

Columns and posts shall be appropriate to the architectural style of the building.

Porches shall have square or vertically proportioned column spacing.

Porches shall have railings.

Railings shall be made of metal or wood.

Railings shall have horizontal top and bottom rails centered on the balusters. The openings between balusters shall not exceed 4 inches. Bottom rails shall be raised above the level of the floor.

Equipment including HVAC and utility meters shall be screened and located away from the primary entries.

ELEVATION VARIATION

When the same building plan is repeated two or more times on a block face, variation in architectural elevation is required. At least two of the following options must be used.

- Change in color palette
- Change in materials (ie. board & batten vs shiplap, brick-clad chimney vs siding-clad chimney)
- Change in porch details, including posts, railing, rafter tails, roof configuration, or other details
- Change in window details such as trim or muntin configuration
- Change in picket fence styles



Attachment 2: Planning Commission report and minutes



**PLANNING COMMISSION
STAFF REPORT**

Agenda Item 1
November 26, 2024

November 22, 2024

TO: Planning Commission Members

FROM: Josh Yost

RE: **Gary Riness of Lafferty Communities requests an amendment to the Westfields Central New Neighborhood Plan to eliminate the prohibition against artificial wood textured siding surfaces.**

Petitioner: Gary Riness - Lafferty Communities

Summary of Issues

Does the proposed amendment maintain the intent of the Westfields Central New Neighborhood Plan?

Background

The last amendments to the Westfields Central New Neighborhood Plan, adopted on March 5, 2024, prohibited artificial wood-textured siding surfaces: "Artificial wood-textured siding surfaces shall be avoided." This amendment has resulted in additional costs to builders. Lafferty Communities has requested the elimination of this prohibition.

Analysis

Staff added the prohibition to reinforce the neighborhood's traditional design and construction character. Staff contends that very few people, when presented with two houses side by side that are identical except for the siding texture, would be able to identify the difference. Hence, this requested change is almost immaterial. Additionally, the applicant has provided quotes from their siding contractor demonstrating an increase in cost from textured fiber-cement siding to smooth fiber-cement siding. Staff see no need to maintain such an immaterial code provision, particularly when it increases the cost of construction. Many code provisions impact construction costs and are vital to maintaining the intent of Springville's plans and regulations. This is not one of them.

As staff evaluated the design standards, we found an additional provision that should be removed; "Wood, if visible, shall be painted or stained with an opaque stain, except walking surfaces, which may be left natural." We see no need to prohibit a builder or property owner from using a transparent stain or other wood treatment.

Staff Recommendation

Staff finds that removing the prohibition of artificial textured wood siding and the specifications for permitted exterior wood finishes does not impact the intent of the Westfields Central New

Neighborhood Plan. Staff recommends that the Planning Commission recommend that the City Council approve the requested amendment with the additional change to wood finish standards recommended by staff.

Recommended Motion

Move to recommend approval of the requested amendment, including the staff's request to eliminate the specifications for permitted exterior wood finishes.

Attachments

Attachment 1: Text of proposed code amendments.

IN ATTENDANCE

Commissioners Present: Genevieve Baker, Ralph Calder, Hunter Huffman, and Tyler Patching

Commissioners Excused: Brett Nelson, Ann Anderson and Eric Graves

City Staff: Josh Yost, Community Development Director
Carla Wiese, Planner II/Economic Development Specialist
Heather Goins, Executive Assistant

CALL TO ORDER

Vice Chair Baker called the meeting to order at 7:08 p.m.

APPROVAL OF THE AGENDA

Commissioner Huffman moved to approve the agenda as written. Commissioner Patching seconded the motion. The vote to approve the agenda was unanimous.

APPROVAL OF THE MINUTES

November 12, 2024

Commissioner Huffman moved to approve the November 12, 2024, meeting minutes. Commissioner Patching seconded the motion. The vote to approve the meeting minutes was unanimous.

CONSENT AGENDA

1- Approval of the 2025 Planning Commission Meeting Schedule

With no objections or comments, the item passes without further consideration.

ADMINISTRATIVE SESSION

No Items

LEGISLATIVE SESSION:

2- Gary Riness of Lafferty Communities requests an amendment to the Westfields Central New Neighborhood Plan to eliminate the prohibition against artificial wood textured siding surfaces.

