

5:30 p.m. – Work Session

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 – Karina Merrill, Councilmember

C. Invocation – TBA, by invitation

D. Public Comment

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

E. Presentations and Reports

1. Mayor's Report
2. City Administration Report
 - a. Department Reports March
 - b. April Anniversaries Employee Recognition
 - c. Staffing Authorization Plans
 - d. Community Development Report
3. Swearing in of new police officer Evan Sullivan

F. Consent Items

1. [Consideration to approve meeting minutes from:](#)
September 20, 2022 Council Work Session
September 20, 2022 Council Meeting
2. Review of Council Rules and Procedures

G. Action Items

1. [Discussion, review, and action regarding city drought water rates.](#)
Presenter: Steve Brooks, City Administrator
2. [Consideration of Ordinance #957 making amendments to Title 8 of the Riverdale City Municipal Code, specifically Chapter 6, regarding changes concerning the conveyance of water rights to the city on new development.](#)
Presenter: Shawn Douglas, Public Works

H. Comments

1. City Council
2. City Staff
3. Mayor

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 day of October 2022 at the following locations: 1) Riverdale City Hall Noticing Board 2) the City website at

<http://www.riverdalecity.com/> 3) the Public Notice Website: <http://www.utah.gov/pmn/index.html> and 4) A copy was also provided to the Standard-Examiner.

Michelle Marigoni
Riverdale City Recorder

**The City Council meeting on October 18, 2022 is viewable 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/channel/UCegcYe-pIXSRZGd5llencvA/videos?view_as=subscriber

Minutes of the **Work Session** of the **Riverdale City Council** held Tuesday September 20, 2022, at 5:30 p.m., at the Civic Center in the Council Chambers, 4600 S Weber River Dr., Riverdale City, Weber County, Utah.

Present:

City Council: Braden Mitchell, Mayor
Alan Arnold, Councilmember
Bart Stevens, Councilmember
Steve Hilton, Councilmember
Anne Hansen, Councilmember
Karina Merrill, Councilmember

City Employees: Steve Brooks, City Administrator/Attorney
Cody Cardon, Business Administration
Mike Eggett, Community Development
Jared Sholly, Fire Chief
Michelle Marigoni, City Recorder

The City Council Work Session meeting began at 5:30 p.m. Mayor Mitchell welcomed all in attendance. It was noted for the record that all Councilmembers were present. Members of city staff were also present.

Public Comment:

Mayor Mitchell asked if there was any public comment. No one was aware of any.

Presentations and Reports: **Mayor's Report**

City Administration Report

Department Reports August
September Anniversaries Employee Recognition
Staffing Authorization Plans
Community Development Report

Consent Items

Consideration to approve meeting minutes from:

1. Consideration to approve meeting minutes from:
September 6, 2022 Council Work Session
September 6, 2022 Council Meeting

Mayor Mitchell asked if there were any changes to the minutes from September 6. Mayor Mitchell said there was one misspelled word (polices instead of police).

2. Discussion and consideration to grant city staff permission to schedule future public hearings for budget amendments related to tax increase revenue.

Mr. Brooks explained this is due to the tax increase revenue having changes at different times, so this would allow changes to be made without waiting two weeks each time.

Action Items

1. **a. Public Hearing to receive and consider comments regarding amendment(s) to the Riverdale City FY2023 budget.**
b. Consideration of Resolution #2022-32 adopting amendments to approve funding for the hiring of two police officers at a cost of \$430,000 and IT upgrades at a cost of \$40,000 to the Riverdale City FY2023 budget.

Mr. Cardon explained this is only for the hiring of two officers and the IT upgrade is for a firewall upgrade for Spillman, which is also public safety but is coming from a different fund balance and not from the tax increase.

Mr. Arnold asked why the Fire Department's budget changes were not on this agenda. Mr. Brooks explained everything will not be done at the same time, but over the next two months or so. This is only the first amendment being made.

Mr. Arnold said we did this to ourselves by having an ambulance. He thought the work was already done but only part of the changes are being made and he asked who "dropped the ball". Mr. Brooks said Mayor Mitchell asked him to go

over every department to make sure the money is allocated responsibly, and this is taking some time. Mr. Cardon explained some costs have already gone up due to inflation and so allocations are being made in order of importance to make sure there is enough money. Mr. Arnold asked where the

Mr. Stevens said it was discussed that the money would be moved when it was available. Mr. Cardon said it would actually be received in January. Mr. Stevens said this is a process that needs to be dealt with and worked through. Mr. Brooks said the police budget was pushed through first because they need to order cars as soon as possible.

Mayor Mitchell said he asked for the money to be spent as soon as possible, but that there are a lot of logistics, including figuring out the code enforcement officer, emergency management, but the police needed to get taken care of first. Mr. Cardon said it is being worked on as fast as possible without making any mistakes. Mr. Stevens mentioned the company that converts the cars to police cars is backed up. Mr. Cardon spoke about some other challenges with getting it all done.

2. Discussion and consideration to set a public hearing regarding ARPA Funds and CJC Request.

Mr. Brooks said this had been brought in once before, but there wasn't a great reception regarding it. Some other cities are starting to pay this and using ARPA funds or pulling money from other places. He wanted to bring it in for discussion and said if they want to fund it, a public hearing will be necessary.

Mr. Hilton said the last he heard was that Mr. Brooks wasn't sure if ARPA could be used for that. Mr. Brooks said he still isn't sure it fits, but that many other cities have been using the funds for different things. He mentioned that Chief Brinkman is a huge proponent of this project.

Ms. Hansen asked if Weber County had taken over the CJC. Mr. Brooks said it is still owned by a private entity, though the service is held by the County. He said the amount requested is larger for Riverdale than other cities the same side, and that a lesser amount could be approved. He said it would need to be in the budget, like the CTC donation, so that it is clearly allowed.

Mr. Hilton asked if there were ARPA funds available. Mr. Cardon said ARPA funds have not been spent yet, but that Mr. Douglas would prefer to use it for infrastructure. The total ARPA funds available is about one million dollars, so it would be about ten percent of the total. The majority of cities have contributed. Mr. Hilton said he shares the opinion that donating to non-profit organizations is tough, because there are so many, and you can't donate to all of them. Mr. Brooks said a lot of the usage from Riverdale is from non-residents.

3. Consideration to un-table Ordinance #953 to approve proposed rezone request from Agricultural (A-1) Zoning to Single-Family Residential (R-1-6) Zoning for property located at approximately 3450 South Parker Drive, Riverdale, Utah, 84405 as requested by Hugh Parke.

Mr. Eggett noted at the conclusion of the July 5 meeting, there was a requirement for the applicant to get a flood plain study and geotechnical report. These have been made available.

4. Consideration of Resolution #2022-33 to approve proposed updates to the Moderate-Income Housing Plan element of the Riverdale City General Plan and new requirements included in the Moderate-Income Housing Plan element in compliance with direction from House Bill 462.

Mr. Eggett said the executive summary explains this well and summarized the information briefly.

5. Consideration to un-table Ordinance #955 to approve proposed roadway vacation petition for Cozy Dale Drive (1500 West), 4650 South, 4675 South, 4800 South, 1300 West, and 1350 West as located between approximately 4800 South and 4400 South, Riverdale, Utah, 84405 as requested by America First Federal Credit Union and AWA Engineering.

Mr. Eggett noted this is back before the council after being tabled at the previous meeting. The issues have been resolved, which has been verified by both parties. The city engineer is also comfortable with both the subdivision and the roadway vacation.

6. Consideration to un-table Ordinance #956 to approve proposed AFCU Corporate Campus Subdivision, property located at approximately 4624 South and 4724 South 1500 West, Riverdale Utah 84405, as requested by America First Federal Credit Union and AWA Engineering

Comments

1. City Council:
2. City Staff:

3. Mayor:

Adjournment

Having no further business to discuss, the Work Session was adjourned at 5:58 p.m.

Date Approved:

Minutes of the Regular Meeting of the Riverdale City Council held Tuesday, September 20, 2022, at 6:00 p.m., at the Civic Center, 4600 S Weber River Dr., Riverdale City, Weber County, Utah.

Present:

City Council:

- Braden Mitchell, Mayor
- Alan Arnold, Councilmember
- Bart Stevens, Councilmember
- Steve Hilton, Councilmember
- Anne Hansen, Councilmember
- Karina Merrill, Councilmember

City Employees:

- Steve Brooks, City Attorney
- Cody Cardon, Business Development
- Mike Eggett, Community Development
- Jared Sholly, Fire Department
- Michelle Marigoni, City Recorder

Visitors:

- Dennis Peters
- Lori Fleming
- Tim Snideman
- Hugh Park
- Lynn Donohoo
- Tammy Donohoo
- Kim Choate
- Velden Wardle
- Cam Preston
- Jake Tate

Welcome & Roll Call

The City Council meeting began at 6:00 p.m. Mayor Mitchell called the meeting to order and welcomed all in attendance, including all Council Members, City Staff, and members of the public.

Pledge of Allegiance – Mike Eggett

Invocation – Anne Hansen, Councilmember

Public Comment

Velden Wardle commented regarding the rezone on Parker Drive. He said they have lived there for 14 years and have never had an issue with water or flooding. He said there is a slope and then a roadway behind his home, with a slope right behind that. He is sure there will be problems with water if the neighborhood is built. He doesn't have a problem with a neighborhood being there, only that the backyard will be soggy and swampy due to the lower elevation than the new subdivision. The roadway behind his house does get swampy when it rains and in the spring. He is not opposed to development, but the illegal fill needs to be removed before. He said he would welcome new neighbors if that was completed and he is not okay with any studies that say it won't cause a problem, as he sees it right behind his property. He asked Council to consider this, and said the purchase has not been made, though a purchaser should know they are responsible to take the fill out. He hopes Council will seriously consider these concerns moving forward.

Tammy Donohoo lives next to Mr. Wardle and has the same concerns. If it is developed, the person who owns it now should be responsible to correct the mistake and remove the fill. She feels the fill needs to be taken out before the rezone from Agricultural.

