



RIVERDALE CITY COUNCIL AGENDA
CIVIC CENTER - 4600 S. WEBER RIVER DR.
TUESDAY – August 18, 2020

5:30 p.m. – Work Session (City Council Conference Room)

No motions or decisions will be considered during this session, which is open to the public.

6:00 p.m. – Council Meeting (Council Chambers)

A. Welcome & Roll Call

B. Pledge of Allegiance

C. Moment of Silence

D. Public Comment.

(This is an opportunity to address the City Council regarding your concerns or ideas. Please try to limit your comments to three minutes. No action will be taken during Public Comment.)

E. Presentations and Reports

1. Mayor's Report
 - a. Council Committee Assignment Reports
2. [City Administration Report](#)
 - a. Department Reports July
 - b. August Anniversaries Employee Recognition
 - c. Staffing Authorization Plans
 - d. Community Development Report
 - e. Finance Report

F. Consent Items

1. [Consideration to approve meeting minutes from:](#)
August 4, 2020 City Council Work Session
August 4, 2020 City Council Regular Session

G. Action Items

1. [Consideration of Resolution 2020-18, to approve a new contract between Riverdale city and Dr. Summer Grace. To serve as Medical Direction/Advisor to the Riverdale city fire department.](#)
Presenter: Jared Sholly, Fire Chief
2. Consideration to Open Ritter Drive to two-way traffic, at the west end, following completion of the Phase 2 upgrade project.
Presenter: Shawn Douglas, Public Works Director

H. Discretionary Items

I. Adjournment

In compliance with the Americans with Disabilities Act, persons in need of special accommodation should contact the City Offices (801) 394-5541 at least 48 hours in advance of the meeting. **Certificate of Posting**
The undersigned, duly appointed City Recorder, does hereby certify that the above notice and agenda was posted within the Riverdale City limits on this 14th of August, 2020 at the following locations: 1) Riverdale City Hall Noticing Board 2) Riverdale City website at <http://www.riverdalecity.com/> 3) the Public Notice Website: <http://www.utah.gov/pmn/index.html> and 4) the Standard-Examiner via email. Shalee Evans, City Recorder

**The City Council meeting on August 18, 2020 is viewable and will be conducted electronically and may be accessed by clicking on the link below. The regular City Council Chambers will be available for in person participation with recommended social distancing followed. The Agenda for the meeting is also attached above. **

<https://www.youtube.com/user/riverdalecity>

**RIVERDALE CITY
CITY COUNCIL AGENDA
August 18, 2020**

AGENDA ITEM: E2

SUBJECT: City Administration Report

PRESENTER: Steve Brooks, Acting City Administrator

INFORMATION: [a. Department Reports July](#)
[b. August Anniversaries Employee Recognition](#)
[c. Staffing Authorization Plans](#)
[d. Community Development Report](#)
[e. Finance Report](#)

[BACK TO AGENDA](#)



Mayor & City Council Monthly Summary Report July 2020



City Administration:

1. Rodger Worthen
2. Shalee Evans:
 - Prepared, posted, and noticed packet/agenda/minutes/recordings for City Council and Planning Commission.
 - Posted ordinances and resolutions according to State Code and sent to American Legal to update city website
 - Responded to various customer services pertaining to business licensing.
 - Worked with Weber County Accessors office to keep active businesses in their system.
 - Assisting prosecutors with documents.
 - Worked with Community Development on learning new system.
 - Received and answered GRAMA requests.
 - Notarized various documents

Business Administration:

Cody Cardon:

- Routine phone & computer problem resolution throughout the City.
- Routine management issues and resolution.
- Various meetings and trainings attended.
- Fiscal year 2021 budget.
- Working on WIFI Tower project.
- Working on Monthly Accounting.
- COVID-19 IT needs for City.
- CARES Act Funding

Stacey Comeau:

New Hires: David Ballard Fire

Promotions:

Terminations:

Random drug testing for the month
Virtually attended NUHRA Board Meeting
Virtually attended NUHRA Training
Virtually attended several meetings regarding Covid-19
Submitted Deposit & Investment Report to the State
Processed semimonthly payroll
Responded to job inquiries
Updated Staffing Authorization Plan
Prepared Employee Recognition

Completed monthly payroll reconciliation
 Conducted exit interview with terminating/retiring employees
 Notarized various documents
 Responded to requests for RDA loan payoff and verification of employment, both verbally and in writing
 Prepared RDA loan disbursements
 Responded to inquiries on Purchase Assistance Program and RDA Loan Program
 Worked with various personnel to resolve issues and concerns

Chris Stone:

- Secured supplies to deal with COVID-19 sanitizing efforts.
- Cleaning of the Veterans Memorial.
- Sold a surplus Kubota RTV.
- Enjoyed a week off on vacation.
- Covered for part-time custodial staff off sick or on vacation.
- Various updates to the city website and social media sites.
- Completed the city newsletter for July.
- Completed the employee newsletter for July.

Fire Department:

Chief Jared Sholly

Calls for Service 123 and 134 Vehicle Movements including A81

Fires

Riverdale	Rollover Accident Seven Grass Fires Two Vehicle Fires House Fire (Electrical)
Ogden	Large Grass Fire
Roy	House Fire

Total: 12

Rescue & Emergency Medical Service Incidents

55	EMS call, excluding vehicle accidents with injuries
9	Motor vehicle accident with injury
5	Motor vehicle accident without injury
1	Extrication of victims
1	Swift Water

Total: 71



Hazardous Conditions

1 Hazardous Condition

Total: 1

Service Call

1 Public Service
3 Police Matter
2 Assist Other

Total: 6

Good Intent Call

24 Dispatched and cancelled

Total: 24

False Alarm & False Call

7 False alarm or false call
2 Smoke/CO detector activation

Total: 9

Highlights:

- Weber County Heavy Rescue Meeting with Ogden Fire Chief
- Fatal Stabbing
- Chief 41 and Fire Marshal 41 conducted firework patrol on July 3rd, 4th, 5th and 24th.
- Bi-Weekly State of Utah EMS Meetings Bi-Weekly Dispatch Operational Meetings
- Monthly Weber County Fire Chiefs Meetings
- PR on July 4th with Glow Necklaces
- Meeting with Fire Warden on Fire Dangers in Riverdale
- Staff Meeting
- Meeting with Cam West on Interlocal
- Operational Dispatch Protocol Committee

Police Department:

Patrol Report July 2020

Riverdale Police responded to 1530 incidents in July. This is a brief highlight of some of the incidents.

Assault- Officers responded to Riverside Golf where a greens keeper reported that a customer golfer assaulted him and hit him with a golf club. After interviewing all parties and conducting statements, it was determined that this case should be screened for charges due to discrepancies.

Juvenile Disturbance- Officers contacted a female who wanted to file a report in reference to 4 juveniles throwing a firework over the fence into the water park at Classic Waterslide. This occurred several hours prior and there is no suspect information.



Criminal mischief- Police responded to a residence in reference to criminal mischief. A female called to report that someone slashed the tires on her vehicle. The complainant explained that her 18 year old son had issues with some co-workers. One of the victim's co-workers has been accusing him of making passes at his girlfriend. The victim quit his job yesterday and today the tires to his mom's Explorer were slashed. Detectives will follow up on the complaint.

Suspicious Vehicle- Officers located a suspicious vehicle that was parked backed up to the North Gate of Hill Airforce Base. As police approached, the 18 year old passenger dumped out a cup of alcohol. The passenger admitted he had been drinking. The passenger also admitted to being in possession of a marijuana pipe. The driver, admitted to being in possession of marijuana. Both were cited for the offenses.

Drug offense- A female was issued a citation for possession of drug paraphernalia after Motel 6 employees called reporting that she was not acting right and she was believed to be under the influence of drugs. She was treated by medical at the scene and transported to Ogden Regional. The paraphernalia was located in her backpack.

Family disturbance- Officers responded to a family dispute. The dispute was over the families dogs. Nothing criminal occurred.

Assist OJ- Officers assisted Roy PD with a shots fired call and the suspect who barricaded himself inside of a residence. The suspect eventually came out of the home as instructed and was taken into custody without incident.

Burglary Attempt- A male was located behind Zurcher's and Lumber liquidators at 0258 hours. The male ran and hid but came out after he was instructed. The male provided his information and then ran to a pipe on the side of the building and scaled to the roof. Riverdale Fire Department responded with a ladder truck and officers searched the roof top. The suspect was able to scale down off the roof at a different point and fled on foot. Burglary tools in a duffle bag were found next to an air conditioner unit that was partially dismantled. Davis K9 unit responded with a blood hound and tracked into the Ogden Golf and Country Club where the track was called off due to the time lapse.

Suspicious Circumstance- This report is in reference to a 911 unknown at Motel 6. A male called 911 several times because he thought someone was being hurt in the room next to his. The male was found to be under the influence of methamphetamine. The male was in possession of meth, marijuana, two loaded handguns, an AR-15 with several loaded magazines and several rounds of ammunition. A search warrant was drafted and approved for the male's blood. The male was booked into Weber County Jail on several charges. The guns, ammo, paraphernalia and drugs were collected and booked into evidence.

Weapon Disturbance- A male reported that a male on a motorcycle displayed a firearm to him near 4050 S Riverdale Rd. The complainant refused to cooperate with dispatch. Contact was made with the complainant at his residence where he remained uncooperative. Officers submitted a report.

Vehicle burglary- Police were dispatched to the area of Ross Dress for Less located on a report of a vehicle burglary. When police arrived they spoke to two witnesses who reported seeing a male entering one victim's vehicle. Another victim found his lunchbox in a dumpster in the area. The suspect was also seen on security footage arriving in the area in a silver Honda Civic that was found to have been stolen out of Ogden earlier. The suspect was evaluated at an area hospital and booked into the Weber County Jail on multiple charges.

Drug offense: A male will be summonsed to 2nd District Court for the charge of possession of a controlled substance, specifically methamphetamine. The suspect was found unresponsive in his

vehicle and a search of his person revealed methamphetamine in his pants pocket. He was taken to McKay Dee by ambulance for treatment.

Fraud: A female was contacted in reference to credit card fraud. The female reported that her vehicle was burglarized in Ogden and her financial cards were taken from her purse. The victim noticed a transaction at Home Depot for \$150.52 show up on her account on July 8, 2020. The victim was given a fraud affidavit to fill out. Home Depot was also contacted and asked to find video of the fraud.

