



**EMIGRATION
CANYON**

**EMIGRATION CANYON
CITY COUNCIL MEETING AGENDA
APRIL 21, 2026**

Unified Fire Authority Station 119
5025 E Emigration Canyon Road
Salt Lake City, Utah 84108

PUBLIC NOTICE IS HEREBY GIVEN that the Emigration Canyon Council will hold a meeting at **7:00 PM** on the **21st day of April 2026** at the Emigration Canyon Fire Station, 5025 E Emigration Canyon Road, Salt Lake City, Utah 84108 as follows:

**** Portions of the meetings may be closed for reasons allowed by statute. Motions relating to any of the items listed below, including final action, may be taken.**

7:00 PM – PUBLIC MEETING

1. Call to Order and Determine Quorum
2. Pledge of Allegiance
3. Recognize Visiting Officials
4. **PUBLIC COMMENTS (Limited to 3 minutes per person)**
Public Comments should be limited to no more than three (3) minutes per person unless additional time is authorized by the Governing Body.
5. **STAKEHOLDER REPORTS**
 - A. Unified Police Department (UPD) – *Detective Dawn Larsen*
 - B. Unified Fire Authority (UFA)
 - C. Salt Lake County Animal Services – *Gary Bowen*
 - D. Land Use Updates – *Claire Gillmor, Land Use Attorney*
6. **PROJECT UPDATES**
 - A. Engineering Updates – *Tamaran Woodland, Assistant City Engineer*
7. **CONSENT AGENDA**
 - A. Approval of Meeting Minutes
 1. March 17, 2026 City Council Workshop Meeting
 2. March 17, 2026 City Council Meeting
8. **PRESENTATION ITEMS**
 - A. Emigration Canyon Road Safety Improvement Study Update – *Stacey Adams, Avenue Consultants*
9. **COUNCIL BUSINESS:** (Discussion/Motion)
 - A. Discussion and Potential Action Regarding Ordinance 2026-O-03, Utah Clean Energy Communities – *Glade Sowards*
 - B. Discussion and Potential Action Regarding Resolution R2026-08, Resolution Finding Hazardous Environmental Conditions and Restriction of Fireworks Within Emigration Canyon – *Council Member Catherine Harris*
 - C. Discussion and Potential Action Regarding Ordinance 2026-O-04, An Ordinance Enacting Title 2 - Administration and Personnel, Chapter 4 - Records Management, Directing Government Records Requests to the Greater Salt Lake Municipal Services District and Establishing Procedures and Authority for Handling Such Requests – *Cameron Platt, City Attorney*
 - D. Discussion and Potential Action Regarding the Appointment of an Emergency Management Liaison and/or Emergency Manager for the City – *Mayor David Brems*

- E. Discussion and Potential Action Regarding Scheduling a Date for Participation in a Tabletop Exercise with Emergency Planning – **Mayor David Brems**
- F. Discussion and Potential Action Regarding Hiring of City Legal Services, Including Interview of Applicants – **Mayor David Brems**
- G. Healthy Utah Designation Updates – **Council Member Robert Pinon**
- H. City Design Standards and Design Guidelines – **Council Member Jennifer Hawkes**

10. CITY ATTORNEY UPDATES (Discussion/Motion)

11. COUNCIL REPORTS

A. Mayor Brems

- 1. Greater Salt Lake Municipal Services District (MSD)
- 2. Unified Police Department (UPD) & Salt Lake Valley Law Enforcement Service Area (SLVLESA)
- 3. Emigration Canyon Planning Commission

B. Council Member Griffith

- 1. Wasatch Front Waste and Recycling District (WFWRD)

C. Council Member Harris

- 1. Unified Fire Authority (UFA) & Unified Fire Service Area (UFSA)
- 2. HB 48 – Wildland Risks
- 3. Watershed Plan

D. Council Member Hawkes

- 1. Website (www.emigration.utah.gov)
- 2. CodeRED
- 3. Association of Municipal Governments
- 4. Utah League of Cities and Towns

E. Council Member Pinon

- 1. Utah Broadband
- 2. Update on Possible High-Density Development

12. FUTURE AGENDA ITEMS

13. CLOSED SESSIONS IF NEEDED AS ALLOWED PURSUANT TO UTAH CODE §52-4-205

- A. Discussion of the character, professional competence or physical or mental health of an individual.
- B. Strategy sessions to discuss pending or reasonably imminent litigation.
- C. Strategy sessions to discuss the purchase, exchange, or lease of real property.
- D. Discussion regarding deployment of security personnel, devices, or systems; and
- E. Other lawful purposes as listed in Utah Code §52-4-205

14. ADJOURN

ZOOM WEBINAR: Topic: Emigration Canyon City Council Meeting

Time: April 21, 2026, 7:00 PM Mountain Time (US and Canada)

Join Zoom Webinar:

<https://us06web.zoom.us/j/81314095542?pwd=wQyNeIHD7ewCsfjX421UHfioVJM5Q.1>

Meeting ID: 813 1409 5542

Passcode: 169133

Upon request with three (3) working days' notice, the Greater Salt Lake Municipal Services District will make reasonable accommodations for participation in the meeting. To request assistance, please call (385) 377-9466 – TTY 711.

Posted on: April 20, 2026



Emigration Canyon Monthly Report March 2026

Calls for service: 57

Crime/Police Stats:

In the month of March, Unified Police Department responded to 57 calls for service.

Incidents of Note:

Officer responded to an elder abuse case which is under investigation currently.

Officers responded to an attempted theft of a trailer. As the suspects attempted to steal the trailer, their vehicles became stuck in the mud, and they spent their time rescuing their vehicles instead of stealing the trailer.

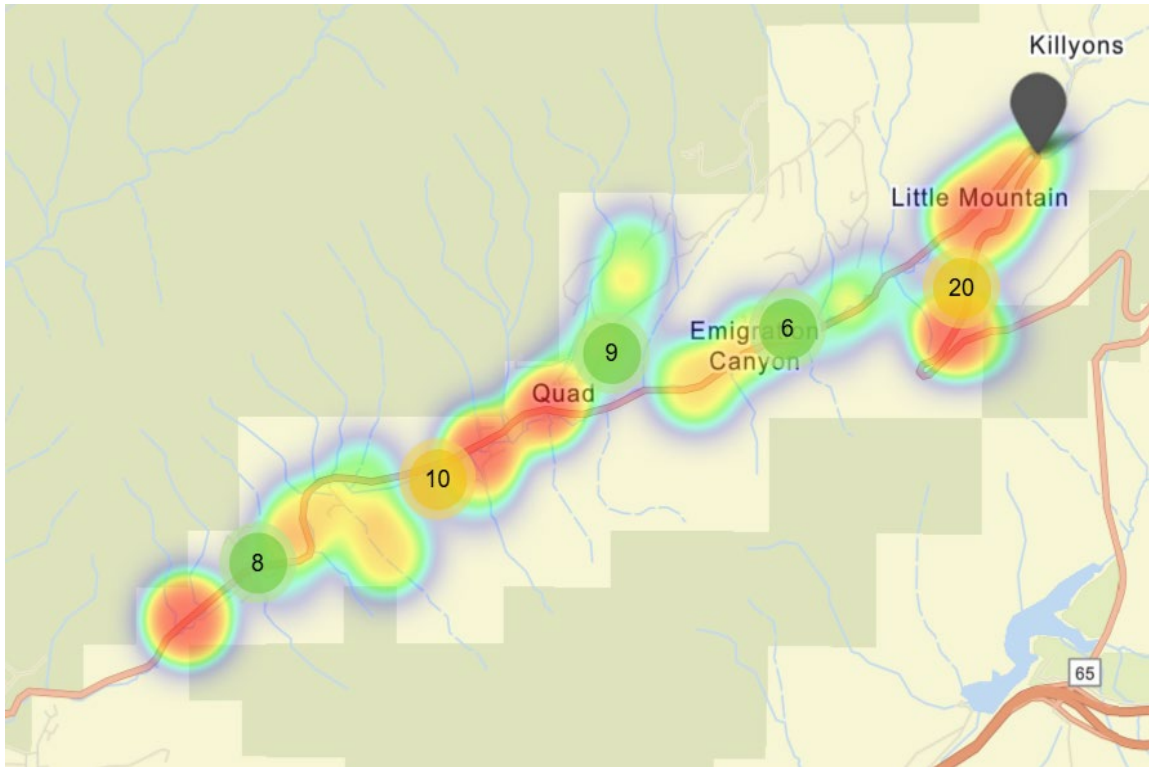
Officers responded to Miner's trail on several electric motorbikes there were riding on the trail. These individuals were spoken to and dealt with appropriately.