Lori Fleming said she is a resident, realtor, and former planning commission. She said no one has been required to jump through hoops like this. He has agreed to do the survey, remove the fill. She said the concern that property values will be reduced is not true, as this development would beautify the area. Riverdale needs moderately affordable housing. There are only 11 homes on the market right now and three of them are mobile homes. She mentioned the values of these homes. The value is still there. She said if she had wanted to "protect" her property, she would have complained about Coleman Farms, but the engineering was done, and she doesn't understand why it has been such an issue for this developer to come in and do the right things to improve this property. They don't want to spend money on designs if they still don't know if it will be approved. Engineer, design review, etc. still will need to go over it.

She said this development has got her heated and they should be given a chance. She agrees with the police officers and firefighters that will be hired. She said Riverdale has an RDA Program to help officers as first-time home buyers, and asked council to look at the program and went over the current requirements. She asked if this could be opened up to everywhere in Riverdale to give the police the ability to use this as a recruitment tool. This would help keep the officers in the city and give them the opportunity to get into a home in the city. She said it should be for police, fire, teachers, etc. She asked that it be put on an agenda.

Presentations and Reports

Mayor's Report

Mayor Mitchell said the Deputy Director of the EPA was in Ogden this week to visit with Mayor Caldwell, and that about a mile of the river was cleaned up. They found 2600 tires, 9 vehicles, tons of trash. He said he is glad the river in Riverdale is much cleaner, and that what they were able to accomplish was awesome.

City Administration Report

Department Reports August – Mr. Brooks noted the amount of non-resident use at the community center.

September Anniversaries Employee Recognition

- Karen Dille 23 years
- Raelyn Boman 9 years
- Betty Wilson
- Matt Guymon
- Camille Jacobsen

Community Development Report: October 6 target date for Maverik opening. They anticipate a grand opening after that date.

Mayor Mitchell reminded Chief Sholly to let him know the date of the push-in ceremony for the new heavy rescue.

Consent Items

1. Consideration to approve meeting minutes from:

September 6, 2022 Council Work Session

September 6, 2022 Council Meeting

Mayor Mitchell asked if there were any changes to the minutes from the September 6 meetings. There was one change, as noted in the work session.

Councilmember Arnold made a motion to approve the minutes with the change applied. Councilmember Hilton seconded the motion. All were in favor and the minutes were approved.

2. Discussion and consideration to grant city staff permission to schedule future public hearings for budget amendments related to tax increase revenue.

Councilmember Arnold made a motion to grant city staff permission to schedule public hearings for budget amendments related to tax increase revenue. Councilmember Hilton seconded the motion. All were in favor.

Action Items

1. a. Public Hearing to receive and consider comments regarding amendment(s) to approve funding for the hiring of two police officers at a cost of \$430,000 and IT upgrades at a cost of \$40,000 to the Riverdale City FY2023 budget.

Mr. Cardon explained this is to hire two police officers and upgrade the firewall associated with the Spillman trunk line. The IT upgrade is not coming out of the tax revenue, but from the fund balance.

Motion: Councilmember Arnold made a motion to open the public hearing.

Second: Councilmember Hilton

Councilor Arnold: Yes
Councilor Hansen: Yes
Councilor Stevens: Yes
Councilor Hilton: Yes
Councilor Merrill: Yes
Public Hearing open.

Public Comment:

Motion: Councilmember Arnold made a motion to close the public hearing.

Second: Councilmember Hilton

Councilor Merrill: Yes
Councilor Hilton: Yes
Councilor Hansen: Yes
Councilor Stevens: Yes
Councilor Arnold: Yes
Public Hearing closed.

b. Consideration of Resolution #2022-32 adopting amendments to the approve funding for the hiring of two police officers at a cost of \$430,000 and IT upgrades at a cost of \$40,000 to the Riverdale City FY2023 budget.

Discussion:

Mr. Brooks noted this came in slightly higher than anticipated.

Mayor Mitchell asked Mr. Cardon to come up and break down some of the police costs. Mr. Cardon said since they are new positions, they need all new equipment. Wage, benefits, vehicles, equipment in the vehicles (lights, sirens, cameras, audio), body cameras, tactical gear, bulletproof vests, first aid kits, office 365 licenses, weapons, laptops, etc. He said he was very thorough in the list to make sure the funds are there for everything.

Mayor Mitchell said it was a very thorough list and that Chief Brinkman did a great job. Mr. Stevens said it could be possibly more if they are all new officers, as they may need funds for the police academy and training. Hopefully some officers with experience are hired. Mr. Cardon said the city receives a large discount if they need to send someone through an academy. The budget amount should be able to pay for some mid-level officers.

Mayor Mitchell asked if there were any issues with the resolution being changed from the packet. Mr. Brooks said it would just need to be read into the motion. Mr. Arnold mentioned that Officer Panunzio started here new and is a phenomenal officer.

Motion: Councilmember Stevens made a motion to approve Resolution #2022-32 adopting amendments to approve funding for the hiring of two police officers at a cost of \$430,000 and IT upgrades at a cost of \$40,000 to the Riverdale City FY2023 budget, with the added notes presented at the beginning of the meeting.

Second: Councilmember Hansen

Councilor Stevens: Yes
Councilor Merrill: Yes
Councilor Hansen: Yes
Councilor Arnold: Yes
Councilor Hilton: Yes

Motion passes unanimously.

2. Discussion and consideration to set a public hearing regarding ARPA Funds and CJC Request.

Mr. Brooks mentioned this had been brought in once before, but there wasn't a great reception regarding it. Some other cities are starting to pay this and using ARPA funds or pulling money from other places. He wanted to bring it in for discussion and said if they want to fund it, a public hearing will be necessary. He said it is a valid program, and the County is picking up the bulk of the funding, but that all cities have been asked to contribute. (Lakettes, CTC requests)

Mayor Mitchell said he has spoken to other mayors about how they articulated this spending. They said it was one time funding and one time money.

Councilmember Hansen said she wouldn't compare the CJC to non-profits like the CTC or the Bonneville Lakettes, as this is governed by state statute. Additionally, the ability to help the children would be handicapped, and the experience for the child is so much better with a CJC. It makes it much easier for prosecutors. Teachers are the number one reporters of child abuse, and many crimes against children were not reported during covid due to the lack of access by teachers to the children, and this is just the beginning. The ability to prosecute those who violate children in any way is very important. Riverdale has a responsibility to contribute.

Mr. Cardon agreed that the CJC is awesome and required by state law, which isn't in question. He asked if this is something that should be funded at the municipal level. If the requirement by state law is for the county and the state to regulate, why is it being pushed onto cities? They are invaluable, but do we want to set the precedence that we contribute to mental health things that are usually handled by the county.

Mr. Hilton asked if negotiations should be made with CJC before setting the hearing. Mr. Brooks said the hearing could be set now.

Motion: Councilmember Hansen made a motion to set a public hearing regarding ARPA Funds and CJC Request.

Second: Councilmember Hilton

Councilor Hansen: Yes
Councilor Arnold: Yes
Councilor Merrill: Yes
Councilor Hilton: Yes
Councilor Stevens: Yes

Motion passes unanimously

3. Consideration to un-table Ordinance #953 to approve proposed rezone request from Agricultural (A-1) Zoning to Single-Family Residential (R-1-6) Zoning for property located at approximately 3450 South Parker Drive, Riverdale, Utah, 84405 as requested by Hugh Parke.

Mr. Eggett noted at the conclusion of the July 5 meeting, there was a requirement for the applicant to get a floodplain study and geotechnical report. These have been made available. The city engineer has also looked over the reports and his report is included in the packet.

Motion: Councilmember Arnold made a motion to un-table Ordinance #953
Second: Councilmember Merrill

Councilor Hilton: Yes
Councilor Stevens: No
Councilor Merrill: Yes
Councilor Arnold: Yes
Councilor Hansen: Yes

Motion passes 4 to 1. Item un-tabled.

Discussion:

Mr. Brooks suggested Mr. Parke present his studies.

Mr. Parke said he reviewed the city engineer report. They received reports and as initially thought, there was some fill in the area. The property is too high for what they want to do with it right now, so they plan to grade it down a bit to avoid any problems for the adjoining neighbors. The geotechnical engineer states that cities have been able to mitigate this issue by removing 2-3 feet of fill and bringing in other fill, but that he can't promise with no risk that it would work. This would be a risk for the city. The fill would be removed completely along the roadway and next to Riverglen. The fill would be replaced with engineered compacted fill, therefore there would be no risk to the city for the street sinking. He said the homes issue would be mitigated by the helical piers, which is tried, true and tested. This would mitigate the issue with the fill beneath the houses. City code and state law say they can't push water on to anyone else, so they would have to take care of the water without affecting the neighborhood.

Cam Preston, Ensign Engineering, reported he completed the survey of the property. Along the existing subdivision, there is a 2-foot elevation drop behind them. They would be able to slope from west to east toward the river. A yard drain system could be installed behind the homes in the soggy areas to move water to a detention basin before draining to the river. There is currently water draining toward the Riverglen subdivision, and this could fix that. None of the neighbors to the south would be impacted.

Mr. Parke said this would address the issues that the residents have.

Councilmember Hansen asked about the compaction for driveways and stairs. Mr. Parke said they would come out far enough with the engineered fill to support the driveways and stairs. Ms. Hansen said she is having a hard time picturing the buildup of the last lot in the corner being sloped. Mr. Preston explained the elevation and slope by showing a map of the area. The lot would be graded with a positive slope back to the river so that no water will be caught in the corner. Mr. Parke said there would be no basements in the subdivision. Mr. Preston said there is plenty of slope to grade the back yard of that lot for proper drainage.

Ms. Hansen asked about the possibility of a development agreement, and when that would come into play. Mr. Brooks said that could be done at any time. Mr. Eggett said it is usually a part of the subdivision process.

Mayor Mitchell noted the homes in Panunzio Farms are beautiful and he would be thrilled with the same type of homes in the area. He was concerned that it would be a huge cost to remove the fill.