DV/Warrant/PD- Officers responded to the area of Maverik on a report of a family fight. The subjects were located and the male involved had outstanding warrants for his arrest. Both of the subjects initially refused to speak with officers. The male was taken into custody for the warrants. He then became agitated and spit towards officers and kicked the rear passenger window of the patrol vehicle causing damage to the window. The male was taken to the jail by ambulance and booked.

Disturbance- Two residents began arguing again over a fence and a neighbor called and reported the argument. Ultimately, both neighbors were trespassed from each other's property and officers fixed the fence to avoid any further disputes.

Drug violation- A female was reportedly smoking meth in her husband's van with her child inside the vehicle. No drugs or paraphernalia were located, however, the female had a no bail warrant out of Davis County for her arrest. Officers served the warrant and Davis County responded to Applebee's and took custody of her.

Assist OJ/Shots Fired- WCSO responded to on a psychiatric call. Shortly after arrival, a male resident began firing rounds out of the front door. Nobody was struck by the rounds. The male then barricaded himself inside of the residence. SWAT was called out. Riverdale patrol officers along with Riverdale officers assigned to the swat team and a Riverdale Negotiator responded to assist.

Threats- A female reported that her estranged husband had threatened to kill her. The suspect was contacted at his residence. The suspect denied making any threats and indicated that his ex-wife was just trying to get him in trouble. Officers submitted a report.

Lewdness- Officers responded to an apartment where it was reported that a 55 year old was fondling himself over his clothes in front of a 15 year old sleeping female. The suspect admitted to doing this and was brought back to the office where a question/answer statement was completed. The suspect was released on citation.

Transient Camps- Officers worked several transient camp enforcement shifts in the city. Officers contacted several transients camping within city limits and asked them to pack up their camps. Officers offered services and resources to the transients.

DV/Agg. Assault- A male was booked into jail for DV/Aggravated Assault. The suspect threatened several people at a residence in Riverdale with a handgun and then fled the home. He was later located leaving his home in Ogden by officers. A traffic stop was conducted and the suspect was taken into custody. A search warrant for the vehicle, his home and his DNA was granted and served.

Drug Violation- A citizen reported that a male was in the area of 1600 W Riverdale Rd and was acting like he was on drugs. The suspect was located and appeared to be having a psychotic episode. The suspect was transported to McKay Dee for an involuntary commitment and was also found to be in possession of drugs. Officers submitted a report and will have a summons issued for the drug violations

Employee Recognition – August 2020 Anniversaries			
Years	Employee		Department
25		Dean Gallegos	Fire
22		Norman Farrell	Public Works
22		Bart Poll	Public Works
13		Tamara Jones	Police
8		Kraig Cutkomp	Fire
7		Neil Amidan	Business Administration
5		Kathleen Doxey	Police
5		Baylee Cascadden	Community Services

4		Juan Torres	Police
1		Shawn Stanger	Fire



Staffing Authorization Plan

As of December 31, 2005		
Department	FTE Authorization	FTE Actual
City Administration	3.00	3.00
Legal Services	5.50	5.50
Community Development	3.50	3.50
Bus Admin - Civic Center	5.75	5.50
Bus Admin - Comm Services	10.00	6.75
Public Works	12.00	11.00
Police	26.00	26.00
Fire	11.50	12.75
Total	77.25	74.00

As of July 31, 2020		
Department	FTE Authorization	FTE Actual
City Administration	2.00	2.00
Legal Services	4.50	4.50
Community Development	3.00	3.00
Business Administration	6.25	6.25
Community Services	9.00	6.75
Public Works	10.00	10.00
Police	22.75	22.75
Fire	15.50	14.25
Total	73.00	69.50

Staffing Reconciliation - Authorized to Actual		
Department	FTE Variance	Explanation
City Admin	0.00	
Legal Services	0.00	
Bus Admin - Civic Center	0.00	
Community Development	0.00	
Community Services	(2.25)	
Bus Admin - Civ Ctr	0.00	
Public Works	0.00	
Police	0.00	
Fire	(1.25)	PT Firefighters unfilled
Totals	(3.50)	Staffing <u>under</u> authorization

Actual Full Time Employees	56.00
Actual Part Time Employees	44.00
Seasonal Employees	0.00

DUI- A male was driving in the construction zone on Ritter Dr and became high centered after he drove over some broken pieces of concrete. The suspect was found to be intoxicated as he had been drinking while golfing at Riverside. The suspect was arrested for DUI and subsequently released to a sober driver.

Failure to Yield/Evading- Officers attempted to stop a vehicle near 700 W 4400 S. The vehicle fled and was not located. The vehicle was believed to be driven by the registered owner. The owner was found to have a Felony 2 no bail warrant for her arrest. Later in the night, Weber County got into a pursuit with the same vehicle and ultimately took the driver into custody. Our charges will be added.

Sex offense- A male reported his eleven year old daughter was inappropriately touched by an adult male approximately five months prior. This case will remain active and be forwarded to investigations.

Suspicious vehicle- A white passenger car was left at Maverik and the two occupants of the vehicle were believed to be using drugs in the bathroom. The two occupants left prior to PD arrival and the vehicle was left at the gas pump. The manager had the vehicle towed.

Weapons Disturbance- Officers responded to Sinclair on a report of a male armed with a knife walking around the store in a threatening manner. Officers confronted the suspect and he was taken into custody on multiple offenses. While being transported to the jail the suspect kicked window of the patrol vehicle several times, breaking it. The suspect was booked into WCCF.

Investigations Report July 2020

Retail Theft- Detectives followed up on a retail theft that occurred at Famous Footwear. The suspect stole two pairs of children shoes. Detectives responded to the suspect's home and recovered the stolen shoes. The suspect was booked into WCCF for F3 retail theft due to prior theft convictions, and possession of methamphetamine.

Credit Card Fraud- Detectives followed up on a credit card fraud. A friend of the victim took her credit card and used it to make several purchases and to withdraw cash from ATM's. Detectives contacted the suspect who confessed to unlawfully using the credit card. The suspect was charged with credit card fraud.

Child Endangerment- Detectives followed up on a report from a mother who claimed her child's father was using e-cigarettes and marijuana with their teenage daughter. Detectives interviewed the father and he confessed to knowingly supplying e-cigarettes and marijuana to his teenage daughter. The father was charged with child endangerment.

Sexual Assault- A woman claimed that her friend's husband attempted grab her breast against her will. Detectives interviewed the suspect and he stated they consensually kissed and he attempted to touch her breast but she said no. The suspect stated he honored her saying no and pursued the sexual encounter no further. The case will be screened for criminal charges.

Retail Theft- Detectives followed up on a retail theft. The suspect stole several kid's toys. Detectives contacted the suspect who confessed to the theft, returned the merchandise and was cited for theft.

Retail Theft- Detectives followed up on a retail theft. The suspect confessed to committing the theft and was charged with theft.

Public Works Department:

Shawn Douglas:

- Continued work on Landslide.
- Continued new well investigative work.

- Continued work with Weber Basin to discuss alternatives for them providing additional water, instead of drilling well.
- Continued construction on Storm Water Projects for 2020.
- Continued work on Ritter Dr. Phase 2 Project.
- Continued work and inspections on Coleman Farms.
- Continued Storm Water review to meet new state regulations.
- Continued construction on 2020 Sanitary Sewer Projects
- Continued design work on 1050 W Ritter Dr. Roundabout.
- Continued construction on River Park Drive roundabout landscaping upgrades.
- Continued inspections on Riverdale Retail.
- Continued 900 W overlay project.
- Continued 3800 S water line replacement project.
- Continued Weber Basin Water connection project design.
- Continued reviews on Old Mill Prud.
- Continued reviews on Panunzio Farms Prud.
- Started landscape upgrade project at Civic Center

Community Services Department

Rich Taylor:

- Attended staff meetings
- Attended City Council and Planning Commission meetings and monitored text line
- Held monthly departmental staff meeting
- Created monthly issue of Riverdale Connections
- Opened the community center on a limited basis on May 26
- Continued sending employees to work with Public Works temporarily
- Began registration for summer fun online
- Handed out 164 craft kits
- Attended weekly URPA and ULCT meetings concerning Covid-19 operations guideline updates

Community Development Department:

- Riverdale Shops (Starbucks Building) – Re-final inspection
- Champion Meats Remodel – Above ceiling inspection
- America First Credit Union, 2nd Floor – Four-way inspection
- Cosmoprof – Final inspections
- Scandianvian Designs – Drywall nailing inspection
- Crossing at 700 West – Underground plumbing, thrust block, grease trap inspections
- Riverdale Business Park, Phase 2 – Foundation inspection
- Coleman Farms Homes – Lot 1: Re-final inspections; Lot 2: Weather barrier inspection; Lot 3: Weather barrier, final inspections; Lot 13: Footing, foundation, underground plumbing inspections; Lot 32: Weather barrier inspections; Lot 34: Underground plumbing, sewer laterals, water laterals inspections; Lot 35: Final inspection; Lot 37: Final inspections; Lot 40: Re-final inspection
- Riverside Village – Power to panel inspection for trailer connection
- Home inspections for various projects on residential lots
- Inspections of solar power equipment and installations
- Meeting with property owners, contractors, and developers to discuss project plans
- Building plan drawings and documents review
- Fire inspections, sprinkler inspections, fire investigations, and associated fire checks for various businesses

- Pick-up of various signs in violation of sign ordinance
- Fireworks enforcement by department employee throughout month
- Preapplication review discussion re: Greenhill Apartments at Riverdale Site Plan Amend
- Teleconference with Rob Reynolds re: West Bench RDA development concepts
- Teleconference with Brandi Afuvai re: Housing purchase inquiry and questions
- Telephone meeting with Nick Mason re: Property development concepts and ideas
- Department heads meetings attendance by department member re: Current COVID-19 and city operations policies/activities
- Economic development opportunities update and discussion meetings
- Geographical Information Systems training participation by department member
- Regional Growth Committee web meeting attendance by department member
- Weekly floodplain management updates training attendance by department member