There was an attempted fraud where a resident received a call from someone claiming to be from the courts and told the resident they had warrants for their arrest. This caller wanted them to wire money into an account or they would be arrested. Luckily, the bank was able to stop the transfer as suspicious, and the victim did not lose the money. This is a common fraud scam.

Officers responded to three minor car accidents that occurred in the canyon as well as a missing person/welfare check on an individual. This individual was not located in the canyon.

CALLS FOR SERVICE OFFENSE	COUNTS
Cell Hang Up	3
Traffic Stop/Radar	27
Traffic Accident	3
Elder Abuse	1
Burglary Alarm (False)	5
Abandoned Vehicle	1
Suspicious	1
Welfare Check	1
Citizen/Motor Assist	5
Reckless	4
Civil	1
Fraud	1
Trespasser	1
Standby	1
Theft	1
Missing	1

Heat Map of Calls for Service in Emigration Canyon





UNIFIED FIRE AUTHORITY

March 18, 2026

All City, Town, Township, and Salt Lake County Governments:

In anticipation of fireworks season, this information will assist your legislative bodies to assure compliance with Utah fireworks laws and the setting of restricted areas.

Please review your fireworks restricted areas for accuracy and proper alignment. If changes to the 2025 fireworks restrictions map are necessary, Utah Code Section 15A-5-202.5 provides the steps and requirements to implement those changes. If you make any changes, please ensure that the proper ordinances are also updated for the 2026 fireworks season.

Key point:

- Each legislative body must, before May 1st of each year, provide a map to UFA setting forth the areas designated as restricted. This will provide the basis for the map produced and provided by the County. UFA Fire Prevention Division can assist you with this process and any issues related to delineating such areas if you wish to make alterations to the prior year's map. If no changes are needed, UFA will use the map for your area from last year for this process. The County must have a map in place and available to the public and fireworks vendors before June 1st.

Links to the Utah fireworks law:

https://le.utah.gov/xcode/Title15A/Chapter5/15A-5-S202.5.html?v=C15A-5-S202.5_2018050820180508

https://le.utah.gov/xcode/Title53/Chapter7/53-7-S225.html?v=C53-7-S225_2018050820180508

<https://rules.utah.gov/publicat/code/r710/r710-015.htm#T4>

Current fireworks law summary:

- Discharge dates for fireworks: two days before, day of, and one day after July 4th and 24th
- Provide a restriction area map to UFA by May 1st
- Provide a County wide map on the County's website before June 1st (UFA Responsibility)
- Provides liability for negligence, reckless, or intentional conduct for suppression costs and damages caused by fire regardless of whether it is in a prohibited area or within the times allowed for discharge. Discharge within prohibited areas or outside of allowable time period constitutes negligent, reckless, or intentional conduct.
- Clarifies areas where cities can restrict fireworks discharge
- Establishes criminal infractions: (up to \$1,000 fine)
 - Discharge of fireworks outside of legal dates
 - Discharge of fireworks in an area where fireworks are prohibited

Changes can be made to the restricted areas closer in time to the dates of discharge if fire conditions significant worsen as the fireworks season approaches, causing concern for areas not restricted by May 1st. If this occurs, please contact your Liaison, Fire Prevention, or your Area Fire Marshal. Please also feel free to contact me should you have any questions or concerns.

Thank you,

Wade T Watkins

Fire Marshal / Community Risk Manager

wwatkins@unifiedfireut.gov

Greater Salt Lake Municipal Services District
Standard Financial Report
40 Emigration Canyon - 07/01/2025 to 02/28/2026
66.67% of the fiscal year has expired

	2025 Year-End Actual	2026 YTD Actual
Net Position		
Assets:		
Current Assets		
Cash and cash equivalents		
10100 Cash - Zions Checking	(67.00)	0.00
10200 Cash - PTIF	314,071.87	382,194.19
10750 Undeposited Receipts	(0.23)	(0.30)
Total Cash and cash equivalents	314,004.64	382,193.89
Receivables		
12500 Due from Other Gov.	89,255.16	71,215.85
Total Receivables	89,255.16	71,215.85
Total Current Assets	403,259.80	453,409.74
Non-Current Assets		
Restricted assets		
10102 Cash - Zions Bond Escrow	90,662.20	90,662.20
Total Restricted assets	90,662.20	90,662.20
Total Non-Current Assets	90,662.20	90,662.20
Total Assets:	493,922.00	544,071.94
Liabilites and Fund Equity:		
Liabilities:		
Current liabilities		
21000 Accounts Payable	8,991.23	12,547.48
23450 Performance Bonds Payable	90,662.20	90,662.20
24000 Due to Other Funds	89,256.84	0.00
Total Current liabilities	188,910.27	103,209.68
Total Liabilities:	188,910.27	103,209.68
Equity - Fund Balance		
29000 Unassigned Net Position (Fund Bal)	288,206.05	424,056.58
29010 Assigned Capital Fund	16,805.68	16,805.68
Total Equity - Fund Balance	305,011.73	440,862.26
Total Liabilites and Fund Equity:	493,922.00	544,071.94
Total Net Position	0.00	0.00