Carla Wiese, City Planner, presented. The last amendments were adopted in March. They called for the prohibition of artificial wood texture siding surfaces. Lafferty showed us the steep cost difference. We feel that making that change does not detrimentally affect the intent of the Westfield Central New Neighborhood Plan. Another change is removing the part about the wood. If visible, it shall be painted or stained with an opaque stain; we no longer need to stop them from using transparent stain.

Commissioner Calder asked if samples had been seen for this change. Ms. Wiese is unsure but noted that Josh and Laura are comfortable with the change. Commissioner Calder said this will

open it up to materials anyone wants to use. Ms. Wiese noted if that is a concern, we can table this and ask Director Yost.

Commissioner Huffman offered some context on why it was included originally. Tom Lowe, the planner and co-writer of this plan, uses a method called new urbanism. This is backed by pedestrian and less auto-centric communities. But also the authenticity of materiality and intent. It is mainly to ensure you are not calling something it isn't. If it isn't wood siding, don't put a fake grain on it. The line gets gray when something should be educated and not legislative. We are not in the business of controlling costs of an organization.

Ms. Wiese said Commissioner Huffman is right about the authenticity of the code. However, with the housing climate and developers crying to the legislature that cities are not helping them build affordable housing, we wouldn't have those types of design standards in a typical code. It became legislative because it was adopted and codified in the Traditional New Neighborhood Plan. The cost would make it more difficult for them. Commissioner Huffman said the intent is to save the additional 20-30% material costs. This is a fiber cement board. Hardy board and other siding manufacturers are upcharging for a smooth finish. Ms. Wiese said we are still requiring the higher-grade fiber cement board. Commissioner Patching asked if it will wear the same way. Ms. Wiese said it is the same product, just a different finish.

Commissioner Calder is worried about changing the design standard when others have already bought in. Commissioner Huffman said Lafferty is the first builder using siding.

As part of the New Neighborhood Plan, it was laid out and codified, they want it changed, so we are making the change. Commissioner Huffman said it may have been unfamiliar with the designer or the city. He would put something like this in CCNR's. It puts the city at risk to enforce design elements. He is OK with this.

Commissioner Calder is asking about the smooth or rough finish. Ms. Wiese said anything that is a traditional new development. Vice Chair Baker said it is just a different finish. She doesn't feel that it should have been legislative to begin with. If we take it out, it isn't being legislated anymore.

This needs to be changed because the Traditional New Neighborhood Plan is codified.

Vice Chair Baker opened the Public Hearing. The public hearing was opened at 7:22 p.m. Seeing no speakers, Commissioner Calder moved to close the Public Hearing. Commissioner Huffman seconded. The public hearing was closed at 7:23 p.m.

15:18 Commissioner Huffman moved to recommend approval of the requested amendment, including staff's request to eliminate the specifications for permitted exterior wood finishes. Commissioner Calder seconded the motion. The vote to approve the Legislative Session item was unanimous.

3- Springville Public Works requests a recommendation on the adoption of the Transportation Impact Fee Analysis.

16:35 Brad Stapley, Public Works Director, presented. He is bringing this back because after the last presentation, they found a discrepancy in the impact fee of \$60.

We do the IFFP and IFA's annually. We have followed the process to get it through the system with noticing and being heard before the appropriate boards and the City Council.

He covered the growth paying for itself, nothing more. If you don't charge enough for growth, ratepayers must pick up the balance. Concerning lane capacities, we use Level of Service D,

and that is what we design to. All neighboring cities use Level of Service D. It creates a bit of congestion but is workable.

22:17 Commissioner Calder asked about the freeway exit. That is the state highway on the interchange and UDOT handles that area.

Director Stapley continued and said we are focusing on the Impact Fee Analysis because there was a map error missed last time. Instead of it being \$1401, it is \$1461. We are below the County average, and it is the staff recommendation.

Commissioner Calder asked which traffic signals are UDOT. Director Stapley showed him.

Vice Chair Baker opened the Public Hearing at 7:34 p.m. Seeing no speakers, Commissioner Huffman moved to close the Public Hearing. Commissioner Patching seconded. The public hearing was closed at 7:35 p.m.

Commissioner Huffman moved to recommend approval of the proposed 2024 Transportation Master Plan IFFP and IFA update and charging the full impact fee as detailed in the IFA. Commissioner Calder seconded the motion. The vote to approve the Legislative Session item was unanimous.