Mr. Parke said he feels it must be done. Mr. Preston said he anticipates it going down 2-3 feet in the high area, and that there wouldn't be an elevation change more than a foot or two from the existing neighborhood, with a slope to a yard drain system. Mr. Parke said most of the homes would be single level. If anything doesn't work as far as the fill that is there, it will be hauled out.

Mr. Hilton thought it was implied that the fill will be removed by spreading it around. Behind Mr. Wardle's home there is up to a six-foot slope. Mr. Preston explained the road will be within a foot or two of where his is, so the homes would be about the same. Mr. Hilton asked if they would be okay with a restriction on homes more than one story. Mr. Parke said they would be amenable to keeping one story homes along the south property line.

Mr. Hilton mentioned the engineering report suggested all the fill be removed. Mr. Parke said that refers to the street only, where the fill will be completely removed and replaced with engineered compact fill. Mr. Hilton asked if that would need to be dug out lower than the original level. Mr. Preston said the studies would show where the compaction rates are, the city inspectors and testing would make sure that it was done properly. He has worked with Shawn, Travis and Jeff and knows they will make sure it is done correctly.

Mr. Arnold stated in 2011 there was a flood, and the fill and the bridge are the problem, not the fill. The Ensign document said it was higher than both the north and south. The fill was put in after a cease-and-desist letter. The property was a lake in 2011. If the city is willing to take a risk for the city and said if there are water issues the city and council would be suing Mr. Parke. He doesn't have a problem with the product or the pilon design, but the bridge has not been addressed and he feels that is the key to the whole thing. A pump was put in place which takes the water back to the river when it backs up at the bridge. The illegal fill is going to be a serious problem someday in the future. The risk for the city is huge and this is a bad idea.

Mr. Parked asked how the fill being gone would remedy the flooding issue. Mr. Arnold spoke about the property in 1983 being about 6 feet of water. Mr. Preston said the storage units have exacerbated the problem. The area to the west needs to be cleaned up. Some material needs to be moved to create a berm. The elevations needed based on the FEMA flood study will be met. The area will be cleaned up and the water will be given somewhere to go.

Mr. Arnold said he has seen the area flooded twice already. The city allowed the Riverglen subdivision to be built, which caused the problems. The bridge and roadway need to be improved. The residents need to be protected and the cease-and-desist letters were ignored. The fill is not "undocumented", but illegal. If the property is purchased knowing about the problems, the new owners would be responsible.

Mrs. Merrill asked if there were any criminal charges pursued when the cease-and desist letters were ignored. Mr. Brooks said there wasn't time to file anything, as it happened so fast.

Mr. Hilton said he can't support it because of the fill and the fact that it will still be two feet higher.

Mr. Stevens read part of the Geotech report regarding the fill, noting that it recommended undocumented fill be removed, but that it would be cost-prohibitive. The current owner should deal with the problem they caused before the purchase is complete. The report states if some risk of settlement is acceptable, it could be done. He asked who assumes this risk, Mr. Parke said he does. Mr. Stevens disagreed. When the landslide happened, homeowners sued the city for allowing the homes to be built, even though the city wasn't incorporated when it happened.

Mr. Parke replied that this is referring to the driveways. He read the next part of the report, noting that it suggests the helical piers system for the foundations, and that structural engineers be involved as well as builders who are experienced in this system. The report says if the fill isn't removed, the helical pier should be used.

There was further back and forth discussion between Mr. Stevens, Mr. Arnold and Mr. Parke regarding the fill being removed, and who should be responsible. Mr. Parke said most driveways are poured on fill anyway. Mr. Arnold said there are about 90 homes that are about to be built with no discussion of water being necessary, and that this is a bad idea.

Ms. Hansen said she is split on this tricky situation. She said a lot of what is being said is not about this development and Mr. Parke did not create the problem. Riverdale has never enforced that it was illegally placed there. It has been years and the property shouldn't be held up over this when it could be improved. New development shouldn't be denied over it. She asked about fallen trees that were buried with this fill and asked what would happen if the trees were rotting and the ground shifted. Mr. Parke said the studies didn't show any vegetation. He asked if the fill was all removed over the entire property, would they approve it. Mr. Hilton said he would not if there was any elevation above Riverglen. Mr. Preston said he wasn't sure about the exact elevation of the road, but that there would be appropriate slope for drainage.

Mr. Stevens asked why the fill dirt was put in. Mr. Parke said he does not know and has not met him. Mr. Brooks said the owner benefitted financially for taking that fill from McKay Dee.

There was general discussion about fill types and procedures.

Motion: Councilmember Hansen made a motion to approve Ordinance #953 to approve proposed rezone request from Agricultural (A-1) Zoning to Single-Family Residential (R-1-6) Zoning for property located at approximately 3450 South Parker Drive conditional upon the removal of the fill, based on what was presented to address the problems.

Second: No second, motion dies

Mr. Arnold apologized if he seemed angry, but said it is his job to protect the residents there. He said a bad decision over the top of a bad decision is worse.

Mr. Stevens said there is a lot of concern over the illegal fill, and at some point, someone is going to have to fix it at an expense. Taking action is more effective than asking what-if questions. Mr. Parke asked if Mr. Stevens expects him to spend hundreds of thousands of dollars on just the possibility that it gets approved. He asked Mr. Brooks what the difference would be between illegal and undocumented fill. The fill that is there could have possibly been used as is if it had been documented. Mr. Brooks said

Dennis Peters, Hugh Park's partner, said there are three scenarios right now. Leave it how it is, remove the fill, go ahead with the plan as is. He asked Mr. Preston which would solve the flooding issue. Mr. Preston said removing the fill will not solve the issue and removing and replacing the fill will not solve the issue. He talked about the FEMA flood plain elevations and said there are a multitude of factors that could cause flooding, which cannot be designed around. All they can do is design to the standards, and this design would drain and push the water away and get the elevation above the flood plain. Adding some infrastructure to the drainage system is the best way to mitigate 100-year events.

Mr. Hilton said this will affect the neighboring properties in some way if the lake is removed. He said the reality is the river leaves its bank at the bench and flows into the property. It needs to be left there for possible future flooding. Anyone who has problems in the future is going to be angry at the city and go after them.

Mayor Mitchell mentioned he lives in the same subdivision, and they have land drains to keep them from flooding, designed by engineers, but they didn't work. Mr. Preston said the water in the lake is a drop in the bucket compared to the river flow.

Motion: Councilmember Hansen made a motion to Table Ordinance #953.

Second: No second, motion dies.

Mr. Stevens asked what the trigger would be to bring it back after tabling. Ms. Hansen said it seems this is impeding the meeting and no resolution is being come to and this would give them more time to think about things. Mr. Stevens said he is ready to vote against it. Ms. Hansen asked if city staff had any advice on this. Mr. Brooks replied that a development agreement could be looked at if this were tabled. He said the dynamic could change with the fill removed. Mr. Stevens reiterated acting goes a long way to show there is genuine concern about fixing it.

Mr. Peters spoke about possible river flooding issues in his neighborhood in Cottonwood Heights. He said the experts have suggested that developing as proposed is the best scenario, but there is no way to guarantee that there will never be a flood again due to the location next to the river. He said Council is asking them to spend hundreds of thousands to mitigate the fill issue. The fill could be used right across the street.

Mr. Arnold said the city is at risk for suit. The water must go somewhere, a heavy snow year would make it back up somewhere, and it will probably be Riverglen.

Mr. Peters asked Mr. Brooks if having a public discussion about this subject, if the council denied the application, would the city be more responsible or liable? Mr. Brooks said the courts give a lot of deference to the Council for their decisions. Mr. Peters said they would be helping to mitigate the flooding. Mr. Arnold said it would mitigate the flooding on their property, but not Riverglen. Mr. Preston said it would help Riverglen, not hurt them. The designs meet the ordinance and the floodplain standards to push the water back to the river.

Mr. Stevens talked about how fast the fill was added. The owners were responsible for it, and it was discussed that they wouldn't be able to sell the property with that fill on it.

Councilmember Merrill said she wanted clarification and asked if the civil engineer said this development would not make the flooding worse but would help. Mr. Preston said yes, that is his opinion. The drainage would make it better, and he doesn't know why it flooded in 2011, but Riverglen and this property would not be in the 100-year flood plain, which is the engineering standard in the state. Councilmember Merrill asked if this development could make it better. Mr. Preston said some grading and drainage could be done to improve the area. Mrs. Merrill asked if denying something that could better the flooding outcome if the city would be responsible for damages at that point. Mr. Brooks answered if the reasons are valid, it would be okay.

Mr. Arnold said in 2011, this property was the river, and there was no possible way to push water back to the river. If the same thing happened as in 2011, the homes would flood. Mr. Parke said the lake is not big enough to make a difference. Mr. Preston said he is going to find the flow data from 2011, but that requiring a development to be designed based on more than 100-year event would be outside the ordinance. Mr. Eggett said the standard is 100-year.

Mr. Stevens asked about one part of the property that was cut out, and if it had any fill. Mr. Brooks reported it was a sign and isn't developable.

Motion: Councilmember Arnold moved to deny ordinance #953 stating the facts that were entered on the record tonight with flood and fill issues.

Second: Councilmember Hilton

Discussion on motion:

Mr. Stevens asked if the petitioner could refile instead of tabling and bringing it back. He asked at what point it would be triggered to come back and get it moving. He would like to see it move; his issue is the fill. He wants to see what it would take to get it to move forward.

Mr. Arnold said they asked for the floodplain study. The engineer said if the city is willing to assume some risk. The property is too high, which was confirmed by the study. He doesn't want to make a bad decision on top of bad decisions. Mrs. Merrill said she thinks it should be tabled. Mr. Stevens agreed.

Councilor Hansen: No
Councilor Arnold: Yes
Councilor Stevens: No
Councilor Hilton: Yes
Councilor Merrill: No

Motion fails with 2 in favor and 3 against.