Greater Salt Lake Municipal Services District

Standard Financial Report

40 Emigration Canyon - 07/01/2025 to 02/28/2026

66.67% of the fiscal year has expired

	2025 Year-End Actual	2026 YTD Actual	2026 Budget	Unearned/ Unused Budget	% Earned/ Used
Change In Net Position					
Revenue:					
Taxes					
Sales Taxes					
3100.300 Sales Tax	325,065.58	213,881.71	320,000.00	106,118.29	66.84%
Total Sales Taxes	<u>325,065.58</u>	<u>213,881.71</u>	<u>320,000.00</u>	<u>106,118.29</u>	<u>66.84%</u>
SB 136 Sales Tax					
3100.350 SB 136 Sales Tax	30,749.91	20,294.54	32,000.00	11,705.46	63.42%
Total SB 136 Sales Tax	<u>30,749.91</u>	<u>20,294.54</u>	<u>32,000.00</u>	<u>11,705.46</u>	<u>63.42%</u>
Total Taxes	<u>355,815.49</u>	<u>234,176.25</u>	<u>352,000.00</u>	<u>117,823.75</u>	<u>66.53%</u>
Intergovernmental revenue					
Road Funds					
3100.560 B&C Road Fund Allotment	116,316.68	73,712.23	120,000.00	46,287.77	61.43%
3100.562 County Public Transit Tax	250.74	10,599.43	0.00	(10,599.43)	0.00%
Total Road Funds	<u>116,567.42</u>	<u>84,311.66</u>	<u>120,000.00</u>	<u>35,688.34</u>	<u>70.26%</u>
Total Intergovernmental revenue	<u>116,567.42</u>	<u>84,311.66</u>	<u>120,000.00</u>	<u>35,688.34</u>	<u>70.26%</u>
Licenses and permits					
Business licenses					
3100.130 Business Licenses	2,600.00	456.00	2,000.00	1,544.00	22.80%
Total Business licenses	<u>2,600.00</u>	<u>456.00</u>	<u>2,000.00</u>	<u>1,544.00</u>	<u>22.80%</u>
Building permits					
3100.260 Building Permit	49,875.93	38,830.83	75,000.00	36,169.17	51.77%
Total Building permits	<u>49,875.93</u>	<u>38,830.83</u>	<u>75,000.00</u>	<u>36,169.17</u>	<u>51.77%</u>
Other license and permits					
3100.2653 Floodplain Development Permit Fee	0.00	75.00	0.00	(75.00)	0.00%
Total Other license and permits	<u>0.00</u>	<u>75.00</u>	<u>0.00</u>	<u>(75.00)</u>	<u>0.00%</u>
Total Licenses and permits	<u>52,475.93</u>	<u>39,361.83</u>	<u>77,000.00</u>	<u>37,638.17</u>	<u>51.12%</u>
Charges for services					
Charges other					
3100.420 Engineering Services	14,598.00	3,750.00	0.00	(3,750.00)	0.00%
3100.450 Planning Services	12,016.85	8,276.66	15,000.00	6,723.34	55.18%
Total Charges other	<u>26,614.85</u>	<u>12,026.66</u>	<u>15,000.00</u>	<u>2,973.34</u>	<u>80.18%</u>
Storm drain fee					
3100.435 Stormwater Fines - for Educational and O	0.00	1,500.00	0.00	(1,500.00)	0.00%
Total Storm drain fee	<u>0.00</u>	<u>1,500.00</u>	<u>0.00</u>	<u>(1,500.00)</u>	<u>0.00%</u>
Total Charges for services	<u>26,614.85</u>	<u>13,526.66</u>	<u>15,000.00</u>	<u>1,473.34</u>	<u>90.18%</u>
Fines and forfeitures					
Justice court fines/forfeitures					
3100.500 Justice Court Fines/Forfeitures	10,648.15	2,994.50	6,000.00	3,005.50	49.91%
Total Justice court fines/forfeitures	<u>10,648.15</u>	<u>2,994.50</u>	<u>6,000.00</u>	<u>3,005.50</u>	<u>49.91%</u>
Total Fines and forfeitures	<u>10,648.15</u>	<u>2,994.50</u>	<u>6,000.00</u>	<u>3,005.50</u>	<u>49.91%</u>
Miscellaneous revenue					
Interest					
3600.100 Interest Earnings	12,059.28	10,759.66	7,000.00	(3,759.66)	153.71%
Total Interest	<u>12,059.28</u>	<u>10,759.66</u>	<u>7,000.00</u>	<u>(3,759.66)</u>	<u>153.71%</u>
Miscellaneous other					
3600.902 Other Revenue - Declaration of Candidate	250.00	150.00	0.00	(150.00)	0.00%
Total Miscellaneous other	<u>250.00</u>	<u>150.00</u>	<u>0.00</u>	<u>(150.00)</u>	<u>0.00%</u>
Total Miscellaneous revenue	<u>12,309.28</u>	<u>10,909.66</u>	<u>7,000.00</u>	<u>(3,909.66)</u>	<u>155.85%</u>
Contributions and transfers					
3800.100 Contribution from GF	242,111.00	257,235.00	257,235.00	0.00	100.00%
Total Contributions and transfers	<u>242,111.00</u>	<u>257,235.00</u>	<u>257,235.00</u>	<u>0.00</u>	<u>100.00%</u>
Total Revenue:	<u>816,542.12</u>	<u>642,515.56</u>	<u>834,235.00</u>	<u>191,719.44</u>	<u>77.02%</u>
Expenditures:					
Administration					
4100.100 Wages	66,000.00	53,000.00	87,200.00	34,200.00	60.78%
4100.150 Social Security Tax	4,092.00	3,286.00	5,450.00	2,164.00	60.29%

Greater Salt Lake Municipal Services District

Standard Financial Report

40 Emigration Canyon - 07/01/2025 to 02/28/2026

66.67% of the fiscal year has expired

	2025 Year-End Actual	2026 YTD Actual	2026 Budget	Unearned/ Unused Budget	% Earned/ Used
4100.160 Medicare	957.00	768.50	1,275.00	506.50	60.27%
4100.190 FUTA	0.00	161.00	0.00	(161.00)	0.00%
4100.200 Awards, Promotional & Meals	192.48	0.00	250.00	250.00	0.00%
4100.210 Subscriptions/Memberships	25.00	1,525.40	2,000.00	474.60	76.27%
4100.220 Printing/Publications/Advertising	0.00	0.00	3,000.00	3,000.00	0.00%
4100.230 Travel/Mileage	0.00	0.00	2,000.00	2,000.00	0.00%
4100.240 Office Expense and Supplies	65.31	145.42	1,000.00	854.58	14.54%
4100.255 Computer Equip/Software	0.00	0.00	3,000.00	3,000.00	0.00%
4100.280 Cell phone and Telephone	222.72	132.59	6,000.00	5,867.41	2.21%
4100.310 Attorney-Civil	39,420.00	41,830.00	40,000.00	(1,830.00)	104.58%
4100.320 Attorney - Land Use	0.00	0.00	10,000.00	10,000.00	0.00%
4100.330 Training and Seminars	145.00	0.00	1,000.00	1,000.00	0.00%
4100.360 Web Page Development/Maintenance	1,985.52	2,754.54	5,000.00	2,245.46	55.09%
4100.370 Software/Streaming	5,739.65	35.69	2,500.00	2,464.31	1.43%
4100.390 Payroll Processing Fees	856.50	655.50	1,000.00	344.50	65.55%
4100.420 Contributions/Special Events	0.00	0.00	8,000.00	8,000.00	0.00%
4100.430 City Elections and Voting	0.00	3,112.61	0.00	(3,112.61)	0.00%
4100.510 Insurance	10,126.07	9,320.62	19,000.00	9,679.38	49.06%
4100.520 Workers Comp Insurance	(63.78)	666.60	3,000.00	2,333.40	22.22%
4100.590 Postage	729.83	0.00	500.00	500.00	0.00%
4100.600 Professional and Technical	0.00	0.00	20,000.00	20,000.00	0.00%
4100.625 UFA Emergency Services	0.00	0.00	12,000.00	12,000.00	0.00%
4100.627 Restroom Maintenance	6,049.70	3,640.00	12,000.00	8,360.00	30.33%
4100.635 Election Support Services	0.00	0.00	11,060.00	11,060.00	0.00%
4100.871 Utilities	466.00	270.00	1,000.00	730.00	27.00%
4100.880 Non-Classified Expenses	0.00	80.00	0.00	(80.00)	0.00%
Total Administration	137,009.00	121,384.47	257,235.00	135,850.53	47.19%
Transfers					
4100.928 Contribution to General Fund	574,225.80	385,280.56	577,000.00	191,719.44	66.77%
48450.001 Operational Transfers out	207.00	0.00	0.00	0.00	0.00%
Total Transfers	574,432.80	385,280.56	577,000.00	191,719.44	66.77%
Total Expenditures:	711,441.80	506,665.03	834,235.00	327,569.97	60.73%
Total Change In Net Position	105,100.32	135,850.53	0.00	(135,850.53)	0.00%

Greater Salt Lake Municipal Services District
Standard Financial Report
43 Emigration Canyon Community Council - 07/01/2025 to 02/28/2026
66.67% of the fiscal year has expired

	2025 Year-End Actual	2026 YTD Actual
Net Position		
Assets:		
Current Assets		
Cash and cash equivalents		
10100 Cash - Zions Checking	2,168.28	2,168.28
Total Cash and cash equivalents	2,168.28	2,168.28
Total Current Assets	2,168.28	2,168.28
Total Assets:	2,168.28	2,168.28
Liabilites and Fund Equity:		
Equity - Fund Balance		
29000 Unassigned Net Position (Fund Bal)	2,168.28	2,168.28
Total Equity - Fund Balance	2,168.28	2,168.28
Total Liabilites and Fund Equity:	2,168.28	2,168.28
Total Net Position	0.00	0.00

