

## CITY OF NORTH SALT LAKE

#### CITY COUNCIL-NOTICE & AGENDA May 1, 2018 - 7:00 PM

Posted April 26, 2018

6:00

6:15

Notice is given that the North Salt Lake City Council will hold a regular meeting on TUESDAY, MAY 1, 2018 at City Hall, 10 East Center Street, North Salt Lake, UT. A work session will be held at 6:00 pm in the Council Conference Room followed by the regular session at 7:00 pm in the Council Chambers. Some members may participate electronically. The following items of business will be discussed; the order of business may be changed as time permits.

#### WORK SESSION -6:00 p.m.

| 6:20 | Action Items   |  |
|------|--|--|
| 6:25 | City Council Reports   |  |
| 6:40 | Mayor's Report   |  |
| 6:45 | City Attorney's Report   |  |
| 6:50 | City Manager's Report  |  |
| 6:55 | Adjourn  |  |
|      | REGULAR SESSION - 7:00 p.m.                                      |  |
| 7:00 | Introduction by Mayor Len Arave                                  |  |
| 7:02 | Invocation and Pledge of Allegiance ~ Council Member Stan Porter |  |
| 7:05 | Citizen Comment  |  |

Overview of North Salt Lake July 3 Celebration-David Frandsen, Public Works Director

Approve City Council Minutes - April 17, 2018

- 7:10 Consideration of a plat amendment to Lot 1, Foxboro Marketplace Subdivision at 677 North Redwood Road
- 7:20 Consideration of **Resolution 2018-13R**, entering into **Cooperative Agreement 2018-18A** between the Utah Department of Transportation (UDOT) and the City of North Salt Lake related to participation in a Transportation Study of a potential railroad crossing on 2600 South
- 7:25 Consideration of **Resolution 2018-12R** Adopting the 2018-19 Tentative Budget for the City of North Salt Lake for the Fiscal Year Beginning July 1, 2018 and ending June 30, 2019 and setting a public hearing date
- 7:30 Consideration of **Resolution 2018-09R** Authorizing the Appointment of Temporary Justice Court Judges
- 7:35 Adjourn

#### **CLOSED SESSION**

Closed session to discuss imminent or pending litigation and/or the purchase or sale of real property Adjourn

The public is invited to attend all City Council meetings. If you need special accommodations to participate in the City Council meeting, please call the City office at 801-335-8709. Please provide at least 24 hours' notice for adequate.

Notice of Posting:

I, the duly appointed City Recorder for the City of North Salt Lake, hereby certify that the foregoing agenda was posted on the Utah Public Notice website, at city hall, and sent to the required newspapers this <u>26th day of April, 2018</u>.

Dated this 26th day of April, 2018.

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| 1  |                                   | CITY OF NORTH SALT LAKE  |  |
|----|-----------------------------------|--|--|
| 2  | CITY COUNCIL MEETING-WORK SESSION |  |  |
| 3  |                                   | APRIL 17, 2018   |  |
| 4  |                                   |  |  |
| 5  |                                   | DRAFT  |  |
| 6  |                                   |  |  |
| 7  | Mayor Arave                       | called the meeting to order at 6:02 p.m.   |  |
| 8  |                                   |  |  |
| 9  | PRESENT:                          | Mayor Len Arave  |  |
| 10 |                                   | Council Member Brian Horrocks  |  |
| 11 |                                   | Council Member Stan Porter   |  |
| 12 |                                   | Council Member Ryan Mumford  |  |
| 13 |                                   | Council Member James Hood  |  |
| 14 |                                   | Council Member Lisa Watts Baskin   |  |
| 15 |                                   |  |  |
| 16 | STAFF PRES                        | SENT: Ken Leetham, City Manager; Paul Ottoson, City Engineer; David Frandsen,        |  |
| 17 | Public Works                      | Director; Janice Larsen, Finance Director; Craig Black, Police Chief; David          |  |
| 18 | Church, City                      | Attorney; Sherrie Llewelyn, Community Development Director; Linda Horrocks,          |  |
| 19 | City Recorde                      | r; Marty Peterson, Emergency Preparedness Manager; Holly Christensen,                |  |
| 20 | Administrativ                     | ve Assistant; Andrea Bradford, Minutes Secretary.                                    |  |
| 21 |                                   |  |  |
| 22 | 1. FY20                           | 19 BUDGET OVERVIEW FOR WATER AND STORM DRAIN OPERATIONS                              |  |
| 23 | AND                               | CAPITAL PROJECTS   |  |
| 24 |                                   |  |  |
| 25 | Ken Leetham                       | suggested allocating funds to perform a long range plan for water particularly in    |  |
| 26 | regards to sev                    | veral relevant issues. These issues included culinary water source issues and needs, |  |
| 27 | use of a new                      | secondary water source, water conservation initiatives, and a long term maintenance  |  |
| 28 | and replacem                      | ent schedule. Issues and needs for the culinary water source included a plan for the |  |
| 29 |                                   | the PCE plume, moving Big West Oil off of the City water system, development of      |  |
| 30 | a new well at                     | 2600 South and U.S. 89, and evaluating the future water source needs.                |  |
| 31 |                                   |  |  |
| 32 |                                   | spoke about the use of the new secondary water source and said that Big West Oil     |  |
| 33 |                                   | terested in using the new source due to the salinity. Staff would need to further    |  |
| 34 |                                   | with Big West Oil. He said that if Big West Oil was not a secondary water user a     |  |
| 35 | -                                 | eed to be put in place for the water to possibly reduce culinary water use. Other    |  |
| 36 |                                   | uld need to be addressed in regards to the secondary water source would be water     |  |
| 37 | •                                 | and approval by the State Engineer, and a clear articulation of the secondary water  |  |
| 38 | service goals.                    |  |  |
| 39 |                                   |  |  |

Staff would also like to establish a water conservation initiative to help address the issue with users who are overwatering by providing public education, tiered rates to deter large water consumption, and water wise recommendations from Weber Basin.

A long term maintenance and replacement schedule plan would be implemented based upon replacement need methodology with a long range financial solution. The proposed long range plan for water would need to address source concerns, use of the new secondary water source, a water conservation initiative, and a long term maintenance and replacement schedule. All of these issues would be addressed in conjunction with Weber Basin Water Conservancy District in the creation of the plan. This plan would take six to eight months to complete at the cost of approximately \$200,000.

David Frandsen reported on Public Works and reviewed the vision for the department, which included providing essential services in a prompt, courteous and efficient manner. The department also worked to change public misconceptions by making each interaction positive, operating the public infrastructure adequately to preserve these assets for future generations, and by creating an employee centric environment. This type of environment was formed by establishing a safety committee and coordinator, placing an emphasis on safety, holding biweekly toolbox talks and monthly safety meetings, inspections of the shop, and providing first aid and safety gear. Other methods included maintaining a positive and clean work environment, focusing on culture through attitude, group competitions, accountability, recognition, training, and utilizing the Elements work order system.

The department also focused on employees by providing a work/life balance, opportunities for growth, mentoring, and wellness benefits such as gym memberships, food sharing, and education.

 Mr. Frandsen then reported on the Storm Water Department including time distribution for 2017, the ability for more street sweeping and storm drain inspections with the new hire, using the Elements program for storm water management plans (SWWPs), and best practices management. He said there are 42.59 miles of storm drain pipe with 1,233 catch basins which are inspected and cleaned multiple times per year.

