



## CITY COUNCIL AGENDA Wednesday, November 9, 2016

NOTICE IS HEREBY GIVEN that the Herriman City Council shall assemble for a meeting in the Herriman City Council Chambers, located at 13011 South Pioneer Street (6000 West), Herriman, Utah.

### 5:00 PM - WORK MEETING: *(Front Conference Room)*

1. **Council Business**
  - 1.1. Review of this evening's agenda
2. **Administrative Reports**
  - 2.1. Animal Control Report – Michelle Jones, Animal Control Officer
  - 2.2. Discussion of the Master Development Agreement for the Anthem Master Planned Community – Gordon Haight, Assistant City Manager
  - 2.3. Mountain View Economic Development Commission Discussion – Carmen Freeman, Mayor
  - 2.4. Discussion relating to Political Signage – Gordon Haight, Assistant City Manager
  - 2.5. Present the draft Economic Plan – Gordon Haight, Assistant City Manager
  - 2.6. Informational City Manager Updates
3. **Adjournment**

### 7:00 PM - GENERAL MEETING:

1. **Call to Order**
  - 1.1. Invocation and Pledge
  - 1.2. Approval of Minutes **September 28, 2016 & October 26, 2016**
  - 1.3. Council Recognitions
  - 1.4. Mayor's Comments
2. **Public Comment**

*Audience members may bring any item to the Mayor and Council's attention. Comments will be limited to two minutes. State Law prohibits the Council from acting on items that do not appear on the agenda.*
3. **Mayor and Council Comments**
  - 3.1. **City Council Board and Committee Reports**
4. **Reports, Presentations, and Appointments**
  - 4.1. Introduction and Oath of Office for the 2016-2017 Youth Council – Coralee Wessman-Moser, City Council/Youth Council Liaison
  - 4.2. Garden Chair Appreciation Presentation – Wendy Thomas, Director of Parks, Recreation and Events
  - 4.3. Introduction of new Unified Police Department Officers – Dwayne Anjewierden, Chief of Police
  - 4.4. Recognition of Events and Recreation Manager Danie Bills – Wendy Thomas, Director of Parks, Recreation and Events

- 4.5. Presentation of the Herriman City Fiscal Year 2015-2016 Financial Audit – Alan Rae, Finance Director
5. **Consent Agenda**
  - 5.1. Approval of a resolution approving updates to the Policy and Procedure Manual – Travis Dunn, Human Resources Manager
6. **Discussion and Action Items**
  - 6.1. Discussion and consideration of a resolution expressing support of a fee increase for new homes for Wasatch Front Waste and Recycling District – Pam Roberts, Executive Director
  - 6.2. Discussion and consideration of a text change to the Sign Ordinance for Large Commercial Signs (File No. 14Z16) – Bryn McCarty, City Planner
7. **Calendar**
  - 7.1. **Meetings**
    - November 17 – Planning Commission Meeting 7:00 p.m.
    - November 30 – Special City Council Meeting 5:00 p.m.
  - 7.2. **Events**
    - November 11 – Veterans’ Day
    - November 24-25 – Thanksgiving Holiday; City Offices Closed
8. **Closed Session (If Needed)**
  - 8.1. *The Herriman City Council may temporarily recess the City Council meeting to convene in a closed session to discuss the character, professional competence, or physical or mental health of an individual, pending or reasonable imminent litigation, and the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205*
9. **Adjournment**
10. **Recommence to Work Meeting (If Needed)**

In accordance with the Americans with Disabilities Act, Herriman City will make reasonable accommodation for participation in the meeting. Request assistance by contacting Herriman City at (801) 446-5323 and provide at least 48 hours advance notice of the meeting.

ELECTRONIC PARTICIPATION: Members of the City Council may participate electronically via telephone, Skype, or other electronic means during this meeting.

PUBLIC COMMENT POLICY AND PROCEDURE: The purpose of public comment is to allow citizens to address items on the agenda. Citizens requesting to address the commission will be asked to complete a written comment form and present it to Jackie Nostrom, City Recorder. In general, the chair will allow an individual two minutes to address the Council. A spokesperson, recognized as representing a group in attendance, may be allowed up to five minutes. This policy also applies to all public hearings.

I, Jackie Nostrom, the duly appointed, qualified, and acting City Recorder of Herriman City, Utah, do hereby certify that the above and foregoing is a full, true and correct copy of the agenda; it was emailed to at least one newspaper of general circulation within the geographic jurisdiction of the public body. The agenda was also posted at the principal office of the public body. Also posted on the Utah State Public Notice Website <http://www.utah.gov/pmn/index.html> and on Herriman City’s website at [www.herriman.org](http://www.herriman.org)

Posted and Dated this 3<sup>rd</sup> day of November 2016

Jackie Nostrom, CMC  
City Recorder



**CITY COUNCIL MINUTES**  
**Wednesday, September 28, 2016**  
**Awaiting Formal Approval**

*\*Due to technical difficulties, portions of this meeting were not recorded\**

The following are the minutes of the City Council Meeting of the Herriman City Council. The meeting was held on **Wednesday, September 28, 2016 at 5:00 p.m.** in the Herriman City Community Center Council Chambers, 13011 South Pioneer Street (6000 West), Herriman, Utah. Adequate notice of this meeting, as required by law, was posted in the Community Center, on the City's website, and delivered to members of the Council, media, and interested citizens.

**Presiding:** Mayor Carmen Freeman

**Council Members Present:** Jared Henderson, Nicole Martin, Craig B. Tischner and Coralee Wessman-Moser

**Staff Present:** City Manager Brett Geo. Wood, Assistant City Manager Gordon Haight, Director of Administration and Communications Tami Moody, City Attorney John Brems, Finance Director Alan Rae, Water Director Justun Edwards, Chief of Police Dwayne Anjewierden, EMS Bureau Chief Clint Smith, UFA Battalion Chief Riley Pilgrim, City Planner Bryn McCarty, Operations Director Monte Johnson, Parks and Recreation Director Wendy Thomas, City Engineer Blake Thomas, Events Manager Danie Bills, and Human Resource Manager Travis Dunn.

**5:00 PM - WORK MEETING:** *(Front Conference Room)*

**1. Council Business**

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

**1.1. Review of this evening's agenda**

**2. Administrative Reports**

**2.1. New Employee Introductions – Travis Dunn, Human Resources Manager**

Human Resources Manager Travis Dunn expressed his excitement with the recent group of new hires based on their knowledge and experience. He introduced each new employee by name and title: Katelyn Bowman, Utility Administration; Zach Shirk, Parks Technician I; Christy Cardwell, Human Resources Assistant; Mike Peterson, Parks Technician I; Kory Flarity, Streets Technician I; Wendy Thorpe, Administrative Assistant; Theodore Kranendonk, Streets Technician I. The Mayor and City Council shared their appreciation and excitement for the recently recruited employees.

**2.2. Unified Police Department Report – Dwayne Anjewierden, Chief of Police**

Unified Police Chief Dwayne Anjewierden offered an overview for calls for service. He noted that the level has been consistent; however, the types of calls and time spent on scene have increased. Chief Anjewierden explained that due to being short staffed and drawing resources from Riverton, response times have increased. He explained that response time could be lengthy because accidents along Mountain View Corridor take a long time and require additional travel time for officers.

**2.3. Discussion relating to Crane Park at the Herriman Towne Center – Wendy Thomas, Director of Parks and Recreation**

Director of Parks and Recreation Wendy Thomas presented a brief overview of the initial concept for Crane Park. It would integrate the idea of “duelling forts” with a large rope climbing structure in the center with material primarily comprised of black locust wood, steel and rope. Director Thomas continued with the “Tot Lot” play area specifically designed for children. Councilmember Tischner asked about the warranty on the ropes. City Manager Wood responded that he believed the ropes would come with a lifetime warranty.

**2.4. Informational City Manager Updates**

**3. [5:56:21 PM](#) Closed Session**

*3.1. The Herriman City Council may convene in a closed session to discuss the character, professional competence, or physical or mental health of an individual, pending or reasonable imminent litigation, and to discuss the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205*

*Councilmember Moser moved to temporarily recess the City Council work meeting to discuss the purchase, exchange or lease of real property as provided by Utah Code Annotated §52-4-205. Councilmember Henderson seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

The Council reconvened to the City Council work meeting at 7:01 p.m.

**4. Adjournment**

*The City Council adjourned the City Council work meeting by consensus at 7:02 p.m.*

**7:00 PM - GENERAL MEETING:**

**1. [7:03:18 PM](#) Call to Order**

Mayor Freeman called the meeting to order, and welcomed those in attendance. He recognized Scout Troops #1021 and #4015 and the Jordan School District representatives.

1.1. [7:04:23 PM](#) **Invocation and Pledge**

The invocation was offered by Scout Jake Norris and the Pledge of Allegiance was led by Scout Rhett Hagen.