Fire Inspection / Code Enforcement Report: **attached**

Monthly report – July, 2020- Legal – Steve Brooks

- Resolutions/Ordinances work–
- Legal work concerning - Covid 19, BLM, Reagan, RDA, Nuisance, CARES, First Resp. agree, Zoning, Roads, Personnel matters, Dog bite, Senior lunch, Bighorn, First resp., EMS Inter., Special Events, Bankrupcies, Ritter, KIA, Branz, Landslide, GRAMA, Case law updates, High, Greenhill, RDA loans, Fire interlocal.
- Legal research/review –
- Legal Department meetings/work –
- Planning commission review/ordin/mtgs/minutes
- Walk-ins/Police reviews/Court/Court screenings/Court filings/ Annual reviews/Certif.
- Formal training attended-
- RSAC- Drug Court –
- Legal reviews of minutes/resolutions/ordinances
- Records request reviews

COURT MONTHLY REPORT

298 Total traffic cases YTD 1691 (Jan. 1, 2020 to December 31, 2020)

2 DUI	172 Moving violations	0 FTA
0 Reckless/DUI red.	86 Non-moving violations	0 Other
38 License violations	0 Parking	

28 Total Misdemeanor cases YTD 266 (Jan. 1, 2020 to Dec. 31, 2020)

0 Assault	0 Ill. sale Alc.	5 Dom. animal	0 Dom. violence
4 Theft	2 Other liq. viol.	0 Wildlife	10 Other misd./infrac
0 FTA	5 Contr. subst vio	0 Parks/rec.	
0 Public intox	0 Bad checks	2 Planning zon./Fire/Health	

213 Total cases disposed of this month (July 1, 2020 to June 30, 2021) 213 Total number of cases disposed of for the year

326 Total offenses this month 326 Total offenses for year (July 1, 2020 to June 30, 2021)

1 Cases filed	0 Trials
0 Settled/dismissed	0 Default judgment

CITATIONS BY AGENCY YTD (July 1, 2020 to June 30, 2021)

Riverdale City	65	65
UHP	179	179

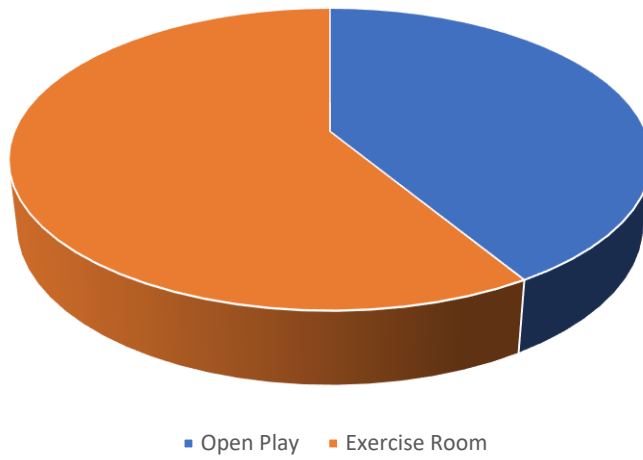
REVENUE/MISC. YTD (June 1, 2020 to May 31, 2021)

Total Revenue collected	\$ 41,113.34	\$ 41,113.34
Revenue Retained	\$ 25,534.64	\$ 25,534.64
Warrant Revenue	\$ 2,616.00	\$ 2,616.00
Issued warrants	5	5
Recalled warrants	45	45

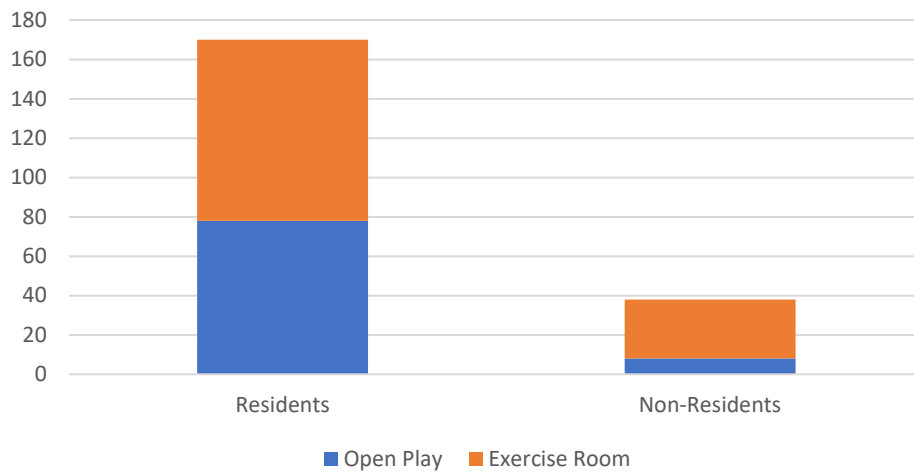
RSAC MONTHLY REPORT

191 participants issued		drug tests given	0	walked away/warrants
0 orientations	0	in jail/violations	1	ordered to inpatient
2 new participant		10 positive UA's/tests/dilutes	0	other
3 graduates	0	incentive gifts		
0 terminated/quit		0 spice tests given		

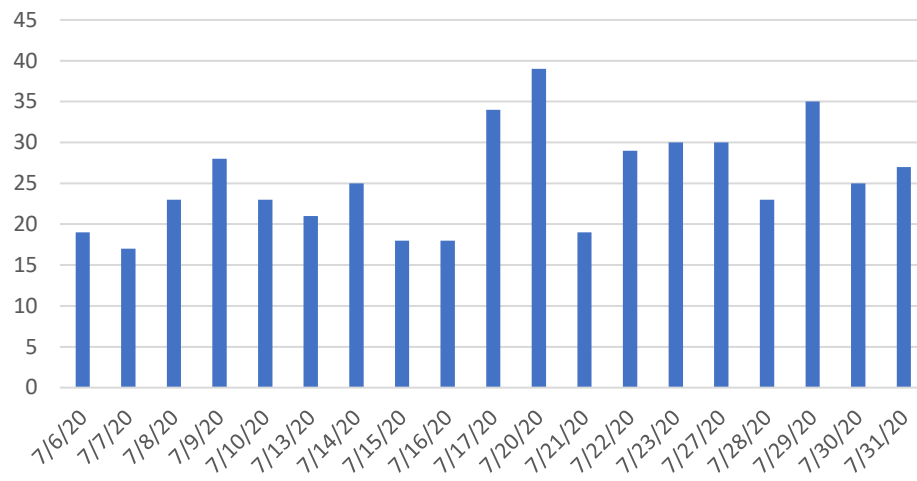
Community Center Usage July 2020



Community Center Usage July 2020



Lunches Served at the Senior Center in July 2020



RIVERDALE POLICE DEPARTMENT

CRIME BULLETIN

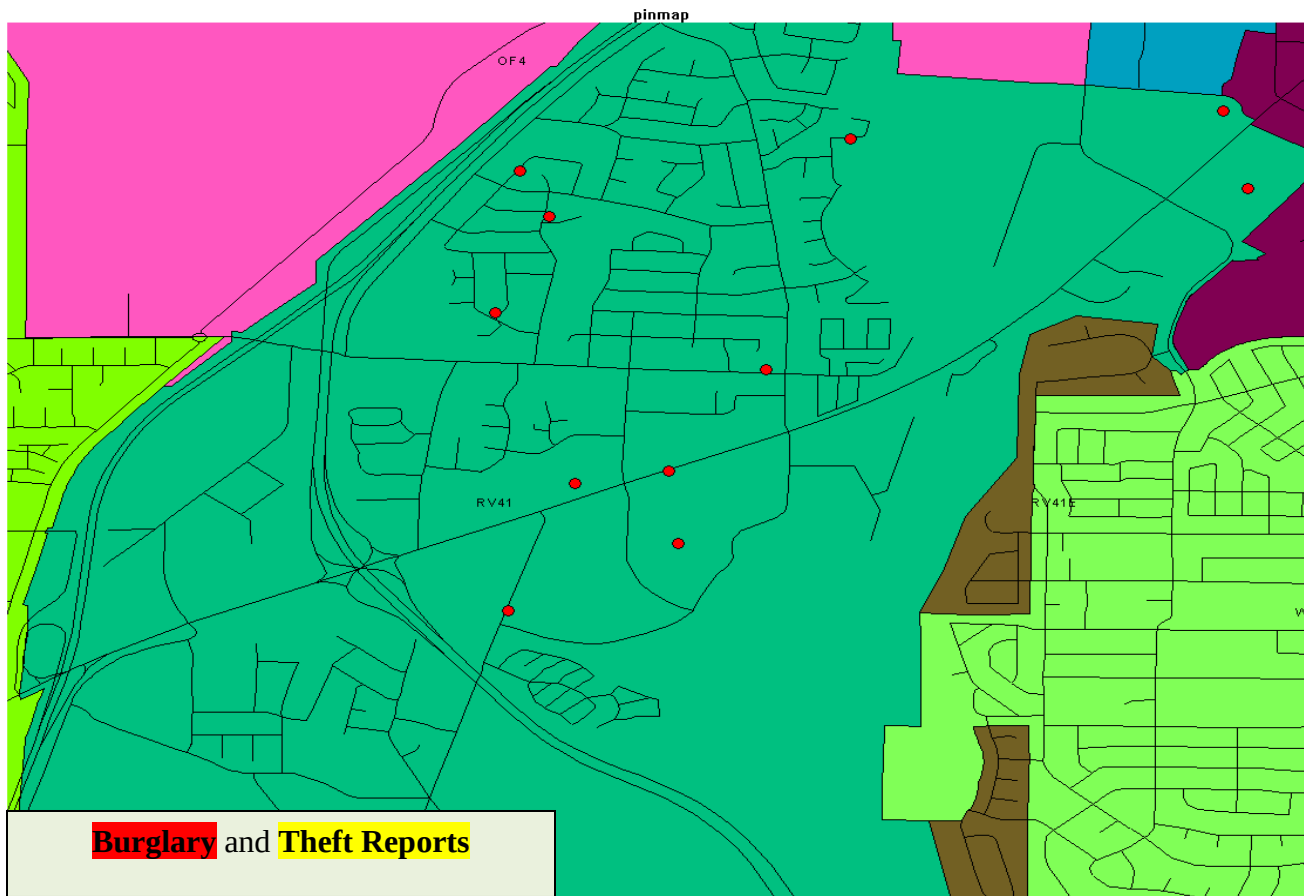
July 2020
Report #17-07

July Police Calls

- 1541 Calls for Service:
 - 36 Animal Complaints
 - 278 Crime Reports Written
 - 11 Forgery/Fraud
 - 16 Retail Thefts
 - 9 Assaults
 - 17 Drugs
 - 17 Family Offenses
 - 11 Burglary/Theft Complaints
 - 2 Stolen Vehicle Complaints
 - 8 Damaged Property
 - 43 Arrests



The remainder of calls involved disorderly Conduct, Suspicious Activities, Citizen Assists, Lost/Found property, Medical Assists, Warrant Services, etc.



