

**REVISED**  
**WORK MEETING AGENDA OF THE CITY COUNCIL OF LAYTON, UTAH**  
**June 20, 2013 – 5:30 PM**

**Item:**

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One of the Facilities – Resolution 13-33
  
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In the event of an absence of a full quorum, agenda items will be continued to the next regularly scheduled meeting.

This meeting may involve the use of electronic communications for some of the members of the public body. The anchor location for the meeting shall be the Layton City Council Chambers, 437 North Wasatch Drive, Layton City. Members at remote locations may be connected to the meeting telephonically.

Notice is hereby given that by motion of the Layton City Council, pursuant to Title 52, Chapter 4 of the Utah Code, the City Council may vote to hold a closed meeting for any of the purposes identified in that Chapter.

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**LAYTON CITY COUNCIL MEETING  
AGENDA ITEM COVER SHEET**

**Item Number:** 1

**Subject:** Interlocal Agreement between Brigham City and Layton City to Jointly Use Each Other's Data Facility to Provide for Continuity of Operations in the Event of a Manmade or Natural Disaster that Damages One of the Facilities – Resolution 13-33

**Background:** Both Brigham and Layton Cities recognize the critical nature of maintaining essential computer systems and data in the event of a disaster. It is not enough to just have the data backed up, but to also have access to hardware and software to run the data in the event of unexpected damage to either of the data facilities. Layton City strives to update essential computer equipment on a five-year schedule, and over a period of time, has been able to accumulate and refurbish some essential equipment that can be housed and operated in Brigham City to maintain critical data systems in an emergency.

Under this agreement, each City will provide a small area in their respective data facility for the other to house, maintain and operate some of its own data and computer equipment that can be readily accessed via an inexpensive UTOPIA fiber connection. Each party is compensated for use of the other's facility, thereby benefitting each other and reducing costs and expenses to taxpayers within each City. The agreement continues for a period of ten years unless terminated by the mutual consent of both parties.

**Alternatives:** Alternatives are to 1) Adopt Resolution 13-33 approving the interlocal agreement between Brigham City and Layton City for joint data facility usage; 2) Adopt Resolution 13-33 with any amendments the Council deems appropriate; or 3) Not adopt Resolution 13-33 and remand to Staff with directions.

**Recommendation:** Staff recommends the Council Adopt Resolution 13-33 approving the interlocal agreement between Brigham City and Layton City for joint data facility usage.

**LAYTON CITY COUNCIL MEETING  
AGENDA ITEM COVER SHEET**

**Item Number:** 2

**Subject:** Amend the Consolidated Fee Schedule – Ordinance 13-20

**Background:** The City has consolidated most fees and charges into one place within the Municipal Code, which is adopted and amended by ordinance. The following changes are being proposed:

**Street Lighting System Fees:**

The adopted tentative budget of the City establishes a Street Lighting Utility Fund and an associated Street Lighting fee. It is the City’s intention to purchase the current street lighting system from Rocky Mountain Power. Ownership of the system will allow the City to operate, expand and maintain the system as the City deems appropriate. The purpose of the fund and fees are to support this operation. Effective July 1, 2013, the following fees will be charged as part of the standard utility customer bill.

Residential Fee:	
Single-family unit	\$2 per month (\$4 per billing cycle)
Multi-family unit	\$1 per unit per month
Commercial Fee (hotel, motel, church, school and similar)	\$2 per month per equivalent residential unit

For commercial properties, an equivalent residential unit (ERU) is based on property frontage. Each unit is considered to be equivalent to 75 linear feet of frontage on the property or lot. The City Finance Department, in conjunction with the GIS mapping division, have or are in the process of determining frontage and ERU for each commercial utility customer.

The fees charged to developers for street light fixtures will also increase as detailed in the fee schedule. The increases were from \$100 to \$200 per fixture. In this case the City is simply passing on anticipated cost increases from the supplier.

**Sanitary Sewer Fees:**

The North Davis Sewer District (the District) is proposing increasing rates for all customers by \$1.50 per month with the exception of hotels and motels which will increase by \$0.60 per month per room. Charges for excess usage will also increase by \$0.15 per 1000 gallons. The City will pass these charges on to utility customers.

**Alternatives:** Alternatives are to 1) Adopt Ordinance 13-20 amending the Consolidated Fee Schedule as proposed; 2) Adopt Ordinance 13-20 with any amendments the Council deems appropriate; or 3) Not adopt Ordinance 13-20 and remand to Staff with directions.