1.2. [7:05:49 PM](#) **Approval of Minutes August 24, 2016**

*Councilmember Moser moved to approve the minutes of August 24, 2016 as written. Councilmember Henderson seconded the motion, and all voted aye.*

1.3. [7:06:10 PM](#) **Council Recognitions**

Councilmember Moser thanked City staff and the Unified Fire Authority for the assistance with the Senior Citizen Luncheon. She expressed her appreciation for the wisdom senior citizens provide to the community. Councilmember Moser introduced Unified Fire Authority Battalion Chief Riley Pilgrim, and extended her excitement to have him as part of the team.

1.4. [7:07:24 PM](#) **Mayor's Comments**

Mayor Freeman recognized Becky Marshall for her service to the City over the last 12 years, and extended best wishes as she decided to leave the City to advance her career. He also recognized Herriman Elementary students for walking or riding bikes to school.

2. [7:08:33 PM](#) **Public Comment**

Martha Black, 5374 West Alder View Court, relayed her concern of an incident where a crossing guard was nearly hit by a distracted driver. She noted that the community should do more to bring awareness to distracted driving. Councilmember Martin told a brief synopsis of the ongoing campaign in St. George regarding distracted driving.

Jolyn Place, 6389 West Heritage Hill Drive, extended her concern regarding the density related to the Anthem Development. She stated that the neighborhood had been told that more density could not be added or moved based on what had been approved. Ms. Place explained that with additional density, would place an additional burden on the schools, and suggested that a balance should be sought and enforced. She relayed her support of commercial growth, and encouraged that the development is maintained in the best interest of Herriman.

Rob Thomas, 12877 South 6000 West, expressed his concern of the speeding issue along 6000 West, and asked the Council to take immediate action. He requested to have high intensity lights installed, asphalt pathway installed, or having a strong Unified Police Department presence in the area.

3. **Mayor and Council Comments**

3.1. [7:22:48 PM](#) **City Council Board and Committee Reports**

Councilmember Moser reported that the Unified Fire Authority posted for the Fire Chief vacancy, and noted that applications would be accepted for three weeks before going through the interview process. She expressed her hopefulness that a Fire Chief would be appointed prior to Thanksgiving. Councilmember Moser recognized the newly appointed Youth Council Mayor, Rachel Hale. She also expressed her appreciation that the Youth Council would be volunteering their services at the Pumpkin Festival.

Councilmember Craig B. Tischner reported that the Wasatch Front Waste and Recycling District determined that they will not seek a fee increase. However, the District has discussed the possibility of implementing a start up fee for those individuals moving into homes or requesting additional cans for service to help offset costs. The start up fee may be between \$50 -\$100.

Mayor Freeman informed the audience that the Salt Lake Valley Law Enforcement Service Area (SLVLESA) approved an Interlocal Agreement for the allocation of assets including the Riverton precinct building upon the potential withdrawal of the City of Riverton from SLVLESA. He also noted of a meeting with South Valley Sewer District where a strong discussion commenced about water conservation, and explained that the item would be discussed in greater detail at the Retreat Meeting in January.

#### 4. Reports, Presentations, and Appointments

##### 4.1. [7:25:57 PM](#) **Jordan School District Presentation** – Lynn Crane, Jordan School District Board Member

Board Member Lynn Crane thanked the Council for the opportunity to present the the Jordan School District plan and bond. He shared a brief video with the Council that reviewed “what we’ve learned, needs and growth, the plan, and solutions” to better inform the public about the November 8, 2016 bond election. To see a video go to [www.jordanbond.org](http://www.jordanbond.org). Several open houses had been scheduled to answer questions.

Mayor Freeman commented that the five Mayors unanimously approved the bond. He publically extended his appreciation to the District for taking the necessary steps to make this bond more adaptable to the tax payers. Mayor Freeman also mentioned that the large classroom size does affect child development, and with overflowing classes, achievement would decline. Councilmember Moser voiced her support of the bond and the impact it would have on Herriman City. Councilmember Martin agreed. Councilmember Tischner thanked the District for their presentation and to clarify misconceptions.

Jordan School District Superintendent Susan Pulsipher expressed her appreciation to staff that have spent a tremendous amount of time trimming the numbers by 17-percent making the bond affordable for stakeholders and still having a quality building and a high quality education. Mayor Freeman thanked the District for their presentation.

##### 4.2. [7:49:13 PM](#) **Introduction of new Unified Police Department Officers** – Dwayne Anjewierden, Chief of Police

Chief Anjewierden thanked the Council for the opportunity to introduce three recently recruited officers: Officer Steve Peterson, Officer Cecilia Fowers, and Detective Cynthia Archuleta.

#### 5. Public Hearing

##### 5.1. [7:54:22 PM](#) **Public Hearing and consideration of a resolution to amend the Herriman City 2016-2017 Fiscal Year Budget** – Alan Rae, Finance Director

Finance Director Alan Rae informed the Council that the City has anticipated receiving several sources of funding that had not been placed in the original budget. He reviewed each anticipated item. Director Rae continued with the outline of incurred expenditures that related to the anticipated revenues.

Mayor Freeman opened the public hearing.

There were no comments offered with respect to the public hearing.

*Councilmember Moser moved to close the public hearing. Councilmember Martin seconded the motion, and all voted aye.*

*Councilmember Martin moved to approve Resolution No. R35-2016 approving an amendment to the 2016-2017 fiscal year budget including an additional \$20,000 appropriation for the median on 11800 South. Councilmember Tischner seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**6. [8:06:52 PM](#) Consent Agenda**

**6.1. Approval of the Monthly Financial Report – Alan Rae, Finance Director**

**6.2. Approval of a resolution approving an Interlocal Cooperative Agreement between Salt Lake County and Herriman City with respect to Aerial Photography – Steve Brown, GIS Manager**

*Councilmember Martin moved to approve the Consent Agenda as written. Councilmember Tischner seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**7. Discussion and Action Items**

**7.1. [8:07:24 PM](#) Discussion and consideration of a proposed rezone located at 5200 West Anthem Park Boulevard from MU-2 (Mixed Use) to C-2 (Commercial) (18Z16) – Bryn McCarty, City Planner**

City Planner Bryn McCarty informed the Council that this property is the Anthem Commercial Center, and is currently zone MU-2. The proposal is to zone the property commercial with no residential component included, and to comply with the General Plan. She noted that the Planning Commission recommended approval of the rezone.

Councilmember Moser prefaced that the Council is very sensitive to resident concerns about density. She noted that this item would not approve density, but there is a relationship with the interaction between the commercial use and mixed use. She expressed her desire to respect the concerns of the applicant with

respect to the use of the Wal-Mart location due to the viewshed, and the aspiration to have a clear view from the Mountain View Corridor.

*Councilmember Moser moved to approve Ordinance No. 2016-30 approving a rezone of lot number two and three located at approximately 5200 West Anthem Park Boulevard from MU-2 (Mixed Use) to C-2 (Commercial). Councilmember Henderson seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**7.2. [8:11:18 PM](#) Discussion and consideration of a proposed rezone located at 12600 South Anthem Park Boulevard from C-2 (Commercial) to R-2-10 (Medium Density Residential) (19Z16) – Bryn McCarty, City Planner**

Planner McCarty oriented the Council to the location of the property that had been planned as a commercial corner in the Anthem Development. The property owner has requested to rezone the property residential to incorporate it with the surrounding residential development. The rezone would be in compliance with the General Plan, and the Planning Commission recommended approval with the Zoning Condition of one unit per acre.

Councilmember Moser asked if an updated development plan had been received. Assistant City Manager responded that recently a site plan was submitted to the City; however, it had not been distributed to the City Council. Councilmember Moser requested to see the proposal. The Council agreed.

*Councilmember Henderson moved to continue the ordinance to propose a rezone located at 12600 South Anthem Park Boulevard from C-2 (Commercial) to R-2-10 (Medium Density Residential) to be able to see an updated layout to see how it would affect the surrounding areas. Councilmember Moser seconded the motion with a request include the exact number of units if this property were rezoned, and the number of units being contemplated specifically for this location.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**7.3. [8:14:03 PM](#) Discussion and consideration of a proposed rezone located at 12100 South 5200 West from R-2-10 (Medium Density Residential) to C-2 (Commercial) (17Z16) – Bryn McCarty, City Planner**

Planner McCarty informed the Council that this rezone is located adjacent to the Anthem Development, and is part of the planned commercial area along Mountain View Corridor. Councilmember Moser clarified that this parcel was owned by the City, and would be utilized as part of the detention basin for the commercial center. This was confirmed. Mayor Freeman asked about the size of the parcel. Planner McCarty responded that the subject property was six acres.

*Councilmember martin moved to approve ordinance no 2016-32 rezoning property located at approximately 12100 South 5200 West from R-2-10 (Medium Density Residential) to C-2 (Commercial). Councilmember Tischner seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**7.4. [8:15:34 PM](#) Discussion and consideration of an ordinance approving the Master Development Agreement for the Anthem Master Planned Community – John Brems, City Attorney**

City Attorney John Brems informed the Council that the Anthem Development Agreement for the Anthem Master Planned Community would conceptually allow for the transfer of density. Mayor Freeman expressed his concern that the Council has not received a site plan, and was uncomfortable discussing this item until further information has been disseminated. Councilmember Moser noted that the Council had tried to negotiate some transfer request of density, and how that would play into the Master Planned Community. The information that had been received is not adequate to approve the Development Agreement. Councilmember Henderson asked about the compelling argument that this development would pose a benefit to the residents. Councilmember Martin agreed that more information would be helpful, and quoted former Mayor Crane, “Cities don’t build cities, developers build cities.” She expressed appreciation to the developers who want to build within this community, and continued that the City has been working on negotiations for this development. Mayor Freeman added that he was open to further discussions regarding this topic.