Mr. Parke said they were asked to do the flood plain study, and they did. The engineer study just stated that it is too high right now. This gives them the opportunity to mitigate that problem. Asking them to lower the property to the original elevation doesn't make sense either. They are amenable to removing fill and design to a 100-year study.

Mr. Peters said they would come back with a better presentation. Mr. Stevens said it is more effective to table it, though it will not change his vote unless he sees some action.

Motion: Councilmember Hansen moved to table ordinance #953.

Second: Councilmember Merrill

Mr. Arnold said tabling takes it to the council, so if someone is not here it can be un-tabled and approved. He alleged Councilmember Hansen is saying it's okay for residents to flood. There were some arguments between councilmembers.

Councilor Stevens: Yes
Councilor Hansen: Yes
Councilor Arnold: No
Councilor Merrill: Yes
Councilor Hilton: No

Motion passes with 3 in favor and two against, item tabled.

4. Consideration of Resolution #2022-33 to approve proposed updates to the Moderate-Income Housing Plan element of the Riverdale City General Plan and new requirements included in the Moderate-Income Housing Plan element in compliance with direction from House Bill 462.

Mr. Eggett noted that the state is about one-third of the way to resolving the housing issue and record building permits have been issued in the state. He said there are eight elements that Riverdale is already doing, but the reporting only requires two. This is now required annually and cities who do not comply will be punished. Cities who provide three or more elements will be rewarded in that they will be offered funding first. The state basically said "do the best you can" as far as finding the data, and Riverdale's report should be one of the best. He said the general plan may become law in future legislation.

Motion: Councilmember Arnold motioned to approve Resolution #2022-33

Second: Councilmember Hilton

Councilor Stevens: Yes
Councilor Hansen: Yes
Councilor Arnold: Yes
Councilor Merrill: Yes
Councilor Hilton: Yes

Motion passes unanimously.

Mayor Mitchell mentioned he has seen Mr. Eggett work on this and that it was a lot of work. Mr. Stevens said this is one of those things the legislature imposes on cities that costs the cities money.

5. **Consideration to un-table Ordinance #955 to approve proposed roadway vacation petition for Cozy Dale Drive (1500 West), 4650 South, 4675 South, 4800 South, 1300 West, and 1350 West as located between approximately 4800 South and 4400 South, Riverdale, Utah, 84405 as requested by America First Federal Credit Union and AWA Engineering.**

Motion: Councilmember Hilton motioned to un-table Ordinance #955

Second: Councilmember Arnold

Councilor Merrill: Yes

Councilor Hilton: Yes

Councilor Hansen: Yes

Councilor Stevens: Yes

Councilor Arnold: Yes

Motion passes unanimously item un-tabled.

Discussion:

Mr. Eggett reported he received an email from both parties stating they are both in agreement and the plat is clean. Mr. Stevens asked who was representing who, and if anyone from RCH was present.

Mr. Eggett read the email he received from Alex Norr with Riverdale Commercial Holdings:

Hi Mike,

AFCU and us (Riverdale Commercial Holdings) have reached a final agreement regarding the vacation of the public roads. We expect to have the final documents routed for signature today, but they may not be executed before the meeting this evening. Currently, AFCU is compiling the final docs/signature packet and we're told we should have them this afternoon.

From our perspective, we are comfortable with the city moving forward and approving the vacation pending the execution of the final agreement.

Please let me know if you have any questions or concerns.

Motion: Councilmember Arnold made a motion to approve Ordinance #955 to approve proposed roadway vacation petition for Cozy Dale Drive (1500 West), 4650 South, 4675 South, 4800 South, 1300 West, and 1350 West as located between approximately 4800 South and 4400 South.

Second: Councilmember Hansen

Councilor Hilton: Yes

Councilor Arnold: Yes

Councilor Stevens: Yes

Councilor Hansen: Yes

Councilor Merrill: Yes

Motion passes unanimously.

6. **Consideration to un-table Ordinance #956 to approve proposed AFCU Corporate Campus Subdivision, property located at approximately 4624 South and 4724 South 1500 West, Riverdale Utah 84405, as requested by America First Federal Credit Union and AWA Engineering**

Motion: Councilmember Hilton motioned to un-table Ordinance #956

Second: Councilmember Arnold

Councilor Arnold: Yes

Councilor Stevens: Yes

Councilor Hilton: Yes

Councilor Merrill: Yes

Councilor Hansen: Yes

Motion passes unanimously, item untabled.

Discussion:

Mr. Eggett said the matter has been resolved and was also tabled at the previous meeting.

Mr. Stevens asked Jake Tate, representing AFCU, what the points that were not agreed upon at the last meeting. Mr. Tate said there was a portion of land that was going to be dedicated to RCH, and the subdivision was cleaned up, so RCH gained easements to the road but didn't have to maintain them. Mr. Stevens verified that the

Councilor Hansen asked now that public roads are vacated, is AFCU maintaining snow removal? Mr. Tate confirmed.

Motion: Councilmember Stevens made a motion to approve Ordinance #956 to approve proposed AFCU Corporate Campus Subdivision, property located at approximately 4624 South and 4724 South 1500 West.

Second: Councilmember Hilton

Councilor Merrill: Yes

Councilor Stevens: Yes

Councilor Hansen: Yes

Councilor Hilton: Yes

Councilor Arnold: Yes

Comments

1. City Council:

Mr. Stevens asked Mr. Brooks and Mr. Eggett to keep Council apprised of any progress made on the Parke rezone. Mr. Brooks said it won't be brought back before Council until staff feels it is something Council will approve of.

2. City Staff:

Mr. Brooks mentioned the fall cleanup is in October.

Sept 27, CTC Press conference about their new program, council invited.

General Plan people are kicking off open houses at the fire department open house and the Halloween event. Mayor Mitchell said he has been telling people about these opportunities to share their opinions.

Mr. Stevens mentioned Roy City Councilmembers have been calling for money for the Roy Complex. Mr. Taylor said Riverdale does give them money every year. He explained how the payments work, and that Roy City is collecting the full amount for non-resident users. Riverdale residents are paying a discounted amount to Riverdale, and then Riverdale covers the rest and sends the full amount to Roy.

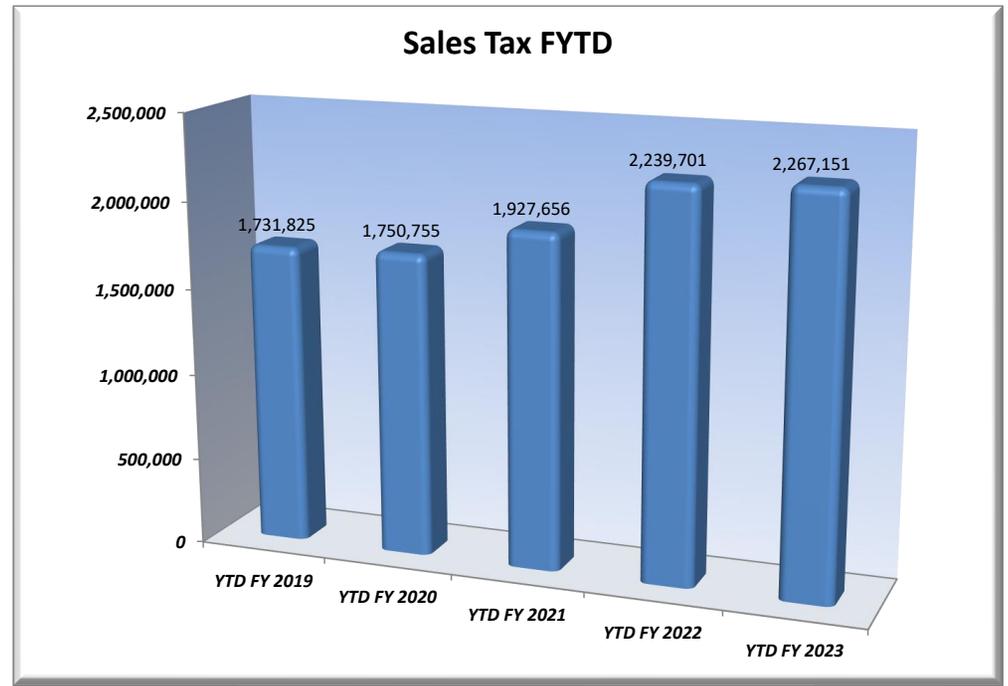
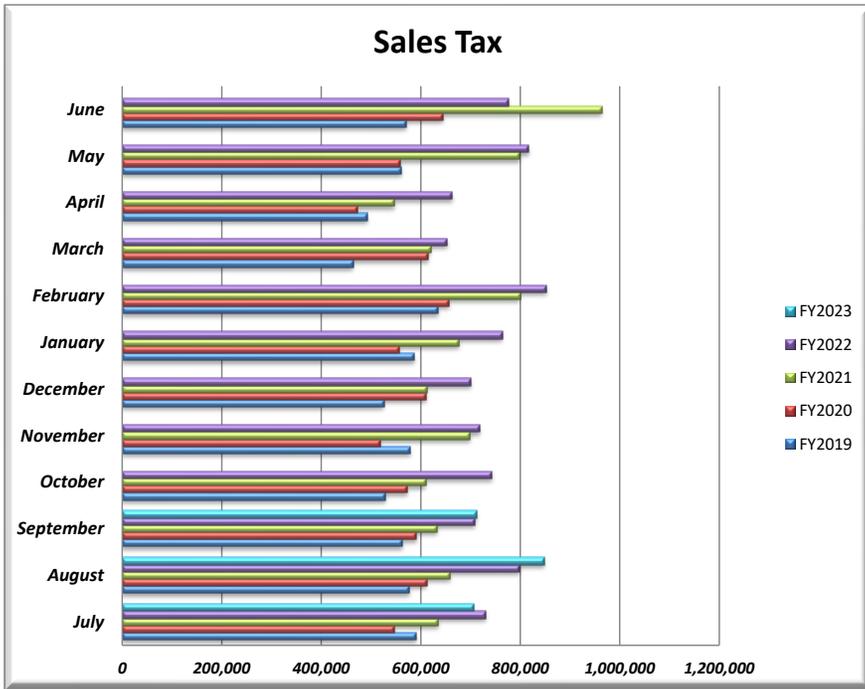
3. Mayor:

Adjournment.

