

SOUTH WEBER CITY COUNCIL AGENDA

PUBLIC NOTICE is hereby given that the **City Council of SOUTH WEBER CITY**, Davis County, Utah, will meet in a regular public meeting on **Tuesday, 12 April 2016** at the **City Council Chambers, 1600 E. South Weber Dr.**, commencing at **6:00 p.m.**

WORK MEETING:

5:30 p.m. Discussion of agenda items, correspondence, and/or future agenda items

COUNCIL MEETING:

6:00 p.m. PLEDGE OF ALLEGIANCE – Council Member Casas
PRAYER - Council Member Taylor
APPROVAL OF AGENDA
DECLARATION OF CONFLICT OF INTEREST

1. CONSENT AGENDA:

- ◆ Approval of March 15, 2016 City Council Work Meeting Minutes
- ◆ Approval of March 22, 2015 City Council Work Meeting Minutes
- ◆ Approval of March 22, 2015 City Council Meeting Minutes
- ◆ March 2016 Check Register

6:05 p.m.

2. ACTION ITEMS:

- a. Ordinance 16-05 Amending 1.08.040 (J) Powers and Duties
- b. Ordinance 16-06 Amending 4.02 Nuisances

6:20 p.m.

3. DISCUSSION ITEMS (possible action):

- a. Vehicle Replacement Plan
- b. 5 Eagle Scout Projects; Digital Sign along East End of South Weber Dr.
- c. Amend General Plan Projected Land Use Map

7:00 p.m.

4. CITY COUNCIL REPORT(S) ON DESIGNATED RESPONSIBILITIES

7:30 p.m.

5. PUBLIC COMMENT: Please keep public comments to 3 minutes or less per person (no action to be taken)

7:40 p.m.

6. ADJOURN

THE UNDERSIGNED DULY APPOINTED CITY RECORDER FOR THE MUNICIPALITY OF SOUTH WEBER CITY HEREBY CERTIFIES THAT A COPY OF THE FOREGOING NOTICE WAS MAILED, EMAILED, OR POSTED TO:

CITY OFFICE BUILDING
CITY WEBSITE www.southwebercity.com

EACH MEMBER OF THE GOVERNING BODY
THOSE LISTED ON THE AGENDA

UTAH PUBLIC NOTICE WEBSITE www.pmn.utah.gov

DATE: April 7, 2016

CITY RECORDER: Elyse Greiner

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, INDIVIDUALS NEEDING SPECIAL ACCOMMODATIONS DURING THIS MEETING SHOULD NOTIFY THE CITY RECORDER, 1600 EAST SOUTH WEBER DRIVE, SOUTH WEBER, UTAH 84405 (801-479-3177) AT LEAST TWO DAYS PRIOR TO THE MEETING.

Agenda times are approximate and may be moved in order, sequence and time to meet the needs of the Council

SOUTH WEBER CITY COUNCIL WORK MEETING

DATE OF MEETING: 15 March 2016

TIME COMMENCED: 5:30 p.m.

PRESENT: MAYOR:

Tammy Long

COUNCILMEMBERS:

Scott Casas
Kent Hyer (excused)
Marlene Poore
Merv Taylor
Jo Sjoblom

CITY RECORDER:

Elyse Greiner

CITY MANAGER:

Tom Smith

FINANCE DIRECTOR:

Mark McRae

Transcriber: Minutes transcribed by Michelle Clark

VISITORS: none

DISCUSSION:

Temporary Land Use Regulation Review

Tom said there are two ways to get water for South Weber City through wells and Weber Basin Water Conservancy District (WBWCD). He then explained the issue is not one of acquiring more water, but how the purchasing of water is funded. After CFP, Impact Analysis and the Utility Rate Studies are complete; South Weber City will still have to acquire water.

He said the current practice is to buy water for each individual lot, which is a bad idea – buying water as lots are established means that the City is buying water and holding onto it (paying for it) without any promise of return (waiting on or for a developer to develop). He said at present the City pays for both water usage; and a portion of the development costs.

In moving forward he would propose WBWCD has created their own impact fee analysis that now allows the City to allocate water by tying the purchase of water to a building permit (not a lot #) via the City's impact fee structure. He said this means the City does not have to "bank" the water. He said water is purchased, by the builder, via the WBWCD impact fee and the City's culinary water impact fee.

He said purchasing water has two associated costs being (1) operation and maintenance fee; and (2) capital charge. He explained that WBWCD's O&M fee is \$110.00 x 0.448 – 3%>/annually thereafter. The capital charge is based on when district water is purchased and what source (district) it is purchased from. As water availability decreases, the cost/demand increases. For

example, District II water was \$365.00 acre foot. District II water is now +- \$531.00 acre foot. He said the builder pays impact fee to get a building permit.

Tom said the language in our impact fees, once a builder chooses to develop, will express that builders will pay the one time, initial capital cost of purchasing water (WBWCD Impact fee). The capital cost = a water right (1ERU/ 0.448 a.f. @ \$4,363.00 +/-).

Tom explained that South Weber City will always have to buy water. The price of consumption and getting water from the mountain to a tap cost money. WBWCD passes that cost onto the City in the form of an O&M fee. The O&M fee = gallons used (whatever the resident consume year after year). The WBWCD O&M fee is the City's responsibility. The fee is $\$110.00 \times 0.448 \approx 3.0\%$ >/year per ERU

Tom said South Weber City will have to budget for water (WBWCD O&M fee). He said how that works is (1) WBWCD's O&M fee based on ERU's, (2) 1 ERU = $\$110.00 \times 0.448 \approx 3.0\%$ >/year and (3) 1 ERU (essentially) = 1 Building Permit.

Tom explained that in 2016 30 building permits were issued. WBWCD's impact fee = $\$4,363.00/1$ ERU (paid by builder before building permit is issued). 30 permits \times $\$4,363.00 = \$130,890.00$. South Weber City is now contracted for only O&M at a rate of $\$110.00 \times 0.448 \times 30 = \$1,478.40$ annually + a = 3.0 >/year.

Tom said the O&M amount will increase each year as the City grows and the building permits issued. This expense is paid thru the customer's monthly bill; meaning the rate won't go \uparrow or \downarrow .

Tom said eventually this will be self-sustaining. Mark McRae said every city should be doing it this way. He said this didn't come about until the City started asking questions. Tom said a lot of this research came from Brandon Jones. Tom said this model eases the burden of having current residents pay for incoming/new development. This also provides for the City to meet the Utah Division of Drinking Water Rule R309-510-7, Table 510-1 without acquiring additional water (old way). It will not waste any existing water that the City has already purchased. That water will be issued to permits before the impact fee is in place. Mark said by shifting from lots to building permits, the City will allocate all the water already paid for, and then it will kick in. He estimated two to six years. Tom said Jones & Associates has committed getting the Capital Facilities Plan in place by 31 May 2016.

Tom then reviewed South Weber City's current fiscal position. He said the general fund includes property tax, sales tax, and franchise tax. He said most of the City's revenue comes in through sales tax. He then discussed the per capita growth including inflation adjustments. Tom said the essential nexus is (1) Funding for infrastructural improvements and service delivery, including streets, code enforcement, recreation, police, fire, animal control, and trails, (2) Funding for a Public Works Facility, (3) Funding for an improved City Hall; and (4) Relief to cost pressures. He said the City cannot afford to keep making cuts to the budget in expenditures only. He said financial adjustments to the budget require a balance concentration on all aspects of the budget, including revenues. He said transfers from budget fund to budget fund are not healthy financial management practices because in most cases they are one-time money (robbing Peter to pay Paul). Also, the capital necessary for continued City operations is not obtained through expenditure reductions.

He said the last time the City raised property tax was over 25 years ago. Over time inflation has decreased our spending power by 31.3%. Currently, South Weber City residents are paying \$150.00 /year in property tax for the services of a full-service city. He said an \$8.00 a month or \$100.00/year increase per household would net the City \$200,000.00 additional revenue for infrastructure, improvements, and service delivery expectations. He said the median income for South Weber City is \$82,000.00.

He said the City staff is recommending an \$8.00/month increase in property tax this upcoming fiscal year; and hold a Truth of Taxation Hearing in May as required by state law. Council Member Casas is not in favor of raising the monthly fee as high as \$8.00 a month. Council Member Sjoblom understands the need to increase property tax. Council Member Taylor is concerned about those who are on a fixed income. Council Member Casas doesn't feel they can go over a 20% increase. Council Member Poore feels a compromise would no longer reserve \$85,000 for a fire truck. Council Member Casas is not in favor of not setting aside the \$85,000. He said the Council needs to agree that if there is a tax increase it would be used for streets. Mark said the money coming in from the property tax is put into the Capital Facilities Fund. Council Member Casas recommended using Brandon Jones road proposal as a part of the presentation to the public. Tom said Brandon's proposal includes a user fee, which will raise the utility bill per household. Council Member Casas is in favor of a property tax increase verses a user fee increase. The Council agreed that Brandon needs to make a presentation at the open house. It was decided three open houses will be held in April throughout the City and hold the Truth of Taxation Hearing in May.

CITY COUNCIL ITEMS:

Council Member Taylor:

City Council Packets: Council Member Taylor said he has been asked about finding City Council packets and agendas on the City website. Elyse said she posts the agendas, packets, and audio on the website. Mark McRae offered to help anyone having questions or issues with their email or devices.

Council Member Sjoblom:

Thanked Tom, Mark & Elyse: She thanked Tom, Mark and Elyse for all they have done and the positive feeling of the meetings. She stated she also appreciates the Council.

CITY MANAGER ITEMS:

Update on Water Tank: Tom said Commissioner Winsor has been asked to put together a SOQ for the water tank. Mark discussed a property swap concerning the location of the water tank. He said this would make the building of it a lot easier.

Council Member Sjoblom moved to go into a closed session at 7:10 p.m. as per UCA § Section 52-4-205(1) (a): Discussion of the character, professional competence, or physical, or mental health of an individual. Council Member Casas seconded the motion. Council Members Casas, Poore, Taylor, and Sjoblom voted yes. The motion carried.

The meeting reconvened at 7:20 p.m.

Council Member Casas moved to approve a three year contract for current City Attorney Doug Ahlstrom. Council Member Sjoblom seconded. Council Members Casas, Poore, Taylor, and Sjoblom voted yes. The motion carried.

Council Member Casas asked Council Member Taylor about the sidewalk by Job Corp. Council Member Taylor said they could discuss it at a later time.

Council Member Casas moved to adjourn the meeting at 7:23 p.m. Council Member Sjoblom seconded the motion. Council Members Casas, Poore, Sjoblom, and Taylor voted yes. The motion carried.

APPROVED: _____ Date

Mayor: Tammy Long

Transcriber: Michelle Clark

Attest:

City Recorder: Elyse Greiner

SOUTH WEBER CITY CITY COUNCIL MEETING

DATE OF MEETING: 22 March 2016

TIME COMMENCED: 6:01 p.m.

PRESENT: MAYOR:

Tammy Long

COUNCILMEMBERS:

Scott Casas
Kent Hyer (via electronic communication)
Marlene Poore
Merv Taylor
Jo Sjoblom

CITY RECORDER:

Elyse Greiner

CITY TREASURER:

Paul Laprevote

CITY MANAGER:

Tom Smith

Transcriber: Minutes transcribed by Michelle Clark

VISITORS: Taylor Walton

Mayor Long called the meeting to order and welcomed those in attendance.

PLEDGE OF ALLEGIANCE: Council Member Poore

PRAYER: Council Member Casas

AGENDA: Council Member Taylor moved to approve the agenda as written. Council Member Poore seconded the motion. The Council voted all in favor. The motion carried.

CONFLICT OF INTEREST: None

CONSENT AGENDA:

- ◆ Approval of March 8, 2016 City Council Work Meeting Minutes
- ◆ Approval of March 8, 2016 City Council Meeting Minutes
- ◆ February 2016 Budget to Actual
- ◆ Resolution 16-14 Amended Employment and Fee Agreement for Legal Services for City Attorney

Council Member Hyer moved to approve the consent agenda. Council Member Casas seconded the motion. Elyse called for a roll call vote. Council Members Casas, Hyer, Poore (with exception of the 8 March 2016 meeting minutes), Taylor, and Sjoblom voted yes. The motion carried.

PUBLIC HEARING and ACTION ON:

Council Member Sjoblom moved to open the public hearing for Ordinance 16-03. Council Member Taylor seconded the motion. Elyse called for a roll call vote. Council Members Casas, Hyer, Poore, Taylor, and Sjoblom voted yes. The motion carried.