*Councilmember Tischner moved to continue the ordinance to approve the Master Development Agreement for the Anthem Master Planned Community. Councilmember Henderson seconded the motion, and all voted aye.*

**7.5. [8:21:13 PM](#) Discussion and consideration of an ordinance approving the Master Development Agreement for the Anthem Commercial Project – John Brems, City Attorney**

Attorney Brems noted that this Development Agreement would take into consideration the commercial component of the Anthem Commercial excluding the Wal-Mart property. He recommended that the provision in paragraph nine (9) be deleted where it states that the City will construct the road and be open

on or before October 2017, and requested that the City has budgeted \$5 Million dollars for the construction of the road and anticipate adding additional budget subject to City Council approval as needed for the construction of the road be inserted.

Mayor Freeman asked Attorney Brems to review the Planning Commission recommended design criteria for brick. Attorney Brems responded that the design book would be attached to the Development agreement as an exhibit. Councilmember Moser asked if the Development Agreement warranted approval of the current standard. Attorney Brems responded that the Council could adjust the agreement as necessary. Councilmember Henderson reviewed the commercial design guidelines for the audience, and indicated that the request in this agreement would be an exception to the current ordinance.

Councilmember Moser recommended that the Council consider a higher percentage of building material other than Exterior Insulation and Finishing System (EIFS). She reviewed her proposal for the Design Guidelines as follows: the big box front total be comprised of masonry, glazing, metal canopy, metal grill sign back and metal wall trellis to total 50-percent using the existing percentages stated, but increasing the total amount to 50-percent, and amend the big box rear facade to total ten-percent of masonry, glazing, metal canopy, metal grill sign back and metal wall trellis not including the metal doors. The small retail A front increase to 60-percent of masonry, metal canopy, metal grill sign back and metal wall trellis, not modifying the existing percentages only increasing the desired category. The small retail A side to 60-percent of masonry, metal canopy, metal grill sign back and metal wall trellis. No amendment to small retail B front, and amend small retail B rear to 20-percent of masonry, metal canopy, metal grill sign back and metal wall trellis.

*Councilmember Moser moved to approve ordinance 2016-34 approving Master Development Agreement for the Anthem Commercial Project with the following modifications, and subject to City Attorney final review: to strike out paragraph nine (9) the provision regarding the city road open on or before 2017, and reference that the “City has budgeted \$5 Million dollars for the construction of roads and anticipate adding additional budget subject to City Council approval as needed for the construction of the roads”. Amend the Design Guidelines for the big box front total of masonry, glazing, metal canopy, metal grill sign back and metal wall trellis to total 50-percent using the existing percentages stated, but increasing the total amount to 50-percent, and amend the big box rear facade to total ten-percent of masonry, glazing, metal canopy, metal grill sign back and metal wall trellis not including the metal doors. The small retail A front increase to 60-percent of masonry, metal canopy, metal grill sign back and metal wall trellis, not modifying the existing percentages only increasing the desired category. The small retail A side to 60-percent of masonry, metal canopy, metal grill sign back and metal wall trellis. No amendment to small retail B front, and amend small retail B rear to 20-percent of masonry, metal canopy, metal grill sign back and metal wall trellis. Councilmember Martin seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**7.6. [8:37:39 PM](#) Discussion and consideration of a resolution approving a waiver of certain provision of the Cooperative Agreement by Public Agencies to create a new entity to provide fire protection and emergency medical services and rules of governance to allow for the appointment of two Deputy Chiefs – John Brems, City Attorney**

City Attorney Brems indicated that Herriman City and the Unified Fire Authority entered into an Interlocal Cooperative Agreement for fire services. He explained that a provision in the agreement outlines the specific administration structure that would not allow for appointments of additional Deputy Chiefs. Attorney Brems noted that the Unified Fire Authority administration would like to appoint an additional Deputy Chief. This would require either amending in the Interlocal Cooperative Agreement, or creating a waiver of the provision.

*Councilmember Moser moved to approve Resolution No. R37-2016 approving a waiver of certain provision of the Cooperative Agreement by Public Agencies to create a new entity to provide Fire Protection and Emergency Medical Services and Rules of Governance to allow for the appointment of two Deputy Chiefs. Councilmember Henderson seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**7.7. [8:39:47 PM](#) Discussion and consideration of an ordinance declaring approximately 6.284 acres of real property as surplus, and determining that a trade for 6.7 acres is in the best interest of the City and the consideration is adequate based on public policy factors – Gordon Haight, Assistant City Manager**

City Attorney Brems explained that this property trade is a part of the Wal-Mart project. He outlined the discrepancy in the acreage noting that the actual parcel size would consist of 7.182 acres and not 6.7 acres. Attorney Brems reminded the Council of the amended ordinance to allow the City to take into consideration public policy factors, subject to City Manager determination that the trade is in the best interest of the City. He recommended approval.

*Councilmember Martin moved to approve Ordinance No. 2016-35 declaring approximately 6.284 acres of real property located near 12137 South 5600 West, in Herriman, Salt Lake County, Utah, as surplus, and determining that a trade for 7.182 acres is in the best interest of the City and the consideration is adequate based on Public Policy Factors. Councilmember Tischner seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**7.8. [8:42:59 PM](#) Discussion and consideration of an ordinance declaring approximately 0.32 acres of real property as surplus, and determining that a trade for .55 acres is in the best interest of the City and the consideration is adequate based on public policy factors – Gordon Haight, Assistant City Manager**

Assistant City Manager Gordon Haight informed the Council that this property was a remnant piece of land that had been dedicated as a repository for impacted soils. The trade would give additional property for the future Public Works facility, as well as a 26-foot width right-of-way access to 5600 West.

*Councilmember Moser moved to approve ordinance No. 2016-36 declaring approximately .32 acres of real property located at or near the intersection of Herriman Parkway and Anthem Park Boulevard in Salt Lake County, Utah, as surplus and determining that a trade for .55 acres is in the best interest of the City and the consideration is adequate based on Public Policy Factors. Councilmember Henderson seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**8. [8:45:24 PM](#) Calendar**

**8.1. Meetings**

- ~~September 29 – Joint Planning Commission/City Council work meeting 6:00 p.m.~~  
Cancelled
- October 6 – Planning Commission Meeting 7:00 p.m.
- October 12 – City Council Work Meeting 5:00 p.m.; City Council Meeting 7:00 p.m.

**8.2. Events**

- October 8 – Miss Herriman Scholarship Pageant 7:00 p.m.; Herriman High School - 11917 South 6000 West, Herriman

**9. Closed Session (If Needed)**

9.1. *The Herriman City Council may temporarily recess the City Council meeting to convene in a closed session to discuss the character, professional competence, or physical or mental health of an individual, pending or reasonable imminent litigation, and the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205*

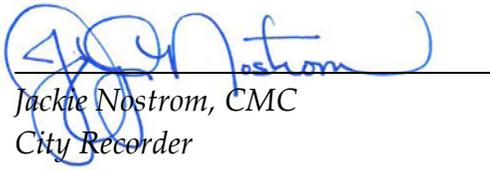
There was no closed session.

**10. [8:46:13 PM](#) Adjournment**

*Councilmember Martin moved to adjourn the City Council meeting. Councilmember Tischner seconded the motion, and all voted aye.*

**11. Recommence to Work Meeting (If Needed)**

*I, Jackie Nostrom, City Recorder for Herriman City, hereby certify that the foregoing minutes represent a true, accurate and complete record of the meeting held on September 28, 2016. This document constitutes the official minutes for the Herriman City Council Meeting.*



Jackie Nostrom, CMC  
City Recorder



## CITY COUNCIL MINUTES Wednesday, October 26, 2016 Awaiting Formal Approval

The following are the minutes of the City Council Meeting of the Herriman City Council. The meeting was held on **Wednesday, October 26, 2016 at 5:00 p.m.** in the Herriman City Community Center Council Chambers, 13011 South Pioneer Street (6000 West), Herriman, Utah. Adequate notice of this meeting, as required by law, was posted in the Community Center, on the City's website, and delivered to members of the Council, media, and interested citizens.

**Presiding:** Mayor Carmen Freeman

**Council Members Present:** Jared Henderson, Nicole Martin, Craig B. Tischner and Coralee Wessman-Moser

**Staff Present:** City Manager Brett geo. Wood, Assistant City Manager Gordon Haight, Director of Administration and Communications Tami Moody, City Recorder Jackie Nostrom, City Attorney John Brems, Finance Director Alan Rae, Water Director Justun Edwards, UFA Battalion Chief Riley Pilgrim, Operations Director Monte Johnson, Parks and Recreation Director Wendy Thomas, City Engineer Blake Thomas, Events Manager Danie Bills, Chief Building Official Cathryn Nelson, Human Resources Manager Travis Dunn, Communications Tech Destiny Skinner, Communications Tech Steve Cyr, and Administrative Assistant Shelly Peterson.