Having no further business to discuss, Councilmember Arnold called to adjourn the meeting. Councilmember Merrill seconded. The meeting was adjourned at 8:39 p.m.

Date Approved:

**RIVERDALE CITY
SALES TAX REPORT
AS OF SEPTEMBER 30, 2022**



Sales Tax	July	August	September	October	November	December	January	February	March	April	May	June	Totals
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	644,897	6,959,896
FY2021	635,065	659,853	632,737	610,213	698,778	612,021	676,337	799,676	619,991	547,110	799,140	963,922	8,254,844
FY2022	731,834	799,292	708,575	743,276	718,470	701,211	763,681	853,569	653,055	663,354	816,853	777,539	8,930,709
FY2023	706,230	848,891	712,030										2,267,151

Sales Tax FYTD	YTD FY 2019	YTD FY 2020	YTD FY 2021	YTD FY 2022	YTD FY 2023
	1,731,825	1,750,755	1,927,656	2,239,701	2,267,151

**RIVERDALE CITY
MONTHLY UTILITY REPORT
FOR MAYOR & CITY COUNCIL
SEPTEMBER 2022**

Water Fund

	Total Gallons Used (in thousands)	Total Billings	Total Customers Billed	Average Gallons used Per Customer (in thousands)	Average Bill Per Customer
Residential	41,681	\$ 127,147	2,190	19	\$ 58.06
Commercial	31,388	\$ 109,106	261	120	\$ 418.03

Sewer Fund

	Total Billings	Total Customers Billed	Average Bill Per Customer
Residential	\$ 61,738	2,168	\$ 28.48
Commercial	\$ 51,564	230	\$ 224.19

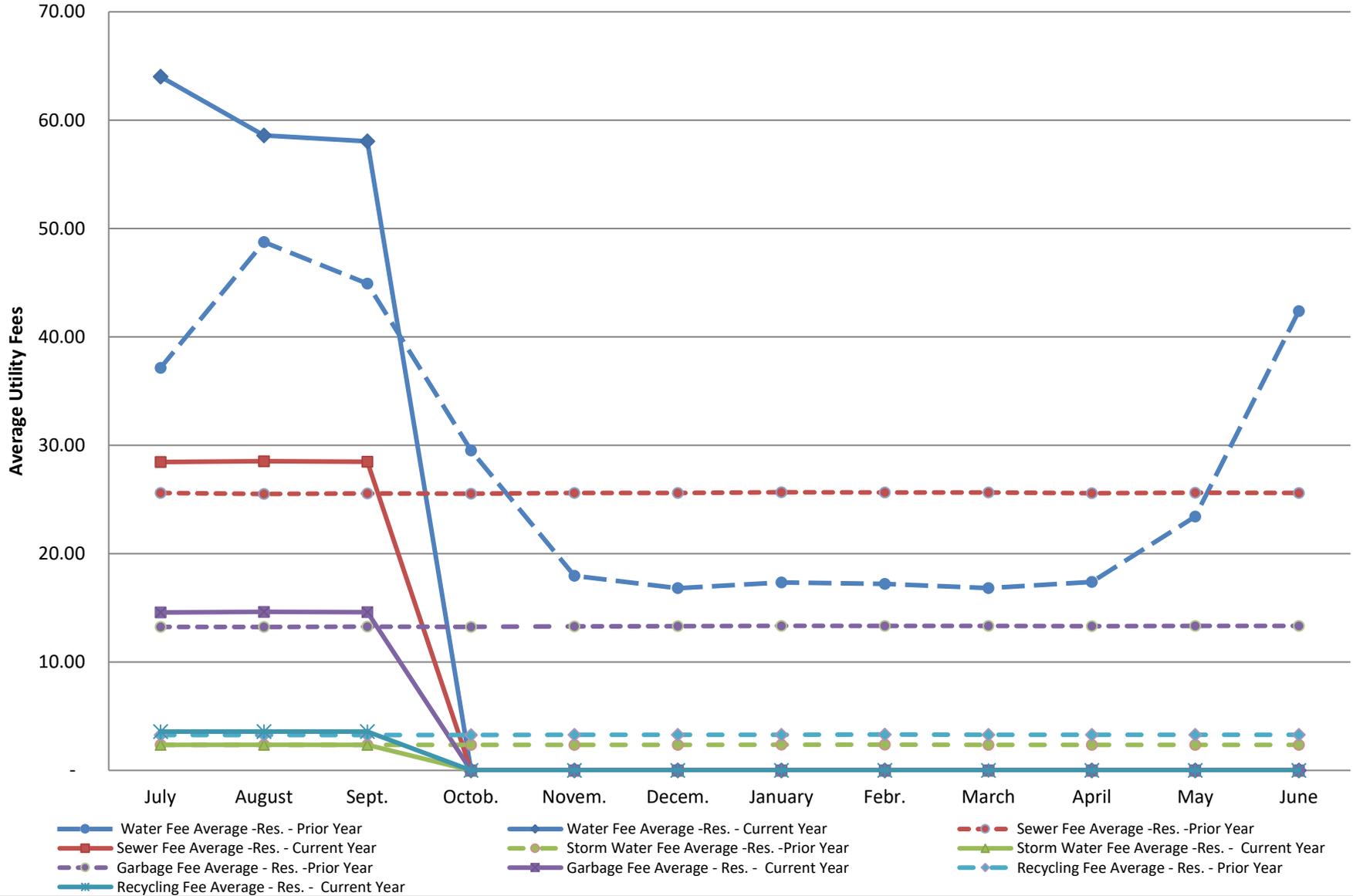
Storm Water Fund

	Total Billings	Total Customers Billed	Average Bill Per Customer
Residential	\$ 5,155	2,186	\$ 2.36
Commercial	\$ 14,115	201	\$ 70.22

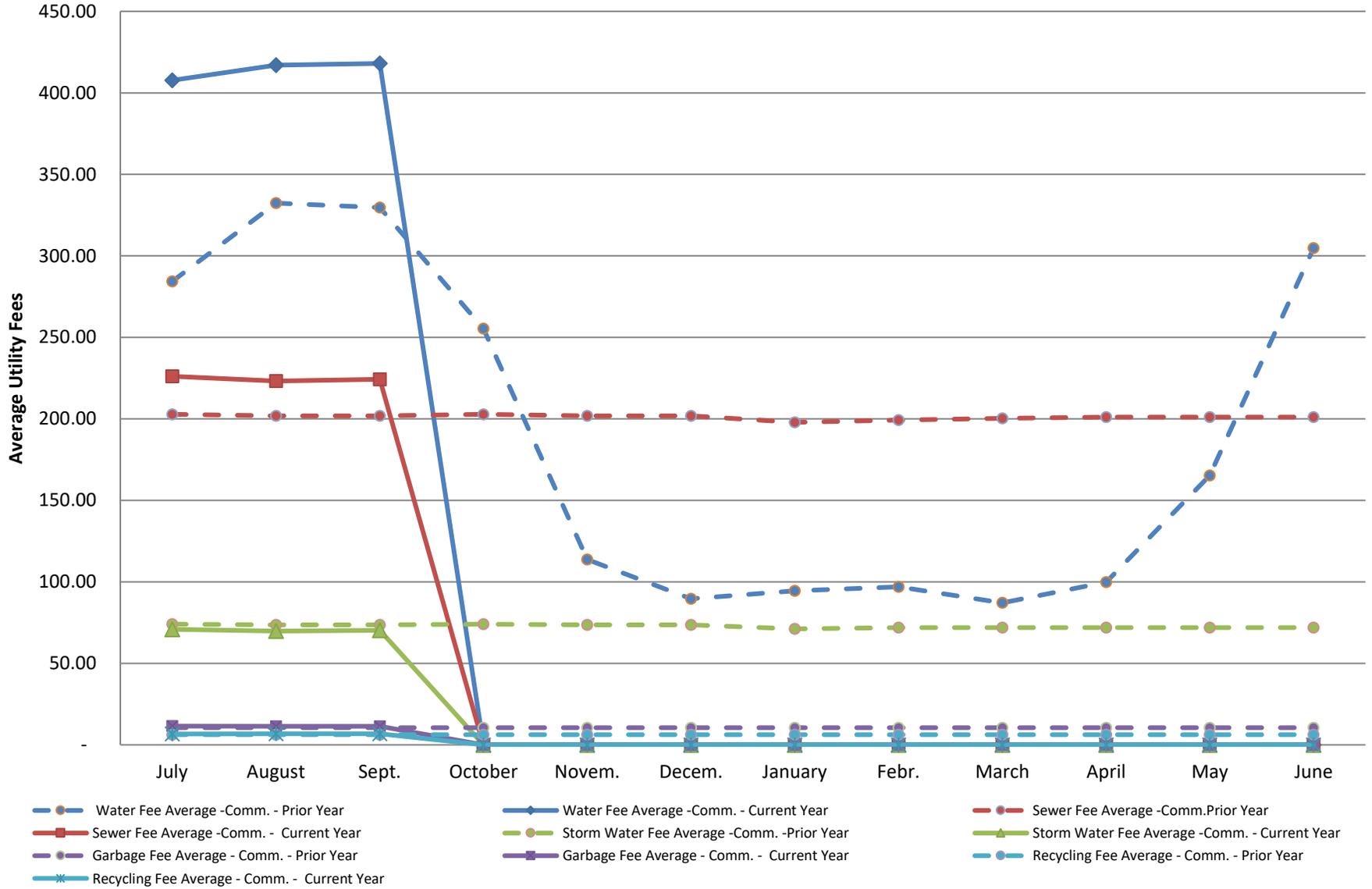
Garbage Fund

	Total Billings	Total Customers Billed	Average Bill Per Customer
Residential - Garbage	\$ 31,427	2,153	\$ 14.60 *
Residential - Recycling	\$ 6,577	1,841	\$ 3.57
Commercial - Garbage	\$ 23	2	\$ 11.47 *
Commercial - Recycling	\$ 20	3	\$ 6.80

Residential Average User Fees Fiscal Year 2022 & 2023



Commercial Average User Fees Fiscal Year 2022 & 2023



Business Administration:

Cody Cardon:

- Routine phone & computer problem resolution throughout the city.
- Routine management issues and resolution.
- Various meetings and trainings attended.
- Working on Monthly Accounting.
- Working on Year End Accounting

Stacey Comeau:

New Hires:	Colby Bailey	Fire
	Evan Sullivan	Police

Promotions:

Terminations:	Ashlyn Bardwell	Community Services
	Aspen Wardle	Community Services
	Tommy Richards	Community Services

- Random drug testing for the month
- Attended Wasatch Compensation Group Annual Meeting
- 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
- Prepared ACH files for Rent, RDA, and Early Retiree payments
- 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:

- Meeting with the PR firm for the UDOT 5600 South interchange project.
- Prepared the Planning Commission packet while Michelle was at training.
- Set up council/court room for various meetings and court.
- Cleaning of the Veterans Memorial.
- Order and pick up of custodial supplies.
- 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 October.
- Completed the employee newsletter for October.