******* PUBLIC HEARING *******

Ordinance 16-03: Amendments to Code Sections 10.03.050C (Powers and Duties); 11.02.010B3 & 5 (General Responsibilities); and adding H. to 1.05.060 (Ordinances and Resolutions; Procedures): Tom said the City holds public hearings for all subdivision plats, ordinances, zoning map changes, the general plan, and other items that are required by law. The current practice is that the Planning Commission will hold the initial public hearing and then the City Council will hold a public hearing for the very same matter. Some of those public hearings are required by law (general plan, zoning map changes) for the City Council to hold and some of them are not. Public hearings are costly to advertise in the Standard Examiner in that one public hearing can cost \$100.00 or more depending on the length of the content to be published. The practice has continued due to the importance and value placed on notifying the public regarding the operations of the City, however it is not required and will save the City Council time and money to not repeat what the Planning Commission has already done. The current budget has \$3,699.52 earmarked for public hearings. As it stands today, we are \$1,199.52 over budget. Tom said in the work meeting the Council discussed moving the public comment section of the meeting at the discretion of the Mayor. Council Member Sjoblom asked how much was spent last year on public hearings. Paul said \$6,155.00 was spent on public hearings last year.

The amendments are as follows:

10.03.050 (c) Powers And Duties

C. Public Hearings; Reports and Recommendations: **For purposes of holding public hearings, the Planning Commission is recognized as the Land Use Authority for South Weber City, as defined by Utah State Code (UCA) 10-9a-103(24). The Planning Commission shall hold public hearings for the general plan, subdivision plats and ordinances, zoning map changes, and/or any other land use ordinances, applications, and amendments, as required by UCA 10-9a-103; 10-9a-404, 502, 503, 602, and 608, or as otherwise required. The Planning Commission may also hold additional public hearings as deemed necessary by the City. It may make reports and recommendations relating to the plan and development of the City to public officials and agencies, other organizations and citizens. It may recommend to the executive or legislative officials programs for public improvements. The City Council shall not hold any public hearing for any land use ordinances, applications, or amendments unless specifically required by: (1) state law; or (2) a procedural motion approved by the City Council.**

11.02.010(b) (3) & (5) General Responsibilities

B. City:

3. Planning Commission: **For purposes of holding public hearings, the Planning Commission is recognized as the Land Use Authority for South Weber City, as defined by Utah State Code (UCA) 10-9a-103(24). The Planning Commission shall hold public hearings for the general plan, subdivision plats and ordinances, zoning map changes, and/or any other land use ordinances, applications, and amendments, as required by UCA 10-9a-103; 10-9a-404, 502, 503, 602, and 608, or as otherwise required. The Planning Commission may also hold additional public hearings as deemed necessary by the City. The Planning Commission shall act as an advisory body to the City Council. It is charged with making investigations, reports and recommendations on proposed subdivisions as to their**

conformance to the general plan and land use titles, and other pertinent documents. The Planning Commission shall recommend approval, approval with conditions or disapproval of the proposed subdivision plans to the City Council.

5. City Council: The City Council has final jurisdiction in the approval of subdivision plans; the establishment of requirements for, and design standards of, public improvements; and the acceptance of lands and public improvements that may be proposed for dedication. **The City Council shall not hold any public hearing for any land use ordinances, applications, or amendments unless specifically required by: (1) state law; or (2) a procedural motion approved by the City Council. If required to hold a public hearing, the City Council shall provide reasonable notice of the public hearing as required by state law.** If the City Council rejects or modifies a proposed subdivision, it may provide suggestions to the Planning Commission for its consideration.

1.05.060 (H) Public Hearings

H. The City Council shall not hold any public hearing for any resolutions, ordinances, applications, amendments, or other agenda items unless specifically required by: (1) state law; or (2) a procedural motion approved by the City Council.

Council Member Taylor moved to close the public hearing for Ordinance 16-03. Council Member Poore seconded the motion. Elyse called for a roll call vote. Council Members Casas, Hyer, Poore, Taylor, and Sjoblom voted yes. The motion carried.

******* PUBLIC HEARING CLOSED *******

Council Member Taylor moved to approve Ordinance 16-03 Ordinance 16-03: Amendments to Code Sections 10.03.050C (Powers and Duties); 11.02.010B3 & 5 (General Responsibilities); and adding H. to 1.05.060 (Ordinances and Resolutions; Procedures). Council Member Sjoblom seconded the motion. Elyse called for a roll call vote. Council Members Hyer, Poore, Taylor, and Sjoblom voted yes. Council Member Casas voted no. The motion carried 4 to 1.

CITY COUNCIL ITEMS:

Council Member Casas:

Public Safety Impact Fees: He asked what those funds are used for. Tom said it is for the bond.

Electronic Sign: He discussed an electronic sign at each of the City. He said they are approximately \$15,000 per sign. He is trying to find funds that can be used for a third electronic sign to replace the sign across the street from the City office. He asked the Council for input. Council Member Hyer said priorities were set in January and isn't sure this fits with those priorities.

Electrical Box in Sidewalk on South Weber Drive: He said the Public Works Department has put an orange cone by the hole. He is concerned about the status. Tom will check with Public Works.

Council Member Sjoblom:

Electronic Sign: Council Member Sjoblom is working with Mark Larsen concerning the design of the electronic sign on the east end of the City. She reported that Rocky Mountain Power will not allow electricity to go through the sidewalk.

Easter Egg Hunt: She said the Youth Council did a great job on the Easter Egg Hunt. She said this event is free to the community. She said Michael Poff would like to increase the budget for this event because the crowd size has increased. Council Member Casas is in favor of increasing it two to three hundred because it is a community event.

MAYOR'S ITEMS:

COG Meeting: She attended a COG meeting at the Job Corp. She said Job Corp is able to install and maintain trails.

ADJOURNED:

Council Member Hyer moved to adjourn the meeting at 6:25 p.m. Council Member Taylor seconded the motion. Council Members Casas, Hyer, Poore, Sjoblom, and Taylor voted yes. The motion carried.

APPROVED: _____ Date

Mayor: Tammy Long

Transcriber: Michelle Clark

Attest:

City Recorder: Elyse Greiner

SOUTH WEBER CITY COUNCIL WORK MEETING

DATE OF MEETING: 22 March 2016

TIME COMMENCED: 5:30 p.m.

PRESENT: MAYOR:

Tammy Long

COUNCILMEMBERS:

Scott Casas
Kent Hyer (via electronic communication)
Marlene Poore
Merv Taylor
Jo Sjoblom

CITY TREASURER:

Paul Laprevote

CITY RECORDER:

Elyse Greiner

CITY MANAGER:

Tom Smith

Transcriber: Minutes transcribed by Michelle Clark

VISITORS:

CONSENT AGENDA:

- ◆ Approval of March 8, 2016 City Council Work Meeting Minutes
- ◆ Approval of March 8, 2016 City Council Meeting Minutes
- ◆ February 2016 Budget to Actual
- ◆ Resolution 16-14 Amended Employment and Fee Agreement for Legal Services for City Attorney

Mayor Long asked if there were any questions concerning the minutes. There were no concerns. Mayor Long asked if there were any questions concerning the February 2016 budget to actual. Council Member Casas asked about the money set aside of \$22,000 for curb and gutter replacement. Tom said he will research. Council Member Casas said the funds are used to replace curb and gutter. He said 1600 East and 1550 East need curb and gutter. He asked if that fund can be used for installation. He would like to see the money used. He said there is also curb and gutter that can be extended along South Weber Drive. Paul questioned if that is a project that has been set aside because it will need engineering etc. Tom will talk to Mark about it.

Council Member Taylor said in 2012 the Planning Commission recommended widening from the frontage road to 2600 E. 7800 S. He asked what the status is of that street. Tom will research.

Mayor Long asked if there were any questions on Resolution 16-14. There was none.

Public Hearing and action on:

Ordinance 16-03: Amendments to Code Sections 10.03.050C (Powers and Duties); 11.02.010B3 & 5 (General Responsibilities); and adding H. to 1.05.060 (Ordinances and Resolutions; Procedures): Tom said the City holds public hearings for all subdivision plats, ordinances, zoning map changes, the general plan, and other items that are required by law. The current practice is that the Planning Commission will hold the initial public hearing and then the City Council will hold a public hearing for the very same matter. Some of those public hearings are required by law (general plan, zoning map changes) for the City Council to hold and some of them are not. Public hearings are costly to advertise in the Standard Examiner in that one public hearing can cost \$100.00 or more depending on the length of the content to be published. The practice has continued due to the importance and value placed on notifying the public regarding the operations of the City, however it is not required and will save the City Council time and money to not repeat what the Planning Commission has already done. Tom said the current budget has \$3,699.52 earmarked for public hearings. As it stands today, we are \$1,199.52 over budget. Staff recommends approval of the ordinance in order to reduce cost expenditures for public hearings that are not required by state law.

Council Member Taylor asked what most of public hearings are about. Tom said most of them are land use issues. Council Member Poore is concerned about ordinances and resolutions because she doesn't think the City has the ability to advertise to the public enough as it is. She would like to leave it as it is. Tom said this came about because it was expressed that we need to cut expenses and this is a way to cut back. Council Member Casas feels this ordinance limits the power of the City Council and also takes away the opportunity for citizens to come and talk to the Council. He said the Council is the elected body and he feels they should have the final authority. He said this is also limiting the citizen's opportunity to come before the Council. Council Member Hyer asked if there is a way the City can let citizens know to contact the Council. Elyse recommended if there is a subdivision on the agenda, moving the public comment period to the beginning of the meeting. Council Member Poore and Taylor agreed with Elyse. It was stated that citizens will need to be reminded that they each have three minutes to discuss their concerns. Tom is concerned about always having public comment at the beginning of the meeting because then that may take up time from the general meeting. Elyse said it says on the bottom of the agenda that items are subject to change.

The proposed amendments are as follows:

10.03.050 (c) Powers And Duties

C. Public Hearings; Reports and Recommendations: **For purposes of holding public hearings, the Planning Commission is recognized as the Land Use Authority for South Weber City, as defined by Utah State Code (UCA) 10-9a-103(24). The Planning Commission shall hold public hearings for the general plan, subdivision plats and ordinances, zoning map changes, and/or any other land use ordinances, applications, and amendments, as required by UCA 10-9a-103; 10-9a-404, 502, 503, 602, and 608, or as otherwise required. The Planning Commission may also hold additional public hearings as deemed necessary by the City. It may make reports and recommendations relating to the plan and development of the City to public officials and agencies, other organizations and citizens. It may recommend to the executive or legislative officials programs for public improvements. The City Council shall not hold any public hearing for any land use ordinances, applications, or amendments unless specifically required by: (1) state law; or (2) a procedural motion approved by the City Council.**

11.02.010(b)(3) & (5) General Responsibilities

B. City:

3. Planning Commission: For purposes of holding public hearings, the Planning Commission is recognized as the Land Use Authority for South Weber City, as defined by Utah State Code (UCA) 10-9a-103(24). The Planning Commission shall hold public hearings for the general plan, subdivision plats and ordinances, zoning map changes, and/or any other land use ordinances, applications, and amendments, as required by UCA 10-9a-103; 10-9a-404, 502, 503, 602, and 608, or as otherwise required. The Planning Commission may also hold additional public hearings as deemed necessary by the City. The Planning Commission shall act as an advisory body to the City Council. It is charged with making investigations, reports and recommendations on proposed subdivisions as to their conformance to the general plan and land use titles, and other pertinent documents. The Planning Commission shall recommend approval, approval with conditions or disapproval of the proposed subdivision plans to the City Council.

5. City Council: The City Council has final jurisdiction in the approval of subdivision plans; the establishment of requirements for, and design standards of, public improvements; and the acceptance of lands and public improvements that may be proposed for dedication. The City Council shall not hold any public hearing for any land use ordinances, applications, or amendments unless specifically required by: (1) state law; or (2) a procedural motion approved by the City Council. If required to hold a public hearing, the City Council shall provide reasonable notice of the public hearing as required by state law. If the City Council rejects or modifies a proposed subdivision, it may provide suggestions to the Planning Commission for its consideration.

1.05.060 (H) Public Hearings

H. The City Council shall not hold any public hearing for any resolutions, ordinances, applications, amendments, or other agenda items unless specifically required by: (1) state law; or (2) a procedural motion approved by the City Council.

Mayor’s Items:

COG Meeting: She attended the COG meeting at Job Corp and reported that they do trails. She said they will widen, maintain, etc.

Council Items:

Council Member Casas said the sidewalk east of the Maverik on the north side of South Weber Drive needs to be maintained. He said the sidewalk needs to be cleaned. He would suggest Public Works move mud and debris.

Adjourned at 6:00 p.m.