POLICE LINE - DO NOT CROSS

POLICE LINE - DO NOT CROSS

POLICE LINE - DO NOT CROSS

POLICE LINE - DO NOT CROSS

POLICE LINE - DO

FOR LAW ENFORCEMENT USE ONLY!

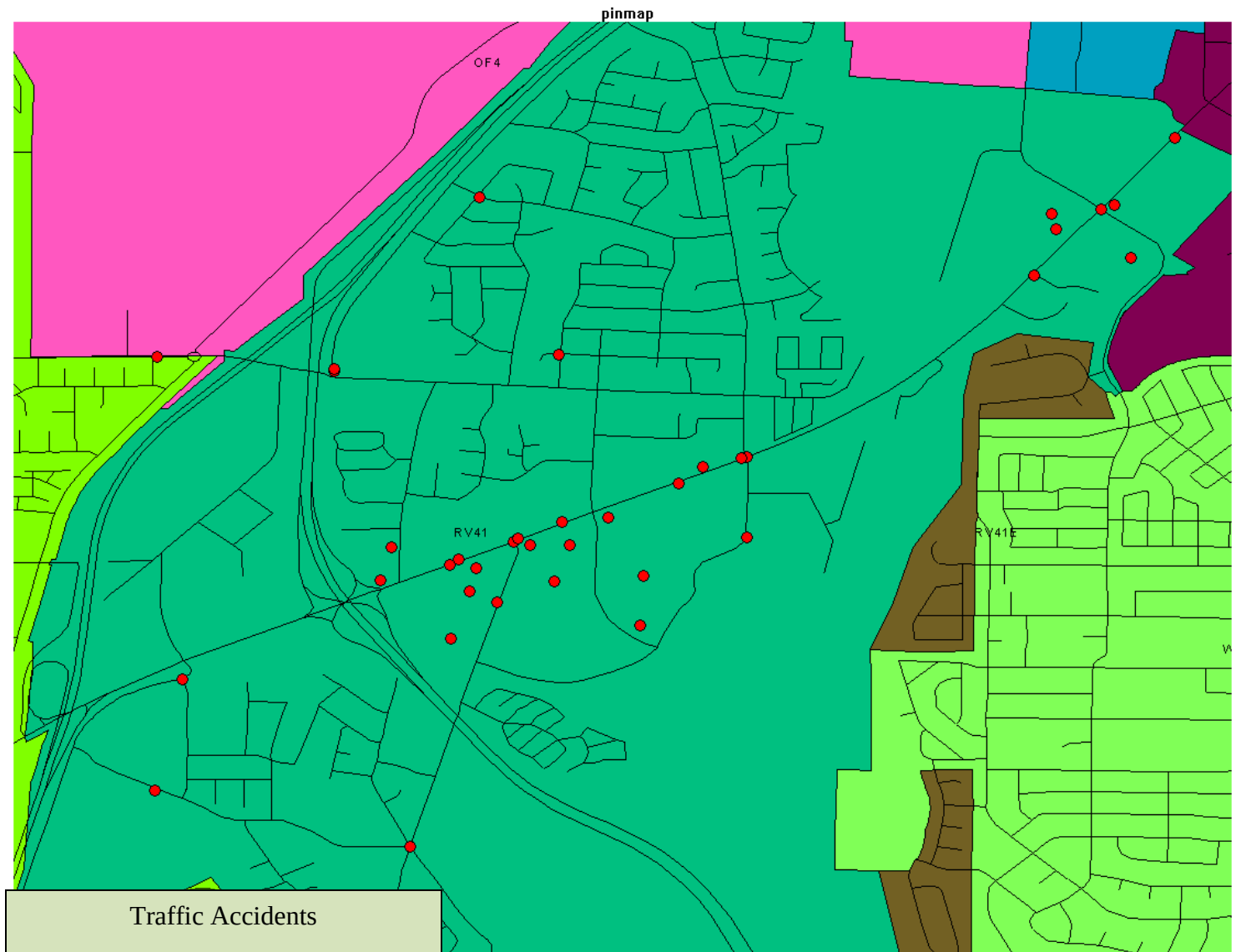
RIVERDALE POLICE DEPARTMENT

CRIME BULLETIN

July 2020
Report #17-07

Traffic Patrol and Enforcement

- **200 Traffic Stops resulting in:**
 - 133 Citations
 - 207 Total Violations
 - 84 Warnings Issued
- **49 Traffic Accidents**



- **26 New Cases sent to Investigations**
- **12 Investigative Cases Closed**
- **Value Reported Stolen \$5,515.92**
- **Value Recovered \$3,385.46**

POLICE LINE - DO NOT CROSS

POLICE LINE - DO NOT CROSS

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POLICE LINE - DO

FOR LAW ENFORCEMENT USE ONLY!

**RIVERDALE CITY
MONTHLY UTILITY REPORT
FOR MAYOR & CITY COUNCIL
JULY 2020**

Water Fund

	Total Gallons Used (in thousands)	Total Billings	Total Customers Billed	Average Gallons used Per Customer (in thousands)	Average Bill Per Customer
Residential	58,982	\$ 79,869	2,150	27	\$ 37.15
Commercial	44,701	\$ 71,383	251	178	\$ 284.39

Sewer Fund

	Total Billings	Total Customers Billed	Average Bill Per Customer
Residential	\$ 54,478	2,129	\$ 25.59
Commercial	\$ 44,212	218	\$ 202.81

Storm Water Fund

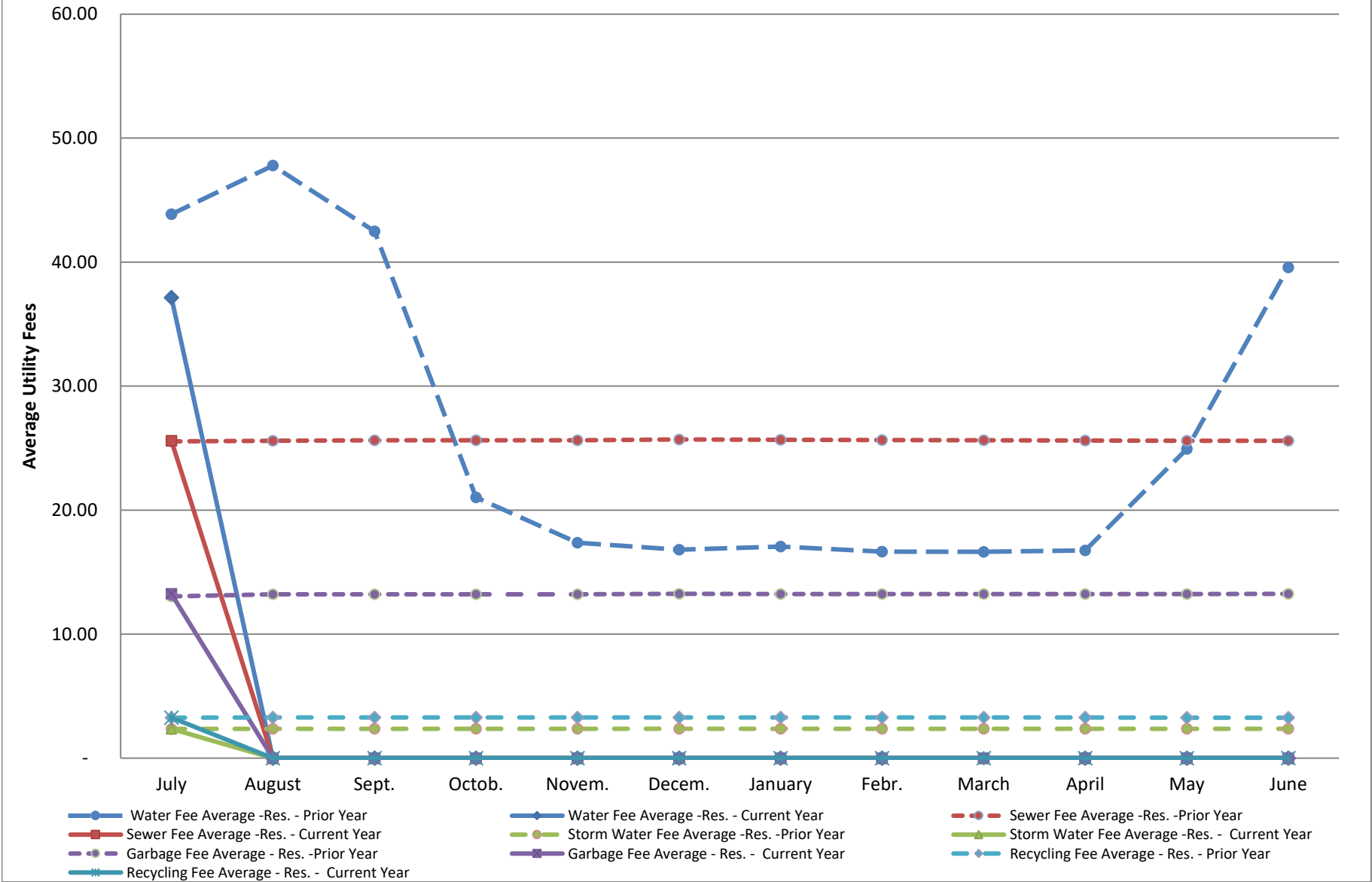
	Total Billings	Total Customers Billed	Average Bill Per Customer
Residential	\$ 5,065	2,147	\$ 2.36
Commercial	\$ 13,992	189	\$ 74.03