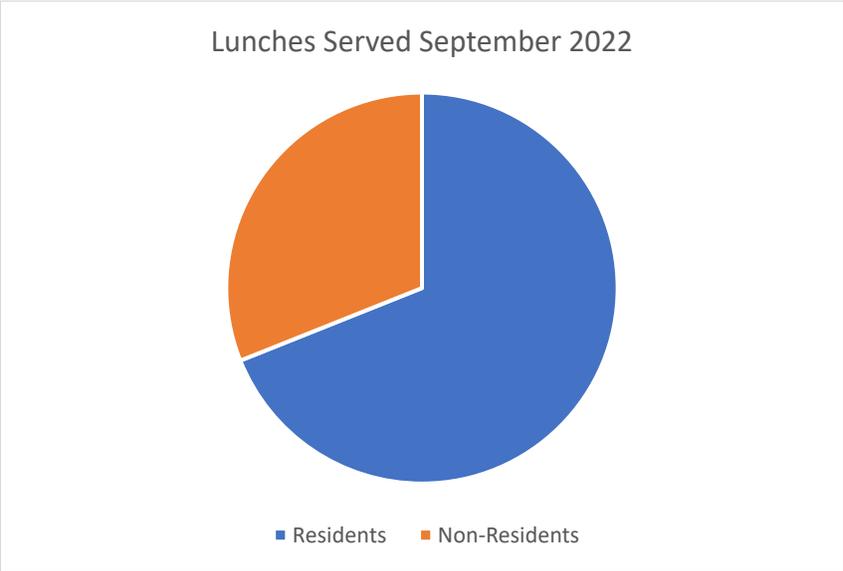
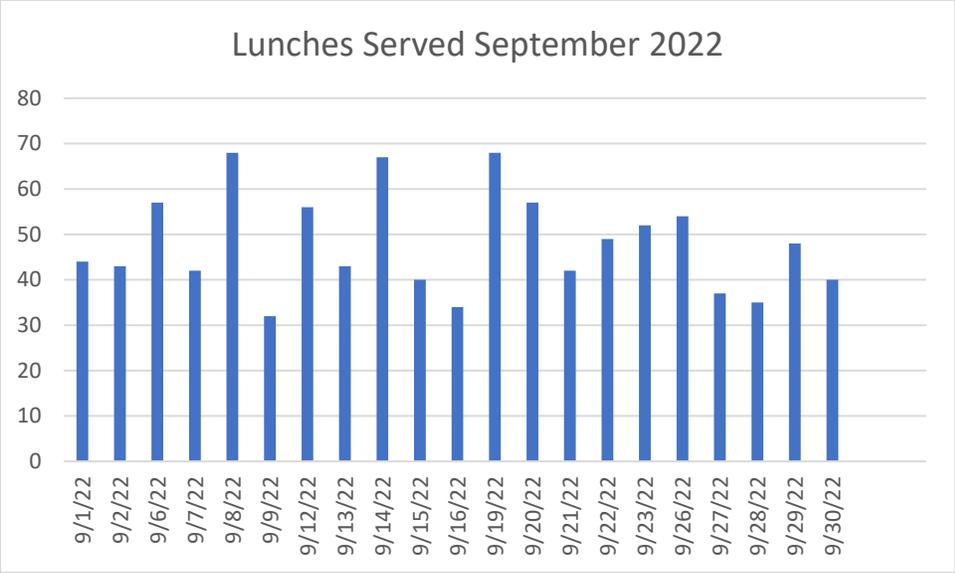


Mayor & City Council Monthly Summary Report
September 2022

Community Development Department:

- Maverik (1500 Store Site) – Above grid, ceiling, and final inspections
- Brookhaven Office Building Small (US Forest Service) – Final inspections
- Brookhaven Office Building (Medical Training) – Final inspection
- Home Goods – Framing, electrical, mechanical, and plumbing inspections
- Sierra Trading Post – Framing, electrical, mechanical, plumbing, and footings inspections
- Take 5 – Insulation and EIFS inspections
- Bath and Body Works – Plumbing, sheetrock, above grid, and ceiling inspections
- Super Chix – Framing, electrical, mechanical, plumbing, insulation, and sheetrock inspections
- Chick-Fil-A remodel – Plumbing, electrical, and foundation inspections
- Cheddar's – Footing and underground plumbing inspections
- Generator Supercenter – Plumbing, electrical, and mechanical inspections
- JDawgs – Plumbing inspection
- Joe's Car Connection – Final inspection
- Home inspections for various projects on residential lots
- Inspection of solar panel and equipment installation
- 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
- Meetings with Joe Gracey re: Joe's Car Connection site
- Meeting with Brandon Cooper re: Ogden Community & Economic Development interface
- Meeting with UDOT team with City Staff re: UDOT roads and community planning
- Department heads meetings attendance by department member
- Legislative Policy Committee meetings attendance by department member
- Geographical Information Systems training and work by department member
- General Plan Update interviews participation by department member
- UTA Falcon Hill Transit Study presentation attendance by department member
- Utah Floodplain Management meeting attendance by department member
- Northern Utah Economic Alliance meeting attendance by department member
- Weber County Emergency Managers meeting attendance by department member
- Code Red training attendance by department member
- Community Emergency Response Teams (CERT) Training by department member

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



- Attended staff meetings
- Held monthly departmental staff meeting
- Created monthly issue of Riverdale Connections
- Attended city council meeting
- Covered for Miranda at the Senior Center
- Submit monthly report the Bonneville CTC
- Senior Housing duties
- Held RYC meetings planning for Fall Halloween Carnival
- Met with Weber Human Services regarding senior services
- Held Free Fridays at Community Center
- Implemented new admittance system at Community Center

Fire Department:

Chief Jared Sholly

157 Calls for Service and 245 Vehicle Movements

Fires

- 2 Building Fires
 - * Boot Barn HVAC Fire
 - * Lighting Strike Commercial Building in Roy
- 1 Cooking Fire
- 4 Trash Rubbish, Brush, Grass

Total: 7

Rescue & Emergency Medical Service Incidents

- 72 EMS Call, Excluding Vehicle Accident with Injuries
- 11 Motor Vehicle Accidents with Injuries
- 1 Motor Vehicle Accident Auto-Pedestrian
- 4 Motor Vehicle Accidents without Injuries
- 1 Lock-in
- 1 Extricated from Vehicle

Total: 91

Hazardous Condition

- 1 Toxic Condition
- 1 Electrical Wiring/Equipment Issue

Total: 2

Service Call

- 1 Assist Police
- 2 Assist Citizen
- 1 Unauthorized Burning

Total: 4

Good Intent Call

- 40 Dispatched and Canceled
- 2 No Incident Found on Arrival
- 6 Good Intent
- 1 Smoke Scare
- 2 HazMat Release Reported with No HazMat Found

Total: 51

Fire Alarm

- 1 Alarm Sounded Activation, No Fire-Unintentional
- 1 Alarm System Sounded due to Malfunction

Total: 2



**RIVERDALE
FIRE DEPARTMENT
OPEN HOUSE**

**MONDAY,
SEPTEMBER 26TH
6:00-9:00 PM**

Fire Won't Wait. Plan Your Escape!

4334 South Parker Drive

Please join us for a night of fun at the Riverdale Fire Department. The open house will include fun activities, a helicopter on display, live burn trailer, vehicle extraction demonstration, interactive displays and food trucks. We hope to see you there!