APPROVED: _____ **Date**

Mayor: Tammy Long

Transcriber: Michelle Clark

Attest:

City Recorder: Elyse Greiner

Report Criteria:

Report type: GL detail

Chk. Date	Check #	Payee	Inv. Date	Description	GL Account	G/L Amt
03/03/16	35279	Ahlstrom, Douglas J.	02/29/16	Legal Services - Feb. 2016	1043313	2,512.50
	Total 35279:					2,512.50
03/31/16	35381	Ahlstrom, Douglas J.	03/31/16	Legal Services - Mar. 2016	1043313	1,950.00
	Total 35381:					1,950.00
03/17/16	35332	Airgas USA LLC	01/06/16	Shop Welding Supplies	1060260	28.28
	Total 35332:					28.28
03/24/16	35347	ALL STAR STRIPING	03/16/16	Crosswalks & Striping	1060422	3,797.00
	Total 35347:					3,797.00
03/17/16	35333	ALLRED, CHRISTOPHER F	03/04/16	Prosecution Services - Feb. 2016	1042313	500.00
	Total 35333:					500.00
03/31/16	35382	ALPHAGRAPHICS	03/17/16	Business Licence Certificates	1058620	123.57
	Total 35382:					123.57
03/10/16	35295	Ashton, Dawson	03/07/16	Referee- Basketball	2071340	54.50
	Total 35295:					54.50
03/03/16	35280	AT&T MOBILITY	02/03/16	Air Card - Fire E-1 SQ 5	1057370	136.78
	Total 35280:					136.78
03/24/16	35348	AT&T MOBILITY	02/16/16	Air Card - Fire E-1 SQ 5	1057370	154.95
	Total 35348:					154.95
03/10/16	35296	Auger, Jaden	03/07/16	Ref - Basketball	2071340	37.50
	Total 35296:					37.50
03/24/16	35349	Auger, Jaden	03/24/16	Ref - Basketball	2071340	37.50
	Total 35349:					37.50
03/31/16	35383	Autumn Rendon	03/28/16	Civic Center Deposit Refund	1034250	200.00
	Total 35383:					200.00
03/17/16	20160208	BANK OF AMERICA	02/29/16	MERCHANT SVS FEES	1042550	35.53
03/17/16	20160208	BANK OF AMERICA	02/29/16	MERCHANT SVS FEES	1043550	106.59
03/17/16	20160208	BANK OF AMERICA	02/29/16	MERCHANT SVS FEES	1057550	35.53
03/17/16	20160208	BANK OF AMERICA	02/29/16	MERCHANT SVS FEES	1060550	35.53
03/17/16	20160208	BANK OF AMERICA	02/29/16	MERCHANT SVS FEES	1070550	35.53
03/17/16	20160208	BANK OF AMERICA	02/29/16	MERCHANT SVS FEES	2071550	35.53

Chk. Date	Check #	Payee	Inv. Date	Description	GL Account	G/L Amt
03/17/16	20160208	BANK OF AMERICA	02/29/16	MERCHANT SVS FEES	5140550	106.59
03/17/16	20160208	BANK OF AMERICA	02/29/16	MERCHANT SVS FEES	5240550	106.59
03/17/16	20160208	BANK OF AMERICA	02/29/16	MERCHANT SVS FEES	5340550	106.59
03/17/16	20160208	BANK OF AMERICA	02/29/16	MERCHANT SVS FEES	5440550	106.60
Total 20160208:						710.61
03/31/16	35384	BELL JANITORIAL SUPPLY	03/29/16	Park Restrooms	1070260	130.84
Total 35384:						130.84
03/10/16	35297	Blomquist Hale Consulting Inc.	03/01/16	EMPLOYEE ASSITANCE PROGRAM (EAP)	1043135	130.00
Total 35297:						130.00
03/24/16	35350	BROWN, KAYD	03/23/16	Referee - Basketball	2071340	75.00
Total 35350:						75.00
03/10/16	35298	BSN Sports LLC	02/24/16	Diamond Turf	2071610	209.25
Total 35298:						209.25
03/24/16	35351	CENTURYLINK	03/10/16	Water DATA LINE	5140490	50.05
Total 35351:						50.05
03/03/16	35281	CHEMTECH-FORD LABORATORIES	02/23/16	Required Water Sample Testing	5140490	480.00
Total 35281:						480.00
03/31/16	35385	CHEMTECH-FORD LABORATORIES	03/28/16	WATER SAMPLE TESTING	5140490	1,331.00
Total 35385:						1,331.00
03/10/16	35299	CINTAS CORPORATION	02/29/16	Shop 1st Aid Supplies	1060260	141.26
Total 35299:						141.26
03/10/16	35300	CINTAS CORPORATION LOC180	03/02/16	MATS/TOWELS	1043262	24.31
03/10/16	35300	CINTAS CORPORATION LOC180	03/02/16	UNIFORMS CLEANED	5240140	10.53
03/10/16	35300	CINTAS CORPORATION LOC180	03/02/16	UNIFORMS CLEANED	5140140	20.00
03/10/16	35300	CINTAS CORPORATION LOC180	03/02/16	UNIFORMS CLEANED	5440140	10.53
03/10/16	35300	CINTAS CORPORATION LOC180	03/02/16	UNIFORMS CLEANED	1060140	10.53
03/10/16	35300	CINTAS CORPORATION LOC180	03/02/16	UNIFORMS CLEANED	5340140	21.05
Total 35300:						96.95
03/24/16	35352	CINTAS CORPORATION LOC180	03/16/16	MATS/TOWELS	1043262	30.71
03/24/16	35352	CINTAS CORPORATION LOC180	03/16/16	UNIFORMS CLEANED	5240140	9.25
03/24/16	35352	CINTAS CORPORATION LOC180	03/16/16	UNIFORMS CLEANED	5140140	20.00
03/24/16	35352	CINTAS CORPORATION LOC180	03/16/16	UNIFORMS CLEANED	5440140	9.25
03/24/16	35352	CINTAS CORPORATION LOC180	03/16/16	UNIFORMS CLEANED	1060140	9.25
03/24/16	35352	CINTAS CORPORATION LOC180	03/16/16	UNIFORMS CLEANED	5340140	18.49
Total 35352:						96.95

Chk. Date	Check #	Payee	Inv. Date	Description	GL Account	G/L Amt
03/03/16	35282	Clear Solar	02/22/16	Completion Bond Refund - SWC160119007	4521350	200.00
Total 35282:						200.00
03/17/16	35334	COLONIAL FLAG SPECIALTY CO INC	03/08/16	Flag at City Hall	1043262	37.00
03/17/16	35334	COLONIAL FLAG SPECIALTY CO INC	03/04/16	Flags at Memorial Park	1070250	127.00
Total 35334:						164.00
03/31/16	35386	COLONIAL FLAG SPECIALTY CO INC	03/21/16	Flag at City Hall	1043262	31.20
Total 35386:						31.20
03/10/16	35301	Compass Minerals America	02/18/16	Salt for Roads	1061411	2,395.33
Total 35301:						2,395.33
03/17/16	35335	CROWN TROPHY	03/07/16	Basketball Trophies	2071480	47.25
03/17/16	35335	CROWN TROPHY	03/12/16	Basketball Trophies	2071480	177.35
Total 35335:						224.60
03/31/16	35387	D R Horton, Inc	03/30/16	Completion Bond Refund Request - SWC 1506	4521350	500.00
03/31/16	35387	D R Horton, Inc	03/29/16	Completion Bond Refund Request - SWC 1507	4521350	500.00
03/31/16	35387	D R Horton, Inc	03/29/16	Completion Bond Refund Request - SWC 1508	4521350	500.00
03/31/16	35387	D R Horton, Inc	03/30/16	Completion Bond Refund Request - SWC 1508	4521350	500.00
03/31/16	35387	D R Horton, Inc	03/29/16	Completion Bond Refund Request - SWC 1509	4521350	500.00
03/31/16	35387	D R Horton, Inc	03/29/16	Completion Bond Refund Request - SWC 1510	4521350	500.00
Total 35387:						3,000.00
03/10/16	35302	DAVIS & WEBER SECONDARY WATER	03/01/16	ANNUAL SECONDARY WATER FEE - BYRAM	1070261	799.51
Total 35302:						799.51
03/03/16	35283	DAVIS COUNTY GOVERNMENT	02/05/16	Dispatch Service	1057370	1,382.07
Total 35283:						1,382.07
03/17/16	35336	DAVIS COUNTY GOVERNMENT	03/04/16	Bailiff Service - Feb 2016	1042317	350.00
Total 35336:						350.00
03/24/16	35353	DAVIS COUNTY GOVERNMENT	03/07/16	Sheriff Contract - Feb. 2016	1054310	11,047.67
Total 35353:						11,047.67
03/31/16	35388	DAVIS COUNTY GOVERNMENT	03/07/16	Liquor Law Enforcement	1054321	4,063.77
Total 35388:						4,063.77
03/24/16	35354	DE LAGE LANDEN	03/20/16	COPIER MAINT AGREEMENT - SHARP	1042240	21.14
03/24/16	35354	DE LAGE LANDEN	03/20/16	COPIER MAINT AGREEMENT - SHARP	1043240	49.32
03/24/16	35354	DE LAGE LANDEN	03/20/16	COPIER MAINT AGREEMENT - SHARP	5140240	35.23
03/24/16	35354	DE LAGE LANDEN	03/20/16	COPIER MAINT AGREEMENT - SHARP	5240240	35.22

Chk. Date	Check #	Payee	Inv. Date	Description	GL Account	G/L Amt
Total 35354:						140.91
03/24/16	35355	DURKS PLUMBING	03/18/16	Cherry Farms Maintenance	1070260	38.48
Total 35355:						38.48
03/31/16	35389	DURKS PLUMBING	03/24/16	Supplies for Parks Maintenance	1070261	4.02
Total 35389:						4.02
03/31/16	35390	Eaves Construction	03/30/16	Completion Bond Refund - SWC160202009	4521350	200.00
Total 35390:						200.00
03/24/16	35356	Empire Chemical	02/26/16	Sewer O&M - Chemicals	5240490	288.93
Total 35356:						288.93
03/24/16	35357	ENERGY SAVERS	03/16/16	Completion Bond Refund Request - SWC16201	4521350	200.00
Total 35357:						200.00
03/17/16	35337	EVCO HOUSE OF HOSE	03/10/16	Water Leak on east end PRV	5140490	24.95
Total 35337:						24.95
03/24/16	35358	Executech	03/01/16	Replacement Computer	1043740	1,034.99
03/24/16	35358	Executech	03/01/16	Domain/ Antivirus, Antispam	1043350	85.00
03/24/16	35358	Executech	03/01/16	IT Services - Mar. 2016	1043308	682.50
Total 35358:						1,802.49
03/24/16	35359	FERRIN, MARYANN	03/16/16	Completion Bond Refund - SWC160111002	4521350	500.00
Total 35359:						500.00
03/03/16	35284	FREEDOM MAILING SERVICES, INC	02/26/16	Utility Bills - Feb. 2016	5140370	230.63
03/03/16	35284	FREEDOM MAILING SERVICES, INC	02/26/16	Utility Bills - Feb. 2016	5240370	230.63
03/03/16	35284	FREEDOM MAILING SERVICES, INC	02/26/16	Utility Bills - Feb. 2016	5340370	230.63
03/03/16	35284	FREEDOM MAILING SERVICES, INC	02/26/16	Utility Bills - Feb. 2016	5440370	230.64
Total 35284:						922.53
03/10/16	35303	FULL CIRCLE ECO HOMES	03/09/16	COMPLETION BOND #SWC150908091 LOT 1	4521350	500.00
Total 35303:						500.00
03/03/16	35285	GovConnection Inc	02/11/16	2 yr. maint. on HP Monitor	1043251	20.54
Total 35285:						20.54
03/24/16	35360	GovConnection Inc	03/08/16	Replacement Computer, Microsoft Office	1043740	205.95
Total 35360:						205.95
03/17/16	35338	GROUNDWORKS	01/12/16	Snow Removal - sidewalks	1061411	166.50

Chk. Date	Check #	Payee	Inv. Date	Description	GL Account	G/L Amt
Total 35338:						166.50
03/03/16	35286	GUYMON, KRISTEN	02/23/16	Received Biggest Loser Payment in error	2036899	465.00
Total 35286:						465.00
03/10/16	35304	HANSEN & ASSOCIATES	03/06/16	Old Fort Rd. topog survey	1043312	1,200.00
Total 35304:						1,200.00
03/10/16	35305	HD SUPPLY WATERWORKS	03/02/16	6 Water Meters	5140720	2,045.69
Total 35305:						2,045.69
03/24/16	35361	HD SUPPLY WATERWORKS	03/11/16	Water O&M - Expansion Connectors	5140490	239.46
Total 35361:						239.46
03/31/16	35391	INFOBYTES, INC.	03/25/16	City Website	1043308	220.64
Total 35391:						220.64
03/10/16	35306	Intermountain Wind & Solar	03/02/16	Completion Bond Refund #SWC151222152	4521350	200.00
03/10/16	35306	Intermountain Wind & Solar	03/02/16	Completion Bond Refund #SWC160111001	4521350	200.00
Total 35306:						400.00
03/24/16	35362	International Code Council Inc	02/10/16	MembershipDues - 0519370	1058210	135.00
Total 35362:						135.00
03/24/16	35363	INTERSTATE BARRICADES	03/01/16	(No Thru Street) Sign	1060410	37.59
Total 35363:						37.59
03/31/16	35392	INTERSTATE BARRICADES	03/30/16	School Parking Sign 7000 South	1060410	32.18
Total 35392:						32.18
03/03/16	35287	JACKSON SPORTS	02/19/16	Basketball T-Shirts	2071480	110.00
Total 35287:						110.00
03/31/16	35393	Jenica Lee	03/21/16	Overpayment on Account #1105905	0111750	41.04
Total 35393:						41.04
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	G.I.S. Utility and Zoning Map	1043312	379.50
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Streets - Old Fort Road	2440760	7,446.50
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Miscellaneous - Temp. Land use, Aqueducts, Me	1043312	1,837.50
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Culinary Water - 2015 Cap. Facilities plan	5140312	840.00
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Storm Drain - Heather Cove	5440312	52.50
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Sanitary Sewer - Replacement Old Fort Rd. 665	2140490	1,562.75
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Parks - Cedar Loop	1043312	105.00
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Sunrise Ridge Subdivision	1043312	78.75
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Valley Flats	1043312	52.50