Brad Stapley left at 7:36 p.m.

4- Springville Public Safety requests a recommendation on the adoption of the Public Safety Master Plan, Impact Fee Facility Plan, and Impact Fee Analysis.

28:06 Lance Haight, Police Chief, presented the Public Safety Master Plan, Impact Fee Facility Plan and Impact Fee Analysis.

As demand increases, there will be more requirements on Public Safety, so the cost to operate goes up. The current facility is built out for future.

The current fire facilities are almost 26,000 square feet. There are 2,000 calls per year, which is about 12 square feet per call. We anticipate future growth that will exceed our current square footage.

At Station 41, two years ago, we built out the dorms, creating six. If we anticipate more growth, we need more dorms. After 2026, we will run out of capacity here. At Station 42, we will build out 9,000 square feet of dorms. It will cost \$5.5 million to do that. Our oldest engine is 25 years old, reaching the end of its life span. It will cost about \$1 million to get a new one.

Commissioner Calder asked what happens with the old trucks. They try to sell them, but they don't have much salvage value because they are used. Commissioner Calder wondered if it was good for the city to donate them to another city. Chief Haight said not really, but we put them in an auction.

We will buy land for a future fire station to build on the West side that would be part of the impact fee. We want some land by Wal-Mart. Vice Chair Baker asked when that would be. Chief Haight said they would like to do it sooner rather than later.

Projected growth affects call volume and how they calculate upcoming calls. They take the number of police calls and square footage, then do a tricky calculation. The end result is the maximum police impact fee can be \$352.91.

Vice Chair Baker asked how you know what your optimal calls are per unit. Chief Haight said it isn't optimal calls, it takes the number of calls received annually and projected growth by a certain square footage.

Commissioner Calder said we are looking at growth because this is an impact fee. Chief Haight said yes.

Vice Chair Baker asked how they know how many dorms they need. Chief Haight said today, we can house six firefighters. Currently, we only have 6 dorms, which barely covers the night shift, but we need another ambulance for the daytime. With growth, our call volume will increase, and we will need more firefighters at night so we will need to build out the dorms.

The Fire fee per residential unit would \$745.87.

The consultant took this report out 6 years, through 2030, Commissioner Calder asked if this recommendation for approval is for the next 6 years. Chief Haight said the Mayor wants us to come back every year. The consultant did it this way because you have to use up impact fees every 6 years.

The combined impact fee for Public Safety is for fire and police and increases from \$461.00 to \$1,098.78. The last amount was calculated in 2020 and wasn't updated until now.

Chief Haight showed an HBA Impact Fee comparison from each city. Commissioner Huffman mentioned that it is a balancing act with where we are with different impact fees. Commissioner Huffman said Public Safety differs from other impact fees because the costs would have to increase in taxes instead of impact fees from new development.

Vice Chair Baker opened the Public Hearing at 7:54 p.m. Seeing no speakers, Commissioner Calder moved to close the Public Hearing. Commissioner Huffman seconded. The public hearing was closed at 7:54 p.m.

Commissioner Huffman said they did explore other financial alternatives, such as grants, but no other grants would support us. Commissioner Patching is concerned that high impact fees disincentivize growth. Commissioner Calder says we all have to think like residents, and when taxes have to be raised to cover these costs, they won't want that burden.

Commissioner Patching says we need to balance quality and impact. Commissioner Huffman said we are competitive, but there are land costs, proximity to universities, etc. Commissioner Huffman doesn't feel it will disincentivize growth.

Communication with the community is key. Commissioner Calder says there are no impact fees when they remodel unless they add to the footprint.

Commissioner Huffman moved to recommend that the Springville City Council approve the Public Safety IFFP, and IFA and the resulting impact fee changes. Commissioner Calder seconded the motion. The vote to approve the Legislative Session item was unanimous.

With nothing further to discuss, Commissioner Huffman moved to adjourn the meeting. Commissioner Patching seconded the motion. Vice Chair Baker adjourned the meeting at 8:00 p.m.

ORDINANCE #__-2025

AN ORDINANCE AMENDING THE WESTFIELDS CENTRAL NEW NEIGHBORHOOD PLAN TO ELIMINATE THE PROHIBITION AGAINST ARTIFICIAL WOOD TEXTURED SIDING SURFACES AND EXTERIOR WOOD FINISH REQUIREMENTS.