 David Frandsen spoke about the Water Department and presented a graph showing time distribution for 2017. A majority of the time was spent on well maintenance, water line repairs, and meter maintenance and installation. He also showed charts tracking yearly water performance, which showed an increase in secondary water since 2014, a decrease in after hour calls from 111 in 2016 to 97 in 2017, and water leaks. Mr. Frandsen presented information on water breaks in 2017 including the locations, pipe and break type, as well as a historical heat

map which would be useful for replacement purposes. The work orders for 2017 showed that a

- 80 majority were for meters, pumps, leaks, and water quality. He also presented charts and data on
- 81 Blue Stakes, pipes, maintenance, pressure reducing (PRV) valves, hydrants, and power savings.
- Maintenance for 2017 included valve actuating and yearly maintenance for 1,788 valves, and
- ensuring that the 740 hydrants were accessible and operable.

Mayor Arave asked how the meters were read and if the hydrant maintenance could be done by seasonal staff. David Frandsen replied that most of the meters were accessible online and that the department was looking at other sources to complete the yearly maintenance.

David Frandsen reported on pipe replacement including systematic replacement and continued repairs as there are currently 102 miles of waterlines.

Council Member Porter asked what was contributing to the water leaks in the Foxboro area. Paul Ottoson replied that while there was an inspection program in place, due to the rapid growth in the area it was difficult to supervise and could be due to contractors cutting corners or poor craftsmanship.

David Frandsen talked about water conservation, including utilizing Weber Basin's rebate program. The rebates currently offered include \$150 for smart controllers, \$75 for water sense toilets, and up to \$1,500 for commercial smart controllers. He also said that residents could participate in the rebate program as well. Mr. Frandsen said that the department would focus more on a public water conservation and outreach including at local elementary schools and through the Night Out Against Crime event.

Paul Ottoson reported on culinary and storm water projects for the upcoming fiscal year. The first project was the Eaglewood pump station rebuild, which would cost \$650,000. This project consisted of one pump with a rusted steel can which was repaired and a second pump and steel can that needed to be replaced. The second project was a steel tank booster pump which would cost \$40,000. The third project included a tank retrofit and upgrade for \$100,000 in an older pump house building which needed to be upgraded. The fourth project is a pressure reducing valve (PRV) vault and valve replacement for \$100,000. Funds would also be set aside each year for valve replacement and also to enlarge the maintenance area around the valves. The total cost for the four proposed project would be \$890,000.

Paul Ottoson then reported on the storm drain projects with the first project being the Coventry storm drain replacement and Crosby subdivision pipe lining, which would cost \$390,000. He explained that there were areas of compromised pipe due to separation, cave-ins, roots, or piercing due to residents placing pipes. The second project was the Foxboro swale piping on

118 1100 North, which would cost \$100,000. This project would consist of adding concrete to the bottom of the detention area to eliminate the current issue with weeds. The third project would be at Deer Hollow upper basin with a cost of \$60,000.

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## 2. ADJOURN

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Mayor Arave adjourned the meeting at 7:05 p.m. to begin the regular session.

| 125 |  | CITY OF NORTH SALT LAKE   |  |
|-----|--|---|--|
| 126 |  | CITY COUNCIL MEETING-REGULAR SESSION  |  |
| 127 |  | APRIL 17, 2018  |  |
| 128 |  |   |  |
| 129 |  | DRAFT   |  |
| 130 |  |   |  |
| 131 | Mayor Arave called the meeting to order at 7:13 pm. Council Member Ryan Mumford offered    |   |  |
| 132 | the invocation and the NSL Master Chorus performed the national anthem. Matthew Baker, BSA |   |  |
| 133 | Troop 1626,  | led those present in the Pledge of Allegiance.                                |  |
| 134 |  |   |  |
| 135 | PRESENT:   | Mayor Len Arave   |  |
| 136 |  | Council Member Brian Horrocks   |  |
| 137 |  | Council Member Stan Porter  |  |
| 138 |  | Council Member Ryan Mumford   |  |
| 139 |  | Council Member James Hood   |  |
| 140 |  | Council Member Lisa Watts Baskin  |  |
| 141 |  |   |  |
| 142 | STAFF PRES   | SENT: Ken Leetham, City Manager; Paul Ottoson, City Engineer; David Frandsen, |  |
| 143 | Public Works   | s Director; Janice Larsen, Finance Director; Craig Black, Police Chief; David |  |
| 144 | Church, City   | Attorney; Brent Moyes, Golf Course Director; Sherrie Llewelyn, Community      |  |
| 145 | Development  | Director; Linda Horrocks, City Recorder; Andrea Bradford, Minutes Secretary.  |  |
| 146 |  |   |  |
| 147 | OTHERS PR  | ESENT: Roger Jones, Joan Teasdale, Mary Lynn Kinsel, James Keeler, Bruce      |  |
| 148 | Kaplan, Terr   | y Kaplan, Lesley Garaycochea, Hillary Diven, Ron Barney, Marilyn Barney,      |  |
| 149 | residents; Mo  | organ Ponder, George Giles, Jack Giles, Landon Bore, Fred Thompson, David     |  |
| 150 | Toronto, Rich  | k Smith, Avery Ponder, BSA Troop 880; BSA Scout Troop 1626; John Burggraf,    |  |
| 151 | Hughes Gene  | eral Contractors.   |  |
| 152 |  |   |  |
| 153 | 1. CITIZ   | ZEN COMMENT   |  |
| 154 |  |   |  |
| 155 | There were n   | o citizen comments.   |  |
| 156 |  |   |  |
| 157 | 2. PRES  | SENTATION BY UTAH FOSTER CARE   |  |
| 158 |  |   |  |
| 159 | This item wa   | s postponed until a later date.   |  |

3. CONSIDERATION OF RESOLUTION 2018-10R PROCLAIMING MAY 5, 2018 AS 160 ARBOR DAY IN THE CITY OF NORTH SALT LAKE 161 162 Council Member Baskin reported that the City's Arbor Day celebration would be held Saturday 163 May 5<sup>th</sup> at Tunnel Springs Park at 9:00 a.m. There would also be two other Eagle Scout events 164 held that day, including a "purge the spurge" activity at Wild Rose Park. 165 166 167 Mayor Arave reported that as part of the Tree City USA program the City must observe and pass an official Arbor Day proclamation. He proclaimed May 5, 2018 as Arbor Day in the City of 168 North Salt Lake. 169 170 Council Member Horrocks moved to approve Resolution No. 2018-10R proclaiming May 5, 171 172 2018 as Arbor Day in the City of North Salt Lake. Council Member Baskin seconded the motion. The motion was approved by Council Members Horrocks, Porter, Mumford, 173 174 Baskin and Hood. 175 4. CONSIDERATION OF RESOLUTION 2018-11R ADJUSTING THE SOLID WASTE 176 AND CULINARY WATER SECTIONS OF THE CITY OF NORTH SALT LAKE 177 COMPREHENSIVE FEE SCHEDULE 178 179 Janice Larsen reported that staff recommended no rate changes for the upcoming fiscal year in 180 pressurized irrigation in Foxboro or in the Storm Water Fund. Capital projects had been 181 scheduled out for five years with adequate cash balances in these funds. Staff recommended a 182 long term water plan for the Water Fund and once the plan was completed they would present 183 comprehensive changes to the fee schedule. At this time staff recommended a 2% increase this 184 year in culinary water base and consumption rates to provide funding for increased costs, 185 maintain bond covenants, and improve bond ratings. 186 187 Mrs. Larsen reported on the Solid Waste Fund and said that the City's solid waste removal 188 services are provided by Wasatch Waste. For the upcoming fiscal year a 2% increase had been 189 190 requested to cover increasing costs such as the cost to purchase cans. Staff recommended a 2% 191 increase in both the Culinary Water Fund and the Solid Waste Fund. 192 Council Member Mumford commented on the tiered approach and asked why this could not be

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Council Member Porter suggested that the proposed rates be rounded up to even numbers. Janice 197

implemented now. Ken Leetham replied that staff was not prepared to implement the tiered

198 Larsen replied that it was easier to calculate the numbers based on a percentage instead.

approach until the long range plan had been completed.