Garbage Fund

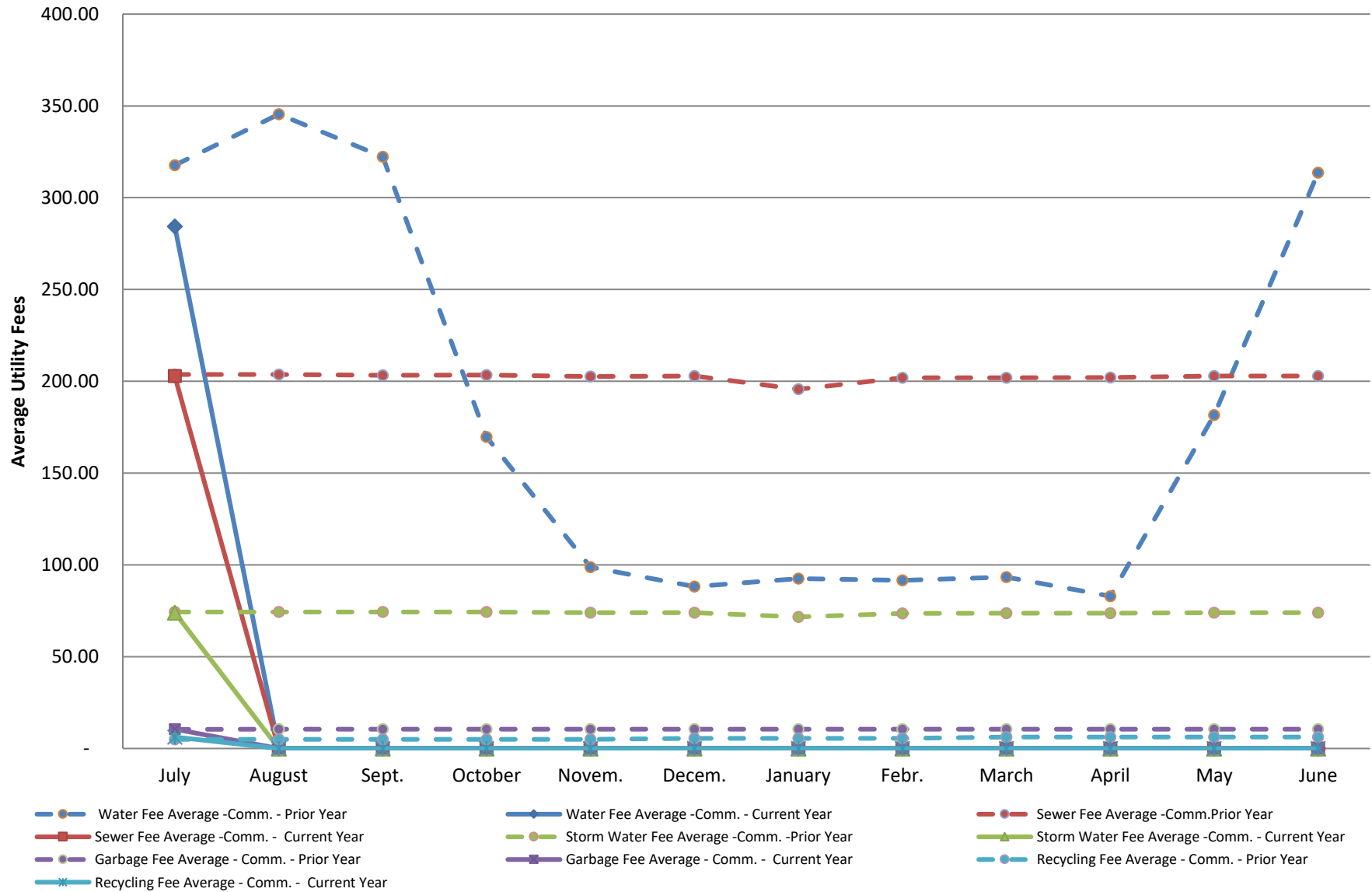
	Total Billings	Total Customers Billed	Average Bill Per Customer	
Residential - Garbage	\$ 27,943	2,110	\$ 13.24	*
Residential - Recycling	\$ 5,831	1,783	\$ 3.27	
Commercial - Garbage	\$ 21	2	\$ 10.52	*
Commercial - Recycling	\$ 19	3	\$ 6.24	

* Some garbage utility customers have more than one garbage can, this is an average of all customers.

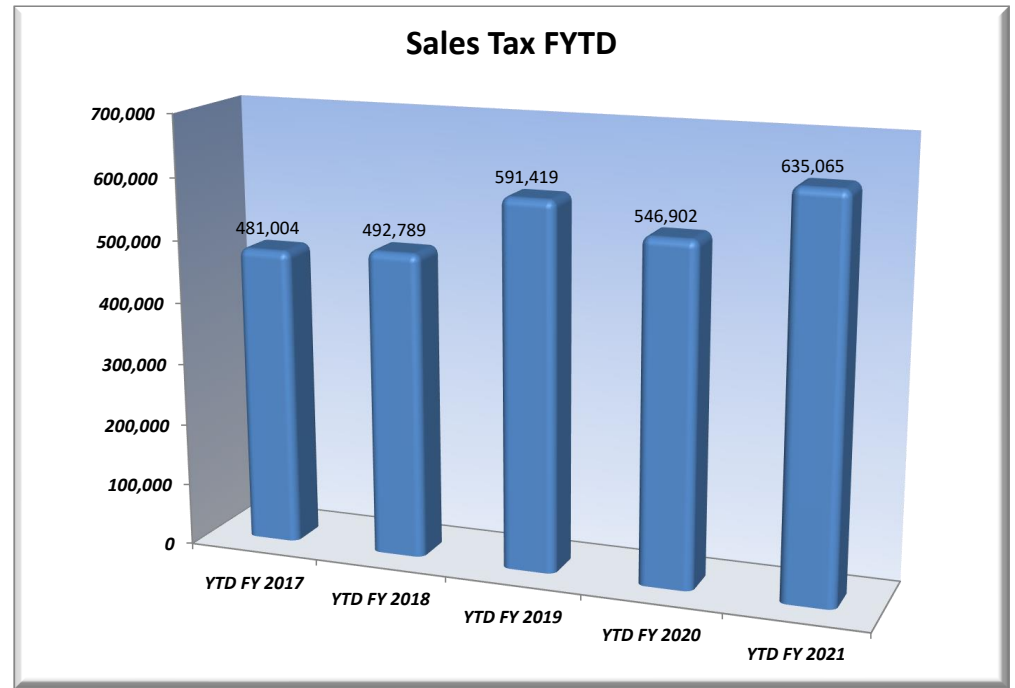
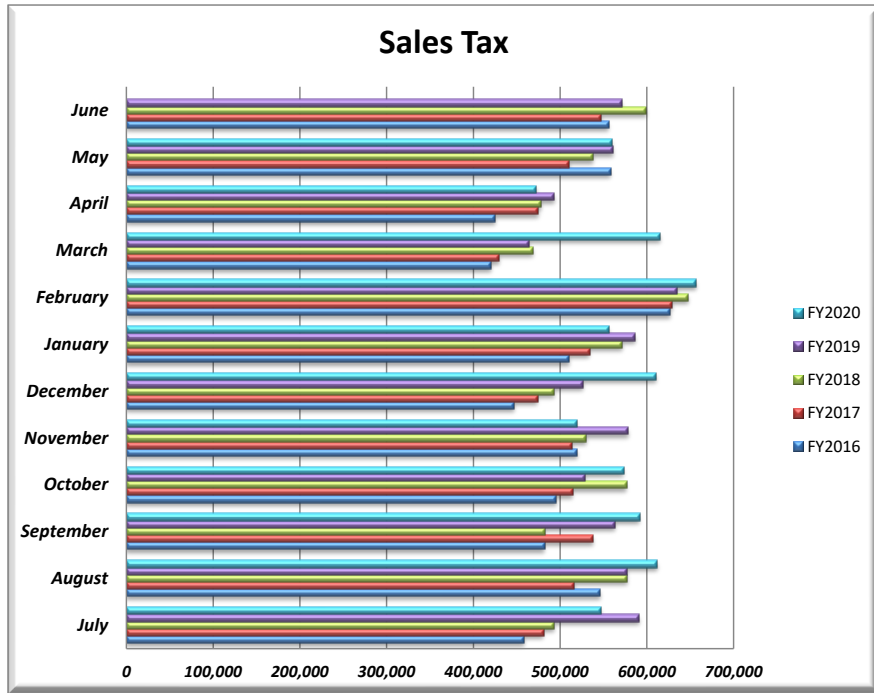
Residential Average User Fees
Fiscal Year 2020 & 2021



Commercial Average User Fees Fiscal Year 2020 & 2021



**RIVERDALE CITY
SALES TAX REPORT
AS OF JULY 31, 2020**



Sales Tax	July	August	September	October	November	December	January	February	March	April	May	June	Totals
FY2017	481,004	516,215	538,062	514,769	513,312	473,968	533,991	628,904	430,061	474,567	510,239	547,592	6,162,684
FY2018	492,789	577,720	482,284	576,553	530,387	492,763	571,906	647,775	468,676	478,270	537,682	599,204	6,456,007
FY2019	591,419	576,907	563,499	528,836	578,794	526,228	586,556	634,811	464,253	493,348	560,967	571,607	6,677,225
FY2020	546,902	612,157	591,696	573,327	519,064	610,719	556,867	657,308	615,264	472,239	559,456	509,039	6,824,038
FY2021	635,065												635,065

Sales Tax FYTD	YTD FY 2017	YTD FY 2018	YTD FY 2019	YTD FY 2020	YTD FY 2021
	481,004	492,789	591,419	546,902	635,065

**RIVERDALE CITY
CITY COUNCIL AGENDA
August 18, 2020**

AGENDA ITEM: F1

SUBJECT: Consideration to approve meeting minutes.

PRESENTER: Shalee Evans, City Recorder

INFORMATION: a. [August 4, 2020 City Council Work Session](#)
b. [August 4, 2020 City Council Regular Session](#)

[BACK TO AGENDA](#)

Minutes of the **Work Session** of the **Riverdale City Council** Tuesday, August 4, 2020 at 5:30 p.m., at the Civic Center in the Administrative Offices, 4600 S Weber River Dr., Riverdale City, Weber County, Utah.