Be it ordained by the City Council of Springville, Utah:

WHEREAS, the city has adopted the Westfields Central New Neighborhood Plan; and

WHEREAS, certain design elements were codified in order to maintain the authenticity of materials; and

WHEREAS, staff has determined that the authenticity, and therefore the intent of the Westfields New Neighborhood Plan, will not be compromised by these amendments; and

WHEREAS, the City Planning Commission considered the amendment and conducted a public hearing on November 26, 2024, and has recommended favorably of the proposed amendment;

NOW, THEREFORE, BE IT RESOLVED by the Council of Springville City, Utah that the Westfields New Neighborhood Plan is hereby amended to remove the prohibition against artificial wood textured siding surfaces and remove the requirements for exterior wood finishes.

The City Recorder shall cause this ordinance or a summary hereof to be published in the *Daily Herald*, a newspaper published and of general circulation in the City.

ADOPTED by the City Council of Springville, Utah, this ____ day of _____, 2025.

Matt Packard, Mayor

ATTEST:

Kim Crane, City Recorder

EXHIBIT 'A'

INSTRUCTIONS

The Design of Westfield Central is grounded in Traditional Neighborhood Design (TND.) Design and development work shall meet the goals and criteria set forth within the Charter of Congress for New Urbanism and Canons of Sustainable Architecture and Urbanism.

While the intent is to direct the overall character of the community, it is meant to allow for designs that create a character that will preserve and enhance community quality of life.

The purpose of the Design Guidelines is to provide the direction for fulfilling Westfield Central's vision. The Guidelines are intended to provide a base line for the expected design quality, character, and detail to be achieved.

Exceptions shall be permitted by approval based on architectural merit.

The property owner is responsible to submit the required documentation to the Design Review Committee which is tasked with reviewing each submittal on a case-by-case basis. This process relies on complete documentation by the owners and an informed and impartial review committee.

WALLS

Walls shall be in brick, stucco, wood, or metal, fiber cement in lap, shiplap, drop, corrugated, 5-V, flat seam, standing seam, board and batten, and reverse board & batten.

~~Artificial wood textured siding surfaces shall be avoided.~~ Masonry textured “fake” artificial (plastic or cementitious) panels shall be avoided.

Metal shall be 24-guage or .040 aluminum.

Walls shall show no more than two materials above the foundation wall.

If materials change, material and color changes shall occur along a vertical line at interior (concave) corners, or along a horizontal line at a floor line or a gable end. Heavier materials shall be placed below lighter materials.

Clapboard and Siding shall be painted or stained.

Arches and Piers shall be brick, stone, or stucco.

Posts shall be pressure treated wood, metal, douglas fir, and cedar.

Undercrofts shall be enclosed with horizontal wood boards, wood louvers, or brick.

Trim shall be highest grade lumber or fiber cement board, and shall be 3.5 inches to 6 inches in width at corners and around corners.

~~Wood, if visible, shall be painted or stained with an opaque stain, except walking surfaces, which may be left natural.~~

Stucco shall be cementitious with smooth sand finish.

ELEMENTS

Porches and Galleries shall have their columns, and posts made of wood, cast stone, fiberglass, or extruded aluminum, metal, and concrete.

Columns and posts shall be appropriate to the architectural style of the building.

Porches shall have square or vertically proportioned column spacing.

Porches shall have railings.

Railings shall be made of metal or wood.

Railings shall have horizontal top and bottom rails centered on the balusters. The openings between balusters shall not exceed 4 inches. Bottom rails shall be raised above the level of the floor.

Equipment including HVAC and utility meters shall be screened and located away from the primary entries.

ELEVATION VARIATION

When the same building plan is repeated two or more times on a block face, variation in architectural elevation is required. At least two of the following options must be used.

- Change in color palette
- Change in materials (ie. board & batten vs shiplap, brick-clad chimney vs siding-clad chimney)
- Change in porch details, including posts, railing, rafter tails, roof configuration, or other details
- Change in window details such as trim or muntin configuration
- Change in picket fence styles



STAFF REPORT

DATE: January 2, 2025

TO: Honorable Mayor and City Council

FROM: Chief Lance Haight, Public Safety Director

SUBJECT: AMENDMENT TO INTERLOCAL COOPERATIVE AGREEMENT
RELATING TO THE INTERGOVERNMENTAL PROGRAM KNOWN AS
THE UTAH COUNTY MAJOR CRIMES TASK FORCE (MCTF)

MOTION

Recommendation that the Springville City Council approve this amendment to the Interlocal Cooperative Agreement relating to the Intergovernmental Program known as the Utah County Major Crimes Task Force.