### **5:00 PM - WORK MEETING:** (*Front Conference Room*)

#### **1. 5:02:39 PM Council Business**

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

##### **1.1. 5:03:01 PM Review of this evening's agenda**

Councilmember Coralee Wessman-Moser referenced the Monthly Financial Summary and questioned the reduced franchise tax and operating fund. Finance Director Alan Rae indicated that he would conduct some research and report back to the Council.

Assistant City Manager Gordon Haight informed the Council of a rezone correction to take into consideration the recommendation of the Planning Commission that would be considered in the general meeting, and distributed a corrected ordinance. City Attorney John Brems added that the rezone application request only intended the north-east side of Mountain View Corridor be considered.

**5:08:49 PM** *Councilmember Nicole Martin arrived.*

Mayor Freeman referenced the Resolution expressing support of the Jordan School District Bond and expressed his position for the Council to act on the resolution to show support. A discussion ensued whether City Government should offer an opinion on voting issues.

## 2. Administrative Reports

2.1. [5:10:40 PM](#) **Human Resources Policy Updates** – Travis Dunn, Human Resources Manager  
Human Resources Manager Travis Dunn indicated that multiple City policies need to be updated to solidify regulations, City practices and culture. He noted that the Work Week Policy needed to be addressed to update the definition of when the work week begins and ends to protect the City from overtime calculations. The next policy that was discussed was benefits. Manager Dunn reminded everyone that during the last benefits renewal cycle, there had been discussions with direction given to the City to look at putting in place a policy covering 80-percent of medical and dental increased each year. He recommended adding the direction to the policy in order to solidify insurance coverage each year. Manager Dunn noted that the City will look to add verbiage for determining benefit coverage in accordance with the Affordable Care Act. The Council expressed their support of the change.

[5:14:43 PM](#) *Councilmember Jared Henderson arrived.*

Manager Dunn explained that the City has been looking for direction on the employee dress code policy, and questioned if the Council would like to keep it short and simple or whether there was a preference to provide a longer version with guidelines. He observed the positive and negative impacts each policy could offer. Councilmember Moser asked if the managers would relay their preference. Management staff was divided on what policy they would like to have implemented. Councilmember Moser recommended that each department should draft a department based guidelines to tailor the needs of each division, and have it approved through Human Resources and the City Manager. The Council agreed. Mayor Freeman suggested that the guidelines be reviewed by the City Attorney in an effort to avoid potential litigation.

2.2. [5:51:24 PM](#) **Presentation of the Credit Card Policy** – Alan Rae, Finance Director  
Finance Director Alan Rae indicated that the Finance Department has been working to draft policies and procedures for finance and accounting functions. The Credit Card Use Policy documents the current practice with the City credit cards. The policy fairly represents how the process is currently operating, and would formalize the policy. Councilmember Moser asked if the Arts Council had a card assigned to the board. Director Rae confirmed. He noted that he had been apprehensive about it, but there has never been an issue with documentation that has been submitted.

[5:57:38 PM](#) *Councilmember Moser was excused from the Work Meeting.*

Director Rae reviewed the process required for employees to submit a request to attend and travel for training. Mayor Freeman expressed his concern about guarding from excessive spending. Director Rae responded that the next policy would cover per diem amounts established by the General Services Administration (GSA). Councilmember Martin recommended having Utah State Auditor John Dougall review and provide input prior to the adoption of the policy. Councilmember Henderson expressed his support to have a written policy in place.

Director Rae outlined the monthly verification and approval process for all purchases, and noted that the Finance Department reviews each log for compliance with City policy.

Councilmember Craig B. Tischner expressed his concern about non-authorized individuals making purchases on City purchasing cards. City Manager Wood told a short anecdote where unauthorized purchases had been charged to the City utilizing the Purchasing Order method. Director Alan reminded the

Council that the same challenge would remain if a reimbursement check was requested. Councilmember Martin asked if there was a check and balance procedure that is currently being conducted. This was verified. Councilmember Tischner asked how the City would know if the purchases are used for the intended purpose. City Manager Brett Wood responded that purchases are scrutinized through three different channels.

**2.3. [6:25:08 PM](#) Arts Council Dovetail with Jordan School District – Wendy Thomas, Director of Parks and Recreation**

Director of Parks and Recreation Wendy Thomas proposed a potential auditorium enhancement with the future Herriman Middle School. The School District is currently talking with an architect for the design of the structure and would be an appropriate time to collaborate about the venture. Director Thomas outline three different options (1) leave the proposed middle school auditorium the way it is with no upgrades or additions; (2) upgrade the proposed middle school auditorium to the level of Herriman High School for the estimated cost of \$1.5 million; or (3) upgrade the proposed middle school auditorium to the level of Mount Jordan Middle School for the estimated cost of \$2.5 million. Councilmember Martin questioned the cost savings of collaborating with Jordan School District as opposed to building a Performing Arts Center. Director Thomas responded that she would research the information and inform the Council. Mayor Freeman thanked Director Thomas for the intuitive approach.

**2.4. [6:32:19 PM](#) Capital Projects Priority List – Blake Thomas, City Engineer**

City Engineer Blake Thomas noted that the Engineering Department has been focusing on a comprehensive list of capital projects, and is looking to determine a priority for each project. He explained that the funding sources are comprised of the General Fund, Storm Drain Impact Fees, and Transportation Impact fees. The rating criteria on a scale from zero to ten include: risk, safety, criticality, and economical. Engineer Thomas reminded the Council that some projects outlined are required due to written agreements.

[6:48:19 PM](#) *Councilmember Moser reconvened the Work Meeting.*

Engineer Thomas presented the list of the capital projects to determine which items are considered top priority, and wanted to ensure that the rating criteria reflected appropriately the desire of the Council. He explained that if one project moves up on the list, another project would need to move down.

**2.5. Informational City Manager Updates**

**3. [6:58:02 PM](#) Adjournment**

*Councilmember Moser moved to adjourn the City Council work meeting. Councilmember Tischner seconded the motion, and all voted aye.*

**7:00 PM - GENERAL MEETING:**

**1. [7:04:59 PM](#) Call to Order**

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

**1.1. [7:05:19 PM](#) Invocation and Pledge**

The invocation was offered by Miss Herriman 2016 McKenzie Jensen and the Pledge of Allegiance was led by Miss Herriman Second Attendant Cassandra Francis.

**1.2. [7:06:50 PM](#) Approval of Minutes October 12, 2016**

*Councilmember Moser moved to approve the minutes of October 12, 2016 as written. Councilmember Henderson seconded the motion, and all voted aye.*

### 1.3. [7:07:10 PM](#) **Council Recognitions**

Councilmember Moser recognized Fort Herriman Middle School Orchestra who performed a fantastic concert earlier this evening. She also informed the audience that the Unified Fire Authority retained Chief Legal Officer Brian Roberts who will begin duties on November 14, 2016. She noted that the Fire Chief application period had ended, and suggested that interviews would be held next week. Councilmember Moser stated that the State Auditor would be presenting findings within the UFA over the next month.

### 1.4. [7:07:47 PM](#) **Mayor's Comments**

Mayor Freeman noted that he signed an affidavit at the Utah National Guard Office acknowledging Herriman City has been nominated for a national award called the Army Community Partnership.

## 2. [7:08:41 PM](#) **Public Comment**

Rob Thomas, expressed his desire to reiterate to the Council install high intensity lights, an asphalt path, or have more of a Unified Police Department presence along 6000 West. He noted that the public has been requesting for improvements along 6000 West since 2009.

## 3. **Mayor and Council Comments**

### 3.1. **City Council Board and Committee Reports**

Mayor Freeman reported that the Mountain View Committee will meet to discuss the vision of the western portion of the Salt Lake Valley.

## 4. **Reports, Presentations, and Appointments**

### 4.1. [7:29:28 PM](#) **Miss Herriman Courageous Recognition to Contestant Aubrey Mansfield – Sarah Pettit, Miss Herriman Director**

Miss Herriman Director Sarah Pettit apologized that Miss Aubrey Mansfield was unable to attend the meeting due to an illness. She noted that Ms. Mansfield would meet at a later date with Mayor Freeman to receive the Miss Herriman Courage Award.

### 4.2. **2015 Miss Herriman Appreciation – Sarah Pettit, Miss Herriman Director**

Miss Herriman Director Sarah Pettit expressed her admiration of the outgoing Miss Herriman and noted that she represented her community extremely well. 2015 Miss Herriman Tanesha Bland thanked the Council and City for their support and for the opportunity to learn and grow. She extended her gratitude to everyone who donated to her shoe fundraiser which collected over 7,000 pairs of shoes to provide to the people of Burkina Faso.

### 4.3. [7:25:13 PM](#) **2016 Miss Herriman Royalty Recognition and Introduction – Sarah Pettit, Miss Herriman Director**

The City Council welcomed the new Herriman Royalty Queen McKenzie Jensen, First Attendant Brinlee Johnson, and Second Attendant Cassandra Francis.