Council Member Hood moved to adopt Resolution 2018-11R a resolution adjusting the solid waste and culinary water sections of the City of North Salt Lake comprehensive fee schedule. Council Member Horrocks seconded the motion. The motion was approved by Council Members Horrocks, Porter, Mumford, Baskin and Hood.

5. CONSIDERATION OF ORDINANCE 2018-04 ADOPTING CERTAIN AMENDMENTS TO THE CITY OF NORTH SALT LAKE CODE RELATED TO MINERAL EXTRACTION, BLASTING AND SITE GRADING WITHIN THE CITY AND ESTABLISHING AN EFFECTIVE DATE

Sherrie Llewelyn reported that the City began reviewing the amendments to the ordinance in October of 2017. Staff had revised the ordinance per input from the Planning Commission, residents, and the operators of the gravel pits. There were three main changes including requirements for a Natural Resources Extraction Permit, required Special Regulations, and consolidating all mining, mineral extraction, blasting, and grading regulations within Title 7 Chapter 5 of the City Code as well as Article C relocating information on site grading from Title 10 to Title 7. The requirements for a Natural Resources Extraction Permit include pre mining site inventory and analysis, a mining operations plan, and a reclamation plan. The required Special Regulations addressed fencing, grading, protection of air and water quality, hours of operation, landscaping standards, blasting plans, vibration control and monitoring, and inspections.

Mayor Arave asked if there would be issues in moving items from Title 10. David Church replied there were certain procedures for Land Use that would need to be followed to enact new or amend current regulations and would include Planning Commission input and a public hearing. He said that relocating regulations would not be the same as making a substantive change to the Land Use regulations.

Council Member Baskin recommended adding "the State Division of Environmental Quality" to section 7-5A-11: Special Regulations: section D. Air and Water Quality.

Mayor Arave recommended that the zoning administrator position described in section 7-5C-6: Standards and Specific Requirements: section D. Slopes be replaced with the "City Engineer or designee". This replacement would apply to any areas of Title 7 where applicable.

Council Member Baskin moved to approve Ordinance 2018-04 amending Title 7 related to mineral extractions and grading regulations with the aforementioned amendments which included a change from "zoning administrator" to "City Engineer or designee" and the addition of the Department of Environmental Quality for compliance standards. Council

237 Member Porter seconded the motion. The motion was approved by Council Members

238 Horrocks, Porter, Mumford, Baskin and Hood.

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- 240 Mayor Arave asked for clarification on the blasting requirements and what this would entail.
- 241 Sherrie Llewelyn replied that the entity would need to provide an annual blasting plan with the
- area and parameters. They would also be required to provide any amendments and ensure a
- blasting consultant that would be responsible for placing charges per the standards in the code.
- The entity would also need to have monitoring equipment in accordance with the blasting plan

and provide regular reports.

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## BID AWARD FOR SIGNAL LIGHT AT CENTER STREET AND 400 WEST

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- Paul Ottoson reported that the traffic signal project at Center Street and 400 West was designed to improve safety and reduce wait times for southbound vehicles on 400 West making a left turn
- by providing a protected left turn. It would also provide a new left turn lane for eastbound
- vehicles on Center Street waiting to make a left turn. Two streetlights would also be installed on
- 253 the southeast and southwest corners of the intersection, as well as cameras and an Opticon
- system. The Opticon system is a traffic control system that would allow emergency vehicles to
- preempt traffic lights.

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- 257 Staff received three bids with Hunt Electric submitting the low bid for \$88,674 and
- recommended awarding the bid to Hunt Electric. The project was already funded for \$230,000.
- In addition to the \$88,674, the City would need to purchase the signal light equipment from
- 260 UDOT.

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- 262 Council Member Mumford moved that the City Council award the traffic signal at Center
- Street and 400 West project to Hunt Electric for the price of \$88,674. Council Member
- Hood seconded the motion. The motion was approved by Council Members Horrocks,
- 265 Porter, Mumford, Baskin and Hood.

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## 7. BID AWARD FOR 130 EAST STREET IMPROVEMENTS BETWEEN CENTER STREET AND ORCHARD DRIVE

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- Paul Ottoson reported that this project was in conjunction with the Towne Plaza development
- and said that per a development agreement the City agreed to reconstruct the street with new
- 272 curb and gutter, sidewalk, storm drain, water lines, and street lights, etc. This project would be
- 273 constructed in two phases with Phase 1 consisting of the street reconstruction, sidewalks, and
- streetlights from Orchard Drive to the commercial driveway approaches. Phase 2 would be
- 275 completed after the office buildings were constructed.

Staff received three bids with ACME Construction submitting the low bid at \$332,073.60. This project was already funded for \$501,207.50, which would leave approximately \$178,000 to

278 complete Phase 2 of the project.

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- Council Member Horrocks moved that the City Council award the 130 East Street
- Improvements (Phase 1) project to ACME Construction for the price of \$332,073.60.
- Council Member Hood seconded the motion. The motion was approved by Council

283 Members Horrocks, Porter, Mumford, Baskin and Hood.

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8. FY2019 BUDGET OVERVIEW FOR WATER AND STORM DRAIN OPERATIONS AND CAPITAL PROJECTS CONT.

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Paul Ottoson completed his report on the Storm Drain projects and said that the Deer Hollow upper basin project would cost \$60,000 and included silt and phragmite removal, re-grading, and installation of a concrete channel.

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Ken Leetham suggested that a neighborhood meeting be held to notify residents prior to the proposed construction at the park.

293294295

Council Member Horrocks asked when the current park construction at Deer Hollow would be completed. David Frandsen replied that the park was open but the bridge still needed to be installed.

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Paul Ottoson reported on the piping of the ditch project along Union Pacific Railroad at Union Avenue, which would cost \$100,000. This project would also include phragmite removal. He said that there would also be \$150,000 towards the ongoing cleaning and inspection of the storm drain system. The Storm Water projects would cost approximately \$800,000.