GOALS, OBJECTIVES AND STRATEGIES AT ISSUE

Goals: It is the goal of Springville Police Department to provide efficient and reliable police services. We also work to prevent criminal behavior and unsafe conditions.

Objective: To continue participation in the Utah County Major Crimes Task Force.

Strategies: Approval of this amendment will (1) extend the term of the Interlocal Agreement through 2029, and (2) improve the notification requirements and collaboration efforts between agencies in the event a claim, notice of claim, or lawsuit gets brought against any MCTF participating entity.

BACKGROUND

The Springville Police Department has participated in the MCTF for well over 20 years. The collaborative efforts of the task force have curtailed the sale of drugs, resulted in thousands of arrests, and increased safety in our communities.

We have historically had one Springville police officer assigned to MCTF. This position is highly valued by our officers, as it offers them great training and experience. Our



officers are typically assigned to MCTF for three to four years, and then they return to work patrol.

Here are the annual statistics for 2023: *There were 381 suspects arrested by MCTF in 2023. The numbers below represent the highest criminal charge for each suspect. A suspect may have been charged with felony heroin distribution and paraphernalia, but the arrest would only be categorized as a felony heroin arrest. Of the 291 felony arrests, 56 suspects were federally indicted.*

Felony Arrests	Federal Indictments	Misdemeanor Arrests
220	56	161

Meth	Heroin	Marijuana	Cocaine	Drug Para	Fentanyl	Scripts	Other	Warrants
136	85	41	8	13	45	3	33	17

DRUG SEIZURES

Category	Grams	Ounces	Pounds
Marijuana/DAB	94653.75	3,338.81	208.67
Methamphetamine	48,148.24	1,698.37	106.14
Heroin	31,777.03	1,120.90	70.05
Cocaine	22,381.18	789.47	49.34
Pharmaceuticals	3870.5		
THC Cartridges	94,446		
Fentanyl	678.94 Grams (1.49 lbs) / 779,454.5 Pills (171.84 lbs)		

Criminal Assets Seized	\$633,664.00
Firearms	133
Drug/Gang Presentations	21
Total UCMC Cases	1269
Search Warrants Served	241
Title III Investigations	3



Drug	2019	2020	2021	2022	2023	Average
Heroin	64.99 lbs	33.71 lbs	41.7 lbs	101.28 lbs	70.05 lbs	62.35 lbs
Meth	285 lbs	222.76 lbs	223.06 lbs	189.08 lbs	106.14 lbs	205.20 lbs
Cocaine	33.4 lbs	6.14 lbs	2.87 lbs	29.40 lbs	49.34 lbs	24.43 lbs
Marijuana/DAB	699.95 lbs	154.54 lbs	273.38 lbs	69.40 lbs	208.67 lbs	281.18 lbs
Pharmaceuticals	4166 DU	1351.9 DU	2513 DU	2892 DU	3870.5 DU	2958.68 DU
THC Cartridges	Not Tracked	4424 DU	4458.6 DU	764 DU	94,446 DU	20,818.52 DU
Fentanyl Powder	Not Tracked	Not Tracked	Not Tracked	5.85 lbs	1.49 lbs	3.67 lbs
Fentanyl Pills	Not Tracked	Not Tracked	44,752 DU	57,202	779,454.5	293,802.83 DU
Guns	65	46	73	144	133	92.2
Felony Arrests	186	160	116	165	220	169.4
Misdemeanor Arrests	157	97	101	126	161	128.4
Federal Indictments	21	3	9	35	56	24.8
Cash/Vehicle Value Seized	\$490,538	\$271,216	\$322,766	\$661,536	\$633,664.00	\$475,944.00

*Statistics for 2024 are forthcoming.

We contribute annually to the MCTF budget, proportionately, based on population. Our FY25 contribution is \$15,408.

SUMMARY

The longstanding MCTF Interlocal Agreement has been amended to (1) extend the term of the Interlocal Agreement through 2029, and (2) improve the notification requirements and collaboration efforts between agencies in the event a claim, notice of claim, or lawsuit gets brought against any MCTF participating entity.