Greater Salt Lake Municipal Services District
Standard Financial Report
43 Emigration Canyon Community Council - 07/01/2025 to 02/28/2026
66.67% of the fiscal year has expired

	2025 Year-End Actual	2026 YTD Actual	2026 Budget	Unearned/ Unused Budget	% Earned/ Used
Change In Net Position					
Expenditures:					
Administration					
4100.200 Awards, Promotional & Meals	626.59	0.00	1,000.00	1,000.00	0.00%
Total Administration	626.59	0.00	1,000.00	1,000.00	0.00%
Total Expenditures:	626.59	0.00	1,000.00	1,000.00	0.00%
Total Change In Net Position	(626.59)	0.00	(1,000.00)	(1,000.00)	0.00%

Greater Salt Lake Municipal Services District
Standard Financial Report
45 Emigration Canyon Council Designated Funds - 07/01/2025 to 02/28/2026
66.67% of the fiscal year has expired

	2025 Year-End Actual	2026 YTD Actual
Net Position		
Assets:		
Current Assets		
Cash and cash equivalents		
10100 Cash - Zions Checking	1,000.00	5,135.52
10101 Cash - Zions CARES	207.00	207.00
10200 Cash - PTIF	0.00	119.33
10202 Cash - PTIF 9074 CARES	66,360.50	68,179.95
Total Cash and cash equivalents	67,567.50	73,641.80
Receivables		
12500 Due from Other Gov.	0.00	147.07
Total Receivables	0.00	147.07
Total Current Assets	67,567.50	73,788.87
Total Assets:	67,567.50	73,788.87
Liabilites and Fund Equity:		
Liabilities:		
Deferred revenue		
23455 CARES2 Deferred Revenue	60,735.64	60,735.64
Total Deferred revenue	60,735.64	60,735.64
Total Liabilities:	60,735.64	60,735.64
Equity - Fund Balance		
29000 Unassigned Net Position (Fund Bal)	6,831.86	13,053.23
Total Equity - Fund Balance	6,831.86	13,053.23
Total Liabilites and Fund Equity:	67,567.50	73,788.87
Total Net Position	0.00	0.00

Greater Salt Lake Municipal Services District
Standard Financial Report
45 Emigration Canyon Council Designated Funds - 07/01/2025 to 02/28/2026
66.67% of the fiscal year has expired

	2025 Year-End Actual	2026 YTD Actual	2026 Budget	Unearned/ Unused Budget	% Earned/ Used
Change In Net Position					
Revenue:					
Taxes					
MET Taxes					
3100.112 MET-Municipal Telecom	0.00	266.40	0.00	(266.40)	0.00%
3100.113 MET-Pacificorp/Rocky Mtn Power	0.00	2,418.57	0.00	(2,418.57)	0.00%
3100.114 MET-Questar Gas/Dominion Energy	0.00	1,716.95	0.00	(1,716.95)	0.00%
Total MET Taxes	0.00	4,401.92	0.00	(4,401.92)	0.00%
Total Taxes	0.00	4,401.92	0.00	(4,401.92)	0.00%
Intergovernmental revenue					
CARES Act					
3100.322 ARPA Funding	36,702.45	0.00	0.00	0.00	0.00%
Total CARES Act	36,702.45	0.00	0.00	0.00	0.00%
Total Intergovernmental revenue	36,702.45	0.00	0.00	0.00	0.00%
Miscellaneous revenue					
Interest					
3600.100 Interest Earnings	5,624.86	1,819.45	2,500.00	680.55	72.78%
Total Interest	5,624.86	1,819.45	2,500.00	680.55	72.78%
Miscellaneous other					
3100.870 Donations	1,000.00	0.00	0.00	0.00	0.00%
Total Miscellaneous other	1,000.00	0.00	0.00	0.00	0.00%
Total Miscellaneous revenue	6,624.86	1,819.45	2,500.00	680.55	72.78%
Contributions and transfers					
3100.001 Operating Transfers in	207.00	0.00	0.00	0.00	0.00%
Total Contributions and transfers	207.00	0.00	0.00	0.00	0.00%
Total Revenue:	43,534.31	6,221.37	2,500.00	(3,721.37)	248.85%
Expenditures:					
COVID Related Expenses					
4100.243 ARPA Act Expense and Supplies	36,702.45	0.00	0.00	0.00	0.00%
Total COVID Related Expenses	36,702.45	0.00	0.00	0.00	0.00%
Total Expenditures:	36,702.45	0.00	0.00	0.00	0.00%
Total Change In Net Position	6,831.86	6,221.37	2,500.00	(3,721.37)	248.85%

EMIGRATION CANYON

ORDINANCE NO. 2026-O-03

DATE: April 21, 2026

AN ORDINANCE ENACTING TITLE 7 - UTILITIES, CHAPTER 1 – COMMUNITY CLEAN ENERGY PROGRAM TO THE EMIGRATION CANYON CODE

WHEREAS, in 2019, the Utah State Legislature enacted House Bill 411, codified at Utah Code Ann. §§ 54-17-901 to -909 (“Act”), titled the “Community Renewable Energy Act”; and

WHEREAS, in 2024, the Utah State Legislature enacted House Bill 241 and Senate Bill 214 which, collectively, renamed the Act the “Community Clean Energy Act” and amended certain provisions of the Act; and

WHEREAS, the Act authorizes the Utah Public Service Commission (“Commission”) to establish a program (“Program”) whereby towns, municipalities, and counties may cooperate with qualified utilities to provide electric energy for participating customers from clean energy resources; and

WHEREAS, the Act provides that a customer of a qualified utility may be served by the Program if the town, municipality, or county (“Community”) in which the customer resides satisfies certain requirements, including:

(a) the Community must enter into an agreement with a qualified utility (“Utility Agreement”):

(i) stipulating to the payment to the qualified utility of the costs of:

(A) third-party expertise contracted for by the Division of Public Utilities and the Office of Consumer Services, for assistance with activities associated with initial approval of the Program; and

(B) providing notice to the Community’s customers as provided in the Act;

(ii) determining the obligation for the payment of any termination charges under the Act that are not paid by a participating customer and not included in participating customer rates; and

(iii) identifying any initially proposed replaced asset;

(b) the Community must, within ninety (90) days after the date of the Commission’s order approving the Program, adopt a local ordinance that:

(i) establishes participation in the Program; and

(ii) is consistent with the terms of the Utility Agreement; and

(c) the Community must comply with any other terms or conditions required by the Commission; and

WHEREAS, the Act further authorizes the Commission to adopt administrative rules to implement the Act and the Commission has adopted such rules as set forth in Utah Administrative Code R746-314-101 through -402 (“Rules”); and

WHEREAS, the Rules require that a customer of a qualified utility may be served by the Program if, in addition to the requirements of the Act, the Community in which the customer resides also adopts an agreement (“Governance Agreement”) with other eligible Communities to establish a cooperative decision-making process for Program design, resource solicitation, resource acquisition, and other Program issues and provides a means of ensuring that eligible Communities and those that become participating Communities will be able to reach a single joint decision on any necessary Program issues; and

WHEREAS, consistent with the requirements of the Rules, the City of Emigration Canyon (“Emigration Canyon”) entered into an agreement with other eligible Communities entitled the Interlocal Cooperation Agreement Among Public Entities Regarding the Community Renewable Energy Program (“Governance Agreement”), thereby becoming a member of the Community Renewable Energy Agency (“Agency”), which endeavors to make certain joint decisions about the proposed Program on behalf of Communities as set forth in the Governance Agreement; and

WHEREAS, consistent with the requirements of the Act, Emigration Canyon executed a Utility Agreement with Rocky Mountain Power, a qualified utility under the Act, on _____, which addresses the issues required by the Act; and

WHEREAS, consistent with the requirements of the Act, on January 24, 2025, and June 4, 2025, Rocky Mountain Power filed an application with the Commission seeking approval of the Program and the Commission opened Docket No. 25-035-06 to consider the application; and