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9. FY2019 BUDGET REPORT FOR COMMUNITY DEVELOPMENT DEPARTMENT

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- Sherrie Llewelyn reported on the Community Development Department, which consists of four employees. The projected population of the City for 2018, based on the 2010 census, was 21,777 residents. There were 40 applications in the past year totaling \$23,900 in planning review fees.
- Projects included the Cimarron Apartments, AutoZone, Spectrum High, City's Edge, R&R BBQ,
- Goldenwest Credit Union, and the Towne Plaza Phase 2. Upcoming projects for FY2019
- included City's Edge, Town Center redevelopment, Goldenwest Credit Union, MC Green,
- Towne Plaza Phase 2, Sports World, a possible Winegar's redevelopment, possible Eaglewood
- Junction, and the Eaglewood Village office development. The developer of the Winegar's

property had taken the feedback provided by the City and residents, would perform more 314 community outreach, and will submit three ideas to the City for review. 315 316 Council Member Horrocks commented that Bountiful City had declined to participate with the 317 318 City in redeveloping the property into a shared park. 319 Sherrie Llewelyn reported on the year in review regarding building and permits and said there 320 were 34 single family lots, 51 townhomes, 211 other permits (basement or kitchen remodels, 321 sheds, etc.), 11 new commercial structures, and 14 remodels. There were also 34 single family 322 dwelling permits. She also showed a comparison of building permits from 2016 through 2019. 323 324 Sherrie Llewelyn then showed the grants that were awarded to the City in the previous year and 325 the grants that were requested for FY2019, including CDBG funds, transportation, the Jordan 326 River Trail, Main Street reconstruction, and pre-disaster mitigation. 327 328 Mrs. Llewelyn spoke about the FY18 goals and objectives, including modernizing permitting 329 software through Elements, which should be operation in July of 2018, completion of the 330 moderate income housing plan, code updates to the gravel pit ordinance, fencing ordinance, form 331 based code, and legislative updates. Goals for FY19 included the Hatch Park Plan for \$20,000, 332 the Foxboro Wetlands Park Plan, code updates for code enforcement, form based code, 333 334 legislative updates, the sign code, the Good Landlord program, P District update, and hot issues such as container homes. 335 336 The Council then discussed tiny homes as a possible solution for the low to moderate income 337 housing issue. 338 339 David Church commented on the fact that in the single family zone City code only allowed one 340 341 home per lot so the issue would be with allowing more than one home on a lot. He also said some cities required minimum home sizes. 342 343 344 10. APPROVE CITY COUNCIL MINUTES 345 The City Council minutes of April 3, 2018 were reviewed and approved. Council Member 346 Mumford moved to approve the City Council minutes from April 3, 2018. Council Member 347 Hood seconded the motion. The motion was approved by Council Members Horrocks, 348 Porter, Mumford, Hood and Baskin. 349

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11. ACTION ITEMS 350 351 The action items list was reviewed. Completed items were removed from the list. 352 353 354 12. CITY COUNCIL REPORTS 355 Council Member Hood reported that the current Youth City Council (YCC) advisory couple 356 would be moving out of the City, so at least one new volunteer couple was needed. He also 357 reported on the Bountiful Food Pantry volunteer activity and said that over 30 youth participated. 358 Volunteers at the pantry helped to make over 1,000 pantry packs, which provided weekend meals 359 360 for local school age children. 361 362 Council Member Mumford reported that the newly formed NSL Choir would perform at several upcoming City events, including the kite festival. He said that the recent tour of the City parks 363 364 showed that both Mathis and Palmquist Parks were in need of repairs and a potential redesign. The NSL Parks and Arts Committee would review the parks and present some ideas at future 365 Council meetings. 366 367 368 Council Member Mumford asked about the temporary fencing at Tunnel Springs Park and how long it would be in place. Ken Leetham replied that someone was using ATVs to access the 369 370 hillside, so the temporary fencing was added as a quick fix. He suggested that a permanent split rail fence would be a reasonable solution for the area. 371 372 The Council then discussed the private parking lot that was used for through traffic access to 373 Foxboro. Other issues on the property included a petition for public access and fencing which 374 was installed to prevent access as well as a dispute between two of the building owners. 375 376 377 David Church clarified that there was a cross access easement with the two building owners 378 because the property used to be one lot. There is a dispute due to a loading dock on the front of the building receiving daily deliveries. 379 380 381 Council Member Porter reported that he was prepared to do history tours and had prepared a power point presentation as well. 382 383 Council Member Horrocks reported on the Hatch Park tennis courts and the potential to convert 384 them to pickleball courts. Council Member Mumford said that per a discussion with NSL Parks 385 386 and Arts the Hatch Park Master Plan would address the courts.

David Frandsen clarified that the concept plans for Mathis and Palmquist Parks would include 388 389 pickleball courts. 390 Council Member Porter asked if access to water could be added at the pavilions. David Frandsen 391 392 replied that staff had reviewed possible solutions such as sampling boxes or automatic faucets to 393 prevent water overuse. 394 Council Member Baskin reported on the Citizen's Police Academy and said that they reviewed 395 and identified potential driving under the influence (DUI) cases with the help of off duty police 396 officer volunteers. She also reported on Arbor Day and creating a policy regarding the purchase 397 398 of property adjacent to the parks. 399 400 Council Member Baskin also spoke about striping of the tennis courts to accommodate pickleball at Tunnel Springs Park. 401 402 403 13. MAYOR'S REPORT 404 Mayor Arave reported on the completion of the Foxboro Fire Station. 405 406 14. CITY MANAGER'S REPORT 407 408 Ken Leetham reported that the upcoming budget retreat would be held Saturday April 22<sup>nd</sup> at 409 410 2:30 p.m. 411 15. CITY ATTORNEY'S REPORT 412 413 David Church had nothing to report. 414 415 16. ADJOURN INTO CLOSED SESSION TO DISCUSS IMMINENT OR PENDING 416 LITIGATION 417 418 419 At 9:41 p.m. Council Member Mumford moved to go into closed session to discuss imminent or pending litigation and the purchase or sale of real property. Council Member 420 Porter seconded the motion. The motion was approved by Council Members Horrocks, 421 Porter, Mumford, Hood and Baskin. 422

| 423 | 17. RECONVENE INTO REGULAR SESSION   |
|-----|--|
| 424 |  |
| 425 | At 10:39 p.m. Council Member Mumford moved to go out of closed session and into the  |
| 426 | regular session. Council Member Hood seconded the motion. The motion was approved by |
| 427 | Council Members Horrocks, Porter, Mumford, Hood and Baskin.                          |
| 428 |  |
| 429 | 18. ADJOURN  |
| 430 |  |
| 431 | Mayor Arave adjourned the meeting at 10:39 p.m.                                      |
| 432 |  |
| 433 |  |
| 434 |  |
| 435 |  |
| 436 | Mayor Recorder   |

## Action Items (for May 1, 2018)

| Item       | Staff                 | Description   |  |
|------------|-----------------------|---|--|
| <u>NEW</u> |                       |   |  |
| 1          | Janice                | Mayor Arave asked for the total water charge for the golf course. Janice to email info to Ken.  |  |
| 2          | Sherrie               | Staff to review who can blast in situations such as foundations or sewer lines. What regulations currently exist or need to be placed in the City code?   |  |
| 3          | Paul<br>Ken           | Hold Neighborhood meetings for upcoming construction projects including Deer Hollow Upper Basin, etc.   |  |
| 4          | Linda                 | Advertise/notice for 1-2 adults couples to be advisors for the Youth City Council. (Facebook, other social media, Council recruit, etc.)  |  |
| 5          | David                 | Staff to obtain price on replacing temporary fence with split rail fence at Tunnel Springs Park. Possibly installed by volunteers.  |  |
| 6          | David                 | Staff to look into pickle ball striping at Tunnel Springs Park.   |  |
| 7          | Ken                   | Creation of a policy to address requests to purchase City owned property.   |  |
| 8          | Paul<br>David         | Mayor asked how much of the water lines in the City are plastic vs. metal.  |  |
| Curre      | <u>nt</u>             |   |  |
| 1          | Brent                 | Look into roof replacement costs for Eaglewood Golf Course through CM Horrocks contact/former CM Nathan Hale (Bartile). <i>Bartile will be inspecting the roof the week of April 9<sup>th</sup></i> .   |  |
| 2          | Ken                   | Request UTA to set aside Prop. 1 funds for future BRT. Staff will work with UTA to facilitate the request.  |  |
| 3          | David<br>Craig        | Research possibility of renting warehouse space in the industrial area for storage of Public Works vehicles. <i>Staff will be meeting with building owners in April.</i>  |  |
| 4          | Craig<br>David        | Possible info/tracking on our process for notifying car owners parked on streets, including how many tickets are issued to cars parking on street during storms. Staff preparing a response for council.  |  |
| 5          | Craig<br>Ken<br>Linda | Staff to investigate implementing a "no idling" ordinance in the City similar to Salt Lake's ordinance. Staff is working to prepare materials for the Council's consideration.  |  |
| 6          | Stan<br>Paul<br>David | Explore possibility of using natural springs at Tunnel Springs Park as a place for public consumption of spring water. <i>Met with Stan. Will get a concept plan and cost estimate.</i>   |  |
| 7          | David<br>NSL Live     | Possible dog park in Hatch Park expansion project.  |  |
| 8          | Paul<br>Craig         | Add another bridge/underpass (I-15) height sign sooner so trucks have more notice at Center Street east of the freeway so that drivers will know the height before they enter an area where they cannot make U-turns. <i>PW will install sign on westbound Center Street between Main St. and US-89</i> . |  |
| 9          | Ken                   | Reach out to DEQ for their response to the plan that the City submitted for the PCE remediation.  |  |