The amendment language has been reviewed and approved by our Springville Legal Department.

Staff recommends approval of the amendments.



ALTERNATIVES

If City Council does not approve the amended interlocal agreement, we would forgo participation in the MCTF.

FISCAL IMPACT

The proposed amendments do not have fiscal impact to our annual contribution to the MCTF budget.

ATTACHMENTS

- Interlocal Agreement Amendment
- Motion to approve the Interlocal Agreement Amendment

A handwritten signature in blue ink, appearing to read "Lance Haight", is positioned above a horizontal line.

Lance Haight
Director of Public Safety

RESOLUTION #2025-__

A RESOLUTION APPROVING AN AMENDMENT TO AN INTERLOCAL AGREEMENT BETWEEN UTAH COUNTY AND UTAH COUNTY CITIES RELATING TO THE INTERGOVERNMENTAL PROGRAM KNOWN AS THE "UTAH COUNTY MAJOR CRIMES TASK FORCE."

WHEREAS, pursuant to the provisions of the Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated 1953, as amended (the "**Act**"), public agencies, including political subdivisions of the State of Utah as therein defined, are authorized to enter into mutually advantageous agreements for joint and cooperative actions, including providing services; and

WHEREAS, Springville City has benefitted by participating in the Utah County Major Task Force (the "Task Force") for over 20 years; and

WHEREAS, the proposed amendment to the Interlocal Agreement that establishes the Task Force amends the agreement by extending the term for five years and improving the notification requirements for Task Force claims and lawsuits; and

WHEREAS, the Springville City Council finds that the attached amendment to the Interlocal Agreement is in the best interests of the City and furthers the health, safety, and general welfare of the citizens of Springville City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SPRINGVILLE CITY, UTAH:

SECTION 1. Agreement Approval. The amendment to the Task Force Interlocal Agreement, substantially in the form attached as EXHIBIT A, is approved and shall be executed by Springville City.

SECTION 2. Legal Review. As required by Section 11-13-202.5 of the Act, the Interlocal Agreement has been submitted to legal counsel of the Agency for review and approval as to form and legality.

SECTION 3. Filing with Records Keeper. As required by Section 11-13-209 of the Act and upon full execution of the Interlocal Agreement, an executed original counterpart of the Interlocal Agreement shall be filed immediately with the keeper of records of Springville City.

SECTION 4. Effective Date. This resolution shall become effective immediately upon passage.

PASSED AND APPROVED this ____ day of January 2025.

By _____
Matt Packard, Mayor

ATTEST:

Kim Crane, Recorder

EXHIBIT A

Amendment to Interlocal Agreement

AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT

by and between

UTAH COUNTY, UTAH

PROVO CITY

CITY OF OREM

PLEASANT GROVE CITY

AMERICAN FORK CITY

ALPINE CITY

SPANISH FORK CITY

SANTAQUIN CITY

LEHI CITY

SPRINGVILLE CITY

PAYSON CITY

MAPLETON CITY

SALEM CITY

SARATOGA SPRINGS CITY

LINDON CITY

LONE PEAK PUBLIC SAFETY DISTRICT

CITY OF CEDAR HILLS

and

HIGHLAND CITY

Relating to the intergovernmental program
known as the

Utah County Major Crimes Task Force

AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT

AMENDMENT TO UTAH COUNTY AGREEMENT NO. 2020-651, AN INTERLOCAL COOPERATION AGREEMENT, made and entered into by and between UTAH COUNTY, UTAH, a body corporate and politic of the State of Utah, PROVO CITY, CITY OF OREM, PLEASANT GROVE CITY, AMERICAN FORK CITY, ALPINE CITY, SPANISH FORK CITY, SANTAQUIN CITY, LEHI CITY, SPRINGVILLE CITY, PAYSON CITY, MAPLETON CITY, SALEM CITY, SARATOGA SPRINGS CITY, LINDON CITY, CITY OF CEDAR HILLS, and HIGHLAND CITY, all municipal corporations, and LONE PEAK PUBLIC SAFETY DISTRICT.