Chk. Date	Check #	Payee	Inv. Date	Description	GL Account	G/L Amt
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Bowman Old Farm Estates	1043312	175.50
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Riverside Place	1043312	498.75
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Riverside Place - Phase 1	1043312	420.00
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Old Maple Farms	1043312	446.25
03/10/16	35307	JONES AND ASSOCIATES	03/01/16	Dan Murray Development	1043312	236.25
Total 35307:						14,131.75
03/10/16	35308	Keetch, Alex	03/09/16	Overpaid on Business License Renewal	1032100	15.00
Total 35308:						15.00
03/10/16	35309	KEYES ADMINISTRATORS	03/02/16	HRA ADMINISTRATION FEE	1043136	75.00
Total 35309:						75.00
03/03/16	35288	LARSEN, MARK	02/29/16	Milage Reimbursement - St. George Conf.	1058230	177.39
Total 35288:						177.39
03/10/16	35310	LEFAVOR ENVELOPE COMPANY	03/03/16	Envelopes	1043240	69.93
Total 35310:						69.93
03/31/16	35394	Legend Ventures LLC	03/29/16	Competition Bond Refund - SWC160222024	4521350	200.00
Total 35394:						200.00
03/17/16	35339	LES SCHWAB TIRE CENTER	03/14/16	Flat Repair on Case Backhoe	1060250	140.28
03/17/16	35339	LES SCHWAB TIRE CENTER	03/14/16	Bryan Truck - Winter Tire Change	5140250	70.00
Total 35339:						210.28
03/10/16	35311	LOBATO, DALLAS	03/07/16	Ref - Basketball	2071340	20.00
Total 35311:						20.00
03/10/16	35312	LOWES PROX	03/10/16	Socket wrench, racket wrench, work light	1060260	71.13
03/10/16	35312	LOWES PROX	03/10/16	LED light bulbs	1060260	64.26
03/10/16	35312	LOWES PROX	03/10/16	Butane Torch	1043610	37.94
03/10/16	35312	LOWES PROX	03/10/16	LED light bulbs	1043610	41.61
Total 35312:						214.94
03/24/16	35364	M&P INDEPENDENT PHONES	03/03/16	reprogram phone lines	1043280	75.00
Total 35364:						75.00
03/17/16	35340	MASTER METER INC	03/10/16	Water Meter Reading Software Maintenance	5140350	1,500.00
Total 35340:						1,500.00
03/24/16	35380	Merlin Daines Inc	03/23/16	rezone application denied	1034100	480.00
Total 35380:						480.00
03/10/16	35313	MOUNT OLYMPUS	02/27/16	CITY HALL WATER COOLER	1043262	25.00

Chk. Date	Check #	Payee	Inv. Date	Description	GL Account	G/L Amt
Total 35313:						25.00
03/10/16	35314	Namazi, Stephanie	03/07/16	Ref- Basketball	2071340	22.50
Total 35314:						22.50
03/03/16	35289	OFFICE DEPOT	02/18/16	Ink for Map Plotter	5140240	989.84
03/03/16	35289	OFFICE DEPOT	02/18/16	Blank DVD-R Court	1042240	38.60
Total 35289:						1,028.44
03/03/16	35290	OREILLY AUTOMOTIVE, INC.	02/05/16	SQ5 / Floor Dry	1057250	92.43
Total 35290:						92.43
03/10/16	35315	PEHP LTD PAYMENTS	03/10/16	Long Term Disability Premium - 11/01/15 to 03/	1043135	1,289.63
Total 35315:						1,289.63
03/24/16	35365	PERRY HOMES	03/09/16	Overpayment on Acc. # 1039000	0111750	13.24
03/24/16	35365	PERRY HOMES	03/16/16	COMPLETION BOND Refund request - SWC15	4521350	500.00
Total 35365:						513.24
03/31/16	35395	PERRY HOMES	03/28/16	Plan Check Refund	1032210	100.00
Total 35395:						100.00
03/24/16	35366	PITNEY BOWES - Acct # 1908277-MR16	03/13/16	Postage Machine Contract	1043251	330.36
Total 35366:						330.36
03/24/16	35367	POFF, MICHAEL	03/22/16	Easter candy prizes, Youth City Council Easter	1041765	79.96
Total 35367:						79.96
03/24/16	35368	Quintana, Chance	03/23/16	Ref- Basketball	2071340	198.00
Total 35368:						198.00
03/03/16	35291	R J Westbroek Construction	02/01/16	Completion Bond Refund Request - SWC15092	4521350	500.00
Total 35291:						500.00
03/31/16	35396	RANDY MARRIOTT CONSTRUCTION	12/02/15	Haul Salt to City Yard	1061411	556.14
03/31/16	35396	RANDY MARRIOTT CONSTRUCTION	12/18/15	Deliver Salt	1061411	1,777.62
03/31/16	35396	RANDY MARRIOTT CONSTRUCTION	03/11/16	Deliver Salt	1061411	1,411.43
Total 35396:						3,745.19
03/10/16	35316	RDJ SPECIALTIES INC	02/25/16	Fire Safty Education	1057230	746.81
Total 35316:						746.81
03/17/16	35341	ROBINSON WASTE SERVICES INC	02/29/16	Garbage collection service - Feb. 2016	5340492	9,689.64

Chk. Date	Check #	Payee	Inv. Date	Description	GL Account	G/L Amt
Total 35341:						9,689.64
03/31/16	35397	Ronald Lynn Moosman	03/29/16	Compliance Credit. Case #165400118	1035100	10.00
Total 35397:						10.00
03/17/16	35342	SAMS CLUB	03/07/16	Senior Lunch and Daddy Daughter	2071331	268.76
03/17/16	35342	SAMS CLUB	03/07/16	Senior Lunch and Daddy Daughter	2071486	174.24
Total 35342:						443.00
03/31/16	35398	Solaroo Energy	03/29/16	Completion Bond Refund - SWC160208014	4521350	200.00
Total 35398:						200.00
03/24/16	35369	SOUTH WEBER IRRIGATION	03/23/16	Water For Parks	1070261	1,342.50
Total 35369:						1,342.50
03/10/16	35317	SOUTH WEBER WATER IMPROVE DIST	03/09/16	Secondary water Parks 2016	1070261	2,447.70
Total 35317:						2,447.70
03/24/16	35370	Staker Parson Companies	03/11/16	Pot Hole Filler	1060250	98.44
Total 35370:						98.44
03/10/16	35318	STANDARD EXAMINER	02/29/16	Public Hearings Feb. and Mar. 2016	1043220	315.75
Total 35318:						315.75
03/10/16	35319	STATE OF UTAH GASCARD	03/04/16	FUEL FOR PW	5140250	61.19
03/10/16	35319	STATE OF UTAH GASCARD	03/04/16	FUEL FOR PW	5240250	61.19
03/10/16	35319	STATE OF UTAH GASCARD	03/04/16	FUEL FOR PW	5340250	61.19
03/10/16	35319	STATE OF UTAH GASCARD	03/04/16	FUEL FOR PW	5440250	15.30
03/10/16	35319	STATE OF UTAH GASCARD	03/04/16	FUEL FOR PW	1060250	107.09
03/10/16	35319	STATE OF UTAH GASCARD	03/04/16	FUEL FOR FIRE	1057250	25.00
Total 35319:						330.96
03/24/16	35371	Symphonic Engineering and Automation	03/16/16	Completion Bond Refund - SWC151116123	4521350	200.00
Total 35371:						200.00
03/17/16	35343	Syracuse City	03/10/16	Coalition Annual Dues	5440493	1,155.00
Total 35343:						1,155.00
03/31/16	35399	TOM RANDALL DISTRIBUTING	03/24/16	DIESEL FUEL FOR CITY FUEL TANK	5140250	126.21
03/31/16	35399	TOM RANDALL DISTRIBUTING	03/24/16	DIESEL FUEL FOR CITY FUEL TANK	1060250	126.21
03/31/16	35399	TOM RANDALL DISTRIBUTING	03/24/16	DIESEL FUEL FOR CITY FUEL TANK	5240250	126.21
03/31/16	35399	TOM RANDALL DISTRIBUTING	03/24/16	DIESEL FUEL FOR CITY FUEL TANK	5440250	126.19
Total 35399:						504.82
03/24/16	35372	Trisha Archuleta	03/23/16	Refund - Can't play on Tue. or Thur.	2034750	30.00

Chk. Date	Check #	Payee	Inv. Date	Description	GL Account	G/L Amt
Total 35372:						30.00
03/10/16	35320	Tuamoheloa, Nolan	03/07/16	Ref - Basketball	2071340	30.00
Total 35320:						30.00
03/24/16	35373	TWIN D INC	03/11/16	Sewer Cleaning by vacuum truck	5240490	1,520.00
Total 35373:						1,520.00
03/10/16	35321	UGFOA	03/07/16	UT Gov. Finance Conference	1043230	200.00
Total 35321:						200.00
03/03/16	35292	UNIFIRST CORPORATION	02/26/16	Mats and Towels Services	2071241	40.00
Total 35292:						40.00
03/10/16	35322	UNIFIRST CORPORATION	03/04/16	Mats and Towels Services	2071241	40.00
Total 35322:						40.00
03/24/16	35374	UNIFIRST CORPORATION	03/11/16	FAC TOWEL, MATS, AND SUPPLIES	2071241	44.50
03/24/16	35374	UNIFIRST CORPORATION	03/18/16	FAC TOWEL, MATS, AND SUPPLIES	2071241	40.00
Total 35374:						84.50
03/03/16	35293	UPPERCASE PRINTING, INK	02/26/16	NEWSLETTER - Feb. 2016	5140370	41.36
03/03/16	35293	UPPERCASE PRINTING, INK	02/26/16	NEWSLETTER - Feb. 2016	5240370	41.36
03/03/16	35293	UPPERCASE PRINTING, INK	02/26/16	NEWSLETTER - Feb. 2016	5340370	41.36
03/03/16	35293	UPPERCASE PRINTING, INK	02/26/16	NEWSLETTER - Feb. 2016	5440370	41.36
Total 35293:						165.44
03/17/16	35344	US BANK	02/25/16	Admin Fee - Sales tax Bond	2071530	2,650.00
Total 35344:						2,650.00
03/10/16	35323	US Bank - Visa Payment	03/10/16	Senior Lunch - Dilly Dally's	2071486	28.18
03/10/16	35323	US Bank - Visa Payment	03/10/16	Senior Lunch - Golden Corral	2071486	32.92
03/10/16	35323	US Bank - Visa Payment	03/10/16	Fule for city car - Maverik	1043240	21.18
03/10/16	35323	US Bank - Visa Payment	03/10/16	Plaques for council - Crown Trophy	1041620	25.50
03/10/16	35323	US Bank - Visa Payment	03/10/16	Lunch meeting - Cafe Rio	1043610	12.17
03/10/16	35323	US Bank - Visa Payment	03/10/16	Continueing Education - U of U	1043230	350.00
03/10/16	35323	US Bank - Visa Payment	03/10/16	Office Party - Harmons	1043240	17.27
03/10/16	35323	US Bank - Visa Payment	03/10/16	lunch meeting - Goodwood with Engineer	1043230	15.30
03/10/16	35323	US Bank - Visa Payment	03/10/16	St. George Training - Courtyard Marriott	1043230	419.64
03/10/16	35323	US Bank - Visa Payment	03/10/16	Computer for Fire - CDW Gov.	1057745	2,047.79
03/10/16	35323	US Bank - Visa Payment	03/10/16	Medical Supplies for Fire - Bond Tree Med.	1057450	2.72
03/10/16	35323	US Bank - Visa Payment	03/10/16	Medical Supplies for Fire - Bond Tree Med.	1057450	30.45
03/10/16	35323	US Bank - Visa Payment	03/10/16	Medical Supplies for Fire - Bond Tree Med.	1057450	154.99
03/10/16	35323	US Bank - Visa Payment	03/10/16	Medical Supplies for Fire - Bond Tree Med.	1057450	25.91
03/10/16	35323	US Bank - Visa Payment	03/10/16	Medical Supplies for Fire - Bond Tree Med.	1057450	6.70
03/10/16	35323	US Bank - Visa Payment	03/10/16	Gasaway Consulting	1057370	257.88