Present:

City Council:	Norm Searle, Mayor Braden Mitchell, Councilmember Brent Ellis, Councilmember Alan Arnold, Councilmember Bart Stevens, Councilmember Steve Hilton, Councilmember
City Employees:	Rodger Worthen, City Administrator Steve Brooks, City Attorney/Acting City Administrator Mike Eggett, Community Development Rich Taylor, Community Services Shalee Evans, City Recorder

The Work Session meeting began 5:30 p.m. Mayor Searle welcomed the Council Members stating for the record that all Councilmembers were present and welcomed to the meeting Rodger Worthen, City Administrator, and thanked him for being present tonight. He also welcomed back Shalee Evans, City Recorder, who missed last meeting due to surgery.

Public Comment:

There were no known public comments.

Presentations and Reports:

Consent Items:

Mayor Searle invited any corrections or comments for the work session and regular meeting minutes for the City Council Meeting held on July 21, 2020. Mayor Searle and Councilmember Ellis noted a few corrections that need to be made.

Action Items:

Mayor Searle invited discussion regarding the first action item, Consideration of Ordinance 923, to approve a rezone request, for property located at approximately 4113 South Pacific Avenue, Riverdale UT from Retail/Commercial Park Overlay (RCP) zoning to Multiple Family Residential (R-4) zoning; requested by Riverdale North LLC and AWA Engineering Group.

Mike Eggett, Community Development, went over the executive summary which explained. Riverdale Center North, LLC (as represented by AWA Engineering), the petitioner in this matter, is requesting a rezone of property located at approximately 4113 South Pacific Avenue from Retail/Commercial Park Overlay (RCP) zoning to Multiple-Family Residential (R-4) zoning to allow for the possibility for future development of a multiple family residential development project on this property (see the application documents for further explanation). Neighboring properties to the north and east are currently zoned with M-1 and CP-3 zoning, properties to the west are the Union Pacific railyards, and properties to the south are zoned with RCP zoning. This request is for approximately 2.715 acres of land located on this property along 300 West and Pacific Avenue that would be affected by the proposed rezone request (see the attached zoning map document for more information). A public hearing for this rezone request was held on July 28, 2020. As required by State Code and to allow for public commentary, the public hearing was previously noticed and held with the Planning Commission to receive and consider public comment on the proposed amendment to the zoning map. I did receive one inquiry about the public hearing from the owner and operator of the chiropractic office on this property and I explained to him more details about the request. Otherwise, no other public comments were provided prior to the public hearing. At the conclusion of the public hearing, the Planning Commission made a recommendation for the City Council to approve the requested rezone as submitted for the property at approximately 4113 South Pacific Avenue. Following discussion in this matter, the City Council may approve, approve with conditions, table, or deny this rezone request, with the appropriate findings of fact to support the Council's decision.

Steve Brooks, City Attorney, asked if this will have any impact on the city's S.O.B. Mr. Eggett noted that it is just on the border but there is enough distance in between them.

Councilmember Hilton asked if they have already started construction. Mr. Eggett noted that they have not.

Councilmember Ellis asked if they are planning to have these homes be multi family units. Mike Eggett stated that the plan is multi family dwellings. They are going for R-5 or R-4. Councilmember Ellis also asked about the transient situation in that location. Mr. Eggett noted that that same question came up during the Planning Commission meeting. He stated that Jake Tate noted that they are not too worried about the transient situation because they usually steer clear from populated, self-monitored locations.

Councilmember Mitchell asked if there was an idea where the kids would attend school that lived in this area. Mike Eggett stated that he was not sure which school it would be. Councilmember Mitchell asked about the fence on the railroad tracks and if that is the city's responsibility or the railroads. Mr. Eggett noted that he is going to be calling the railroad to notify them and he will find out. Councilmember Mitchell asked if this project would help the city with their affordable housing market. Mike Eggett stated that it will help Riverdale in that aspect.

Councilmember Stevens stated the payments on places are usually driven by market value, and when he hears the phrase 'Low Income' housing, he thinks of government subsidized. He asked if that is what it meant to be. Mr. Eggett noted that low income housing was about Greenhill apartments. He also stated that this is just a rezone request. Councilmember Stevens stated that he is not in favor of this request and he will be playing devils advocate. Mayor Searle noted that the better term to use for this would be 'Affordable Housing'. Mr. Eggett noted that the city is required by the state to at least ask the requestor to at least try to accommodate the moderate-income families.

Mayor Searle invited discussion regarding the second item, Consideration of Ordinance 924, to approve a rezone request, for property located at approximately 4100 South Pacific Avenue, Riverdale UT from Regional Planned Commercial (CP-3) zoning to Multiple Family Residential (R-4) zoning; requested by Riverdale North LLC and AWA Engineering Group. consideration of Resolution 2020-16, to approve an Interlocal Agreement between Riverdale city and Weber county concerning an Interlocal Agreement to assist with the distribution of CARES Act funding.

Mike Eggett went over the executive summary which explained. Riverdale Center North, LLC (as represented by AWA Engineering), the petitioner in this matter, is requesting a rezone of property located at approximately 4100 South Pacific Avenue from Regional Planned Commercial (CP-3) zoning to Multiple-Family Residential (R-4) zoning to allow for the possibility for future development of a multiple family residential development project on this property (see the application documents for further explanation). Neighboring properties to the north and east are currently zoned with C-3 zoning, properties to the west are zoned with M-1 zoning, and properties to the south are zoned with RCP zoning. This request is for approximately 2.59 acres of land located on this property along 300 West and Pacific Avenue that would be affected by the proposed rezone request (see the attached zoning map document for more information). A public hearing for this rezone request was held on July 28, 2020. As required by State Code and to allow for public commentary, the public hearing was previously noticed and held with the Planning Commission to receive and consider public comment on the proposed amendment to the zoning map. No public comments were provided prior to the public hearing. At the conclusion of the public hearing, the Planning Commission made a recommendation for the City Council to approve the requested rezone as submitted for the property at approximately 4100 South Pacific Avenue. Following discussion in this matter, the City Council may approve, approve with conditions, table, or deny this rezone request, with the appropriate findings of fact to support the Council's decision. Mr. Eggett noted that there needs to be an address change in the Ordinance.

Discretionary Items:

There were no discretionary items.

Adjournment:

Having no further business to discuss the Council adjourned at 6:00 p.m. to convene into their Regular City Council Meeting.

Minutes of the Regular Meeting of the Riverdale City Council held Tuesday, August 4, 2020, at 6:00 p.m., at the Civic Center, 4600 S Weber River Dr., Riverdale City, Weber County, Utah.

Present: City Council: Norm Searle, Mayor
Braden Mitchell, Councilmember
Brent Ellis, Councilmember
Alan Arnold, Councilmember
Bart Stevens, Councilmember
Steve Hilton, Councilmember

City Employees: Rodger Worthen, City Administrator
Steve Brooks, City Attorney/Acting City Administrator
Rich Taylor, Community Services
Mike Eggett, Community Development
Shalee Evans, City Recorder

A. Welcome & Roll Call

The City Council meeting began at 6:02 p.m. Mayor Searle called the meeting to order and welcomed all in attendance, including all Council Members and all members of the public.

B. Pledge of Allegiance

Mayor Searle invited Councilmember Ellis to lead the Pledge of Allegiance.

C. Moment of Silence

Mayor Searle called for a moment of silence and asked everyone to remember all the events happening in our country at this time and that we will soon have peace. Also, our police officers, fire fighters, U.S. Military service members, and members of the City Council as they make decisions this evening.

D. Public Comment

Mayor Searle invited any member of the public with questions or concerns to address the Council and asked that they keep their comments to approximately three minutes. No action will be taken during public comment. There was no public comment made.

E. Presentations and Reports

1. Mayors Report

Mayor Searle invited the councilmembers to report anything they have from their groups they are in. Councilmember Ellis noted that there have been no cases of West Nile virus in Weber county so far.

F. Consent Items

1. Consideration to approve the City Council meeting minutes from: Work Session and July 21, 2020 Regular Session.

Mayor Searle invited any corrections or comments regarding the above referenced meeting minutes. Mayor Searle and Councilmember Ellis noted changes during the work session.

MOTION: Councilmember Mitchell moved to approve the meeting minutes as amended. Councilmember Ellis seconded the motion. There was not any discussion regarding this motion. The motion passed unanimously in favor.

G. Action Items

1. Consideration of Ordinance 923, to approve a rezone request, for property located at approximately 4113 South Pacific Avenue, Riverdale UT from Retail/Commercial Park Overlay (RCP) zoning to Multiple Family Residential (R-4) zoning; requested by Riverdale North LLC and AWA Engineering Group.

Mike Eggett, Community Development, went over the executive summary which explained. Riverdale Center North, LLC (as represented by AWA Engineering), the petitioner in this matter, is requesting a rezone of property located at approximately 4113 South Pacific Avenue from Retail/Commercial Park Overlay (RCP) zoning to Multiple-Family Residential (R-4) zoning to allow for the possibility for future development of a multiple family residential development

project on this property (see the application documents for further explanation). Neighboring properties to the north and east are currently zoned with M-1 and CP-3 zoning, properties to the west are the Union Pacific railyards, and properties to the south are zoned with RCP zoning. This request is for approximately 2.715 acres of land located on this property along 300 West and Pacific Avenue that would be affected by the proposed rezone request (see the attached zoning map document for more information). A public hearing for this rezone request was held on July 28, 2020. As required by State Code and to allow for public commentary, the public hearing was previously noticed and held with the Planning Commission to receive and consider public comment on the proposed amendment to the zoning map. I did receive one inquiry about the public hearing from the owner and operator of the chiropractic office on this property and I explained to him more details about the request. Otherwise, no other public comments were provided prior to the public hearing. At the conclusion of the public hearing, the Planning Commission made a recommendation for the City Council to approve the requested rezone as submitted for the property at approximately 4113 South Pacific Avenue. Following discussion in this matter, the City Council may approve, approve with conditions, table, or deny this rezone request, with the appropriate findings of fact to support the Council's decision.

Councilmember Ellis asked what the plan is for the chiropractic office and if they are going to tear it down. Jake Tate, applicant, stated that the intent is to take down the house located near the property and that CCA has other commercial property that could allow them to relocate if they desire.