**Recommendation:** Staff recommends the Council adopt Ordinance 13-20 amending the Consolidated Fee Schedule as proposed.

**LAYTON CITY COUNCIL MEETING  
AGENDA ITEM COVER SHEET**

**Item Number:** 3

**Subject:** Amendment to Title 9 of the Layton Municipal Code – Ordinance 13-21

**Background:** With several legislative changes and judicial decisions affecting the enforcement of laws addressing criminal conduct, it became necessary to review the provisions of Title 9 of the Layton Municipal Code. The result of that review is several proposed amendments within that Title. The majority of the amendments are clarifications and reorganization of Code sections.

The substantive changes are: the repeal of Section 9.08.060, as that is addressed in State law; the repeal of Section 9.24.050, as it is addressed by the daytime curfew ordinance; the repeal of Section 9.52.040, as that is addressed in State law; adding a condition to Section 9.60.025 to enhance the safety of any hunting activities; amending Chapter 9.64 regarding fireworks, to comply with State law; repealing Chapters 9.68 and 9.72, as those issues are addressed by State law; removing the notice provision for obscenity prosecution in Section 9.76.030; and repealing a process for the handling and disposition of evidence of obscene materials.

**Alternatives:** Alternatives are to 1) Adopt Ordinance 13-21 amending Title 9 of the Layton Municipal Code; 2) Adopt Ordinance 13-21 with any amendments the Council deems appropriate; or 3) Not adopt Ordinance 13-21 and remand to Staff with directions.

**Recommendation:** Staff recommends the Council adopt Ordinance 13-21 amending Title 9 of the Layton Municipal Code.

**LAYTON CITY COUNCIL MEETING  
AGENDA ITEM COVER SHEET**

**Item Number:** 4

**Subject:** Amend Budget for Fiscal Year 2012-2013 – Resolution 13-32

**Background:** Utah State Code Sections 10-6-127 and 10-6-128 provide that amendments may be made to any fund after advertising and holding a public hearing.

A public hearing was advertised for June 20, 2013, to hear all interested persons regarding the amendments to the 2012-2013 budget.

Staff compiled a summary of the amendments as part of Resolution 13-32 and will provide them to the Council for review.

The Council should hear all interested persons regarding the amendments prior to adoption.

**Alternatives:** Alternatives are to 1) Adopt Resolution 13-32 amending the budget for fiscal year 2012-2013; 2) Adopt Resolution 13-32 with any amendments the Council deems appropriate; or 3) Not adopt Resolution 13-32 and remand to Staff with directions.

**Recommendation:** Staff recommends the Council adopt Resolution 13-32 amending the budget for fiscal year 2012-2013.

**LAYTON CITY COUNCIL MEETING  
AGENDA ITEM COVER SHEET**

**Item Number:** 5

**Subject:** Adopt Budget and Certified Tax Rate for Fiscal Year 2013-2014 – Ordinance 13-19

**Background:** Utah State Code Section 10-6-118 requires the Council to adopt a budget on or before June 22, 2013. Section 10-6-133 requires the Council to set a property tax rate on or before June 22, 2013. Section 10-3-818 requires the Council to change salaries of elected and statutory officers by ordinance.

A public hearing was set and advertised for June 20, 2013, to hear all interested persons regarding the tentative budget and proposed changes to the schedule of compensation for statutory officers. The tentative budget has been available for public inspection since May 2, 2013.

Changes to the annual compensation of statutory officers will be the same as all other City employees.

Council should hear all interested persons regarding the budget and compensation of officers. The proposed property tax rate is the Certified Tax Rate of 0.002046 as determined by the Davis County Clerk/Auditor and the State Tax Commission.

The Mayor and Council received copies of the budget document prior to the meeting.

Changes to the tentative budget, if any, will be discussed in detail.

**Alternatives:** Alternatives are to 1) Adopt Ordinance 13-19 and the budget document including the schedule of compensation for elected and statutory officers, and setting a property tax levy equal to the Certified Tax Rate of 0.002046; 2) Adopt Ordinance 13-19 with any amendments the Council deems appropriate; or 3) Not adopt Ordinance 13-19 and remand to Staff with directions.

**Recommendation:** Staff recommends the Council adopt Ordinance 13-19 and the budget document including the schedule of compensation for elected and statutory officers, and setting a property tax levy equal to the Certified Tax Rate of 0.002046.