Chk. Date	Check #	Payee	Inv. Date	Description	GL Account	G/L Amt
Total 35323:						3,448.60
03/10/16	35324	UTAH COMMUNICATIONS AUTHORITY	01/29/16	monthly radio fee: Public Works Jan. 2016	1060370	186.00
Total 35324:						186.00
03/24/16	35375	UTAH COMMUNICATIONS AUTHORITY	01/29/16	Monthly radio fee: Fire Jan. 2016	1057370	627.75
Total 35375:						627.75
03/24/16	35376	UTAH LOCAL GOVERNMENTS TRUST	03/14/16	Workers Comp Monthly Fee	1022250	1,036.16
Total 35376:						1,036.16
03/10/16	35325	UTAH STATE TREASURER	03/08/16	COURT Surcharge Remittance for Feb. 2016	1042980	3,664.99
Total 35325:						3,664.99
03/10/16	35326	UTAH VALLEY UNIVERSITY	02/05/16	UVU Winter Fire School - 4 People	1057230	160.00
Total 35326:						160.00
03/10/16	35327	Vanguard Cleaning Systems of Utah	03/01/16	Janitorial services - Mar. 2016	1043262	245.00
Total 35327:						245.00
03/17/16	35345	VERIZON WIRELESS	03/08/16	PW air card	5140280	58.25
Total 35345:						58.25
03/03/16	35294	Vivint Solar	02/29/16	Completion Bond Refund - SWC151125133	4521350	200.00
Total 35294:						200.00
03/10/16	35328	Vivint Solar	03/09/16	Completion Bond Refund - SWC151116125	4521350	200.00
Total 35328:						200.00
03/10/16	35329	WASATCH INTEGRATED WASTE MGMT	02/01/16	Garbage Disposal Jan. 2016	5340492	13,910.00
Total 35329:						13,910.00
03/31/16	35400	Westbroek, Kim	03/29/16	Completion Bond Refund - SWC150720067	4521350	500.00
Total 35400:						500.00
03/24/16	35377	WHITEHEAD ELECTRIC INC	03/04/16	New Fan for Ladies Restroom	1043262	36.92
Total 35377:						36.92
03/10/16	35330	WILKINSON SUPPLY	03/08/16	Repair Mower	1070250	901.56
Total 35330:						901.56
03/17/16	35346	WILKINSON SUPPLY	03/08/16	Hose	1070250	12.73

Chk. Date	Check #	Payee	Inv. Date	Description	GL Account	G/L Amt
Total 35346:						12.73
03/10/16	35331	WINDSOR DOOR SALES, INC.	02/25/16	Fix Door Rollers at Shop	1060260	225.00
Total 35331:						225.00
Grand Totals:						119,336.10

Approval Date: _____

City Recorder: _____

1.08.040 Powers And Duties

The powers, duties, and obligations of the City Manager are as follows:

- A. The administrative powers, authority, and duties are vested in the City Manager.
- B. The City Manager shall be the chief administrative officer of the City to whom all employees of the City report. He shall be responsible to the Council for the administration of all City affairs placed in his charge.
- C. The City Manager shall hire and, when he deems it necessary, suspend or remove a City employee, except that the City Recorder and the City Treasurer shall be appointed or removed by the Mayor with the advice and consent of the City Council.

The City Manager may authorize any administrative officer who is subject to his direction and supervision to exercise these powers with respect to subordinates in that officer's department, office or agency.

- D. The City Manager shall direct and supervise the administration of all departments, offices and agencies of the City except as otherwise provided by law.
- E. Except for the purpose of inquiry, the Council and its members shall deal with the administrative service solely through the City Manager and neither the Council nor any member thereof or the Mayor shall give orders to any subordinates of the City Manager, either publicly or privately.
- F. The City Manager shall attend meetings of the City Council with the right to take part in the discussion but not to vote and may recommend to the City Council for adoption such measures as he may deem necessary or expedient.
- G. The City Manager is hereby designated the budget officer for the City and shall perform or cause to be performed all of the duties of such office as set forth in the Uniform Municipal Fiscal Procedures Act. As budget officer he shall prepare and submit the annual budget to the Council.
- H. The City Manager shall notify the Mayor and City Council of any emergency existing in any department under his supervision.
- I. The city manager shall perform such other duties as may be required of him by this code or by the city council through ordinance or resolution.
- J. In the manager's temporary absence, the ~~manager shall designate an individual who shall be empowered to city recorder shall~~ exercise the powers and perform the duties of the manager.
- K. The city manager shall carry out the policies and programs established by the council.

- L. The city manager may examine and inspect the books, records, and official papers of any office, department, agency, board of commissions of the city and make investigations and require reports from all personnel.

Adopted by Ord. 98-25 11/10/1998 on 12/30/1998

ORDINANCE NO. 16-05

**AN ORDINANCE OF THE SOUTH WEBER CITY COUNCIL
AMENDING SOUTH WEBER CITY CODE SUBSECTION 1.08.040 J,
POWERS AND DUTIES OF THE CITY MANAGER**

WHEREAS, the South Weber City Council has reviewed the proposed amendment and the recommendation of the City Manager to make the same;

NOW THEREFORE BE IT ORDAINED, by the Legislative Body of South Weber City:

Section 1. Subsection Amended. Subsection 1.08.040 J of the South Weber City Code pertaining to powers and duties of the city manager is hereby amended to read:

1.08.040 Powers and Duties

...
J. In the manager's temporary absence, the manager shall designate an individual who shall be empowered to exercise the powers and perform the duties of the manager.

Section 2. Severability Clause. If a court holds any part or provision of this Ordinance invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance and all provisions, clauses and words of this Ordinance shall be severable.

PASSED AND ADOPTED by the City Council of South Weber, Davis County, on _____ day of _____ 2016.

ATTEST:

MAYOR: Tamara Long

Elyse Greiner, City Recorder

Roll call vote is as follows:		
Mr. Casas	Yes	No
Ms. Poore	Yes	No
Mr. Hyer	Yes	No
Mrs. Sjoblom	Yes	No
Mr. Taylor	Yes	No

CERTIFICATE OF POSTING

I, the duly appointed recorder for the City of South Weber, hereby certify that:

***ORDINANCE 16-05: AN ORDINANCE OF THE SOUTH WEBER CITY COUNCIL
AMENDING SOUTH WEBER CITY CODE SUBSECTION 1.08.040 J, POWERS AND
DUTIES OF THE CITY MANAGER***

was passed and adopted the ____ day of _____ 2016, and certifies that copies of the foregoing Ordinance 16-05 were posted in the following locations within the municipality this ____ day of _____, 2016.

1. South Weber Elementary, 1285 E. Lester Drive
2. South Weber Family Activity Center, 1181 E. Lester Drive
3. South Weber City Building, 1600 E. South Weber Drive

Elyse Greiner, City Recorder

4.02 Nuisances

4.02.010 Definitions

4.02.020 ~~Duty to Maintain Property~~ ~~Declaration Of Nuisance~~

4.02.030 Declaration of Public Nuisance

4.02.040 Restroom ~~Or~~ and Sewer Facilities

4.02.050 ~~Restrictions On~~ Blocking Water Courses

4.02.060 Inoperable or Abandoned Vehicles - Junk

4.02.050 Nuisances On Property

4.02.060 Weeds

4.02.070-070 Code enforcement officer – Examination of Property - Notice ~~Abatement~~
~~Procedure~~

4.02.080 Neglect of Property Owners – Abatement by City – Costs of Removal – Notice
– File Action or Lien – Property Owner Objection

4.02.090 Costs of Removal to be Included in Tax Notice

4.02.100 Alternate Citation Procedures – ~~Criminal Prosecution~~ ~~For Nuisance Violations~~

4.02.090 ~~Penalty For Failure To Comply~~

4.02.010 Definitions

As used in this Chapter:

A. PUBLIC

~~AUTHOR OF NUISANCE: Where a nuisance exists upon property and is the outgrowth of the usual, natural or necessary use of the property, the landlord or his agent, the tenant or his agent, and all other persons having control of the property on which such nuisance exists, shall be deemed to be the authors thereof and shall be equally liable and responsible. Where any such nuisance shall arise from the unusual or unnecessary use of such property or from the business thereon conducted, then the occupants and all other persons contributing to the continuance of such nuisance shall be deemed the authors.~~

~~NUISANCE: means -Whatever is dangerous to human life or health and whatever renders soil, air, water or food impure or unwholesome is declared to be a nuisance and unlawful. a crime against the order and economy of South Weber City consisting in unlawfully doing any act or omitting to perform any duty, which act or omission annoys, injures, or endangers the comfort, repose, health, or safety of three or more persons; offends public decency; unlawfully interferes with, obstructs, or tends to obstruct, or renders dangerous for passage, any lake, stream, canal, or basin, or any public park, square, street, or~~

highway; is a nuisance as defined in Utah Code Ann. Section 78B-6-1107; or in any way renders three or more persons insecure in life or the use of property.

1. An act which affects three or more persons in any of the ways specified in this section is still a nuisance regardless of the extent to which the annoyance or damage inflicted on individuals is unequal.

2. Activities conducted in the normal and ordinary course of agricultural operations, as defined in Utah Code Ann. Subsection 78B-6-1101(7), and conducted in accordance with sound agricultural practices are presumed to be reasonable and not constitute a public nuisance. Agricultural operations undertaken in conformity with federal, state, and local laws and regulations, including zoning ordinances, are presumed to be operating within sound agricultural practices.

Comment [F1]: This definition is copied from State law, 78B-

B. It shall be unlawful for any person either as an owner, agent or occupant to create or aid in creating or contributing to or maintaining a nuisance.

Adopted by Ord. 1989 Code §§ 10-311, 10-312 on 1/1/1989

Comment [F2]: Utah Code references are obsolete. We can start new with new ord # and date for each paragraph.

INOPERABLE OR ABANDONED VEHICLES: ~~Includes a~~ means any motor vehicle, trailer, or semitrailer, or motor vehicle not currently registered and licensed in this state or another state, that cannot be operated in its existing condition because the parts necessary for operation such as, but not limited to, tires, windshield, engine, drive train, driver's seat, steering wheel or column, gas or brake pedals are removed, destroyed, damaged, deteriorated, or nonconforming.

C. JUNK: means ~~A~~all discarded metals, scrap metals, iron, glass, paper, wood, plastics, fiberglass, unused or discarded bicycles, tricycles or other recreational vehicles or parts thereof, waste paper products, unused or discarded building materials, machinery or machinery parts, lumber, accumulations of dirt, gravel, ashes, concrete, or fire remains, or any inoperable or abandoned vehicles, parts, or any other waste materials.

D. WEEDS means any vegetation commonly referred to as weeds or which shall have been designated noxious weeds by the Utah Commissioner of Agriculture.

Comment [F3]: Moved all definitions scattered throughout this chapter into this "definition" section.

4.02.020 Duty to Maintain Property ~~Declaration Of Nuisance~~

A. There is hereby imposed upon every owner of real property, each occupant who is not the property owner of record, and a person other than the property owner of record who is responsible for the property, including a manager or agent of the owner, the duty to maintain the property free from injurious and noxious weeds, garbage and refuse, public nuisances, and illegal objects or structures.

B. It shall be unlawful for any property owner, manager, agent, or occupant, to create or aid in creating or contributing to or maintaining a public nuisance.

4.02.030 Declaration of Public Nuisance

~~A. Statement: Every act or condition made, permitted, allowed or continued in violation of Section 4.02.010 of this Chapter, is hereby declared to be a nuisance and may be abated and punished as hereinafter provided.~~

Every act or condition made, permitted, allowed or continued in violation of this chapter is hereby declared to be a public nuisance and may be abated and punished as provided in this chapter.

Comment [F4]: UCA 10-11-1 allows for regulation and abatement of public nuisances, as opposed to private nuisances.

Comment [F5]: "Hereinafter" is not as precise as "in this chapter."

~~BB. Specified: Public Nuisances include, but are not limited to:~~

1. ~~1.~~ Befouling Water: Befouling water in any spring, stream, well or water source supplying water for culinary purposes.

2. ~~2.~~ Privies, Cesspools: Allowing any privy, vault or cesspool or other individual wastewater disposal system to become a menace to health or a source of odors, or contamination to air or water.

3. ~~3.~~ Garbage Containers, Offensive: Permitting any garbage container to remain on premises when it has become unclean and offensive.