| 10  | David    | Mayor Arave asked staff to potentially work with Davis County on detailed South Davis   |
|---|----------|---|
|   |          | County trails/parks map. Staff to provide the map that has already been prepared and  |
|   |          | approve before it is published.   |
| 11  | Ken      | Council Member Hood asked about the potential for weekly recycling. <i>Ken has contacted</i>  |
|   |          | Waste Management to obtain additional information about weekly recycling.   |
| 12  | David    | Council Member Baskin asked about planting a memorial cedar tree(s) and also removing   |
|   |          | spurge at Wild Rose Park. Staff met with Council Member Baskin and a removal project is   |
|   |          | scheduled for Arbor Day.  |
| 13  | Sherrie  | Submit update on low and moderate income housing plan. <i>Draft update to the General</i>   |
|   | Ali      | Plan Moderate income housing plan will be reviewed by the Planning Commission on March  |
|   |          | 27 <sup>th</sup> for possible recommendation to the City Council on April 3 <sup>rd</sup> .   |
| 14 Ken Open house for SWI Project in Foxboro. <i>This will be planned when a genero</i> |          |   |
|   |          | plan application is received. Expected by April 1, 2018.  |
| 15  | Ken      | Staff to follow-up on roadway analysis prepared by Utah State University. <i>City staff met</i>   |
|   |          | with USU staff and inventory will begin in May/June when school is out for the summer.  |
| 16  | Ken      | Meet with Tim Stanley, Global 1, on potential help/funding (CIB) for Center Street rail projects. <i>Ken will make contact with Global 1</i> .  |
| 17  | Ken      | Staff to review potential funding for electric vehicle charging stations at City Hall, including  |
|   | Craig    | how to pay for installation of these stations, whether to charge for use of these stations,   |
|   | David    | and how to enforce time limits. Staff has met with RMP and will discuss in CM report on   |
|   |          | 3/6/18.   |
| 18  | Ken      | Creation of a policy related to disposal of City-owned property. Staff is working on this   |
| 10  | Paul     | policy and should have a draft to the City Council in the 1 <sup>st</sup> quarter of 2018.  |
| 19  | Sherrie  | Staff working on legal justifications for buffer requirements (vibration, noise, dust, flying   |
|   | Ken      | rocks/grave, etc.) Staff met with LRP to review their comments on proposed ordinance.   |
|   |          | Staff is working to address concerns raised and modify ordinance to address the comments  |
| 20  | Sherrie  | and improve ordinance.  |
| 20  | Silerrie | Staff to review Table 2.1 for commercial and residential site plan fees to determine if the fees are justified or if they are too high. May also add language that the City Manager can |
|   |          | waive fees, State code language that an itemized fee statement could be provided, and   |
|   |          | that the fees could be adjusted or excess fees refunded. <i>Revised ordinance proposal</i>  |
|   |          | addressing concern for April agenda.  |
| 21  | David    | Adding trees to park strips in Foxboro on Foxhollow and at the roundabout at Foxboro  |
|   |          | Drive. Staff reviewing cost information.  |
| 22  | Paul     | Secondary water impact fees and charges for the Cove Subdivision. <i>Staff to initiate a</i>  |
|   | Ken      | capital facilities plan and impact fee analysis for new hillside secondary water system.  |
|   | Sherrie  |   |
|   | Janice   |   |
| 23  | Paul     | Staff to prepare several options for repair or replacement of the dock at Eaglewood pond  |
|   | David    | to make it more secure/useable. Staff to also look at potentially placing trees around the  |
|   | Sherrie  | Eaglewood Village pond or adding this area to the Arbor Day planting area for the next  |
|   | Craig    | year. Staff to create a comprehensive park plan for Eaglewood Village Pond. Contracted  |
|   |          | with G Brown Design regarding drafting concept plan for pond improvements and cost  |
|   |          | estimates for budget consideration.   |
| 24  | Ken      | Present the park surveillance camera system bid to the City Council. Held a meeting and   |
|   | David    | will need additional time to prepare recommendations.   |
|   | Craig    |   |
| 25  | Ken      | Staff to bring revised code enforcement ordinance before the Council for review. Staff  |
|   | Craig    | continuing to refine draft ordinance, expected to be ready for consideration April.   |
|   | Sherrie  |   |
| 26  | Ken      | Mayor asked that the City push for an overpass at 1100 N. by working with UDOT, Sen.  |
|   |          | Weiler, and the lobbyists. Engineering and other City staff to work with lobbyists on 1100  |

|      |       | N. bridge project including preparing a traffic mix study, and providing other information regarding public safety and State road requirements. <i>Ken has made contact with WFRC to request that the project move up on the long-range plan.</i> |  |  |  |
|------|-------|---|--|--|--|
|      | ļ     |   |  |  |  |
| 27   | Paul  | Staff to review secondary water usage in the Fox Hollow Drive area and step up  |  |  |  |
|      |       | enforcement regarding road reconstruction project there and potential overwatering.   |  |  |  |
|      |       | Staff will work with individual homeowners in the Spring (2018) to educate and prevent  |  |  |  |
|      |       | damage to City facilities.  |  |  |  |
| 28   | Paul  | Potential to add a trail over the Eagleridge Drive storm drain from Eagleridge Drive to   |  |  |  |
|      | Ken   | Springhill Geologic Park. Staff is contacting owners to acquire potential easements.  |  |  |  |
| 29   | Ken   | Lobbyists to follow up on completion of PCE remediation project with Alan Matheson  |  |  |  |
|      |       | (Dept. of Environmental Quality). Ken reviewed assignment with City lobbyist. Record of   |  |  |  |
|      |       | decision has been completed. Ken working with lobbyist to have DEQ respond to the City's  |  |  |  |
|      |       | proposed plan.  |  |  |  |
| 30   | David | City Council to review the parks and trails brochures before they are printed. Staff waiting  |  |  |  |
|      |       | for GIS consultant to complete map.   |  |  |  |
| 31   | David | Any updates to the park amenities list that is currently on the website. Also Council   |  |  |  |
|      |       | Member Jensen made the suggestion that the City could promote the parks and other   |  |  |  |
|      |       | amenities in the newsletter. <i>David working on brochures for trails and parks, and an</i>   |  |  |  |
|      |       | interactive map for new website.  |  |  |  |
| 32   | David | Staff to look at adding trees along the Legacy Parkway Trail (is this something Questar   |  |  |  |
|      | Paul  | would pay for or do?) Dominion Energy has installed trees and irrigation. Irrigation system   |  |  |  |
|      |       | still needs testing in Spring 2018.   |  |  |  |
|      |       | LONG TERM   |  |  |  |
| LT-1 |       | Staff to look at ways to display City's history for the public, whether through a kiosk or  |  |  |  |
|      |       | display in City Hall or a museum, etc. Council Member Porter can provide photos, etc.   |  |  |  |
|      |       | Sherrie has requested photos from Councilman Porter to add to the historic page on the  |  |  |  |
|      |       | City's website.   |  |  |  |
| LT-2 | Brent | Potentially serve breakfast in the café area at the golf course. Also look into possibly  |  |  |  |
| _    |       | turning the reception center into a restaurant by leasing the space to an outside vendor.   |  |  |  |
|      |       |   |  |  |  |