WHEREAS, consistent with the requirements of the Act, on March 4, 2026, the Commission issued an order in Docket No. 25-035-06 (“Commission Order”) approving the Program; and

WHEREAS, as contemplated in the Act, the Emigration Canyon City Council (“the Council”) desires to adopt this ordinance that satisfies the requirements of the Act; and

WHEREAS, the Council desires to take actions which it has determined promotes the health, safety and welfare of Emigration Canyon’s residents; and

WHEREAS, the Council has determined that adoption of this ordinance will enhance the economic well-being of Emigration Canyon and its residents through prudent management of Emigration Canyon’s financial resources; and

WHEREAS, the Council has determined that adoption of this ordinance will help address concerns related to poor air quality and other environmental concerns due in part to the use of fossil fuels; and

WHEREAS, the Council finds that energy sources utilized by and within Emigration Canyon therefore can impact public health, safety and welfare; and

WHEREAS, recent advances in energy technology have made certain clean energy resources more economically viable than in the past and, in some cases, more cost-effective than traditional energy sources; and

WHEREAS, proximity to outdoor recreation is a key economic contributor to Emigration Canyon and one which relies on preservation of the environment and protection of natural resources; and

WHEREAS, Emigration Canyon and its residents have shown an interest in environmental stewardship through various initiatives and activities surrounding growth and development; and

WHEREAS, the Council believes that determining and undertaking further actions designed to reduce fossil fuel dependence while appropriately balancing financial stewardship and promoting economic growth is an important component of safeguarding public health, safety and welfare; and

WHEREAS, the Council met in regular session on April 21, 2026 to, among other things, consider adopting the Program on behalf of Emigration Canyon electric customers; and

NOW, THEREFORE, BE IT ORDAINED BY THE EMIGRATION CANYON CITY COUNCIL AS FOLLOWS:

Section 1. Adoption. Emigration Canyon Code, Title 7 - UTILITIES, Chapter 1 – COMMUNITY CLEAN ENERGY PROGRAM, which is published as a code in book form, is adopted in accordance with Exhibit A herein, copies of which have been filed for use and examination in the Office of the City Recorder (the “Community Clean Energy Program Ordinance”).

EXHIBIT A

TITLE 7 - UTILITIES

CHAPTER 1 – COMMUNITY CLEAN ENERGY PROGRAM

COMMUNITY CLEAN ENERGY PROGRAM

SECTION 7.1 EMIGRATION CANYON’S COMMUNITY CLEAN ENERGY PROGRAM

7.1.1 Emigration Canyon hereby establishes its participation in the Community Clean Energy Program (“Program”) as approved by the Public Service Commission of Utah (“Commission”).

7.1.2 On March 4, 2026, the Commission issued an order in Docket No. 25-035-06 (“Commission Order”) approving the Program. The Commission Order is on file with the Commission. The Program’s rates, Rules, and requirements are governed by the Commission Order, and may be modified from time to time by subsequent Rules and orders adopted by the Commission. To the extent that the Commission Order or any subsequent rule or order adopted by the Commission contradicts any portion of this Title, the Commission order or rule or order adopted by the Commission shall govern.

7.1.3 **ELIGIBLE CUSTOMERS.** Pursuant to Utah Code § 54-17-905(5), residential customers participating in the net metering program under Utah Code Title 54, Chapter 15, Net Metering of Electricity, Rocky Mountain Power Schedule 135, are not eligible to participate in the Program. All other retail electric customers of Rocky Mountain Power within the current and future boundaries of Emigration Canyon, including all residential, commercial, and industrial customers, are eligible to participate in the Program (“Eligible Customer”). Eligible Customers include rooftop solar customers on Rocky Mountain Power Schedules 136 and 137, which are compensated through an export credit rather than a net metering credit.

7.1.4 **IMPLEMENTATION DATE.** The Program shall be implemented on the date that RMP sends out the first Notices identified in Section 2, below (“Program Implementation Date”). Eligible Customers shall be enrolled in the Program if they receive the Notices and decline to opt out of participation in the Program by the date set forth in the Notices. Consistent with the Act and the Rules, the Notices shall be sent to each Eligible Customer before the commencement date that applies to each such customer (“Customer Commencement Date”), as set forth in the Rules.

SECTION 7.2 CUSTOMER PARTICIPATION

7.2.1 Each Eligible Customer shall be automatically enrolled in the Program unless the customer opts out of the Program prior to the Customer Commencement Date.

7.2.2 **NOTICES.** As set forth in the Act and the Rules before any Eligible Customer becomes a participant in the Program, Rocky Mountain Power first shall deliver to each Eligible Customer certain notices (collectively, the “Notices”) containing content and in the form, manner,

and delivery method as required by the Act and Rules and other orders.

7.2.3 OPT-OUT. Each Eligible Customer may elect not to participate in the Program and instead to pay applicable existing electric rates by giving notice to Rocky Mountain Power in the manner and within the time period set forth in the Notices.

7.2.3.1 FIRST OPT-OUT NOTICE. Rocky Mountain Power shall provide a First Opt-Out Notice, separate from standard monthly bills, to each Eligible Customer within Emigration Canyon, no earlier than sixty (60) days and no later than thirty (30) days before the Customer Commencement Date applicable to each customer. The First Opt-Out Notice shall, in all material respects, use the form and content of the First Opt-Out Notice as approved by the Commission.

7.2.3.2 SECOND OPT-OUT NOTICE. Rocky Mountain Power shall provide a Second Opt-Out Notice, separate from standard monthly bills, to each Eligible Customer within Emigration Canyon, at least fifteen (15) days after the First Opt-Out Notice was provided and at least seven (7) days before the Customer Commencement Date applicable to such customer. The Second Opt-Out Notice shall, in all material respects, use the form and content of the Second Opt-Out Notice as approved by the Commission.

7.2.3.3 Each Eligible Customer that receives the First Opt-Out Notice and the Second Opt-Out Notice as described herein and declines to opt out of the Program by the customer's Customer Commencement Date will be enrolled in the Program.

7.2.4 CUSTOMER OPTION TO OPT IN TO PROGRAM. An Eligible Customer located within Emigration Canyon that is not enrolled in the Program may at any time elect to participate in the Program by providing notice to Rocky Mountain Power in the form and content approved by the Commission. Following such notice to opt in to the Program, the customer will be enrolled in the Program starting with the billing period following the notice in which it is reasonably practicable for Rocky Mountain Power to enroll such customer. The reasonably practicable billing period shall be based on when the notice was received from the customer and the customer's billing cycle. Following enrollment in the Program, the customer shall be subject to all Program requirements.

7.2.5 CUSTOMER OPTION TO EXIT PROGRAM. Customers enrolled in the Program may exit the Program by giving notice to Rocky Mountain Power.

SECTION 7.3 TERMINATION FEES

7.3.1 If a customer declines to opt out of the Program prior to the applicable Customer Commencement Date, but subsequently exits the Program, the exiting customer may be required to pay a termination fee, as set forth in this Section.

7.3.2

7.3.3 When applicable, the amount of the termination fee shall be based on the rate schedule of the exiting customer as approved by the Commission and may be modified from time to time by subsequent orders of the Commission.

7.3.4 CIRCUMSTANCES IN WHICH TERMINATION FEE SHALL NOT APPLY: A

Termination Fee shall not apply in the following circumstances:

- 7.3.3.1 Any customer that opts out of the Program within the “Cancellation Period” applicable to that customer, as defined in the Rules.
- 7.3.3.2
- 7.3.3.3 Any customer that ceases to be an electric customer of Rocky Mountain Power;
- 7.3.3.4 Any customer that moves to a new location that is not within the boundaries of a community that participates in the Program;
- 7.3.3.5 Any customer that seeks protection through bankruptcy proceedings;
- 7.3.3.6 Any customer enrolled in Schedule 3 bill assistance (“Low-Income Lifeline Program”).