### 4.4. [7:32:59 PM](#) **2016 Blackridge Reservoir Review – Wendy Thomas, Director of Parks and Recreation**

Parks and Recreation Director Wendy Thomas reviewed the 2016 Blackridge season and focused on the parking permit program that was passed by ordinance earlier this year. At a meeting earlier this year Council requested to revisit the program at the conclusion of the season. She extended her appreciation to Director Moody and Assistant City Manager Haight for their work regarding the parking program.

A letter was mailed earlier this month to property owners in the affected area which informed them of this meeting to invite them to attend and speak publically to share their comments or suggestions. There were no comments received regarding Blackridge from those property owners.

Unified Police Department reported that they issued twenty-six (26) parking citations, fifteen (15) of which were on July 4. The majority of those citations were on Aurora Vista Drive and Ashland Ridge Drive. The Reservoir was closed for 15 days from July 18 through August 2 due to the algal bloom in Utah Lake, so there may have been more citations and issues if the reservoir had been open. Director Thomas relayed staff recommendation to continue the Blackridge Parking Permit Program for 2017 as per Ordinance.

Councilmember Henderson asked when the survey had been conducted. Director Thomas responded that questions were gathered throughout the entire summer. Councilmember Martin indicated that this was a good collaborative effort between residents and Elected Officials working well together, and relayed her desire to reassure residents that the Council will keep looking at the issue.

## 5. [7:38:22 PM](#) Consent Agenda

### 5.1. **Approval of the Monthly Financial Report** – Alan Rae, Finance Director

*Mayor Freeman removed the Monthly Financial Report from the Consent Agenda.*

Finance Director Alan Rae clarified that the Franchise Tax will increase as the weather turns colder, and explained that Questar Gas does not pay during the summer months. He reported that the Operations Water Fund depreciation cannot be applied until the conclusion of the audit.

*Councilmember Moser moved to approve the Monthly Financial Report. Councilmember Martin seconded the motion, and all voted aye.*

## 6. Discussion and Action Items

### 6.1. [7:40:46 PM](#) Discussion and consideration of a resolution expressing support of the Jordan School District \$245 Million bond – Lynn Crane, Jordan School District Board Member

Board Member Lynn Crane thanked the Council in considering adoption of a resolution expressing support of the bond. Current facilities have not been constructed to handle capacity by 2021. He relayed his excitement for Election Day to see if the Initiative is successful, as he thanked the Council for their support.

Mayor Freeman thanked the District for their effort of reducing the bond amount and for keeping cities abreast of the five-year plan. Councilmember Martin thanked Superintendent Patrice Johnson and the District in taking the constructive criticism and becoming enormously responsive to the public. Councilmember Moser thanked the District for the collaboration efforts with cities, and complemented Dr. Johnson and the Jordan School District Board.

*Councilmember Moser moved to approve Resolution No. R38-2016 expressing support of the proposed Jordan School District \$245 Million Bond. Councilmember Martin seconded the motion.*

*The vote was recorded as follows:*

*Councilmember Jared Henderson*

*Nay; Councilmember Henderson explained that this resolution was not required, and that the Jordan School District asked the City for consideration. He expressed his position that each voter should be educated and to vote for themselves, and relayed a potential risk of personal injury based on his current employment. Councilmember*



*Councilmember Moser moved to approve Ordinance No. 2016-35 approving a rezone of 15.12 acres located at approximately 15102 South 3200 West from A-1 (Agricultural) to C-2 (Commercial). Councilmember Martin seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**6.4. [8:07:24 PM](#) Discussion and consideration of a proposal to rezoning 2.56 acres located at approximately 15102 South 3200 West from A-1 (Agricultural) to C-2 (Community Commercial) (File No. 22Z16) – John Brems, City Attorney**

Attorney John Brems oriented the Council of the location of the rezone. He relayed the Planning Commission recommendation.

*Councilmember Martin moved to approve Ordinance No. 2016-36 approving a rezone of 2.56 acres located at approximately 15102 South 3200 West from A-1 (Agricultural) to C-2 (Commercial). Councilmember Henderson seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**6.5. [8:08:27 PM](#) Discussion and consideration of a proposal to rezoning 2.56 acres located at approximately 15102 South 3200 West from A-1 (Agricultural) to C-2 (Community Commercial) (File No. 23Z16) – John Brems, City Attorney**

Attorney John Brems oriented the Council of the location of the rezone. He relayed the Planning Commission recommendation. Councilmember Henderson asked if all of the rezones had the same property owners. Attorney Brems confirmed that there were different property owners. Councilmember Henderson expressed his excitement of the commercial development as a result of RSL.

*Councilmember Henderson moved to approve Ordinance No. 2016-37 approving a rezone of 2.56 acres located at approximately 15102 South 3200 West from A-1 (Agricultural) to C-2 (Commercial). Councilmember Martin seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**6.6. [8:09:29 PM](#) Discussion and consideration of a proposal rezoning 10.25 acres located at approximately 15102 South 3200 West from A-1 (Agricultural) to C-2 (Community Commercial) (File No. 24Z16) – John Brems, City Attorney**

Attorney John Brems oriented the Council of the location of the rezone. He relayed the Planning Commission recommendation.

*Councilmember Moser moved to approve Ordinance No. 2016-38 approving a rezone of 10.25 acres located at approximately 15102 South 3200 West from A-1 (Agricultural) to C-2 (Commercial). Councilmember Henderson seconded the motion.*

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

**7. [8:10:57 PM](#) Calendar**

**7.1. Meetings**

- November 3 – Planning Commission Meeting 7:00 p.m.
- November 9 – City Council Work Meeting 5:00 p.m.; City Council Meeting 7:00 p.m.

**7.2. Events**

- October 31 – Halloween
- November 6 – Daylight Savings (end)
- November 8 – Election Day

**9. [8:11:30 PM](#) Adjournment**

*Councilmember Martin moved to adjourn the City Council meeting and reconvene in the work meeting.. Councilmember Tischner seconded the motion, and all voted aye.*

**10. [8:17:59 PM](#) Recommence to Work Meeting (If Needed)**

City Engineer Thomas continued with the Capital Project Priority list, and asked the Council about the possibility of installing a safe walking route along 7530 West. He relayed the developer request to install the improvements and be reimbursed through impact fees, and asked the Council for direction. Councilmember Moser asked what the priority level is for this project. Engineer Thomas responded that it was the highest priority of similar projects. The Council asked for staff to come back with details.

[8:33:22 PM](#) City Manager Brett Wood informed the Council that he met with resident Rob Thomas to discuss options that he had presented. He noted that the asphalt pathway posed a high cost with the relocation of power lines, and would not mitigate much risk. He relayed a suggestion to implement a cross hatching painting. The Council expressed their desire to look more into the recommendation.

City Manager Wood and the Council held a discussion to determine a name for the “U” road.

8. **9:13:31 PM Closed Session (If Needed)**

8.1. *The Herriman City Council may temporarily recess the City Council meeting to convene in a closed session to discuss the character, professional competence, or physical or mental health of an individual, pending or reasonable imminent litigation, and the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205*

*Councilmember Moser moved to temporarily recess the City Council work meeting to discuss pending or reasonably imminent litigation, and the purchase, exchange or lease of real property as provided by Utah Code Annotated §52-4-205. Councilmember Tischner seconded the motion.*

*The vote was recorded as follows:*

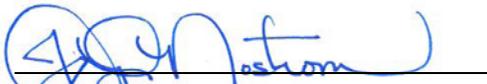
<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Coralee Wessman-Moser</i>	<i>Aye</i>
<i>Councilmember Craig B. Tischner</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Mayor Carmen Freeman</i>	<i>Aye</i>

*The motion passed unanimously.*

The Council reconvened to the City Council work meeting at 9:48 p.m.

*Councilmember Moser moved to adjourn the City Council Work Meeting at 9:48 p.m. Councilmember Martin seconded the motion, and all voted aye.*

*I, Jackie Nostrom, City Recorder for Herriman City, hereby certify that the foregoing minutes represent a true, accurate and complete record of the meeting held on October 26, 2016. This document constitutes the official minutes for the Herriman City Council Meeting.*




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Jackie Nostrom, CMC  
City Recorder



## STAFF REPORT

**DATE:** 11/02/2016  
**TO:** The Honorable Mayor and City Council  
**FROM:** Travis Dunn- HR Manager  
**SUBJECT:** **Herriman City Policy Approval**

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### **RECOMMENDATION:**

Multiple City policies are needing updates to solidify regulations, City practices and our culture. After a discussion at the previous City Council we are looking to approve the changes discussed.

### **BACKGROUND:**

During the City Council Work Meeting on October 26, we reviewed the proposed changes to policy. City Council reviewed changes and provided recommendations. Recommendations were added into the policies.

### **DISCUSSION:**

To approve changes to the City Policy during City Council meeting.

### **ALTERNATIVES:**

To leave the current policy as it stands.