## CITY OF NORTH SALT LAKE COMMUNITY & ECONOMIC DEVELOPMENT

10 East Center Street, North Salt Lake, Utah 84054 (801) 335-8700 (801) 335-8719 Fax

## **MEMORANDUM**

**TO:** Honorable Mayor and City Council

FROM: Sherrie Llewelyn, Community Development Director

**DATE:** May 1, 2018

SUBJECT: Plat amendment to Foxboro Marketplace Subdivision, Lot 1 at 677 North Redwood Road

## **RECOMMENDATION**

The Planning Commission recommends approval of the plat amendment for Foxboro Marketplace, Lot 1 at 677 North Redwood Road with no conditions.

## **BACKGROUND**

Lot 1 of the Foxboro Marketplace Subdivision has been purchased by Goldenwest Credit Union. The existing one acre lot is proposed to be split into two lots for the construction of a credit union on lot 1A and a small commercial strip building on lot 1B. A site plan has been submitted for lot 1A. The proposed site plan for lot 1B will be submitted at a future date with the proposed uses for commercial office space, likely occupied with small professional offices, non-retail in nature. A concept site plan for lot 1B has been reviewed by the Development Review Committee and will be sufficient to meet any required parking and landscape improvements.

The proposed lot split is in accord with the development agreement for Foxboro Marketplace and meets the minimum requirements of the agreement and P-District Zone. All engineering and planning redlines have been corrected and the plat is ready for approval.

The Planning Commission held a public hearing on April 24, 2018 and recommended approval of the plat amendment.

#### **POSSIBLE MOTION**

I move that the City Council approve the plat amendment for Foxboro Marketplace, Lot 1 at 677 North Redwood Road with no conditions.

#### **Attachments**

- 1) Aerial Map
- 2) Amended Plat

3) Landscape Plan



## Plat Amendment Foxboro Marketplace, Lot 1 Amended Aerial/Zoning



## S 89°50'51" W (Basis of Bearings) Northwest Corner Lot 7 [L@& 4] Foxboro 3&4 Holdings, LC 01-483-0004 165.41' N 89°22'25" E Lot 1B 49°54°2 115.00° 100.17° 97.03° Lot 1A -N 106799.12 E 101967.48 FOXBOTO 166.931 (Paved Public Street) N 89°22'18" E N 106687.52 E 102596.92-264.42' N 89°22'18" E Found Brass Cap center line monument in Foxboro Drive N 106684.62 East Quarter Corner Section 3, T1N, R1W, SLB&M, U.S.— Survey (monument not in place, found Witness corner monument 66.1' westerly from calculated position) Control Map 1"=60' Section Corner Centerline Monument Found Rebar & Cap stamped AWA Found Nail & Washer stamped AWA Found scribe mark in concrete

# Narrative

This Subdivision was requested by Goldenwest Federal Credit Union

This Subdivision retraces and honors the underlying Foxboro Marketplace Subdivision.

A line between monuments found for the Northeast Corner and the North Quarter Corner of Section 3 was assigned the Davis County bearing of South 89°50'51" West as the Basis of Bearings to retrace and honor the underlying Subdivision.

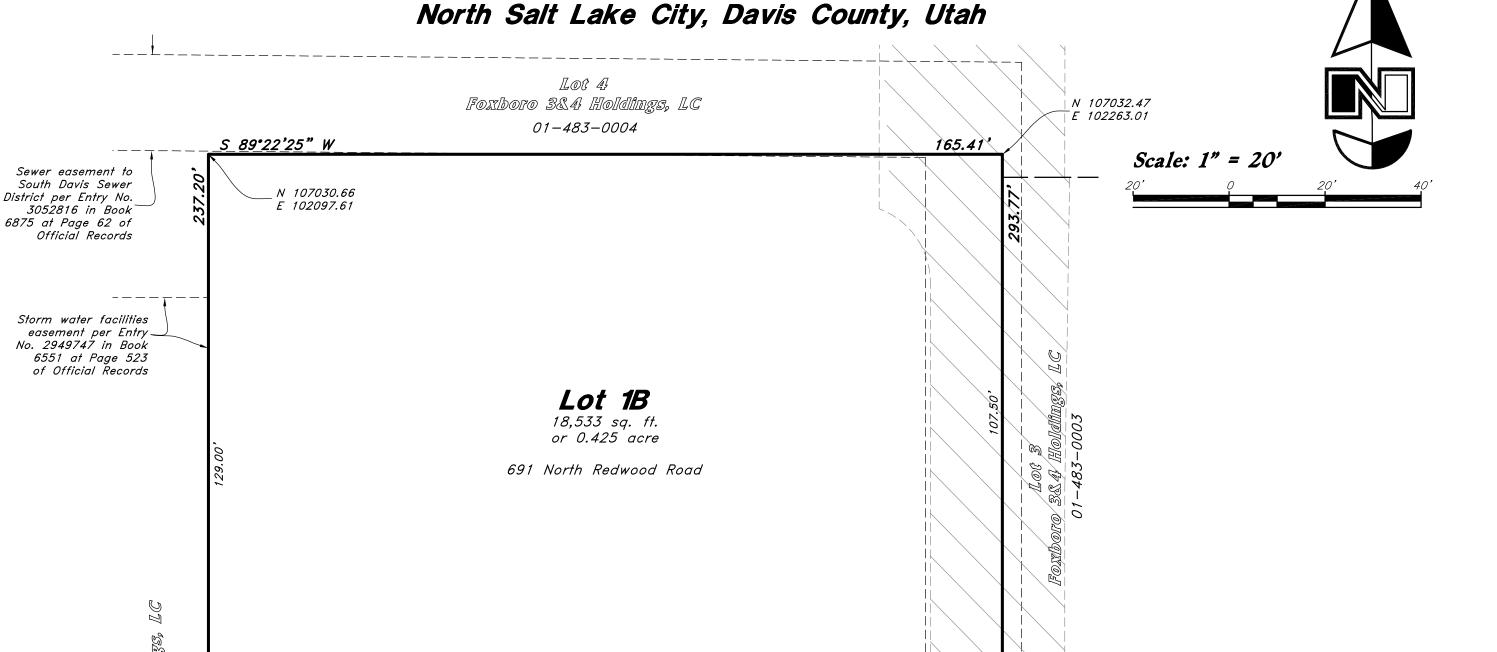
Property Corners were found as shown hereon.

## Notes

- 1. All coordinates shown are based on Davis County Surveyor's office
- Approval of this development plat by North Salt Lake City does not constitute any representation as to the adequacy of sub-surface soil condition nor the location or depth of groundwater tables.