SECTION 7.4 ACQUISITION OF CLEAN ENERGY RESOURCES

7.4.1 For purposes of this section, “clean energy resource” shall have the definition set forth in the Act.

7.4.2 Rocky Mountain Power may adopt or procure one or more clean energy resources to serve the needs and goals of the Program. The acquisition of any such clean energy resource must follow solicitation application and evaluation criteria approved by the Commission.

7.4.3 Any clean energy resource adopted or procured by Rocky Mountain Power to serve the needs and goals of the Program must be approved by the Commission based on a finding the same is reasonable and in the public interest.

7.4.4 The Commission shall determine the method of cost recovery for any clean energy resource acquired to meet Program needs and goals, and the Commission’s determination regarding cost recovery may affect Program rates.

SECTION 7.5 PROGRAM RATES AND RATE ADJUSTMENT FILINGS

7.5.1 Program rates will be determined by the Commission.

7.5.2 The initial Program rates were determined by the Commission in the Commission Order.

7.5.3 Program rates may be adjusted by the Commission from time to time, consistent with the procedures approved by the Commission for adjusting Program rates.

SECTION 7.6 UTILITY BILLING FOR PARTICIPATING CUSTOMERS

7.6.1 Rocky Mountain Power shall bill each Participating Customer on a monthly basis and shall:

7.6.1.1 include information in its monthly bills to participating customers identifying the Program cost; and

7.6.1.2 provide notice to participating customers of any change in rates for participation in the Program.

SECTION 7.7 EMIGRATION CANYON PARTICIPATION IN PROGRAM

7.7.1 Through its membership in the Community Renewable Energy Agency, Emigration Canyon participated in the design and approval of the Program and shall participate in future decisions regarding clean energy resource solicitation, clean energy resource acquisition, and certain other Program issues.

7.7.2 Consistent with Utah Code § 54-17-903(2)(a), Emigration Canyon entered into an agreement with Rocky Mountain Power (“RMP”) regarding the facilitation of the Program (“Utility Agreement”). Pursuant to the Utility Agreement, Emigration Canyon:

7.7.2.1 shall pay for the costs of third-party expertise contracted for in connection with the Program’s development and initial approval by the Commission;

7.7.2.2 shall pay its proportional costs associated with RMP providing the Notices to the Emigration Canyon customers as discussed in Section 2, above;

7.7.2.3 Termination charges not paid by a participating customer shall be included in participating customer rates and shall not be paid by Emigration Canyon;

7.7.2.4 There shall be no initially proposed “Replaced Asset” as that term is defined by Utah Code § 54-17-902(15).

7.7.3 Emigration Canyon has already approved the appropriation of funds and has already paid those funds to the Agency for the Agency to make payments for the costs of third-party expertise contracted for in connection with the Program’s development and initial approval by the Commission pursuant to the Governance Agreement.

7.7.4 Emigration Canyon hereby approves the appropriation of funds to pay its proportional costs associated with RMP providing the Notices to the Emigration Canyon’s customers as discussed in Section 2, above.

7.7.5 Emigration Canyon shall not be obligated to pay any costs of the Program other than those costs set forth herein and any costs that Emigration Canyon may bear as a utility customer that participates in the Program, if applicable.

EMIGRATION CANYON

RESOLUTION NO. R2026-08

DATE: April 21, 2026

RESOLUTION FINDING HAZARDOUS ENVIRONMENTAL CONDITIONS AND RESTRICTION OF FIREWORKS WITHIN EMIGRATION CANYON

WHEREAS, Utah Code §53-7-225, prohibits the discharge of Class C common state approved explosives (fireworks) except around certain holidays including beginning on July 2 and ending on July 5, and beginning on July 22 and ending on July 25;

WHEREAS, Utah Code § 15A-5-202.5(1)(b) allows municipalities to “close a defined area to the discharge of fireworks due to a historical hazardous environmental condition” if the “historical hazardous environmental condition has existed in the defined area before July 1 of at least two of the preceding five years;”

WHEREAS, the Emigration Canyon Council (“Council”) finds that the City, throughout all areas, contains innumerable mountainous, brush-covered, forest covered, and dry grass-covered areas which historically and, for at least two of the preceding five years before July 1st, are in an extremely flammable condition;

WHEREAS, if existing or historical hazardous environmental conditions exist within the boundaries of the City, Utah Code §15A-5-202.5 allows the Council to prohibit the ignition and use of fireworks while these conditions exist in the following areas: (1) mountainous, brush-covered, forest covered, or dry grass-covered areas; (2) within 200 feet of waterways, trails, canyons, washes, ravines, or similar areas; (3) wildland urban interface area, which means the line, area, or zone where structures or other human development meet or intermingle with undeveloped wildland or land being used for an agricultural purpose; or (4) a limited area outside the hazardous areas;

WHEREAS, the Council finds that the entire Emigration Canyon consists of the above listed hazardous areas and a map of the City is attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE EMIGRATION CANYON CITY COUNCIL OF EMIGRATION CANYON, UTAH, THAT:

Section I: Pursuant to the provisions of Utah Code Ann. 15A-5-202.5, and based on the findings as noted above, the use of Class C fireworks are hereby restricted in all areas of Emigration Canyon City as shown in the attached map in Exhibit A.

Section II: Effective Date. This resolution shall be effective upon receipt of the attached map (Exhibit B) by Salt Lake County and publication of the Resolution by the City Recorder.

PASSED AND APPROVED by the Emigration Canyon City Council, Utah, this 21st day of April in the year 2026.

EMIGRATION CANYON

David Brems, Mayor

ATTEST:

Diana Baun, City Recorder

Voting:

Mayor Brems voting _____
Council Member Hawkes voting _____
Council Member Harris voting _____
Council Member Pinon voting _____
Council Member Griffith voting _____

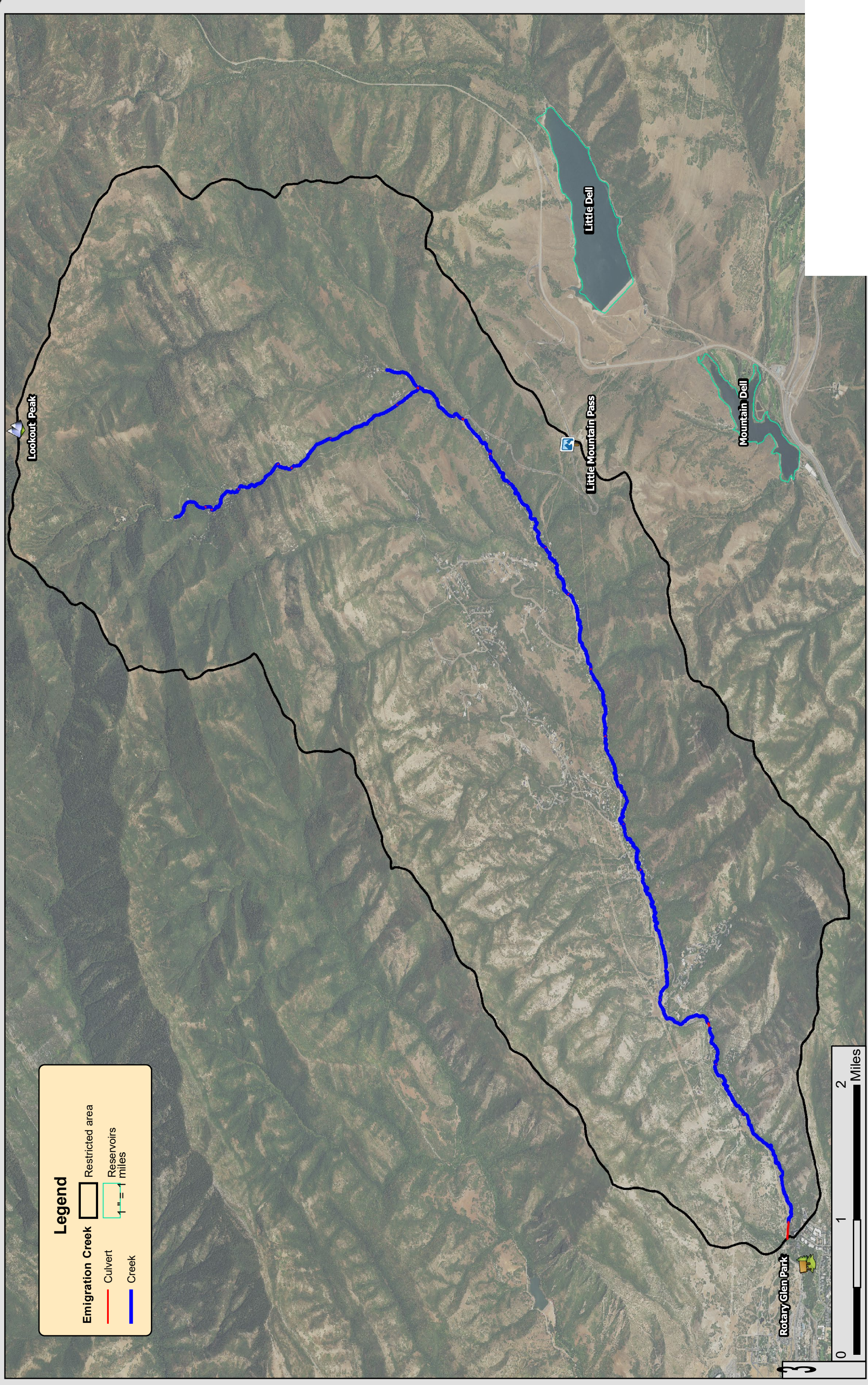
(Complete as Applicable)