### **FISCAL IMPACT:**

NONE

**HERRIMAN, UTAH**  
**RESOLUTION NO. R**

**A RESOLUTION APPROVING AN AMENDMENT TO THE HERRIMAN CITY  
POLICY AND PROCEDURE MANUAL WITH RESPECT TO BENEFITS,  
DRESS CODE AND WORK WEEK**

**WHEREAS**, the Herriman City Council (“*Council*”) met in regular session on November 9, 2016, to consider, among other things, approving an amendment to the Herriman City Policy and Procedure Manual with respect to benefits, dress code and work week; and

**WHEREAS**, various amendments to the Herriman City Policy and Procedures Manual have been presented to and reviewed by the Council, copies of the amendments are attached hereto; and

**WHEREAS**, the Council desires to adopt the attached amendments.

**NOW, THEREFORE, BE IT RESOLVED** that the attached amendments be approved and inserted in the appropriate places in the Herriman City Policy and procedures Manual and the same be communicated to all Herriman employees.

**THIS RESOLUTION**, assigned No. R\_\_\_-2016, shall take effect immediately upon passage and acceptance as provided herein.

**PASSED AND APPROVED** this 9<sup>th</sup> day of November 2016.

**HERRIMAN**

By: \_\_\_\_\_  
**Carmen Freeman, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Jackie Nostrom, City Recorder**

3. INSURANCE. All insurance products provided by the City are benefits and are not guaranteed. Each year and in accordance to approved budget, benefit coverage and premium costs will be evaluated. Insurance is provided to regular full-time employees working more than 30 hours a week.

A, Benefits Determination- The City uses the following to determine full-time employment status for health insurance benefit coverage in accordance to the Affordable Care Act.

- **Measurement Period** -The Measurement Period “or look-back period” is a safe harbor method to provide employers the option to use a look-back measurement period of up to 12 consecutive calendar months to determine whether variable hour employees or seasonal employees are full-time employees, without being subject to a payment under § 4980H for this period with respect to those employees. This period goes from Jan 1 to Dec 31 of the previous year.

For a new hire or if an employee changes from a full-time status (30+ hours/week) to a part-time status (less than 30 hours a week), benefits will be determined on a monthly look back schedule until a new measurement period begins.

- **Stability Period** – The period of time a “variable hour” employee that averaged 30 hours during the measurement period would be treated as a full-time employee regardless of the employee’s number of hours of service during the stability period, so long as he or she remained an employee. The stability period cannot be less than the measurement period. This period goes from Jan 1 to Dec 31 of the current year.
- **Administrative Period** – The administrative period includes all periods between the start date of a new variable-hour or seasonal employee and the date the employee is first offered coverage under the employer’s group health plan, other than the initial measurement period. This provides a period of time to evaluate eligibility and to complete the benefit enrollment process. This period is 30 days from an employee’s start date or change in status date.

B. Medical and Dental Insurance. The City pays 80% of the cost of health and dental insurance for an employee and their family.

~~6. APPEARANCE. Employees must present a favorable impression during any contact or potential contact with the public. Therefore, all employees are expected to maintain a neat, clean, and professional appearance. Beards, mustaches, and hair must be neatly trimmed. Standards of dress shall be appropriate to the job and the tasks to be accomplished. Office personnel shall, at a minimum, dress in casual business attire. The following items are considered to be unacceptable attire: clothing that has logo's, slogans, or sayings (except a manufacturer logo or Herriman logo), an athletic shoe, rubber-soled flip flops, rubber-soled crocks, denim pants, T-shirts, halter tops, tank tops, tube tops, beachwear, midriff length, or off-the-shoulder tops, unreasonably loose, baggy, revealing, provocative, sheer, transparent, tight-fitting, frayed, holey, torn, dirty, or cutoffs. Field personnel shall, at a minimum, wear Herriman logo shirts, coats or jackets that do not have logo's, slogans, or sayings (except a manufacturer logo), hats, and pants that are not unreasonably loose, baggy, revealing, provocative, sheer, transparent, tight fitting, frayed, holey, torn, dirty, or cut off, and appropriate footwear in accordance with applicable standards. Temporary employees shall wear Herriman logo T-shirts that are not unreasonably loose, baggy, revealing, provocative, sheer, transparent, tight fitting, frayed, holey, torn, dirty, or cut off. Casual dress days are authorized when approved by the City Manager. If an employee's attire is questionable, the employee's supervisor will hold a private discussion with the employee regarding the inappropriateness of the attire. If an observed policy violation occurs, the employee will be sent home immediately, instructed to return dressed in more appropriate clothing, and placed on leave without pay status for the period of absence from work.~~

6. APPEARANCE: We expect our staff to dress professionally and present a professional demeanor in accordance of their duties for the day. Professional dress is based on the job duties/assignments for the day and the level of interactions with residents and business partners. As a guideline the City leans towards a conservative nature, we trust our employees to dress in the best way to best represent the City and build the confidence of our residents.

Managers can make determinations and department specific guidelines on if employees are meeting appearance expectations and provide appropriate correction; any inconsistencies between departments will be reviewed by Human Resources and/or the City Manager as needed.

#### 4. WORK WEEK.

~~A. For most administrative positions the work week begins on Friday at 12:00:00p.m. (noon) and ends on the following Friday at 11:59:59a.m.~~

~~B. For most operational and water positions the work week begins Thursday at 12:00:00a.m. (midnight) and ends on the following Thursday at 11:59:59p.m.~~

~~C. Certain employees may require alternative workweeks. These positions will have the workweek communicated to them at hire or before the start of the pay period.~~

A. Most City employee's work a 9x9 schedule. Work weeks for these employees start on Friday 4 hours after the start of their normal start time. i.e.

- If your normal start time is 7am then your workweek starts at 11am each Friday.
- If your normal start time is 7:30am then your workweek starts at 11:30am each Friday.

B. Work schedules may vary among departments to accommodate the operational needs of the department and the City. Employees working altering schedules will have the workweek communicated to them at the time of hire or prior to the start of the pay period the change takes effect. .



Wasatch Front Waste and Recycling District. 604 West 6960 So. Midvale, Utah. 84047. 385.468.6336

City of Herriman  
c/o Mayor  
13011 South Pioneer Street (6000 West)  
Herriman, UT 84096

Dear Mayor

Wasatch Front Waste and Recycling District's Administrative Control Board (the board), of which Craig Tischner from Herriman is a representative, has approved an adjustment of the fees paid by contract customers for waste and recycling services, and has also approved the introduction of a new fee, as stated in the enclosed Wasatch Front Waste and Recycling 2017 fee schedule.

We would like to introduce to you the amended fee schedule that is being proposed, to primarily amend fees charged for contract services of \$5.00 per container/per month and \$1.00 per side load can/per month, and enact a \$50 fee for new customers, to help offset the cost of the waste and recycling cans furnished.

The District has in place certain measures that must be met in order to adjust service fees.

Section 6.A. of the District creation and operation Resolution adopted by the Salt Lake County Council defines "basic services" provided by the District as services "that all District residents are expected to receive as follows: curbside waste and recycling, area cleanup, curbside Christmas tree collection, central collection for glass and leaves and landfill vouchers" but not "subscription services" such as "curbside glass" or "curbside green" collection, for which only voluntarily subscribing customers are charged and [the District] also imposes administrative fees, late/delinquent fees, non-residential fees and rental cans/trailer fees that are not fees for basic services (collectively 'subscription and other fees')."

Section 6.A. of the County Resolution also declares that "[a]n increase in a basic service charge will not be effective until it has been authorized by a majority of the governing bodies that have representation on the Board as reflected in letters, minutes, or other written confirmation of the approval."

I would appreciate an affirmative confirmation of approval for increased fees for these services, from your City.

For your convenience, I have included a resolution template for the City Council's adoption and if you so choose, a simple Confirmation of Approval that can be signed and returned to the District is included as well.

I appreciate your consideration of this request and look forward to your authorization of the basic fee proposals for 2017 through the return of the signed Confirmation of Approval or other written confirmation of approval.

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Wasatch Front Waste and Recycling District. 604 West 6960 So. Midvale, Utah. 84047. 385.468.6336

If you have any questions, please do not hesitate to contact me on my cell phone, 801-550-6324, or you can discuss the questions with Craig Tischner. I look forward to the return of the signed Confirmation of Approval or other confirmation of the 2017 basic service fees by the Herriman Council at your early convenience.

Yours Sincerely,

Pam Roberts  
Executive Director,  
Wasatch Front Waste and Recycling District  
385.468.6325

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**HERRIMAN, UTAH**  
**RESOLUTION NO. R**

**A RESOLUTION OF HERRIMAN CITY COUNCIL EXPRESSING SUPPORT TO WASATCH FRONT WASTE AND RECYCLING DISTRICT FOR THE PURPOSE OF AMENDING A GENERAL SCHEDULE OF THE FEES CHARGED BY THE DISTRICT FOR GARBAGE SERVICES AND OTHER FEES.**

**WHEREAS**, The Administrative Control Board of the Wasatch Front Waste and Recycling District proposes to increase service charges for contracted services [and impose new basic service charges] as stated in the enclosed fee schedule. Herriman City is represented on the Administrative Control Board by Councilmember Craig B. Tischner; and

**WHEREAS**, Section 6.A. of the Salt Lake County Council Resolution pursuant to which the District was created and operates defines “basic services” provided by the District as services “that all District residents are expected to receive as follows: curbside waste and recycling, area cleanup, curbside Christmas tree collection, central collection for glass and leaves and landfill vouchers” but not “subscription services” such as “curbside glass collection, for which only voluntarily subscribing customers are charged and [the District] also imposes administrative fees, late/delinquent fees, non-residential fees and rental cans/trailer fees that are not fees for basic services (collectively ‘subscription and other fees’).”; and

**WHEREAS**, Section 6.A. of the Salt Lake County Resolution also declares that “[a]n increase in a basic service charge will not be effective until it has been authorized by a majority of the governing bodies that have representation on the Board as reflected in letters, minutes, or other written confirmation of the approval.”

**NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF HERRIMAN CITY,**

**Section 1.** Hereby enacts the resolution, approving the amendment of the “Wasatch Front Waste and Recycling District General Fee Schedule:’

**GENERAL FEE SCHEDULE**

**1. General Fee Schedule Amended.** The following is an enactment listing the specific fees for the Garbage Services as they shall be established as of the effective date of this Resolution:

**Section 2.** All fees and charges not listed in this Resolution which are contained in or promulgated pursuant to any current resolutions shall remain in full force and effect, unless and until duly modified.

**Section 3.** All fees and charges contained in any current resolutions inconsistent herewith, are hereby repealed to the extent of the inconsistency, but in all other respects such resolutions shall remain in full force and effect.

**Section 4.** This Resolution is to be construed to be consistent with any and all State, County and Federal laws and regulations concerning the subject matter hereof. If any section, sentence, clause or phrase of this Resolution is held invalid by any court of competent jurisdiction, then said ruling shall not affect the validity of the remaining portions.

**BE IT FURTHER ENACTED AND RESOLVED THAT THIS RESOLUTION SHALL**

**TAKE EFFECT UPON THE 1<sup>ST</sup> DAY OF JANUARY 2017.**

**PASSED AND APPROVED** this 9<sup>th</sup> day of November 2016.

**HERRIMAN**

**ATTEST:**

By: \_\_\_\_\_  
**Carmen Freeman, Mayor**

\_\_\_\_\_  
**Jackie Nostrom, City Recorder**



Wasatch Front Waste and Recycling District. 604 West 6960 So. Midvale, Utah. 84047. 385.468.6336

## Herriman City Confirmation of Approval of Fee Changes

Herriman City Council has considered the proposed 2017 basic fee increases [and basic new fees] of the Wasatch Front Waste and Recycling District and hereby does authorize the same.

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**, Mayor**

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**Date**



# Wasatch Front Waste and Recycling District

## 2017 General Fee Schedule

Residential Fee Schedule			
Waste/Recycling Collection Fees	Monthly	Annual	2016
Refuse 1st Cart .....	\$14.75	\$ 177.00	\$14.75
Refuse-Additional Carts.....	\$15.00	\$ 180.00	\$15.00
Indigent Relief** .....	\$8.00	\$ 96.00	\$7.37
Seasonal Residents (Big Cottonwood Canyon).....	\$8.00	\$ 96.00	\$7.37
Green Waste-1st Cart.....	\$9.50	\$ 114.00	\$9.50
Green Waste-Additional Carts.....	\$3.00	\$ 36.00	\$3.00
Green Waste One-time Start-up Fee.....	\$60.00	\$ -	\$60.00
Glass Waste 1st Cart.....	\$8.00	\$ 96.00	\$8.00
Glass Waste-Additional Cart.....	\$2.00	\$ 24.00	\$2.00
Glass Waste One-time Start-up Fee.....	\$45.00	\$ -	\$45.00
Trailer Program Fees	Monthly	Annual	2016
Green Waste Trailer.....	\$40.00	\$ -	\$40.00
Bulk Waste Trailer (Includes 2 Tons.....	\$125.00	\$ -	\$125.00
Penalties (up to).....	\$100.00	\$ -	\$100.00
Miscellaneous Charges	Monthly	Annual	2016
Cart Pick-up and Delivery Charge.....	\$10.00	\$ -	\$10.00
Damaged Cart Replacement (Customer Caused).....	\$70.00	\$ -	\$70.00
Replacement Cart (Customer Request).....	\$50.00	\$ -	\$50.00
Missing Cart Replacement (reduced \$10 with police report).....	\$70.00	\$ -	\$70.00
New Home Cart Delivery Charge.....	\$10.00	\$ -	\$ -
New Home Cart Fee .....	\$50.00	\$ -	\$ -
Additional Fees			2016
Bank-NSF (up to).....	\$20.00	\$ -	\$20.00
Bank/Admin Fees (Customer error).....	\$5-\$50	\$ -	\$5-\$50
Delinquent Administration Fee.....	8% of balance	\$ -	\$20.00
Interest or Late Payments.....	18% APR	\$ -	18% APR



# Wasatch Front Waste and Recycling District

Special Service Accounts			
Refuse	Monthly	Annual	2016
<b>4 Yard Front Load Container</b>			
1 X per Week .....	\$85.00	\$ 1,020.00	\$80.00
2 X's per Week.....	\$165.00	\$ 1,980.00	\$160.00
3X's per Week.....	\$245.00	\$ 2,940.00	\$240.00
4X's per Week.....	\$325.00	\$ 3,900.00	\$320.00
5X's per Week.....	\$405.00	\$ 4,860.00	\$400.00
<b>6 Yard Front Load Container</b>			
1 X per Week .....	\$125.00	\$ 1,500.00	\$120.00
2 X's per Week.....	\$245.00	\$ 2,940.00	\$240.00
3X's per Week.....	\$365.00	\$ 4,380.00	\$360.00
4X's per Week.....	\$485.00	\$ 5,820.00	\$480.00
5X's per Week.....	\$605.00	\$ 7,260.00	\$600.00
<b>8 Yard Front Load Container</b>			
1 X per Week .....	\$165.00	\$ 1,980.00	\$160.00
2 X's per Week.....	\$325.00	\$ 3,900.00	\$320.00
3X's per Week.....	\$485.00	\$ 5,820.00	\$480.00
4X's per Week.....	\$645.00	\$ 7,740.00	\$640.00
5X's per Week.....	\$805.00	\$ 9,660.00	\$800.00
Recycling	Monthly	Annual	2016
<b>4 Yard Front Load Container</b>			
1 X per Week .....	\$70.00	\$ 840.00	\$65.00
2 X's per Week.....	\$135.00	\$ 1,620.00	\$130.00
3X's per Week.....	\$200.00	\$ 2,400.00	\$195.00
<b>6 Yard Front Load Container</b>			
1 X per Week .....	\$95.00	\$ 1,140.00	\$90.00
2 X's per Week.....	\$185.00	\$ 2,220.00	\$180.00
3X's per Week.....	\$275.00	\$ 3,300.00	\$270.00
<b>8 Yard Front Load Container</b>			
1 X per Week .....	\$165.00	\$ 1,980.00	\$160.00
2 X's per Week.....	\$325.00	\$ 3,900.00	\$320.00
3X's per Week.....	\$485.00	\$ 5,820.00	\$480.00
Automated Carts	Monthly	Annual	2016
Refuse Cart.....	\$16.00	\$ 192.00	\$15.00
2nd Recycling Cart.....	\$10.00	\$ 120.00	\$9.00
Recycling Cart Only.....	\$10.00	\$ 120.00	\$9.00
Special Events	Monthly	Annual	2016
<b>Refuse</b>			
4-Yard Front Load Container (per can per dump).....	\$75.00	\$ 900.00	\$70.00
6-Yard Front Load Container (per can per dump).....	\$140.00	\$ 1,680.00	\$135.00
8-Yard Front Load Container (per can per dump).....	\$205.00	\$ 2,460.00	\$200.00



# Wasatch Front Waste and Recycling District

Recycling	Monthly	Annual	2016
Automated Cart (per blue cart).....	\$2.00	\$ 24.00	\$2.00
4-Yard Front Load Container (per can per dump).....	\$70.00	\$ 840.00	\$65.00
6-Yard Front Load Container (per can per dump).....	\$95.00	\$ 1,140.00	\$90.00
8-Yard Front Load Container (per can per dump).....	\$130.00	\$ 1,560.00	\$125.00

Delivery Fee	Monthly	Annual	2016
Trailer (per load of cans (2 front load or 36-90 gallon)..	\$8.00	\$ -	\$8.00
Cab-over (per load of cans (up to 18-90 gallon).....	\$65.00	\$ -	\$65.00

## District Pricing

Refuse	Monthly	Annual	2016
<b>4 Yard Front Load Container</b>			
1 X per Week .....	\$55.00	\$ 660.00	\$50.00
2 X's per Week.....	\$105.00	\$ 1,260.00	\$100.00
3X's per Week.....	\$155.00	\$ 1,860.00	\$150.00
4X's per Week.....	\$205.00	\$ 2,460.00	\$200.00
5X's per Week.....	\$255.00	\$ 3,060.00	\$250.00
<b>6 Yard Front Load Container</b>			
1 X per Week .....	\$75.00	\$ 900.00	\$70.00
2 X's per Week.....	\$145.00	\$ 1,740.00	\$140.00
3X's per Week.....	\$215.00	\$ 2,580.00	\$210.00
4X's per Week.....	\$285.00	\$ 3,420.00	\$280.00
5X's per Week.....	\$355.00	\$ 4,260.00	\$350.00
<b>8 Yard Front Load Container</b>			
1 X per Week .....	\$95.00	\$ 1,140.00	\$90.00
2 X's per Week.....	\$185.00	\$ 2,220.00	\$180.00
3X's per Week.....	\$275.00	\$ 3,300.00	\$270.00
4X's per Week.....	\$365.00	\$ 4,380.00	\$360.00
5X's per Week.....	\$455.00	\$ 5,460.00	\$450.00