Department Report:

- **Fire Department Open House**
 - **Burning/Sprinkler Trailer**
 - **Extrication Display**
 - **Three Food Trucks**
 - **Seven Vendors**
 - **Riverdale General Plan on Display**
 - **Engine, Heavy Rescue, Ambulance Display**
 - **Smoke House**
 - **Swift Water Equipment Static Display**
- **Training Officers Meeting**
- **Hosted Peer Support Training**
- **Ogden Regional EMS Case Review**
- **EMS Committee Meeting**
- **Weber County Heavy Rescue Meeting**
- **City Staff Meeting**
- **(Randy) Emergency Management Meeting**
- **Weber County Fire Chiefs Meeting**
- **Operational Dispatch Committee**
- **County Paramedic Study Update**
- **Fire Sub Meeting with County Chiefs and Dispatch**
- **Fire Training**
 - **Attack Line Evolution**
 - **Trench Rescue**
 - **Low Angle Rope Rescue**
- **Medical Training**
 - **Use of Nitroglycerin in Cardiac Patients**
 - **Advance Airway using the King Airway Device**
 - **Suctioning**

FIREMARSHAL/CODE ENFORCEMENT/EMERGENCY MANAGER MONTHLY REPORT

- **Site plan reviews.**
- **Conditional use permit reviews.**
- **Fire alarm plan reviews.**
- **Fire sprinkler plan reviews.**
- **Weber County LEPC.**
- **Weber County Emergency Manager Meeting**
- **Tier 2 Chemical Inventory Program.**
- **Removed illegal street signs.**
- **Utah State Fire Marshals Meeting.**
- **Utah Fire Prevention Board Meeting.**
- **Reviewed List of pending Reports waiting for AHJ Approval from LIV.**
- **Weber County Emergency Manager training.**
- **Posted rezone request signs.**
- **GRAMA requests.**
- **CodeRed Notification policy and SOP meeting.**
- **Northern Utah Resilience and Preparedness Conference.**
- **Code Red Vendo Discussion County.**
- **Meeting with Riverdale City Prosecutor.**
- **Preapplication Review Meetings.**
- **Quarterly Training - Mandatory Safety Training**

Inspection Type	Inspection Number	Occupant	Address	Inspector	Station	Shift	Received	Scheduled ▼	Completed	Status
Business license	202210112718	Bed Bath and Body Works	4205 South Riverdale Road	Randy Koger				10/11/2022	10/11/2022	Completed
Re-Inspection	202210042717	Lost in Stitches, Inc	4510 South 900 West #D4	Randy Koger				10/04/2022	10/04/2022	Completed
Annual Inspection	202209282715	Riverdale City Civic Center	4600 South Weber River Drive	Randy Koger				09/28/2022	09/28/2022	Completed
Business license	202209282716	Forest Service	4919 South 1500 West	Randy Koger				09/22/2022	09/22/2022	Completed
Re-Inspection	202209212714	Maverik	1472 West Riverdale Road	Randy Koger				09/21/2022	09/21/2022	Completed
Re-Inspection	202209212712	Maverik	1472 West Riverdale Road	Randy Koger				09/21/2022	09/21/2022	Completed
Re-Inspection	202209212711	Carpet Giant (Office Staff)	4510 South 900 West #A6	Randy Koger				09/21/2022	09/21/2022	Completed
Re-Inspection	202209202710	Shalom Pre-Owned Furniture	4510 South 900 West #6	Randy Koger				09/20/2022	09/20/2022	Completed
Re-Inspection	202209202709	Lost in Stitches, Inc	4510 South 900 West #D4	Randy Koger				09/20/2022	09/20/2022	Completed
Re-Inspection	202209192708	Maverik	1472 West Riverdale Road	Randy Koger				09/19/2022	09/19/2022	Completed
Construction Site	202209192707	Bed Bath and Body Works	4205 South Riverdale Road	Randy Koger				09/19/2022	09/19/2022	Completed
	202209132706	Maverik	1472 West Riverdale Road	Randy Koger				09/13/2022		Past Due
Re-Inspection	202209132705	Joe's Car Connection	5080 South Freeway Park Drive	Randy Koger				09/13/2022	09/13/2022	Completed
	202209132703	Forest Service	4919 South 1500 West	Randy Koger				09/13/2022	09/13/2022	Completed
Construction Site		Forest Service	4919 South 1500 West	Randy Koger				09/08/2022	09/08/2022	Completed
Re-Inspection	202209062702	Black Dhalia	1170 West Riverdale Road	Randy Koger				09/06/2022	09/06/2022	Completed

code violation	type	department
<u>22-10-050</u>	Parking on Landscaping or Soft Surface, Unmanaged Growth, Vehicle that is not Currently Registered	Code Enforcement
<u>22-10-051</u>	Parking on Landscaping or Soft Surface, Vehicle that is not Currently Registered	Code Enforcement
<u>22-08-048</u>	Unmanaged Growth	Code Enforcement
<u>22-08-049</u>	Obstructions General Regulations (Vehicle)	Code Enforcement
<u>22-08-047</u>	Accumulation of Junk, Vehicle that is not Currently Registered	Code Enforcement
<u>22-08-046</u>	Unmanaged Growth	Code Enforcement
<u>22-08-045</u>	Obstruction to Pedestrian	Code Enforcement
<u>22-08-044</u>	Obstructions General Regulations	Code Enforcement
<u>22-08-042</u>	Standing or Parking Vehicles	Code Enforcement
<u>22-08-041</u>	Maintaining a Nuisance, Obstruction to Pedestrian, Unmanaged Growth	Code Enforcement
<u>22-08-043</u>	Park within 15 ft. of Fire Hydrant	Code Enforcement

Monthly report – September 2022

Legal Dept., City Attorney, City Admin. – Steve Brooks:

- Resolutions/Ordinances work–
 - Work concerning – Gen. plan, West Bench, Shake shack, Senior housing, Leslie’s, Coaching apps, West bench, Water/RDH, Fire interlocals, GRAMMA, Atkin, MOVU, Staff meeting, RDA issues, Truth in taxation, Des. Review, AFCU, Cutrbus, water rates, Vacations, site plans, Justice court, code enforcement, zoning (Homes), Merrill, Wengren, trail, Miller prop.
- Legal research/review –
- Legal Department meetings/work –
- Planning commission review/ordin/mtgs/minutes
- Walk-ins/Police reviews/Court/Court screenings/Court filings
- Formal training attended-
- RSAC- Drug Court –
- Legal reviews of minutes/resolutions/ordinances
- Records request reviews

COURT MONTHLY REPORT

429 Total traffic cases	YTD 3968 (Jan. 1, 2022 to December 31, 2022)	
2 DUI	286 Moving violations	0 FTA
0 Reckless/DUI red.	101 Non-moving violations	0 Other
40 License violations	0 Parking	

43 Total Misdemeanor cases	YTD 455 (Jan. 1, 2022 to Dec. 31, 2022)	
2 Assault	0 Ill. sale Alc.	0 Dom. animal
18 Theft	1 Other liq. viol.	0 Wildlife
0 FTA	4 Contr. subst vio	0 Parks/rec.
0 Public intox	0 Bad checks	0 Planning zon./Fire/Health
		2 Dom. violence
		16 Other misd./infrac

408 Total cases disposed of this month	3448 Total number of cases disposed of for the year (Jan. 1, 2022 to Dec. 31, 2022)	
472 Total offenses this month	4422 Total offenses for year (Jan.1, 2022 to Dec. 31, 2022)	

Small Claims	Total number of cases for the year (Jan. 1, 2022 to Dec. 31, 2022) --	Filed=8 Settled/Dismissed=2
1 Cases filed	0 Trials	
1 Settled/dismissed	0 Default judgment	

# CITATIONS BY AGENCY		YTD (July 1, 2022 to June 30, 2023)
Riverdale City	126	256
UHP	232	558

REVENUE/MISC. YTD (June 1, 2021 to May 31, 2022)

Total Revenue collected	\$ 74,679.73	\$ 253,245.12
Revenue Retained	\$ 36,772.05	\$ 141,541.24
Warrant Revenue	\$ 51,489.00	\$ 80,617.00
Issued warrants	73	472
Recalled warrants	97	787

RSAC MONTHLY REPORT N/R

11 participants	21 drug tests given	0 walked away/warrants issued
0 orientations	0 in jail/violations	0 ordered to inpatient
0 new participant	4 positive UA's/tests/dilutes	0 other
0 graduates	4 incentive gifts	
0 terminated/quit	0 spice tests given	

Public Works Monthly Report September 2022

- Continued work with Weber Basin to discuss alternatives for them providing additional water, instead of drilling well.
- Continued Storm Water review to meet new state regulations.
- Continued design work on 1050 W Ritter Dr. Roundabout.
- Continued Weber Basin Water connection project.
- Continued inspections on Cheddard's
- Completed inspections on Maverick Project.
- Started inspections on AFCU Campus.
- Continued biweekly sprinkler inspections on city owned systems.

- Started inspections on Fiiz.
- Continued 4600 S Road Project.
- Continued Take 5 inspections.
- Continued reviews on Riverdale Townhomes.
- Continued inspections on Riverdale Flex 2.

Patrol Report September 2022

Arrest- Police made a traffic stop on a suspicious vehicle that was observed picking up a male in the area behind discovery clubhouse. The male was found to have multiple warrants for his arrest. The suspect was booked into the Weber County Jail. The driver was cited for multiple violations.

Trespass- Officers arrested a male who was found fleeing an unoccupied trailer on a resident's property. The suspect was uncooperative and booked in the Weber County Jail.

Criminal Mischief- Officers responded to Fresh Nails at 4141 S Riverdale Rd. on report of a male who threw a shopping cart through the front glass door breaking the glass. The suspect then chased the witness away. The area was searched extensively but the suspect was not located. A car in the parking lot with the door open was found. The suspect was positively identified as the suspect in this case however he has not been located at this time. The suspect is believed to possibly be suicidal by cop.

Domestic Disturbance- Officers responded to a domestic disturbance. It was reported a female was arguing with her on/off boyfriend. The female reported that she was not assaulted, and the boyfriend left prior to Police arriving on scene.

Theft- This report is in reference to a theft/credit card fraud that occurred at Sam's Club. The complainant was shopping at Sam's Club and her wallet was stolen out of her purse. The suspect then used the victim's America First Credit Card to purchase \$10,000 in gift cards at Sam's Club. The suspect was not located. This case will be forwarded to investigations.

Theft- Police took a theft report. The complainant reported that a female juvenile stole a spare phone from her house while helping babysit. The complainant confronted the suspect and recovered the phone. Police located the suspect who claimed that a friend gave her the phone, but she can't remember the name. The suspect will be referred to juvenile court for theft.

Traffic stop/Drug Violation/Impound- Officers conducted a traffic stop at 615 W. Riverdale Road. The vehicle was impounded for no insurance, the driver was issued traffic citations and the passenger was charged with possession of meth.

Threatened Suicide- Police responded to a threatened suicide where a 17 year old female threatened to kill herself and left on foot. The female was located on the side of the home. MCOT responded and it was determined she had no method nor means to commit the act and agreed to go to sleep for the night. MCOT will conduct follow up.