Councilmember Stevens noted to Mr. Tate that he has read through his letter within the packet and on the letter head it states Anderson Wallen and Associates, then it is signed by him. He stated that there are 8 points within the letter he has questions about. Councilmember Stevens asked if the plan is to have the homes be owner occupied or if they are going to be rentals. Mr. Tate stated that they are looking at all the options, but at this moment in time it looks like they are going to be long time rentals. Councilmember Stevens asked if these are going to be subsidized since within his letter it states that it is for low income. Jake stated that that part of the letter he took directly from the city plan and he was just addressing these points within the plan. He also noted that the intent with this property is going to be for moderate income housing, not subsidized or low income. They are just trying to make it where there are affordable housing options. Councilmember Stevens stated that in downtown Salt Lake City and downtown Ogden there is housing that is secured and asked Jake if that is the intent with this property. Mr. Tate noted that they have not gotten into the design of the properties just yet and that they are focusing on just the rezone part right now. He did note that CCA will weigh the options when the design part is being created and that they obviously want a safe housing option and that they will take all security options into consideration. Councilmember Stevens noted that within Mr. Tate's letter it is stated that it will accommodate special needs. He noted that those homes are usually subsidized and that they are one level. Councilmember Stevens noted that when he hears the term 'affordable housing', he thinks of subsidized housing. He asked if he is going to advertise for less money. Jake Tate noted that they are just looking to make housing that is more affordable for people such as young couples, retirees, or college students. They are looking to make an option that is not too expensive for certain groups of people. Councilmember Stevens asked about resources when it comes to moderate income housing, he stated that there are things to consider such as bus routes and shopping points. He noted that he is not in favor of this request and believes there are too many issues. Jake stated that he appreciates his opinion and noted that within his letter he states that this property has been vacant for fifty plus years. He thinks a good way to utilize this unused property is to take this location and put something in that will sell. He noted that people are moving in and they are wanting nice places to live that are affordable to them. Mike Eggett stated that he has to do an annual report by state law and within that report the state like to see that there are more than just single family housing and that they are wanting to see that there are also affordable housing options so that all people that want to live in Riverdale city can afford to do so. He stated that if Riverdale fails to show that they are trying to provide affordable housing options, the state can take away funding for road money. Mayor Searle called a point of order and noted that we are getting off track of the rezone request and need to get back on track. Councilmember Stevens asked Mr. Eggett if the report he does is current and if it refers to future plans. Mr. Eggett stated that it is a current report, but it does try to look into the horizon and try to plan ahead. Councilmember Stevens stated that he feels that this rezone request should not be approved just on the premise of meeting states criteria.

Councilmember Arnold stated that one thing that he thinks people need to remember is the age group that lives in Riverdale. It is important to have options for younger residents to move in and have the option to live in Riverdale. He noted that this kind of plan would help the city with state funding but also the younger demographic is drawn to these types of options. He noted that he is in favor of this rezone.

Councilmember Stevens stated that few years ago he read statistics stating that 41-42% of residents within Riverdale were renters. He noted that with the renters and not homeowner occupants, that makes the property more susceptible to a transient nature

Councilmember Mitchell stated that he read in the Planning Commission meeting minutes that the intent is to keep the detention basin intact, and asked Mr. Tate if that is correct. Jake noted that in the preliminary plans it is their intention to build the homes around the detention ponds. They would like to maintain the way it is now.

MOTION: Councilmember Arnold moved to approve Ordinance 923 as stated within the packet. Councilmember Ellis seconded the motion.

Mayor Searle invited discussion regarding the motion. There was not a discussion.

ROLL CALL VOTE: 4 in favor. 1 opposed. Motion passes.

2. Consideration of Ordinance 924, to approve a rezone request, for property located at approximately 4100 South Pacific Avenue, Riverdale UT from Regional Planned Commercial (CP-3) zoning to Multiple Family Residential (R-4) zoning; requested by Riverdale North LLC and AWA Engineering Group.

Mike Eggett went over the executive summary which explained. Riverdale Center North, LLC (as represented by AWA Engineering), the petitioner in this matter, is requesting a rezone of property located at approximately 4100 South Pacific Avenue from Regional Planned Commercial (CP-3) zoning to Multiple-Family Residential (R-4) zoning to allow for the possibility for future development of a multiple family residential development project on this property (see the application documents for further explanation). Neighboring properties to the north and east are currently zoned with C-3 zoning, properties to the west are zoned with M-1 zoning, and properties to the south are zoned with RCP zoning. This request is for approximately 2.59 acres of land located on this property along 300 West and Pacific Avenue that would be affected by the proposed rezone request (see the attached zoning map document for more information). A public hearing for this rezone request was held on July 28, 2020. As required by State Code and to allow for public commentary, the public hearing was previously noticed and held with the Planning Commission to receive and consider public comment on the proposed amendment to the zoning map. No public comments were provided prior to the public hearing. At the conclusion of the public hearing, the Planning Commission made a recommendation for the City Council to approve the requested rezone as submitted for the property at approximately 4100 South Pacific Avenue. Following discussion in this matter, the City Council may approve, approve with conditions, table, or deny this rezone request, with the appropriate findings of fact to support the Council's decision.

MOTION: Councilmember Arnold moved to approve Ordinance 924 as stated within the packet. Councilmember Mitchell seconded the motion.

Mayor Searle invited discussion regarding the motion. There was not a discussion.

ROLL CALL VOTE: 4 in favor. One opposed. Motion passes.

H. Discretionary Items

Councilmember Ellis stated that there was a really nice article in the newspaper about Washington Terrace and Riverdale city.

Councilmember Mitchell thanked Rich Taylor, Community Services, for doing activities throughout the city to help entertain the kids, especially during these times. He noted that multiple residents have appreciated him as well.

I. Adjournment.

MOTION: Having no further business to discuss, Councilmember Arnold made a motion to adjourn. The motion was seconded by Councilmember Ellis; all voted in favor. The meeting was adjourned at 6:55p.m.

Norm Searle, Mayor

Shalee Evans, City Recorder

Date Approved:

**RIVERDALE CITY
CITY COUNCIL AGENDA
August 18, 2020**

AGENDA ITEM: G1

SUBJECT: Consideration of Resolution 2020-18, to approve a new contract between Riverdale city and Dr. Summer Grace. To serve as Medical Direction/Advisor to the Riverdale city fire department.

PRESENTER: Jared Sholly, Fire Chief

INFORMATION:

- a. [Executive Summary](#)
- b. [Resolution 2020-18](#)
- c. [Contract with Dr. Summer Grace](#)

[BACK TO AGENDA](#)



City Council Executive Summary

For the Council meeting on:

Petitioner:
Jared Sholly, Fire Chief

Summary of Proposed Action

Consideration of Resolution 2020-18, Adopting a Contract between Riverdale City and Dr. Summer Grace, to be the Fire Department Medical Control Physician.

Summary of Supporting Facts & Options

The Fire Department is required to be in contract with a Medical Physician as part of our EMS license. This gives us the ability to purchase medications, meets Q&A requirements and gives us direction through policies and procedures. Our previous physician Dr. Sill has resigned due to an increase in workload in his other positions. We have offered the position to Dr. Summer Grace, an ER physician at Ogden Regional, with background as a Paramedic at Gold Cross Ambulance Service.

She has reviewed the contract and has accepted the terms. She will be an incredible assist to our team. We expect great things from her and look forward to all she brings.

Legal Comments - City Attorney

Steve Brooks, Attorney

Fiscal Comments - Business Administrator/Budget Officer

Cody Cardon,
Business Administrator

Administrative Comments - City Administrator

Rodger Worthen,
City Administrator



RESOLUTION NO. 2020-18

A RESOLUTION OF RIVERDALE CITY APPROVING A NEW CONTRACT BETWEEN RIVERDALE CITY AND DR. SUMMER GRACE, TO SERVE AS MEDICAL DIRECTION/ADVISOR TO THE RIVERDALE CITY FIRE DEPARTMENT (EMS SERVICES); AUTHORIZING THE MAYOR TO EXECUTE THE NECESSARY DOCUMENTS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, it is desired to provide medical direction, as required by the State of Utah, for the Riverdale City Fire/EMS Department; and

WHEREAS, the parties desire to enter into a new contract between Riverdale City and Dr. Summer Grace, providing for medical direction to Fire Department; and

WHEREAS, the City Council of Riverdale City, Utah has reviewed the attached Agreement between Riverdale City and Dr. Summer Grace and agrees to all the terms and conditions contained therein; and

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

Section 1: That the City Council of Riverdale City does hereby approve the new contract between Riverdale City and Dr. Summer Grace, attached hereto as Exhibit A.

Section 2: That the Council hereby authorizes the Mayor, or his designee, to execute the appropriate and necessary documents.

Section 3: This Resolution shall become effective immediately upon its passage.

RESOLVED AND ADOPTED by the City Council of Riverdale City, Utah, on the _____ day of August, 2020.

Norm Searle
Mayor, Riverdale City

Attest:

Shalee Evans
City Recorder

PROFESSIONAL SERVICES AGREEMENT

THIS AGREEMENT, entered into as of the __1st__ day of __September ____, 2020, by and between **Riverdale CITY CORPORATION**, a municipal corporation of the State of Utah, hereinafter "City," and **Dr. Summer Grace**, hereinafter "Contractor".

W I T N E S S E T H:

WHEREAS, Riverdale City Fire Department will be providing EMT Basic and Advanced EMT service for Riverdale City and the adjacent geographical service area as listed on Riverdale City Fire Department's Utah Department of Health 2914 L Intermediate Ground Ambulance license. The Weber Area Dispatch 911 and Emergency Services District will be providing emergency medical dispatch service for Riverdale City, hereinafter collectively referred to as the Emergency Medical Services (EMS) Program; and

WHEREAS, the city is required to have an EMS Physician Advisor when providing these services; and

WHEREAS, the Contractor has a working knowledge of the Emergency Medical Services (EMS) systems in the State of Utah; and is proficient in and familiar with the skills and knowledge of the Basic and Advanced EMT certified personnel, and is an advocate of pre-hospital medical assessment/treatment under appropriate protocols;

NOW THEREFORE, it is hereby agreed as follows:

1. Performance of Services. City hereby agrees to engage Contractor as a Physician advisor to the Riverdale City Fire and Rescue Departments basic EMT and Advanced EMT programs, and Contractor hereby agrees to provide the services as set forth in Exhibit "A," and incorporated herein by reference. Any services not specifically described therein but which may be fairly implied as required thereby or necessary to complete the work for the use or purpose intended, shall be within the scope of services to be provided hereunder.