# Wasatch Front Waste and Recycling District

Recycling	Monthly	Annual	2016
4 Yard Front Load Container			
1 X per Week .....	\$45.00	\$ 540.00	\$40.00
2 X's per Week.....	\$85.00	\$ 1,020.00	\$80.00
3X's per Week.....	\$125.00	\$ 1,500.00	\$120.00
6 Yard Front Load Container			
1 X per Week .....	\$65.00	\$ 780.00	\$60.00
2 X's per Week.....	\$125.00	\$ 1,500.00	\$120.00
3X's per Week.....	\$185.00	\$ 2,220.00	\$180.00
8 Yard Front Load Container			
1 X per Week .....	\$85.00	\$ 1,020.00	\$80.00
2 X's per Week.....	\$165.00	\$ 1,980.00	\$160.00
3X's per Week.....	\$245.00	\$ 2,940.00	\$240.00
Automated Carts	Monthly	Annual	2016
Refuse Cart.....	\$16.00	\$ 192.00	\$15.00
2nd Recycling Cart.....	\$10.00	\$ 120.00	\$9.00
Recycling Cart Only.....	\$10.00	\$ 120.00	\$9.00



## STAFF REPORT

**DATE:** November 3, 2016

**TO:** The Honorable Mayor and City Council

**FROM:** Planning Commission

**SUBJECT:** 26Z16 – Proposed Text Change to the Sign Ordinance for Large Commercial Signs.

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### **RECOMMENDATION:**

The Planning Commission recommended approval to the Text Change to the Sign Ordinance for Large Commercial Signs.

### **DISCUSSION:**

The City Council and Planning Commission have discussed making changes to the sign ordinance to allow larger signs for certain commercial projects. The Anthem Design Guidelines were recently adopted by the City Council and show several larger signs being placed along Mountain View Corridor. The ordinance now needs to be amended to allow these type of signs.

The draft ordinance allows signs on commercial projects larger than 40 acres to be approved with Design Guidelines and a Development agreement approved by the City Council.

This text change is only for on premise signs and should in no way be used to permit off premise (billboard) type signs.

### **PROPOSED ORDINANCE:**

10-23-22: SIGNS ALLOWED IN ZONING DISTRICTS

Zone	Sign	Size	Height	Location	Other
C-2	Awning, on premises	25 percent of a wall area may be covered with an awning and 50 percent of an	8 feet minimum above the ground and 0 feet above	8 feet maximum projection from building; may be on 3	Attached to building. Primary graphics on face or street side of structure

	awning may be covered with graphics	building wall	walls of a building	
Balloon, on premises				Balloon signs are subject to conditional use approval
Flat or wall, on premises	20 percent of wall area			Illumination may be built into or attached to signs, unless exposed to a dwelling on adjacent property or a residential zone boundary, in which case it may be allowed with conditional use approval
Monument, on premises	32 square feet, plus 1 square foot for every 4 feet of frontage over 30 feet on a street to a maximum of 64 square feet	6 feet maximum	18 inch minimum setback, 1 sign per 300 feet frontage, or part thereof	A monument sign is a conditional use
Promotional sign boards, on premises	1 square foot for each linear foot of frontage to a maximum of 20 square feet per sign	Maximum height equals the sign setback, but not more than 10 feet		Maximum of 1 sign per front, permanently anchored to the ground and subject to conditional use approval. Illumination may be built into or attached to signs, unless exposed to a dwelling on adjacent property or residential zone boundary, in which case it may be allowed with conditional use approval
Pylon	Maximum of 150 square feet, excluding sign structure	Maximum 16 feet high from sidewalk grade	2 feet minimum setback	Must be approved as part of a sign package. All signs on the site become conditional uses. All new signs must comply with the approved package
Roof, on premises	Same as ground or projecting signs	10 feet above roof maximum		Roof sign may be substituted for a ground or projecting sign, but is subject to conditional use approval. The planning commission may deny a sign or

					set more restrictive conditions. Signs shall be installed so that the support structure is not visible
	Temporary, on premises				Allowed a maximum of 21 days at any 1 time, with a minimum 30 day separation between displays, and not more than 4 times during a calendar year
	Window, on premises				
	<u>Commercial projects larger than 40 acres</u>	<u>Signs shall be as specified in Design Guidelines as approved by the City Council and attached as an exhibit to a Development Agreement that is also approved by the City Council.</u>			



**HERRIMAN, UTAH**  
**ORDINANCE NO. 16-xx**

**14Z16- HERRIMAN CITY – TEXT CHANGE TO THE SIGN ORDINANCE FOR  
LARGE COMMERCIAL SIGNS**

**WHEREAS**, the City of Herriman, pursuant to state law, may enact a land use ordinance establishing regulations for land use and development; and

**WHEREAS**, pursuant to state law, the Planning Commission shall prepare and recommend to the City Council the proposed land use ordinance amendment; and

**WHEREAS**, pursuant to City of Herriman Land Use Ordinance, the Planning Commission shall hold a public hearing and provide reasonable notice at least 10 days prior to said public hearing to prepare and recommend to the City Council the proposed land use ordinance text changes; and

**WHEREAS**, notice of the Planning Commission public hearing on the land use ordinance text change was published on September 23, 2016, noticing of the October 6, 2016, public hearing at 7:00 p.m.; and

**WHEREAS**, the Planning Commission recommended approval of the land use ordinance text change in the meeting held on October 6, 2016, at 7:00 p.m. in the Community Center; and

**WHEREAS**, pursuant to City of Herriman Ordinance, the City Council must hold a public meeting allowing public input at said public meeting; and

**WHEREAS**, the City Council public meeting on November 9, 2016, was held at 7:00 p.m.; and

**WHEREAS**, the City Council finds that it is in the best interest of the citizens of Herriman City to adopt the land use ordinance text change as recommended by the Planning Commission;

**NOW THEREFORE**, be it ordained by the Herriman City Council that the following text change be adopted as a change to the land use ordinance of the City: *(the underlined text is the new wording and the strikethrough text is to be deleted)*

10-23-22: SIGNS ALLOWED IN ZONING DISTRICTS

<b>Zone</b>	<b>Sign</b>	<b>Size</b>	<b>Height</b>	<b>Location</b>	<b>Other</b>
C-2	Awning, on	25 percent of a	8 feet	8 feet	Attached to building. Primary

premises	wall area may be covered with an awning and 50 percent of an awning may be covered with graphics	minimum above the ground and 0 feet above building wall	maximum projection from building; may be on 3 walls of a building	graphics on face or street side of structure
Balloon, on premises				Balloon signs are subject to conditional use approval
Flat or wall, on premises	20 percent of wall area			Illumination may be built into or attached to signs, unless exposed to a dwelling on adjacent property or a residential zone boundary, in which case it may be allowed with conditional use approval
Monument, on premises	32 square feet, plus 1 square foot for every 4 feet of frontage over 30 feet on a street to a maximum of 64 square feet	6 feet maximum	18 inch minimum setback, 1 sign per 300 feet frontage, or part thereof	A monument sign is a conditional use
Promotional sign boards, on premises	1 square foot for each linear foot of frontage to a maximum of 20 square feet per sign	Maximum height equals the sign setback, but not more than 10 feet		Maximum of 1 sign per front, permanently anchored to the ground and subject to conditional use approval. Illumination may be built into or attached to signs, unless exposed to a dwelling on adjacent property or residential zone boundary, in which case it may be allowed with conditional use approval
Pylon	Maximum of 150 square feet, excluding sign structure	Maximum 16 feet high from sidewalk grade	2 feet minimum setback	Must be approved as part of a sign package. All signs on the site become conditional uses. All new signs must comply with the approved package

Roof, on premises	Same as ground or projecting signs	10 feet above roof maximum		Roof sign may be substituted for a ground or projecting sign, but is subject to conditional use approval. The planning commission may deny a sign or set more restrictive conditions. Signs shall be installed so that the support structure is not visible
Temporary, on premises				Allowed a maximum of 21 days at any 1 time, with a minimum 30 day separation between displays, and not more than 4 times during a calendar year
Window, on premises				
<u>Commercial projects larger than 40 acres</u>	<u>Signs shall be as specified in Design Guidelines as approved by the City Council and attached as an exhibit to a Development Agreement that is also approved by the City Council.</u>			

**PASSED AND APPROVED** this 9<sup>th</sup> day of November, 2016.

**HERRIMAN**

**ATTEST:**

\_\_\_\_\_  
**Mayor Carmen Freeman**

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**Jackie Nostrom, City Recorder**