4. ~~4.~~ Garbage Accumulation: Allowing vegetable waste, garbage, litter, filth, or refuse of any nature to accumulate within or upon any private alley, yard, or area, except when it is temporarily deposited for immediate removal.

5. ~~5.~~ Manure Accumulation: Permitting the accumulation of manure in any stable, stall, corral, feed yard, yard or in any other building or area in which any animals are kept.

6. ~~6.~~ Slaughterhouses, Feed Yards: Permitting any slaughterhouse, market, meat shop, stable, feed yard or other place or building wherein any animals are slaughtered,

kept, fed or sold to remain unclean or in any state or condition detrimental to health or creating a nuisance because of odors, or in which flies or rodents breed-

.

- 7.- Discharging Offensive Water ~~Or~~ Liquid Waste: Discharging or placing any offensive water, chemical spray, liquid waste or refuse of any kind into any street, alley, sidewalk, gutter, stream, wash, natural watercourse, ditch, canal or any -vacant lot or which, as the result of continued discharge, will render the place of discharge offensive or likely to become so.

- 8.- Collecting Grease, Offensive Matter: Keeping or collecting any stale or putrid grease or other offensive matter.

- 9.- Flies ~~And Mosquitos~~ Mosquitoes Breeding Grounds: Having or permitting upon any premises any fly or mosquito producing condition.

- 10.- ~~Non-Decontaminated~~ Public Drinking Vessels: Keeping any drinking vessel for public use without providing a method of decontamination between uses.

- 11.- Ablutions Near Drinking Fountain: Permitting or performing any ablutions in or near any public drinking fountain.

- 12.- Boarding House ~~Or~~ Factory, Sanitary Condition: Failing to furnish any dwelling house, boarding house or factory or other place of employment with such privy vaults, water closets, sinks or other facilities as may be required to maintain the same in sanitary condition.

- 13.- ~~Cleaning~~-Privy Vaults: Neglecting or refusing to discontinue use of, clean out, disinfect and fill up all privy vaults and cesspools or other individual wastewater disposal systems within twenty (20) days after notice from an enforcement officer or official of the city a code enforcement officer.

- 14.- Stagnant Water; Offensive Substances: Permitting any lot or excavation to become the repository of stagnant water or any decaying or offensive substances.

- 15.- Obstructing Public Ways, Watercourses, Parks: Obstructing or tending to obstruct or interfere with or render dangerous for passage any street or sidewalks, lake, stream, ~~drainage~~ drainage system, canal or basin, or any public park without first obtaining the written permission of the city council.

Comment [F6]: This time frame may conflict with other time frames established by State law for the Notice.

Comment [F7]: "Code enforcement officer" is the term used throughout this chapter.

16. ~~Blowing Dust~~ ~~and Soil~~: Airborne dust, sand and soil or the continuance of conditions that create or allow such airborne particles that are harmful to the health and well-being of the residents of the eCity ~~or~~ destructive to property and natural resources ~~within the city shall be considered a public nuisance.~~

Comment [F8]: Already stated in the first sentence of this paragraph.

~~CC. Enumeration:~~ The types of nuisances ~~above~~ stated in this section shall be deemed in addition to and in no way a limitation of the nuisances subject to this chapter.

~~Adopted by Ord. 1989 Code §§ 10-312, 10-314 on 1/1/1989~~

~~Amended by Ord. 1998 Code on 1/1/1998~~

4.02.0430 Restroom ~~Or~~ and Sewer Facilities

Comment [F9]: And is important to make sure this paragraph applies to BOTH restrooms and sewer facilities.

~~All r~~All restroom ~~or~~ and sewer facilities shall be constructed and maintained in accordance with Utah law and eCity ordinances. All ~~such restroom and sewer~~ facilities that do not comply with such provisions are hereby declared to be a public nuisances and are subject to abatement as ~~herein~~ prescribed in this chapter.

Comment [F10]: "Herein" refers to the section where it is found; we want to use the abatement procedure of this chapter.

~~Adopted by Ord. 1989 Code § 10-315 on 1/1/1989~~

~~Amended by Ord. 1998 Code on 1/1/1998~~

4.02.0540 Restrictions On Blocking Water Courses

Formatted: Space Before: Auto, After: Auto

~~A.~~ It shall be unlawful for any person to permit any drainage system, canal, ditch, conduit, or other watercourse of any kind or nature, natural or artificial, to become so obstructed as to cause the water to back up, ~~and overflow, therefrom and cause damage,~~ or to become unsanitary.

Comment [F11]: Added to distinguish from a farmer's flood irrigation.

~~B.~~ Maintenance of any ~~such~~ watercourse in such condition shall constitute a public nuisance and the same shall be subject to abatement as prescribed in this chapter.

Adopted by Ord. 1989 Code § 10-316 on 1/1/1989

4.02.0650 Nuisances On Property Inoperable or Abandoned Vehicles - Junk

A. Inoperable or abandoned vehicles and junk are hereby declared to be public nuisances and shall be subject to abatement or citation as prescribed in this chapter.

Comment [F12]: This important part of the section was missing and was not technically a violation until now.

~~B. A. Definitions: For the purpose of this section, certain words and terms are defined as follows: INOPERABLE OR ABANDONED VEHICLES: Includes any trailer, semitrailer or motor vehicle not currently registered and licensed in this state or another state, that cannot be operated in its existing condition because the parts necessary for operation such as, but not limited to, tires, windshield, engine, drive train, driver's seat, steering wheel or column, gas or brake pedals are removed, destroyed, damaged, deteriorated, or nonconforming.~~

~~JUNK: All discarded metals, scrap metals, iron, glass, paper, wood, plastics, fiberglass, unused or discarded bicycles, tricycles or other recreational vehicles or parts thereof, waste paper products, unused or discarded building materials, machinery or machinery parts, lumber, accumulations of dirt, gravel, ashes, concrete, or fire remains, or any inoperable or abandoned vehicles, parts, or any other waste materials.~~
B. Duty Of Maintenance: It shall be unlawful for any owner of property, a manager, an agent, or an occupant person or persons to permit garbage inoperable or abandoned vehicles or junk to accumulate or remain on or about the premises owned by or under the control of such person or persons whenever said items shall be unsightly and in public view, and/or dangerous to the health, safety and welfare of the people of South Weber City; and every person or persons herein described owner of property, manager, agent, or occupant shall is hereby required to remove, or provide for the removal of such garbage, inoperable or abandoned vehicles and junk, and other similar wastes before the same become objectionable, unsanitary, or dangerous.

Comment [F13]: This important part of the section was missing and was not technically a violation until now.

C. C. Exemptions: This section shall not apply to items which are clearly accessory and incidental to any agricultural use permitted in the zone, or to items completely and

lawfully enclosed within a building or enclosure where it is not visible from a public or private way or other public or private property and which does not constitute a nuisance, endanger or adversely affect the health or welfare of the community, or the keeping of which does not violate any other law or ordinance.

Adopted by Ord. 08-10 on 6/10/2008

4.02.0760 Weeds

~~A. Definition: "Weeds" shall include any vegetation commonly referred to as a weed or which shall have been designated a noxious weed by the Utah commissioner of agriculture.~~

~~B. Standard Of Weed Control:~~

~~1. Conditions Constituting Nuisance: A. -It is hereby declared that the above stated growth and spread of injurious and noxious weeds constitutes a public nuisance when they are over six inches in height, create a fire hazard; become a source of contamination or pollution of ~~the~~ water, air, or property; become a danger to health; become a breeding place or habitation for insects or rodents or other forms of life deleterious to humans; or are unsightly or deleterious to their surroundings.~~

Comment [F14]: Uses language from UCA.

~~B. W2. Removal: The cut weeds shall be removed from real property ~~the premises~~ within ~~ten~~ (10) days after cutting.~~

~~C. Penalty: It shall be a class B misdemeanor for any person owning or occupying real property to allow weeds to grow higher on such property than is permitted by this chapter or not to remove from such property any cuttings of such weeds or any refuse, unsightly or deleterious objects after having been given notice from the city as hereinafter provided.~~

Comment [F15]: Covered by 4.02.090

Adopted by Ord. 1989 Code §§ 10-322, 10-323 on 1/1/1989

Amended by Ord. 00-3 on 4/11/2000

4.02.0870 Code Enforcement Officer - Examination ~~Abatement Procedure~~ of Property – Notice

A. ~~Nuisance Inspector~~ Code Enforcement Officer Appointed:

~~1. Appointment: Pursuant to the authority granted by Utah Code Ann. Section 10-11-1, there is hereby established the position of nuisance inspector/code enforcement officer, whose duties it shall be to enforce the provisions of this chapter. Until another person is designated, the building inspector shall enforce the provisions of this chapter. More than one person may be appointed to act as nuisance inspector/code enforcement officer under this section.~~

Comment [F16]: Uses language from the UCA.

Comment [F17]: Stated in A.2.

~~2.B. Duties: The nuisance inspector/code enforcement officer shall is authorized to:~~

~~a. Perform all functions necessary to enforce the provisions of this chapter- and~~

~~b. Inspect or cause to be inspected examine and investigate, as often as needed, all buildings, structures, lots or places real property for the purpose of determining whether such are in compliance with the provisions of this chapter.:~~

Comment [F18]: Uses language of UCA.

~~1. the growth and spread of injurious and noxious weeds;~~

~~2. garbage and refuse;~~

~~3. a public nuisance; or~~

~~4. an illegal object or structure.~~

Comment [F19]: More than just inspect, the inspector can now clearly designate and cause abatement.

~~3. Existence Of Objectionable Condition: If he concludes there exists an objectionable condition in violation of this chapter, the nuisance inspector/code enforcement officer shall~~
~~a. Ascertain the names of the owners and occupants and descriptions of the premises where such objects and conditions constituting a nuisance exist.~~

~~b. Serve notice in writing upon the owner and occupant of such premises, either personally or by mailing notice prepaid, addressed to the owner and occupant at their last known post office addresses as disclosed by the records of the county assessor, or as otherwise ascertained, requiring such owner or occupant, or both, as the case may be, to eradicate or destroy and remove the nuisance within such time as the nuisance inspector/code enforcement officer may designate; provided, that any person notified pursuant to this subsection shall be given at least ten (10), but not more than twenty (20) days, as determined by the nuisance inspector/code enforcement officer following the date of service of such notice, to correct the objectionable condition. The notice shall:~~

~~(1) Contain a specific statement of the nature of the violation and generally describe the premises on which the violation exists.~~

~~(2) Inform the owner, occupant or other person that in the event he disagrees with the determination of the nuisance inspector/code enforcement officer and does not wish to comply with the provisions of the notice or that he objects to the factual or legal basis for the notice, he may request in writing a hearing before the city council at a time and place to be set by the city council. A written application for a hearing shall state the time within which the person must conform to the provisions of the notice.~~

Comment [F20]:

~~(3) Inform the person that in the event he fails or neglects to correct the objectionable condition, the city will correct the objectionable condition and will collect the costs of so correcting the objectionable condition by either a court action, in which case he will be assessed such costs, together with reasonable attorney fees and court costs, or will charge the cost of correcting the violation against the property as a tax.~~

~~c. In the event the owner or occupant makes such request for a hearing, the city council shall set the time and place for hearing objections and the city Recorder shall notify the owner, occupant or other persons having an interest in said property on the condition thereof in writing of the time and place in which they may appear and be heard. The hearing shall be heard within less than five (5) days from the date of service or mailing of the notice of hearing. (1989 Code § 10-351)~~

C. Written Notice of Nuisance or Objectionable Condition: If the code enforcement officer conducts an examination and investigation in accordance with Subsection B and finds a violation of this chapter, the officer shall deliver written notice of the examination and investigation by serving written notice to a property owner of record according to the records of the county recorder in accordance with Subsection D.1., and by serving written notice in accordance with Subsection D.2. to a non-owner occupant of the property or another person responsible for the property who is not the owner of record, including a manager or agent of the owners, if the property owner is not an occupant of the property.

D. Service of Notice: The code enforcement officer may serve the written notice:

1. in person or by mail to the property owner of record, if mailed to the last-known address of the owner according to the records of the county recorder; or

2. in person or by mail to a non-owner occupant or another person responsible for the property who is not the owner of record, if mailed to the property address.

E. Notice Requirements: In the written notice described in Subsection C, the code enforcement officer shall identify the property of record according to the records of the county recorder; describe the property and the nature and results of the examination and investigation conducted in accordance with this section; and require the property owner, occupant, or, if applicable, another person responsible for the property to eradicate or destroy and remove any identified item examined and investigated under Subsection B, and comply with this requirement within the time period designated by the code enforcement officer but no less than 10 days after the day on which notice is delivered in person or post-marked.

F. Injurious and Noxious Weeds Notice: For a notice described in Subsection C of injurious and noxious weeds, the code enforcement officer is not required to make more than one notice for each annual season of weed growth for weeds growing on a property.