# Foxboro Marketplace Subdivision Amended Amending Lot 1, Foxboro Marketplace Subdivision

A Part of the Northeast Quarter of Section 3. Township 1 North, Range 1 West, Salt Lake Base and Meridian, U.S. Survey North Salt Lake City, Davis County, Utah



130.50'

S 89°22'25" W

Sewer easement to

6875 at Page 62 of

South Davis Sewer District per Entry No.

## SURVEYOR'S CERTIFICATE

I, Bruce D. Pimper, a Professional Land Surveyor, hold Certificate No. 362256, as prescribed by the State of Utah, and do hereby certify that by authority of the Owners. I have made an accurate survey of the tract of land shown on this plat and described herewith, and have subdivided said tract of land into lots to be hereafter known as Foxboro Marketplace Subdivision Amended, and that the same has been correctly surveyed and staked on the ground as shown on this plat.

Signed this 17th day of

## BOUNDARY DESCRIPTION

Lot 1, Foxboro Marketplace Subdivision, According to the official plat thereof on file and of record in the Davis County Recorder's Office.

## OWNER'S DEDICATION

Know all men by these presents that We, the undersigned owners of the above described tract of land, having caused the same to be subdivided into Lots to be hereafter known as

Foxboro Marketplace Subdivision Amended

and do hereby dedicate for perpetual use of the public and/or City all parcels of land, easements, right-of-way, and public amenities shown on this plat as intended for public and/or City use. The owner(s) and all agents, successors and assigns voluntarily defend, indemnify, and save harmless the City against any easements or other encumbrance on a dedicated street which will interfere with the City's use, maintenance, and operation of the street. The owner(s) and all agents, successors and assigns voluntarily defend, indemnify, and hold harmless the City from any damage claimed by persons within or without this subdivision to the drainage, or surface or sub-surface water flows within this subdivision or by owner's establishment of construction of the roads within this subdivision. In witness whereof we have hereunto set our hands this day of A.D. 20 .

## Storm water facilities Additional Access easement per Entry Area per Entry No. No. 2949747 in Book -6551 at Page 523 6551 at Page 523 of Official Records of Official Records Lot 1A 26,224 sq. ft. or 0.602 acre 659 North Redwood Road E 102100.20 N 106775.26 CE 102140.10 $\Delta = 16^{\circ}46'44''$ R = 450.00L = 131.78' LC = 131.31'S 73°50'38" E

## **ACKNOWLEDGMENT**

County of \{ss

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_, personally appeared before me , who being by me duly sworn, did prove to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are

subscribed to the within instrument, and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed this plat with full authority of the owner(s).

I certify under penalty of perjury under the laws of the State of Utah that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Notary Public Full Name: \_\_\_\_\_

Commission Number: \_\_\_\_\_ My Commission Expires: \_\_\_\_\_

A Notary Public Commissioned in Utah

(If above information is provided, no stamp required per Utah Code, Title 46, Chapter 1, Section 16)

A Notary Public



801 521-8529 - AWAengineering.net

Vicinity Map

-SITE

Center Street

## CITY OF NORTH SALT LAKE ENGINEER

Recommended for approval by the North Salt Lake City Engineer this day of

City Engineer

Recommended for approval by the North Salt Lake City Attorney this day of *, 20 .* 

CITY OF NORTH SALT LAKE ATTORNEY

S 89°22'25" W

City Attorney

## CITY OF NORTH SALT LAKE PLANNING COMMISSION

Recommended for approval by the North Salt Lake City Planning Commission on the day of , 20 .

Chairman Planning Commission

## CITY COUNCIL'S APPROVAL

Presented to the City Council of North Salt Lake City, Utah , 20 at which time day of this subdivision was approved and accepted.

City Recorder Attest:

DAVIS COUNTY RECORDER

FILED FOR RECORD AND RECORDED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_\_\_, 20\_\_\_ AT \_\_\_\_\_ IN BOOK \_\_\_\_\_\_OF \_\_\_\_

COUNTY RECORDER

\_ DEPUTY

## **RESOLUTION NO. 2018-13R**

# A RESOLUTION OF THE CITY OF NORTH SALT LAKE CITY COUNCIL APPROVING A COOPERATIVE AGREEMENT BETWEEN THE UTAH DEPARTMENT OF TRANSPORTATION (UDOT) AND THE CITY OF NORTH SALT LAKE RELATED TO PARTICIPATION IN A TRANSPORTATION STUDY OF A POTENTIAL RAILROAD CROSSING ON 2600 SOUTH

**BE IT HEREBY RESOLVED** that the City Council of the City of North Salt Lake authorizes the Mayor to execute, in behalf of the City of North Salt Lake, a Cooperative Agreement, a copy of which is attached, with the Utah Department of Transportation related to participation in a transportation study of a potential railroad crossing on 2600 South.

APPROVED by the City Council of the City of North Salt Lake, Utah, this <u>1st</u> day of <u>May</u>, 2018.

|                                |              | BY THE CITY COUNCIL:          |
|--------------------------------|--------------|-------------------------------|
|                                |              |                               |
|                                |              | Len Arave, Mayor              |
| City Council Vote              | as Recorded: |                               |
| <u>Name</u>                    | <u>vote</u>  |                               |
| Lisa Baskin                    |              |                               |
| James Hood                     |              |                               |
| Brian Horrocks<br>Ryan Mumford | <del></del>  |                               |
| Stan Porter                    |              |                               |
|                                |              | ATTEST:                       |
|                                |              |                               |
|                                |              | Linda Horrocks, City Recorder |

S-R199(246)
Transportation Study
North Salt Lake City
CID #: 72934 PIN #: 16519
NSL 2018-18A

## **COOPERATIVE AGREEMENT**

| THIS COOPERATIVE AGREEMENT made and entered into this                             | _ day of |
|---|----------|
| , 20, by and between the UTAH DEPARTMENT OF                                       | -        |
| TRANSPORTATION, hereinafter referred to as UDOT, and North Salt Lake City, herein | nafter   |
| referred to as the CITY.  |          |
|   |          |

#### Recitals:

**WHEREAS**, The **UDOT** and the **CITY** has identified a freight and safety issue associated with the railroad crossing on 2600 South which can cause operational issues on SR-93 (2600 South) at I-15; and

**WHEREAS**, the **CITY** has agreed to take the lead and partner with the **UDOT** in the cost of a Transportation Study of the identified issue; and

WHEREAS, the UDOT and the CITY desire to enter into this COOPERATIVE AGREEMENT for said Transportation Study; and

WHEREAS, the CITY will provide a final report of said Transportation Study to UDOT within one year of the date of this COOPERATIVE AGREEMENT; and

**THIS COOPERATIVE AGREEMENT**, is made to set out the terms and conditions where under the **UDOT** reimbursement payment shall be made

**NOW THEREFORE**, it is agreed by and between the parties hereto as follows:

- 1. The **UDOT** and the **CITY** will participate in the Transportation Study as follows:
- 2. Upon execution of this **COOPERATIVE AGREEMENT**, the **UDOT** will reimburse the **CITY** a lump sum amount of Fifty-Thousand Dollars (\$50,000.00) with said amount being the **UDOT**'s total contribution to the project.