WITNESSETH:

WHEREAS, pursuant to the provisions of the Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated, 1953 as amended, the above public agencies, including political subdivisions of the State of Utah as therein defined, have entered into an interlocal cooperation agreement to provide joint or cooperative law enforcement services between or among public agencies that are each authorized by law to provide those services as the Utah County Major Crimes Task Force, as most recently provided in Utah County Agreement No. 2020-651, (the Agreement; attached hereto and hereby incorporated by this reference); and

WHEREAS, the parties to the Agreement desire to amend the Agreement;

NOW, THEREFORE, THE AGREEMENT IS HEREBY AMENDED AS FOLLOWS:

1. This amendment to the Agreement shall become effective and shall enter into force, within the meaning of the Interlocal Cooperation Act upon the submission of this amendment to, and the approval and execution hereof by the executive power or legislative body of all of the signatories to the Agreement. This amendment shall not become effective until it has been

reviewed as to proper form and compliance with applicable law by an attorney for each of the signatories to the Agreement. Prior to becoming effective, this amendment shall be filed with the person who keeps the records of each of the parties hereto. All parties hereto agree that the provisions of the Agreement unaffected by this amendment hereby shall remain in full force and effect.

2. Section 1 of the Agreement shall be amended to change the termination date to December 31, 2029.

Section 2 of this Agreement shall be amended as follows:

“Section 2. Administration of Agreement.

The parties to this Agreement do not contemplate nor intend to establish a separate legal entity under the terms of this Interlocal Cooperation Agreement. The parties to this Agreement do agree, pursuant to Section 11-13-207, Utah Code Annotated, 1953, as amended, to establish a joint administrative board responsible for administering the joint undertaking to be known as the Utah County Major Crimes Task Force, hereinafter referred to as the Task Force. The Administrative Board shall consist of one representative from each party to this Agreement and the Utah County Attorney. The appointed representatives shall serve at the pleasure of the governing body of the respective parties to this Agreement. Each member of the Administrative Board shall be allowed one vote and all matters shall be determined, after appropriate discussion, by majority vote. The Administrative Board shall adopt such rules and procedures regarding the orderly conduct of its meetings and discussions, including the frequency and location of meetings, as it shall deem necessary and appropriate.

The Administrative Board shall appoint one peace officer to act as the Task Force Director and one peace officer to act as Field Supervisor for Task Force operations. The

Administrative Board shall also appoint six members to act as the Executive Board in addition to the Utah County Attorney who shall be a permanent member of the Executive Board. The duties of the Executive Board shall be to execute and carry out policies established by the Administrative Board and to establish policies and procedures for the day to day operations of the Task Force. The Executive Board shall report to the Administrative Board at least monthly. Appointed members of the Executive Board may be removed at any time by a majority vote of the Administrative Board.

The CITY OF OREM is appointed by the parties to this Agreement as the financial department for the Task Force. The CITY OF OREM shall oversee the accountability of the Task Force, including the budget. Monies paid to the Task Force shall be deposited with and accounted for by the CITY OF OREM. Funds shall be audited in accordance with standard financial procedures and regularly established laws relating to audit and management of public funds. The CITY OF OREM shall facilitate and make available checking accounts and procurement procedures.

In addition to the above administration, the Utah County Attorney's Office is designated as the entity which will provide legal advice on civil matters related to Task Force operations. Since a separate entity is not created pursuant to this Agreement, in the event a member law enforcement officer or their employing agency becomes the subject of a claim or lawsuit arising out of Task Force investigations and or operations, the individual law enforcement officer or his employing agency will be required to defend itself. If any law enforcement officer(s) from any member agency becomes the subject of a claim or lawsuit arising out of Task Force operations and/or investigations (hereinafter Defendant(s)), each Defendant or their subject agency shall immediately notify the Executive Board upon receipt of a Notice of Claim,

Summons and Complaint, or other request for compensation (whichever is received first). No Defendant will enter into a settlement of, or attend mediation for, all or a portion of the claim (official claim or otherwise) or lawsuit without first promptly, and at least two weeks prior to entering into the settlement of all or a portion of the claim or lawsuit, notify all other Defendant(s) of the same claim (including their employing government agencies if the agency is not a named party) and the Executive Board of the terms and conditions of the proposed settlement. All notified Defendant(s) and all parties to this agreement (including their employing government agencies if the agency is not a named party) shall keep the proposed settlement confidential and will not disclose the terms and conditions thereof except to their respective attorneys, insurers, and officials, as necessary, to evaluate the proposed settlement. No party shall have authority over any settlement or have any authority to otherwise direct any negotiations, litigation or any claim or lawsuit of any other party. However, Defendants shall attempt to coordinate and agree on a total sum of any claim or settlement and a cost allocation between each Defendant. Upon notification as described in this section, the Executive Board shall, as soon as practicable, meet together to discuss any and all notices of claim, pending litigation, and/or proposed settlements.