2. Time of Performance. This Agreement shall be effective from date of signing until July 1, 2020, unless otherwise terminated as hereinafter provided.

3. Compensation. The compensation for services provided under this agreement shall be \$7000.00 per fiscal year.

4. Termination of Agreement for Cause. If, through any cause, Contractor shall fail to fulfill, in a timely and proper manner, its obligations under this Agreement, or if Contractor shall

violate any of the covenants, agreements or stipulations of this Agreement, City shall have the right to terminate this Agreement by giving written notice to Contractor of such termination and specifying the effective date thereof. In the event of termination for cause, Contractor shall be entitled to receive only the pro rata share of the total compensation which is equal to any satisfactory work completed as of the date of termination. Notwithstanding the above, Contractor shall not be relieved of liability to City for damages sustained by City by virtue of any breach of the Agreement by Contractor, and City may withhold any payments to Contractor for the purpose of setoff until such time as the exact amount of damages due City from Contractor is determined.

5. Termination for Convenience. The City or Contractor may terminate the Agreement at any time by giving written notice to the other and specifying the effective date thereof, at least thirty (30) days before the effective date of such termination. If the Agreement is terminated by City as provided herein, City shall pay Contractor a percentage of the established fee for work performed up to the time of such termination. Said percentage shall be based on the ratio of work completed to the total work required.

6. Non-assignability. Contractor shall not assign any interest in this Agreement and shall not transfer any interest in the same (whether by assignment or novation) without the prior written consent of the City thereto.

7. Interest of Contractor. Contractor covenants that Contractor presently has no interest and shall not acquire any interest, direct or indirect, which would conflict in any manner or degree with the performance of the services hereunder. Contractor further covenants that in the performance of this Agreement no person having such interest shall be employed.

8. Insurance requirements. Contractor shall procure and maintain for the duration of the contract Medical Malpractice Insurance in amounts not less than \$1,000,000.00 per occurrence and \$3,000,000 aggregate.

Insurance is to be placed with insurers acceptable to and approved by the City. Contractors insurer must be authorized to do business in Utah at the time the contract is executed (and throughout the time period the contract is maintained), unless otherwise agreed in writing by the City. Failure to maintain or renew coverage or to provide evidence of renewal will be treated by City as a material breach of contract.

Limits of liability amounts must meet contract requirements before contract is initiated.

The City, and its elected officials, officers, employees, agents and volunteers are to be named as additional insureds with primary coverage and not contributing.

The City shall be furnished with original certificates of insurance and endorsements effecting coverage required within, signed by a person authorized by that insurer to bind coverage on its behalf. All certificates and endorsements are to be received by the City Records Office before work commences.

The City reserves the right to require complete, certified copies of all required insurance policies at any time.

Each policy shall be endorsed to state that coverage shall not be suspended, voided, canceled, reduced in coverage or in limits except after thirty days prior written notice by certified mail, return receipt requested, has been given to the City.

Contractors insurance shall be primary insurance and any insurance or self-insurance maintained by the City, its officers, officials, employees, and volunteers shall be excess of Contractors insurance and shall not contribute with it.

9. Indemnification. Contractor agrees to indemnify, save harmless and defend City and its elected officials, agents, officers, employees, and volunteers from and against any and all claims, damages, demands, actions, costs and charges arising out of or by reason of Contractors performance or failure to perform this agreement.

10. Attorney's Fees. In the event either party institutes litigation to enforce its rights under this Agreement, the prevailing party in such litigation shall be entitled to an award of its reasonable attorney's fees and costs.

11. Notice. Any notice, or notices, required or permitted to be given pursuant to this Agreement, may be personally served on the other party by the party giving such notice, or may be served by certified mail, return receipt requested, to the following addresses:

City: Jared Sholly
Riverdale City Fire Chief
4334 S. Parker Drive
Riverdale, Utah 84067

Contractor: Dr. Summer Grace
“
“

12. Independent Contractor. Contractor is independent of the City and shall perform all services according to its own methods without being subject to the control of the City except as to the results obtained. The City shall not carry Workers Compensation insurance or any health or accident insurance to cover Contractor. The City shall not pay nor be responsible for any contribution to Social Security, unemployment insurance, federal or state withholding taxes, nor provide any other contributions or benefits which might be expected in an employer-employee relationship. Contractor, as an independent Contractor, shall provide and be responsible for any and all of Contractor, and its employees or agents, Workers Compensation contributions, federal and state withholding, unemployment compensation contributions and social security tax withholding, etc. Contractor agrees to report and pay any contributions for taxes, unemployment insurance, Social Security and other benefits.

13. When Rights and Remedies Not Waived. In no event shall any payment by City hereunder constitute or be construed to be a waiver by City of any breach of conditions or any default which may then exist, or while any such breach or default shall exist, in no way impair or prejudice any right or remedy available to City with respect to such breach or default.

14. Compliance with Laws. Contractor shall comply with all laws, ordinances, regulations, rules, etc., of the federal, state and local governments in connection with the performance of this Agreement.

15. Integrated Document. This Agreement embodies the entire agreement between City and Contractor for the scope of services and the terms and conditions. No verbal agreements or conversations with any officer, agent or employee of City prior to the execution of this Agreement shall affect or modify any of the terms or obligations contained in any documents comprising this Agreement. Any such verbal agreement shall be considered as unofficial information and in no way binding upon City.

16. Severability of Provisions. If any provisions of this Agreement are held invalid, the remainder of this Agreement shall not be affected thereby if such remainder would then continue to conform to the terms and requirements of applicable law.

17. Modifications. No oral modifications or amendments to this Agreement shall be effective, but this Agreement may be modified or amended by written agreement.

18. Disputes. All claims, disputes or controversies arising out of, or in relation to the interpretation, application or enforcement of the Agreement shall be decided through alternative

dispute resolution. The method of alternative dispute resolution shall be mutually agreeable to both the insurance carriers of the City and Contractor. Should it be determined that a mutually agreed method cannot be found, and a resolution must be obtained through formal court hearings, then it is agreed that the prevailing party shall be entitled to recover his costs, expenses and reasonable attorney's fees.

19. Governing Law. This Agreement, its terms and conditions, shall be governed by Utah law.

IN WITNESS WHEREOF, the parties hereto execute the foregoing instrument as of the day and year first above written.

ATTEST:

RIVERDALE CITY CORPORATION

Recorder

Jared Sholly- Fire Chief -City

Contractor:

Benjamin Sill

EXHIBIT “A”
PERFORMANCE OF SERVICES

1. The Physician Advisor shall meet the requirements of the State of Utah Bureau of Emergency Medical Services Medical Director certification.
2. The Physician Advisor hereby agrees to devote an average of 4 hours a month, in acting as the Physician Advisor to the Riverdale City Fire Department Basic EMT and Advanced EMT program. Time worked shall be considered any hours spent on or off site related to the Riverdale City Fire Department Basic and Advanced EMT program. This may include meetings, instruction, research, verbal/written correspondence, case reviews, or field evaluations. If the Physician Advisor does not or is otherwise unable to devote such time over a period, the contract amount set forth in Paragraph 2 may be proportionately reduced. Any such reduction must be agreed upon by the parties based upon good faith negotiations.
3. The Physician Advisor shall be responsible for the Basic EMT and Advanced EMT programs continuing education in accordance with State in-service training requirements. The Physician Advisor will coordinate the delivery of training through the Riverdale City Fire Department Medical Team.
 - a. To meet the continuing medical education requirement the Physician Advisor shall oversee and shall provide or direct two hours of in-service training twice yearly as a minimum. The Physician Advisor shall assist in the training of the Basic EMT and Advanced EMT program’s personnel by conducting training programs and seminars necessary to satisfy these requirements.
 - b. The Physician Advisor shall conduct or direct a “Quarterly Case Review” to discuss specific patient care with the programs Basic EMT and Advanced EMT personnel. Case reviews may be conducted more frequently as the Physician Advisor determines necessary.
 - c. The Physician Advisor shall determine Medical Priority Dispatch Protocols for Basic EMT’s and Advanced EMT’s. This shall occur with representatives from both Riverdale City Fire Department and the Weber 911 District.
 - d. The Physician Advisor shall be responsible for providing information and recommendation necessary in resolving problems/discrepancies that may arise with any patient care provided by Riverdale City Fire Department Basic EMT and Advanced EMT personnel.
 - e. The Physician Advisor shall become familiar with EMS rules and procedures, and update and provide input for the Riverdale City Fire Department Basic EMT and Advanced EMT program’s standing orders/protocols develop and review treatment protocols, assess field performance, critique operations for the Riverdale City Fire Department Basic EMT and Advanced EMT program. Approve the use of all equipment and medications according to the State rules applicable to the service level.

- f. The Physician Advisor shall attend and be a voting member of the Weber/Morgan EMS Committee, which meets to discuss pertinent local issues in emergency medical services in Weber and Morgan Counties. The Physician Advisor shall appear as Riverdale City Fire Department's Physician Advisor at other emergency medical services meetings as agreed upon.
- g. The Physician Advisor shall maintain a working relationship with the personnel of the Riverdale City Fire Department's Basic EMT and Advanced EMT program and be able and willing to implement programs and techniques as the Physician Advisor determines necessary for the progression of the EMS service in Riverdale City.
- h. The Physician Advisor shall be willing to spend time in the pre-hospital setting, responding on emergencies with Riverdale City Fire Department Basic EMT and Advanced EMT personnel, to observe actual performance, skill level, and overall general patient care.
- i. The Physician Advisor, having a contractual agreement with Riverdale City, shall provide information, critiques, program recommendations, and developments, etc., in a confidential manner and shall maintain the necessary professionalism mandated by the position. Being such, the Physician Advisor shall not enter into other contracts or agreements as Physician Advisor with any other EMS provider at any level of certification wherein a potential conflict of interest may exist.
- j. The Physician Advisor shall provide a written evaluation for each certified Basic EMT and Advanced EMT by a licensed provider, concerning the Basic EMT or Advanced EMT's competency, skill level, knowledge, attitude, and general patient care, etc., for eligibility for recertification.