G. Perjury: The code enforcement officer shall serve the notice required under Subsection C under penalty of perjury.

4.02.090 Neglect of Property Owners – Abatement by City – Costs of Removal – Notice – File Action or Lien – Property Owner Objection

A. If an owner of, occupant of, or other person responsible for real property described in the notice delivered in accordance with Section 4.02.080 fails to comply with Section 4.02.080, the code enforcement officer may:

1. at the expense of the City, employ necessary assistance to enter the property and destroy or remove an item identified in a written notice described in Section 4.02.080; and
2. a. prepare an itemized statement in accordance with Subsection B; and
b. mail to the owner of record according to the records of the county recorder a copy of the statement demanding payment within 30 days after the day on which the statement is post-marked.

B. The statement described in Subsection A.2.a. shall:

1. include:

- a. the address of the property described in Subsection A;
- b. an itemized list of and demand for payment for all expenses, including administrative expenses, incurred by the City under Subsection A.1; and
- c. the address of the City Treasurer where payment may be made for the expenses; and

2. notify the property owner:

- a. that failure to pay the expenses described in Subsection A.2.a. may result in a lien on the property in accordance with Section 4.02.100;
- b. that the owner may file a written objection to all or part of the statement within 20 days after the day of the statement post-mark; and
- c. where the owner may file the objection, including the City office and address.

- C. A statement mailed in accordance with Subsection A is delivered when mailed by certified mail addressed to the property owner's of record last-known address according to the records of the county recorder.
- D. 1. The City may file a notice of lien, including a copy of the statement described in Subsection A.2.a. or a summary of the statement, in the records of the county recorder.
2. If the City files a notice of a lien indicating that the City intends to certify the unpaid costs and expenses in accordance with Subsection B.2. and Section 4.02.100, the City shall file for record in the county recorder's office a release of the lien after all amounts owing are paid.
- E. 1. If an owner fails to file a timely written objection as described in Subsection B.2.b. or to pay the amount set forth in the statement under Subsection B.1.b., the City may:
- a. file an action in district court; or
- b. certify the past due costs and expenses to the county treasurer.
2. If the City pursues collection of the costs in accordance with Subsection E.1.a., the City may:
- a. sue for and receive judgment for all removal and destruction costs, including administrative costs, and reasonable attorney fees, interest, and court costs; and
- b. execute on the judgment in the manner provided by law.
- F. 1. If a property owner files an objection in accordance with Subsection B.2.b., the City appeal authority, as established in Chapter 10.04, shall:
- a. hold a hearing in accordance with Title 52, Chapter 4, Open and Public Meetings Act; and
- b. mail or deliver notice of the hearing date and time to the property owner.
2. At the hearing described in Subsection F.1.a., the appeal authority shall review and determine the actual cost of abatement, if any, incurred under Subsection A.1.
3. The property owner shall pay any actual cost due after a decision by the appeal authority at the hearing described in Subsection F.1.a. to the City Treasurer within 30 days after the day on which the hearing is held.
- G. If the property owner fails to pay in accordance with Subsection F.3., the City may:

1. file an action in district court for the actual cost determined under Subsection F.3.,
or
2. certify the past due costs and expenses to the county treasurer.

B. Hearing:

~~1. Hearing; Written Decision: At the written request of an owner, occupant or other person having an interest in property which is the subject of a notice to remove or abate weeds, objectionable conditions or objects from the property, the city council shall conduct a hearing, wherein such persons may present such evidence and argument as is pertinent to the question of whether or not the removal or abatement of the objects or conditions is properly within the purview of this chapter. The city council shall also permit the presentation of evidence and argument by the nuisance inspectorcode enforcement officer and other interested parties. Thereafter, within not less than five (5) nor more than ten (10) days, the city council shall, over the signature of the Mayor, or such other member of the city council as it may designate, render its written decision, a copy of which shall be mailed to or served upon the owner or any other person to whom the original notice was given by the nuisance inspectorcode enforcement officer.~~

~~2. Notice Of Decision; Abatement By Owner Or Occupant: In the event the decision of the city council upholds the determination of the nuisance inspectorcode enforcement officer, the notice originally given by the nuisance inspectorcode enforcement officer as above provided shall be deemed to be sufficient to require the owner or occupant to remove or abate the objectionable objects or conditions, and he shall have up to ten (10) days from the date of notice of the decision within which to conform thereto, unless additional time, not to exceed thirty (30) days, is authorized by the nuisance inspectorcode enforcement officer.~~

~~3. Time Period For Compliance: In the event that the decision of the city council either overrules or modifies the determination of the nuisance inspectorcode enforcement officer, the written decision of the city council shall apprise the owner or occupant of that fact and set forth the details and extent to which the owner or occupant must make removal or other abatement of the objectionable objects or conditions, if any. The owner or occupant shall be required to conform to the decision of the city council within ten (10) days after service or mailing of a copy of the decision, and the decision shall be deemed to be the modified decision of the nuisance inspectorcode enforcement officer, unless additional time is authorized by the city council.~~

~~C. Failure To Comply; Abatement By City: If any owner, occupant or other person having an interest in land described in such notice of decision to whom the notice was given shall fail or neglect to conform to the requirements thereof relating to the eradication, destruction or removal of such weeds, garbage, refuse, objects or structures, the nuisance inspectorcode enforcement officer shall employ all necessary assistance to cause such objectionable objects or conditions to be removed or destroyed at the expense of the city.~~

~~D. Itemized Statement: The nuisance inspectorcode enforcement officer shall prepare an itemized statement of all expenses incurred in the removal and destruction of nuisances, and shall mail a copy thereof to the owner or occupant or both or to persons having an interest in the~~

~~property, demanding payment within twenty (20) days of the date of mailing. The notice shall be deemed delivered when mailed by registered mail, addressed to the last known address of the property owner, occupant or persons having an interest in the property.~~

~~E. Failure To Make Payment: In the event the owner, occupant or person having an interest in the property fails to make payment of the amount set forth in the statement to the city Treasurer within the twenty (20) days, the nuisance inspector/code enforcement officer may either cause suit to be brought in an appropriate court of law or may refer the matter to the County Auditor to be attached to real property taxes and collected by the County Treasurer.~~

F. Collection

~~1. Lawsuit: In the event collection of expenses of destruction and removal are pursued through the courts, the city shall sue and receive judgment for all of said expenses of destruction and removal, together with reasonable attorney fees, interest and court costs, and shall execute upon such judgment in the manner provided by law.~~

~~2. Taxes: In the event that the nuisance inspector/code enforcement officer elects to refer the expenses of destruction or removal to the County Treasurer for inclusion in the tax notice of the property owner, he shall make in triplicate an itemized statement of all expenses incurred in the destruction and removal of the same, and shall deliver three (3) copies of the statement to the County Treasurer within ten (10) days after the completion of the work of destroying or removing such weeds, refuse, garbage, objects or structures. Thereupon, the costs of the work shall be pursued by the County Treasurer in accordance with the provisions of section 10-110.040, Utah Code Annotated, as amended, and the recalcitrant owner shall have such rights and shall be subject to such powers as are thereby granted.~~

~~G. Criminal Proceedings: The commencement of criminal proceedings for the purpose of imposing penalties for violations of this chapter shall not be conditioned upon prior issuance of a notice or the granting to the defendant an opportunity to abate or remove the nuisance. The provisions of this chapter relating to notice and abatement shall be deemed merely alternative and additional methods of securing conformity to the provisions of this chapter.~~

~~Adopted by Ord. 1989 Code § 10-351, 10-352, 10-353, 10-354, 10-355, 10-356, 10-357, 10-358 on 1/1/1989~~

~~Amended by Ord. 1998 Code on 1/1/1998~~

4.02.100 Costs of Removal to be Included in Tax Notice

The City may certify to the county treasurer the unpaid costs and expenses that the City has incurred under Section 4.02.090 with regard to the property. If the City so certifies, the county treasurer shall follow the procedure of Utah Code Ann. §10-11-4 and enter the amount of the costs and expenses on the assessment and tax rolls of the county in the column prepared for that

purpose. As required by Utah Code Ann. §10-11-4, the amount entered shall have the force and effect of a valid judgment of the district court, is a lien upon the property, and shall be collected by the county treasurer at the time of the payment of general taxes.

4.02.110080 Alternate Citation Procedure – Criminal Prosecutions For Nuisance Violations

A. If the ~~nuisance inspector~~code enforcement officer determines that a nuisance exists in violation of this chapter, the ~~nuisance inspector~~code enforcement officer shall may, as an alternate to the notice, hearing, and abatement provisions of Sections 4.02.080 4.02.090:

1. ~~A~~ascertain the names of the owners and occupants of the premises where such object and condition exist, together with a description of the premises; and

—

2. ~~H~~issue a citation to the owner or occupant of the property by either serving the citation personally upon the owner or occupant, or mailing the citation ~~certified~~registered mail, postage prepaid, addressed to the owner or occupant at ~~their~~his or her last known address as disclosed by the records of the ~~c~~County recorderAssessor or as otherwise ascertained. In the event the ~~nuisance inspector~~code enforcement officer elects to mail the notice, it shall be deemed served when it is sent by ~~certified~~registered mail, postage prepaid.

3. ~~B.~~—The citation shall:

1. ~~a.~~ ~~R~~require the person to whom it is sent to correct the violation within such time as the ~~nuisance inspector~~code enforcement officer shall designate, which shall not be less than ~~10~~ten (10) nor greater than ~~twenty~~(20) days and shall be known as the correction period, ~~with t~~The time given to remedy the violation shall ~~beginning to run on~~beginning to run on the day following the day on which the citation is issued;:

2. ~~b.~~ ~~C~~contain a specific statement of the nature of the violation and generally describe the premises on which the violation exists;:

3. ~~e.~~ ~~I~~inform the person to whom the citation is issued that after the correction period, if the violation has not been fully remedied, the matter will be referred to the city ~~prosecutor~~Attorney for criminal prosecution;:

4. ~~d.~~ ~~I~~inform the person that in the event a criminal prosecution is pursued, the prosecution shall be for a ~~C~~class B misdemeanor and that the penalty upon

conviction is not more than ~~one hundred eighty (180)~~ days in jail, a fine not to exceed ~~one thousand dollars (\$1,000.00)~~, or a combination thereof.

BC. ~~_____~~ - In the event the person complies ~~d~~ with the ~~citation~~ notice of the nuisance inspector code enforcement officer, the person shall notify the ~~nuisance inspector code enforcement officer~~ of ~~their~~ his or her compliance. Within five ~~(5)~~ days of receiving notice of compliance, the ~~nuisance inspector code enforcement officer~~ shall again inspect the property.

~~—~~ 1. - If the property ~~is in compliance~~ complies w with this chapter, the ~~nuisance inspector code enforcement officer~~ shall notify any other offices or persons who have received notice of the citations ~~s~~ of that compliance and no criminal action shall be brought.

2. ~~—~~ 2. - In the event the property still does not comply with the provisions of this chapter, the ~~nuisance inspector code enforcement officer~~ shall issue a second citation ~~notice~~, clearly stating the reasons the property is still considered in violation of ~~to still be in violation of~~ this chapter.

~~—~~ 3. - In the event ~~that~~ a second citation is issued for the same violation and the person again asks for inspection and the citation is still not corrected to the satisfaction of the ~~nuisance inspector code enforcement officer~~, the matter shall be referred to the city Attorney-prosecutor for criminal prosecution. In no event shall the ~~nuisance inspector code enforcement officer~~ issue more than two ~~(2)~~ citations for the same violation.

CD. ~~_____~~ - In the event the person to whom ~~the citation~~ notice was issued fails or neglects to correct the violation, the ~~nuisance inspector code enforcement officer~~ shall refer the matter to the city Attorney-prosecutor for prosecution ~~under the criminal provisions of this chapter~~.

GE. ~~_____~~ Criminal Proceedings: The commencement of criminal proceedings for the purpose of imposing penalties for violations of this chapter shall not be conditioned upon prior issuance of a citation ~~notice~~ or the granting to the defendant an opportunity to abate or remove the nuisance.

F. ~~_____~~ The provisions of this chapter relating to notice and abatement and citation shall be deemed merely alternative and additional methods of securing conformity to the provisions of this chapter.

Adopted by Ord. 99-21 on 7/27/1999

~~4.02.090 Penalty For Failure To Comply~~

~~A.G.- Class B Misdemeanor: Any owner, ~~occupant~~occupant, or person having an interest in property subject to this chapter who shall fail to comply with the ~~citation~~notice or order given pursuant to this ~~section~~chapter shall be guilty of a ~~C~~class B misdemeanor and subject to penalty as provided in Section 1.04.010 of this Code. Each ~~and every~~ day such person fails to comply beyond the date fixed for compliance shall constitute a separate offense.~~

~~B. Criminal Proceedings: Compliance by any owner, occupant or person to whom a notice has been given subsequent to the commencement of criminal proceedings as provided in this chapter shall not be admissible in any criminal proceeding brought pursuant to this Section.~~

~~Adopted by Ord. 1989 Code § 10-359 on 1/1/1989~~

~~Amended by Ord. 1998 Code on 1/1/1998~~

Comment [F21]: A city cannot control what a court lets into evidence. This evidence is governed by Rule 407 of the Utah Rules of Evidence .