Date resolution summary was published on the Utah Public Notice Website per Utah Code §10-3-711: _____

Effective date of resolution: _____

Exhibit A: Map of Existing Hazardous Conditions in Emigration Canyon. (All of Emigration Canyon)

Emigration Canyon Restricted Fireworks Area Map



Legend

- Emigration Creek
- Culvert
- Creek
- Restricted area
- Reservoirs miles

Rotary Glen Park

Little Dell

Mountain Dell

Little Mountain Pass

Lookout Peak



EMIGRATION CANYON

ORDINANCE NO. 2025-O-04

DATE: April 21, 2026

AN ORDINANCE ENACTING TITLE 2 – ADMINISTRATION AND PERSONNEL, CHAPTER 4 – RECORDS MANAGEMENT, DIRECTING GOVERNMENT RECORDS REQUESTS TO THE GREATER SALT LAKE MUNICIPAL SERVICE DISTRICT AND ESTABLISHING PROCEDURES AND AUTHORITY FOR HANDLING SUCH REQUESTS

WHEREAS, the Council desires to establish a clear, uniform process for receiving, managing responding to government records requests directed to Emigration Canyon; and

WHEREAS, the Council finds it necessary and efficient to designate the Greater Salt Lake Municipal Service District (“MSD”) as the primary point of intake and processing for such records requests, while preserving Emigration Canyon’s legal custody of its records and compliance with applicable laws and regulations; and

WHEREAS, the Council met in regular session on April 21, 2026, to consider adoption of this ordinance; and

WHEREAS, the Council desires to take actions which promote efficiency and transparency of Emigration Canyon’s governance through improved records administration.

NOW THEREFORE, BE IT ORDAINED BY THE EMIGRATION CANYON CITY COUNCIL AS FOLLOWS:

Section I. Enactment. Emigration Canyon Code, Title 2 - ADMINISTRATION AND PERSONNEL, Chapter 4 – RECORDS MANAGEMENT, which is published as a code in book form, is adopted in accordance with this ordinance, copies of which have been filed for use and examination in the Office of the City Recorder as follows:

CHAPTER 4 RECORDS MANAGEMENT

4.1 Adoption; Purpose; Scope

4.1.1 Adoption. Emigration Canyon Code, Title 2 – Administration and Personnel, Chapter 2 – Records Management, is adopted as set forth herein (the “Records Ordinance”).

4.1.2 Purpose. The purpose of this Records Ordinance is to direct government records requests to the Greater Salt Lake Municipal District, define the authority and responsibilities for intake and processing of records requests, and ensure compliance with all applicable laws and regulations governing access to government records.

4.1.3 Scope. This Records Ordinance applies to all requests for records in the possession of Emigration Canyon, including requests submitted by members of the public, other governmental entities, and parties entitled to records under applicable laws and regulations.

4.2 Definitions

4.2.1 “District” means the Greater Salt Lake Municipal Service District.

4.2.2 “Records Officer” means the individual designated by Emigration Canyon to fulfill duties under applicable records laws and regulations, including but not limited to receiving, reviewing, classifying, and responding to records requests.

4.2.3 “City” means Emigration Canyon.

4.2.4 “Record” and “Records Request” shall have the meanings assigned under applicable state and local records laws and regulations.

4.2.5 “Requester” means any person or entity submitting a Records Request to the City.

4.3 Designation of Intake Authority; Point of Contact

4.3.1 Designation. The District is hereby designated as the City’s centralized intake and processing service for all Records Requests to the City, subject to the terms of this Records Ordinance.

4.3.2 Point of Contact. The District shall serve as the public-facing point of contact for submission of Records Requests directed to the City and shall make available submission channels, including mailing address, email address, and online portal URL, as may be updated from time to time.

4.3.3 Custody of Records. The designation in Section 3.1 does not transfer legal ownership or custody of City records to the District; City records remain City property, and any disclosure is made on behalf of the City by and through the City’s Records Officer.

4.4 Roles and Responsibilities

4.4.1 District Responsibilities.

4.1.1 Intake; Logging. The District shall receive, date-stamp, and log each Records Request and promptly provide an electronic copy of the logged request to the City’s Records Officer.

4.1.2 Acknowledgment. The District shall issue receipt or acknowledgment of each Records Request to the Requester on behalf of the City.

4.1.3 Coordination. The District shall coordinate with the City’s departments, officers, contractors, and agents to identify, collect, and transmit potentially responsive records to the City’s Records Officer for review. The District shall notify the Mayor and City Attorney of all requests and coordinate the response to the request.

4.1.4 Communication. At the direction of the City’s Records Officer, the District may communicate with Requesters to clarify scope, discuss fees or timeframes, and transmit notices and determinations.

4.1.5 Security. The District shall maintain reasonable administrative, technical, and physical safeguards to protect records and any confidential information received from the City.

4.4.2 City Responsibilities

4.2.1 Records Officer. The City designates the City Recorder as the Records Officer, who retains authority to classify records, make determinations on access, and approve or deny disclosure.

4.2.2 Legal Review. The Records Officer shall consult with the City Attorney prior to issuing determinations.

4.2.3 Final Determinations. Only the Records Officer, or a duly authorized designee, may issue final determinations regarding access, redaction, denial, fee assessments, and time extensions.

4.2.4 Appeals. The City shall manage appeals of Records Officer determinations in accordance with applicable laws and regulations and shall provide the District with instructions for any related administrative processing.

4.2.5 Retention. The City remains responsible for records retention, archival, and disposition in accordance with adopted retention schedules and applicable laws and regulations.

4.5 Procedures for Handling Records Requests

4.5.1 Submission. Requesters shall submit Records Requests to the District via any published submission channel. The District shall accept requests in writing, including electronic submissions, and shall assist Requesters in reasonably describing the records sought.

4.5.2 Processing; Timeframes. Upon receipt, the District shall promptly notify the Mayor and City Attorney, and commence coordination to locate records. These individuals shall oversee compliance with statutory response deadlines and may direct the District to issue appropriate notices concerning timeframes, unusual circumstances, or extensions as permitted by applicable laws and regulations.