The parties hereto agree that the secretary assigned to do work for the Task Force will be a full-time employee of the CITY OF OREM. Orem employee(s) assigned to the Task Force shall exercise control and supervision over the secretary and shall be responsible for conducting his or her employee evaluations. The Task Force secretary shall be subject to the personnel policies and procedures of the CITY OF OREM. The Task Force secretary shall be classified as a “Secretary” under Orem’s personnel classification system and shall receive all compensation and benefits normally associated with that classification.

The parties hereto agree to reimburse the CITY OF OREM for all costs associated with the employment of the Task Force secretary, including salary, benefits, workers' compensation and unemployment compensation. The CITY OF OREM shall participate in its pro rata share of the costs. The parties hereto also agree to indemnify and hold the CITY OF OREM harmless from and against any claim, action or damages arising out of the employment of the Task Force secretary. The intent of this paragraph is to make the CITY OF OREM completely whole so that it is not required to pay more than its normal pro rata share of all costs associated with the employment of the Task Force secretary, whether those costs be the routine costs of employment, or costs incurred due to claims or actions brought by, against, because of, or related to the Task Force secretary. The CITY OF OREM shall not have any obligation to retain the secretary or provide other employment for the secretary in the event that the Task Force dissolves, the position is eliminated, or the person is terminated from that position.

The parties hereto agree that when officers are acting under the direction of the Administrative Board, Executive Board, Task Force Director, or Field Supervisor, they are functioning in a "Task Force operation."

If a member jurisdiction wishes to request that the Task Force take over an investigation, the member's chief of police shall submit a request in writing to the Task Force Director of the Task Force. The request shall include: [1] the date of the request; [2] an explanation concerning how the proposed investigation fits within the purposes of the Task Force; and [3] the person(s) and/or crime(s) to be investigated. If the Task Force Director determines that the Task Force should take over the proffered investigation, he shall sign the acceptance portion of the request and affix the date and time of his signature. The investigation shall become a "Task Force operation" upon the Task Force Director's execution of the acceptance.

Any assistance provided by Task Force officers to a member jurisdiction outside the scope of a written request shall not be governed by this Agreement.

The parties hereto agree that when officers are functioning in a Task Force operation not within the officers' home jurisdiction, but within the jurisdiction of a member city, the officers are not required to notify the member city of their presence. Prior to entering a non-member city, officers shall notify the non-member city of their intentions to enter that non-member city."

3. This amendment may be executed in one or more counterparts, all of which together shall be considered one and the same amendment. All other provisions of the Agreement not expressly changed in this Amendment shall remain the same and in full force and effect.

IN WITNESS WHEREOF, the parties have signed and executed this amendment, after resolutions duly and lawfully passed, on the dates listed below:

UTAH COUNTY

Authorized by Resolution No. _____, authorized and passed on the _____ day of _____, 2024.

BOARD OF COUNTY COMMISSIONERS

UTAH COUNTY, UTAH

Brandon B. Gordon, Chairman

ATTEST: Aaron R. Davidson Reviewed as to proper form and compliance with
Utah County Clerk applicable law.

By: _____
Deputy Clerk

By: _____
Deputy Utah County Attorney

PROVO CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

CITY OF OREM

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

PLEASANT GROVE CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

AMERICAN FORK CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

ALPINE CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

SPANISH FORK CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

SANTAQUIN CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

LEHI CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

SPRINGVILLE CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST: Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

PAYSON CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

MAPLETON CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

SALEM CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

HIGHLAND CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

SARATOGA SPRINGS CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

LINDON CITY

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY

LONE PEAK PUBLIC SAFETY DISTRICT

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

ITS:

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

DISTRICT SECRETARY

ATTORNEY for District

CITY OF CEDAR HILLS

Authorized by Resolution No. _____, authorized and passed on the _____
day of _____, 2024.

MAYOR

ATTEST:

Reviewed as to proper form and compliance
with applicable law.

CITY RECORDER

CITY ATTORNEY