ORDINANCE NO. 16-06

**AN ORDINANCE OF THE SOUTH WEBER CITY COUNCIL
AMENDING SOUTH WEBER CITY CODE CHAPTER 4.02, NUISANCES**

WHEREAS, Chapter 4.02 of the South Weber City Code was created in 1989 and last amended in 1998; and

WHEREAS, since 1998 there have been substantial changes to Utah Code Ann 10-11-1 et seq., the authorizing legislation, and it is time to update the City’s code accordingly and to make its provisions more encompassing and precise;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF SOUTH WEBER CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Chapter Amended. Chapter 4.02 of the South Weber City Code is hereby amended to read as attached hereto.

Section 2. Directions to City Recorder. The city recorder is directed to remove all redline changes when preparing the final copy for inclusion in the city code and to insert the legislative history of the changes following each section.

Section 3. Severability Clause. If a court holds any part or provision of this Ordinance invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance and all provisions, clauses and words of this Ordinance shall be severable.

Section 4. Effective Date. This Ordinance shall become effective immediately upon passage.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF SOUTH WEBER CITY,
STATE OF UTAH, ON THIS _____ DAY OF _____, 2016.**

ATTEST:

SOUTH WEBER CITY

**By: _____
Elyse Greiner, City Recorder**

**By: _____
Mayor Tamara P. Long**

Roll call vote is as follows:

Mr. Scott Casas	Yes	No
Ms. Marlene Poore	Yes	No
Mr. Kent Hyer	Yes	No
Mrs. Jo Sjoblom	Yes	No
Mr. Merv Taylor	Yes	No

CERTIFICATE OF POSTING

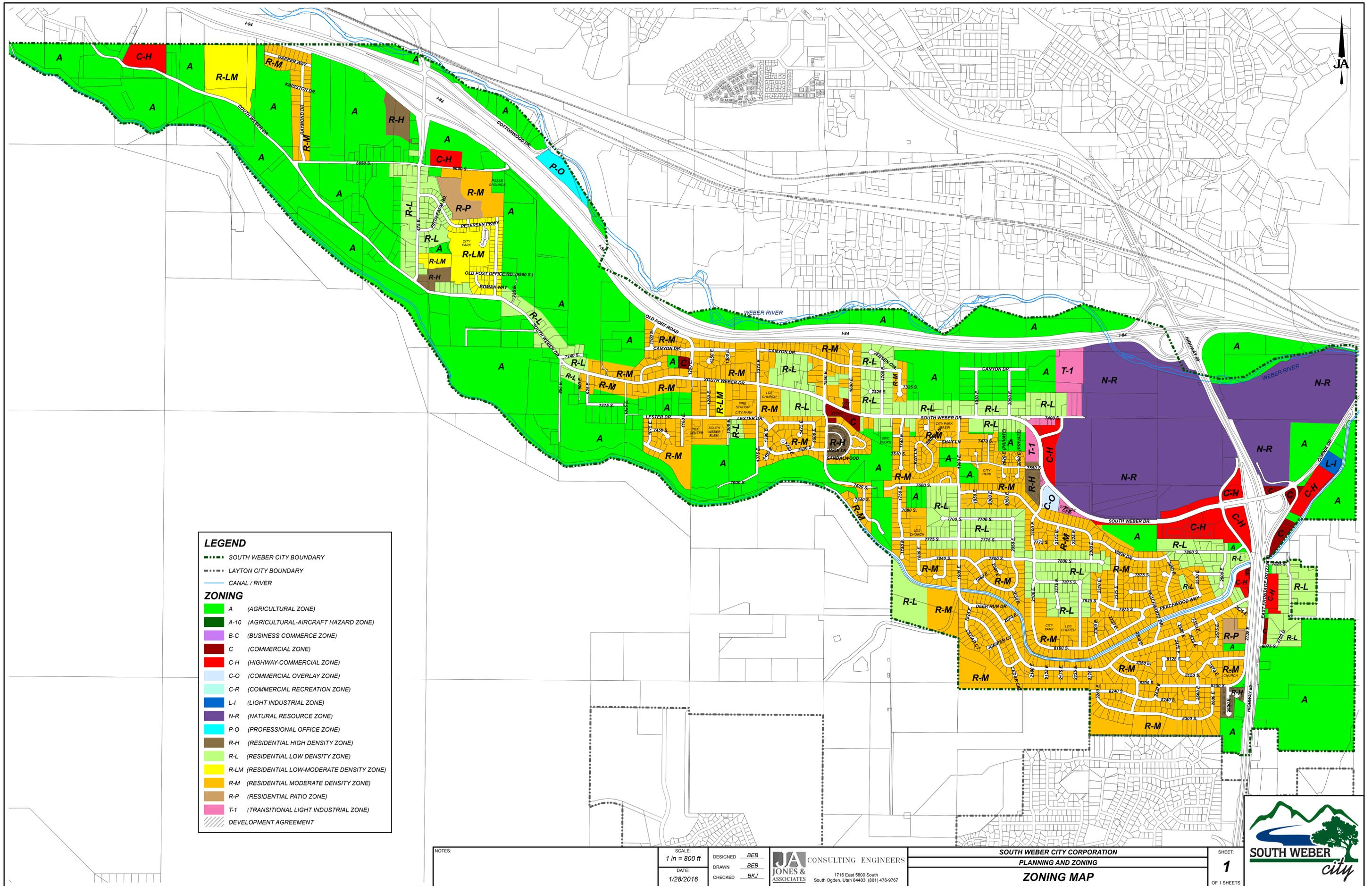
I, the duly appointed recorder for the City of South Weber, hereby certify that:

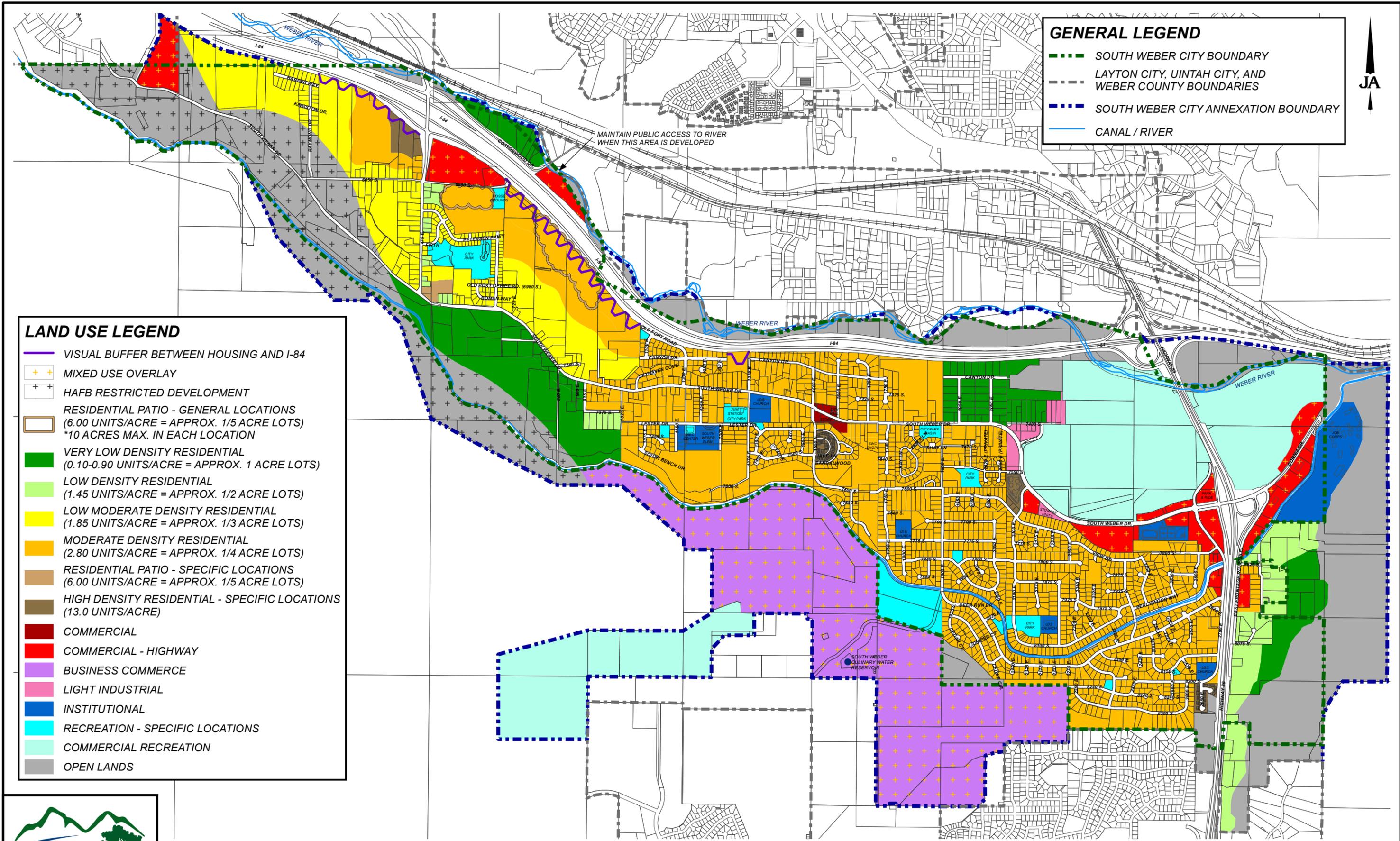
***ORDINANCE 16-06: AN ORDINANCE OF THE SOUTH WEBER CITY COUNCIL
AMENDING SOUTH WEBER CITY CODE CHAPTER 4.02, NUISANCES***

was passed and adopted the ____ day of _____ 2016, and certifies that copies of the foregoing Ordinance 16-06 were posted in the following locations within the municipality this ____ day of _____, 2016.

1. South Weber Elementary, 1285 E. Lester Drive
2. South Weber Family Activity Center, 1181 E. Lester Drive
3. South Weber City Building, 1600 E. South Weber Drive

Elyse Greiner, City Recorder





GENERAL LEGEND

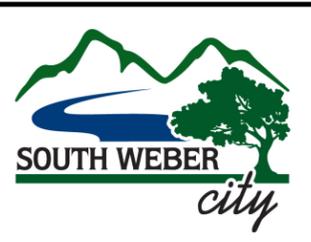
- - - SOUTH WEBER CITY BOUNDARY
- - - LAYTON CITY, UINTAH CITY, AND WEBER COUNTY BOUNDARIES
- - - SOUTH WEBER CITY ANNEXATION BOUNDARY
- CANAL / RIVER



LAND USE LEGEND

- VISUAL BUFFER BETWEEN HOUSING AND I-84
- + + MIXED USE OVERLAY
- + + HAFB RESTRICTED DEVELOPMENT
- RESIDENTIAL PATIO - GENERAL LOCATIONS (6.00 UNITS/ACRE = APPROX. 1/5 ACRE LOTS) *10 ACRES MAX. IN EACH LOCATION
- VERY LOW DENSITY RESIDENTIAL (0.10-0.90 UNITS/ACRE = APPROX. 1 ACRE LOTS)
- LOW DENSITY RESIDENTIAL (1.45 UNITS/ACRE = APPROX. 1/2 ACRE LOTS)
- LOW MODERATE DENSITY RESIDENTIAL (1.85 UNITS/ACRE = APPROX. 1/3 ACRE LOTS)
- MODERATE DENSITY RESIDENTIAL (2.80 UNITS/ACRE = APPROX. 1/4 ACRE LOTS)
- RESIDENTIAL PATIO - SPECIFIC LOCATIONS (6.00 UNITS/ACRE = APPROX. 1/5 ACRE LOTS)
- HIGH DENSITY RESIDENTIAL - SPECIFIC LOCATIONS (13.0 UNITS/ACRE)
- COMMERCIAL
- COMMERCIAL - HIGHWAY
- BUSINESS COMMERCE
- LIGHT INDUSTRIAL
- INSTITUTIONAL
- RECREATION - SPECIFIC LOCATIONS
- COMMERCIAL RECREATION
- OPEN LANDS

MAINTAIN PUBLIC ACCESS TO RIVER WHEN THIS AREA IS DEVELOPED



NOTES:

SCALE:
1 in = 1,800 ft

DATE:
09/23/2014

DESIGNED BEB

DRAWN BEB

CHECKED BKJ

JA CONSULTING ENGINEERS
JONES & ASSOCIATES

1716 East 5600 South
South Ogden, Utah 84403 (801) 476-9767

SOUTH WEBER CITY CORPORATION
GENERAL PLAN

PROJECTED LAND USE MAP

SHEET:
2
OF SHEETS
0