4.5.3 Search; Collection. The District shall coordinate with City departments to conduct reasonable searches and collect potentially responsive records in the requested format where reasonably available, subject to reasonable limitations and fees authorized by applicable laws and regulations.

4.5.4 Review; Redaction. The Records Officer shall review collected records for responsiveness, classification, and necessary redactions before any disclosure, and may direct the District to apply redactions and prepare records for release.

4.5.5 Determinations; Notices. The Records Officer shall direct the District to transmit determination letters, fee notices, redaction explanations, partial or full denials, and right-to-appeal information as required by applicable laws and regulations.

4.5.6 Fees. The City may assess fees authorized by applicable laws and regulations for searching, retrieving, compiling, and providing copies of records. The District may collect such fees on the City's behalf and shall account for such collections.

4.5.7 Confidentiality; Privilege. Nothing in this Records Ordinance waives any applicable confidentiality, privilege, trade secret protection, or exemption from disclosure.

4.6 Compliance with Laws and Regulations

4.6.1 The City and the District shall administer Records Requests in compliance with all applicable state and local laws and regulations governing access to government records, records classification, privacy, confidentiality, retention, fees, and appeals.

4.6.2 Conflicts. If any provision of this Records Ordinance conflicts with Utah laws or regulations, Utah laws or regulations shall control to the extent of the conflict.

Section II. Savings Clause. In the event one or more of the provisions of this Community Clean Energy Program Ordinance shall, for any reason, be held to be unenforceable or invalid in any respect under applicable laws, such unenforceability or invalidity shall not affect any other provision; and in such an event, this Community Clean Energy Program Ordinance shall be construed as if such unenforceable or invalid provision had never been contained herein.

Section III. Effective Date. This Ordinance shall take effect immediately upon the date of its first publication.

[Execution on Following Page]

ADOPTED AND APPROVED at a duly called meeting of the Emigration Canyon Council on this 21st day of April 2026.

EMIGRATION CANYON

By: David Brems, Mayor

ATTEST:

Diana Baun, City Recorder

Voting:

Mayor Brems voting _____

Council Member Hawkes voting _____

Council Member Harris voting _____

Council Member Pinon voting _____

Council Member Griffith voting _____

(Complete as Applicable)

Date ordinance summary was published on the Utah Public Notice Website per Utah Code §10-3-711: _____

Effective date of ordinance: _____

Diana Baun

From: Catherine Harris <charris@emigration.utah.gov>
Sent: Tuesday, April 14, 2026 1:08 PM
To: Willy Stokman; Diana Baun
Cc: dbrems@emigration.utah.gov; jhawkes@emigration.utah.gov; ngriffith;
rpinon@emigration.utah.gov; nkisen; jason klophaus; Phil Triolo; Tamaran Woodland
Subject: Re: Skycrest culvert, request to reconsider third party review
Categories: Emigration Canyon

Hello Willy, Phil, Naomi, and Jason, cc Emigration Canyon Council members and Mayor, and Diana Baun,

On behalf of the Emigration Canyon Council, I want to acknowledge receipt of your letter. You'll see that I added our City Clerk, Diana Baun, to this email. She will ensure your letter is properly recorded and entered into Public Comments for our upcoming April meeting. I know that individual Council members have already taken the time to read your letter.

I appreciate you taking the time to send such detailed comments, and I'm sorry to hear that you think no one is listening to concerns regarding culvert repairs from the extensive flooding in the spring of 2023. I believe I speak for the entire council when I say we work hard to listen to and understand resident concerns within our community, however, it's clear you think we have fallen short of expectations in this regard. I'm also pleased that you included Tamaran Woodland in your comments, as she and others at MSD work directly on these projects, and I know they all do their best to address individual resident concerns to the extent possible.

I'm not in a position to address your comments specifically, as I lack both engineering knowledge and the authority to make decisions regarding agenda items. Regarding your concerns about the engineering and material choices, we will pass these along to the appropriate people at both MSD and Salt Lake County, as they manage the planning, contracting, and execution of public works projects within the canyon. Agenda items are at the discretion of our mayor.

You're absolutely correct that the estimated costs for this project have grown considerably, as have the costs for almost every public works project over the last 3 years. The Council is eager to complete this project. Projected expenses will likely continue to rise if further delays occur. More importantly, rebuilding this major culvert underneath a public road to meet required safety and engineering standards will benefit all residents in the Skycrest neighborhood.

Kind regards,

Rin (Catherine) Harris

Emigration Canyon City Council
charris@emigration.utah.gov

On Mon, Apr 13, 2026 at 5:45 PM Willy Stokman <moabvacationrental@gmail.com> wrote:

Dear Mayor Brems and Emigration City Council,

We would like to request reconsideration of a third party review for the Skycrest culvert replacement project and hope you will add this request to the agenda for the next council meeting.

Before going into the reasons for our request, we would like to comment on the recording of the council meeting in March, during which the Skycrest culvert project was discussed.

Please note that keeping the road open to provide access to homes during construction is not a "preference of Skycrest residents". Given the scope and complexity of the project, we have pointed out with increasing alarm - since no-one was listening - this project simply cannot be done within the projected 3 day timeline for closing the road. We also brought to your attention several other points that should have been considered: 1) that there was no contractual document that penalized or motivated a contractor to complete this work in 3 days so the timeline was unenforceable 2) that work performed at speed could compromise quality and easily result in poor compaction and soil settlement, which would put waterlines at risk and 3) that work performed rapidly puts more risk on a contractor, so they will inflate their bid prices accordingly.

A third party review would have been able to confirm the validity of our concerns and likely identify several others. Now that the decision has been made to keep the road open during construction the duration of construction is less of an issue. However, there are several other good reasons to justify a review:

1. The cost budgeted for the three culvert replacements almost doubled. It went up from \$579,000 to \$1,029,000 (keeping the road open in Skycrest is only a small part of this increase) which indicates MSD has significantly underestimated the complexity and related cost of this project. Exceeding the initial budget by such a large margin should raise alarm. How can we be sure the budget is correct the second time around? And what happens if costs exceed the budget? The last tasks to complete are things like repairing sprinkler systems, replanting trees, and using a professional landscaper to repair the extensive damage to flowers and vegetable gardens. Will property owners be holding the bag if the budget is exceeded? A third party review will protect homeowners. MSD can easily fold the cost of the review, estimated to be four to six thousand dollar, into their million plus budget.

2. Since the current plan is to keep the road open, the Skycrest project will need to be completed in phases. Instead of using a precast concrete culvert, as proposed by MSD, a recommendation was made by Jason to rebuild the culvert using a much lighter multi-plate arch. They are cheaper and can be erected with an excavator instead of a crane. It may even be possible to build them over the existing culvert, which would take care of diverting creek water during construction. Precast culverts, on the other hand, are heavy, difficult to move, and require use of a large crane, which is expensive, takes up a lot of room, and will slow construction. Looking into feasibility of this lighter alternative through a third party review could save money in materials and crane rentals and pay for itself.

Please note, Jason is an engineer with his own consulting company who designs bridges and culverts. He has been using his knowledge and expertise to provide feedback and suggest modifications to the plan to help get this project completed the

best way possible.

3. After two years of planning, MSD is still adjusting their engineering plans. In the latest version, the zone of disturbance was expanded and is now about 7 feet from the Stokman/Triolo deck. The hill below this deck is extremely steep and eroded. During the spring flooding event in 2023, the Skycrest culvert was blocked for several days. When equipment large enough to remove the blockage finally arrived on day five, water in the the lake formed on the upstream side came crashing through the culvert with a force far exceeding normal erosional forces, washing away 3 to 4 feet of creek bank. One does not need to be an engineer to understand soil disturbance on this steep, eroded slope, this close to the deck, is not a good plan. A third party review to ensure engineering plans do not endanger private property could prevent potential future lawsuits which - in all likelihood - will cost more than four to six thousand dollars.

Thank you for your time and consideration,

Willy Stokman
Phil Triolo
Naomi Kisen
Jason Klophaus