## TOTAL LUMP SUM REIMBURSEMENT FROM THE UDOT TO THE CITY IS \$50,000

3. The UDOT and the CITY are both governmental entities subject to the Utah Governmental Immunity Act. Each party agrees to indemnify, defend and save harmless the other from and against all claims, suits and costs, including attorneys' fees for injury or damage of any kind, arising out the negligent acts, errors or omissions of the indemnifying party's officers, agents, contractors or employees in the performance of this Agreement. Nothing in this paragraph is intended to create additional rights to third parties or to waive any provision of the Utah Governmental Immunity Act, provided said Act applies to the action or omission giving rise to the protections in this paragraph. The indemnification in this paragraph shall survive the expiration or termination of this Agreement.

S-R199(246)
Transportation Study
North Salt Lake City
CID #: 72934 PIN #: 16519
NSL 2018-18A

- 4. This Agreement may be executed in one or more counterparts, each of which shall be an original, with the same effect as if the signatures thereto and hereto were upon the same instrument. This Agreement shall become effective when each Party hereto shall have received a counterpart hereof signed by the other Party hereto.
- 5. This Agreement shall be governed by the laws of the State of Utah both as to interpretation and performance.
- 6. Nothing contained in this Agreement shall be deemed or construed, either by the parties hereto or by any third party, to create the relationship of principal and agent or create any partnership, joint venture or other association between the Parties.
- 7. This Agreement contains the entire agreement between the Parties, with respect to the subject matter hereof, and no statements, promises, or inducements made by either Party or agents for either Party that are not contained in this written Agreement shall be binding or valid.
- 8. If any provision hereof shall be held or deemed to be or shall, in fact, be inoperative or unenforceable as applied in any particular case in any jurisdiction or in all jurisdictions, or in all cases because it conflicts with any other provision or provisions hereof or any constitution or statute or rule or public policy, or for any other reason, such circumstances shall not have the effect of rendering the provision in question inoperative or unenforceable in any other case or circumstance, or of rendering any other provision or provisions herein contained invalid, inoperative, or unenforceable to any extent whatever. The invalidity of any one or more phrases, sentences, clauses, or paragraphs herein contained, shall not affect the remaining portions hereof, or any part thereof.
- 9. Each party represents that it has the authority to enter into this Agreement.

S-R199(246) Transportation Study North Salt Lake City CID #: 72934 PIN #: 16519 NSL 2018-18A

**IN WITNESS WHEREOF**, the parties hereto have caused these presents to be executed by their duly authorized officers as for the day and year first above written.

|                           | NORTH SALT LAKE CITY, a Municipal Corporation of the State of Utah |  |
|---------------------------|--|--|
| By:                       | Ву:  |  |
| Title:                    | Title:   |  |
| Date: (IMPRESS SEAL)      | Date:  |  |
|                           |  |  |
| RECOMMENDED FOR APPROVAL: | UTAH DEPARTMENT OF TRANSPORTATION                                  |  |
| _                         |  |  |
|                           | UTAH DEPARTMENT OF TRANSPORTATION  By:  REGION DIRECTOR  Date:     |  |
| By:  District Engineer    | By:  REGION DIRECTOR   |  |

#### **RESOLUTION NO. 2018-12R**

# A RESOLUTION TENTATIVELY ADOPTING THE TENTATIVE BUDGET FOR THE CITY OF NORTH SALT LAKE FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 AND ENDING JUNE 30, 2019

WHEREAS, the City Manager of North Salt Lake has prepared a tentative budget (the "Tentative Budget") for the City of North Salt Lake as required by Utah State Law; and

WHEREAS, the Tentative Budget, together with supporting schedules and data, will be available for public inspection in the office of the City Recorder as required by law; and

WHEREAS, the City Council as Governing Body will consider formal adoption of the Tentative Budget in a public hearing to be held June 5, 2018; and

WHEREAS, the City Council finds the Tentative Budget for the City of North Salt Lake for the fiscal year beginning July 1, 2018 and ending June 30, 2019, as set forth in the attached Exhibit A, should be tentatively adopted as required by Section 10-6-111(3) of the Uniform Fiscal Procedures Act for Utah Cities.

NOW, THEREFORE, be it resolved by the Governing Body of the City of North Salt Lake, Utah, as follows:

#### PART I:

- 1. The Tentative Budget for the City of North Salt Lake in the amount of \$26,829,800 is hereby tentatively adopted for the fiscal year beginning July 1, 2018 and ending July 30, 2019, as set forth in the attached Exhibit A.
- 2. The Governing Body directs that a public hearing to consider the Tentative Budget shall be held June 5, 2018 and that notice thereof shall be published at least seven days prior to the hearing in at least one newspaper of general circulation published in Davis County.

## PART II:

This resolution shall take effect immediately. Passed and approved by the City Council of the City of North Salt Lake, this 1st day of May. 2018.

| torus suit suite, une 1st auf of Muj, 2010. | CITY OF NORTH SALT LAKE<br>By: |  |
|---|--------------------------------|--|
|   | LEONARD K. ARAVE<br>Mayor      |  |
| Attest:<br>By:                              | iviay or                       | City Council Vote as Recorded  |
| LINDA D. HORROCKS City Recorder             |                                | Name vote Lisa Baskin James Hood Brian Horrocks Ryan Mumford Stan Porter |



## CITY OF NORTH SALT LAKE

10 East Center Street North Salt Lake, Utah 84054 (801) 335-8700 (801) 335-8719 Fax Len Arave Mayor

Ken Leetham City Manager

## **MEMORANDUM**

**TO:** Honorable Mayor and City Council

FROM: Ken Leetham, City Manager

**DATE:** April 17, 2018

SUBJECT: Proposed Resolution authorizing the appointment of temporary justice court judges

## **RECOMMENDATION**

I recommend that the City Council approve the attached resolution which authorizes the use of temporary justice court judges.

## **BACKGROUND**

It has come to our attention that in the rare event that Judge Miller is unavailable to serve as the City's justice court judge we must have a resolution approved by the Governing Body in order to have another judge serve temporarily in Judge Miller's place. To my knowledge this has never happened in our court, but we want to make certain that if the need arises, the Court Clerk has authorization to replace Judge Miller temporarily.

#### **RESOLUTION NO. 2018-09R**

## A RESOLUTION OF THE CITY OF NORTH SALT LAKE AUTHORIZING THE APPOINTMENT OF TEMPORARY JUSTICE COURT JUDGES

WHEREAS, from time to time the North Salt Lake Justice Court Judge may be absent from court of have a real or perceived conflict of interest that disqualifies the Judge from hearing a particular case; and

WHEREAS, pursuant to Utah Code Ann. 78A-7-208, the appointing authority may appoint a "Temporary Justice Court Judge" to fill vacancies from any Justice Court Judges holding office within the judicial district or from the qualified retired Justice Court Judges.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of North Salt Lake that: Judge James L. Beesley, Judge Brian Brower, Judge Catherine J. Hoskins, Judge Reuben J. Renstrom, or any other justice court judge currently holding office within the Second Judicial District or in an adjacent county; or that meets the Utah Supreme Court's requirements to be a senior court judge, is hereby appointed as the "North Salt Lake Temporary Justice Court Judge" to serve in the event of the absence or disqualification of the North Salt Lake City Justice Court Judge.

Adopted by the City of North Salt Lake City Council this 17th day of April, 2018.

| ATTEST:                          | CITY OF NORTH SALT LAKE  |
|----------------------------------|--|
|                                  | Leonard K. Arave, Mayo   |
| Linda D. Horrocks, City Recorder | City Council Vote as Recorded  |
|                                  | Name vote Lisa Baskin James Hood Brian Horrocks Ryan Mumford Stan Porter |