Warrant Arrest- Officers responded to Zurchers on a suspicious female in the store suspected of prior unreported thefts. The suspect was arrested for an outstanding warrant and subsequently, meth and heroin were found in her possession. She was booked into jail.

Drug Violation- Police responded to an assisted living on report of a tenant smoking marijuana. The tenant turned over some marijuana and paraphernalia which were seized. No charges will be filed against the suspect at this time.

Harassment- Police took a harassment report. The complainant requested documentation at this time and he was provided information on how to obtain a civil stalking injunction.

Retail Theft- This case is in reference to a retail theft just occurred at Seven Eleven, 4090 S Riverdale Rd. The Manager reported a male stole food items from the business and then ran out of the store when he was confronted about paying for the items. The suspect was found nearby and taken into custody. The manager requested the suspect be trespassed and charged with Retail Theft. The suspect is a category 2 restricted person, and a fixed blade knife in a sheath was found in his pocket. The suspect will be summoned for the retail theft and being a restricted person in possession of a dangerous weapon.

Drug Violation- This case is in reference to a drug violation at Carl's Jr. It was reported that a female was inside the business spraying some sort of chemical inside and around customers. It was reported that the suspect was also huffing the chemical as well. Contact was made with the suspect and she was checked by medical and refused any further treatment. A bottle of Duster was found in the bushes near the doors to Carl's Jr. and the suspect admitted to having the can but not to huffing it. Video was gathered along with witness statements. The suspect was issued a citation for abuse of a psychotoxic chemical and released.

Runaway- Police responded to the Utah Military Academy for a runaway complaint. A female had been reported as a runaway and was at school. The female's father responded and located the female near the school grounds. Police interviewed the female with her father present. Nothing criminal was reported.

Retail Theft/Drug Violation Again- This case is in reference to a retail theft at Home Depot. Officers responded on the report of a female yelling at customers and huffing air duster. The suspect was taken into custody after she started to exit the business. A can of air duster belonging to Home Depot that was not paid for was recovered from the suspect's bag. The suspect was booked into jail for retail theft and abuse of a psychotoxic chemical. The suspect had property belonging to Target that is more than likely stolen as well. Follow up with Loss Prevention will be done.

Psychiatric- Officers responded to a call for service where a male was hearing things outside his house and in his head. His brother took him to their other brother's house for the night. He did not want to go to the hospital.

Overdose- Officers responded to Motel 6 on an overdose. A transient was sleeping in the trees because he had too much to drink. He was taken to the hospital to detoxify himself.

Trespass- Motel 6 management asked that a female on the property be trespassed. Police trespassed the female from the property and she left.

Assault- While at Walmart on a theft complaint, a fight broke out between two customers. The suspect left before employees notified anyone of the fight. The other male was treated at the hospital. The suspect has not been located.

DV Assault- Officers responded to a Domestic Violence report where a male reported that his ex assaulted him and held him at taser point. The male had visible injuries and was transported to the YCC. Contact was attempted with the suspect however it is believed he may have left the apartment with his mother. The case was forwarded to investigations.

Possession with intent- Police stopped a vehicle for speeding and smelled marijuana coming from the vehicle. A search was conducted, and a good quantity of marijuana and some mushrooms were located in separate packaging with other paraphernalia indicative with narcotics sales. The suspect was booked into jail on numerous charges.

Unattended Death- This report is in reference to a cardiac arrest that occurred at the Riverdale Motel 6 located at 1500 West 5000 South. A male was found deceased. CSI was called out to process the room. This was determined to be an unattended death. The Medical Examiner arrived and the deceased was transported to the medical examiner's office. The deceased's next of kin was notified. Due to this being an unattended death, this case will remain active and be forwarded to investigations for further follow up. At this point, foul play is not suspected.

Attended Death- Police handled an attended death investigation. A male passed away from COPD at his home. The subject's care physician agreed to sign his death certificate.

Family Disturbance- Officers responded to a family fight. Two juvenile females were ungovernable and physically assaulted their father. The father restrained the girls until officers arrived. DCFS was notified and responded. The girls were taken to Archway for the night.

Theft- Officers responded to Walmart on a theft complaint. The suspect ran from the business but was found by Wing Stop. She was taken into custody and taken back to Walmart where she claimed to have swallowed meth, heroin and enough Fentanyl to kill a horse. She was taken to McKay Dee for treatment. She later admitted at the hospital that she did not take anything and didn't want to go to jail. She was booked on charges.

Sex offense- Officers located an 18 and 15 year old having sex in a car in the parking lot of Cycle gear. The juvenile's parents were contacted and they responded to pick up their daughter. The male was released. A report was completed.

Psychiatric- Officers found a female in the parking lot of Walmart trying to light some weeds on fire. The female was high on mushrooms and was really enjoying all the colors. She was taken to McKay Dee for an evaluation. There was no fire and no property was damaged.

Sex offense- Officers took a report from a female in regards to a sex offense that occurred multiple times over the course of 2 weeks several months ago. The female reported her roommate manipulated her to have sex with him by threatening suicide if she did not do it. Due to the time lapse, there was no evidence to collect. This case will be forwarded to investigations for follow up.

Assist OJ/ SWAT: Officers from Roy, Riverdale, WCSO and South Ogden responded to Motel 6 in an attempt to locate a male who was wanted by Roy PD for DV and weapons related charges. Initially he was not there but returned later. The suspect came out of the room and was confronted by officers, but retreated back inside threatening officers and refusing to surrender. SWAT responded, deployed gas into the room and the suspect surrendered. He was taken to the hospital for treatment and then booked on multiple charges. The gun was recovered in the ceiling of the room.

Trespassing- Officers responded on a report of people in a vacant trailer at a trailer park. Upon making contact, several people ran from police. Police located two suspects and they were taken into custody. All were charged with a variety of crimes.

Lewdness- Officers responded to Golden Spike Park for a lewdness complaint. A couple was reported to be engaging in sexual activity. The couple was contacted and found clothed and denied the allegations.

Felony Stop- Officers assisted A P & P who was following one of their Parolees in a stolen car. Officers located the car and conducted a felony stop, taking the suspect into custody without incident.

Retail Theft- This report is in reference to a retail theft. The suspect concealed several hair supplies in a handbag and exited the business without paying for anything. The suspect had several Felony 3 theft convictions making this theft a felony. The suspect will be summoned for felony retail theft.

Assault- Police handled a road rage incident that occurred on 900 W Riverdale. The complainant reported getting into an argument with a male who threw a cup at her and then sped off. The complainant was uninjured. The complainant was able to get a license plate for the vehicle and the registered owner of the vehicle was the suspect. This case will be forwarded to investigations for follow up.

Sex Offense- A mother reported her 15yr old daughter ran away after finding she had been communicating with an unknown individual via messages in a sexual manner. The juvenile was located and admitted to sending nude photographs of herself to an individual she believed to be a 15yr old male. The female made comments of self-harm and was involuntarily admitted into the behavioral unit at McKay Dee Hospital. The female's phone was booked into evidence at the Riverdale Police Department. This case will remain active for further investigation.

Sex Offense- It was reported a father was sexually assaulting his teenage daughter over the course of several years. The suspect is a registered sex offender who was reported to be armed with a firearm. Officers located the suspect who fled upon seeing police officers. A search warrant was executed at his residence with the assistance of the Ogden Metro SWAT team. The suspect was located and arrested the following day pursuant to a high risk felony traffic stop.

Investigations Report September 2022

Theft- Detectives followed up on a theft of an Xbox. Detectives contacted the suspect whom is an acquaintance of the victim. The suspect confessed to the theft and was charged with theft.

Retail Theft- Detectives followed up on a theft of a sleeping bag at a local retail store. The suspect was interviewed and confessed to the theft. The suspect was cited and released for retail theft.

Retail Theft- Detectives followed up on a retail theft at Walmart where a radar detector was stolen. The suspect was identified but refused to speak to the Detectives. The suspect will be summonsed for felony 3 retail theft due to prior theft convictions.

Threats of Violence- Detectives followed up on a report of a male sending a picture of a handgun to individuals he was in an argument with. The suspect confessed he sent the photo to intimidate the victims. The suspect was charged with threats of violence.

Theft- Detectives followed up on a report of a theft from a residence. The suspect was identified and summonsed for stealing items from a residents yard.

Check Forgery- A business reported a check for \$1215 was cashed fraudulently at a local bank. The suspect was identified by detectives and confessed to fraudulently cashing the check.

Retail Theft- Detectives followed up on a report of a retail theft where the suspect stole a Go Pro and damaged the display in the process. Detectives identified and interviewed the suspect whom confessed to the theft. The suspect was cited for retail theft.

DV Assault- Detectives followed up on a domestic violence assault. The victim reported the suspect unlawfully detained and assaulted him. The case was sent to the prosecutor to be screened for charges.

Assault- Detectives followed up on an assault that occurred on Riverdale Road. The victim reported a car threw a cup full of water at her. The cup hit the victim. The suspect was identified and confessed to throwing the cup at the victim in retaliation to being called a racial name.

Retail Theft- Detectives followed up on a retail theft that occurred at Sportsmans Warehouse. The suspect stole some shoes and socks. Detectives interviewed the suspect whom confessed to the theft. The suspect was summonsed for felony retail theft due to prior convictions.

Assault- Detectives followed up on a report of an assault. The victim reported he was assaulted by a female's husband that he had a relationship with previously. The suspect confessed to showing up to the victims employment and assaulting him.

Credit Card Fraud- Detectives followed up on a report of a credit card fraud. The victim reported his credit card was fraudulently used. Detectives showed the victim a photo of the suspect from surveillance. The victim identified the suspect as an employee of his. The suspect was summonsed for credit card fraud.

Retail Theft- Detectives followed up on a retail theft at Walmart where a male stole a variety of items. The suspect was located and identified and confessed to stealing the items. Some of the items were recovered from his home and returned to Walmart.

Theft of a Mobile Home- A male passed away that was living in a local trailer park. The male had no immediate family take over the trailer. A neighbor took the liberty of applying for a duplicate title and selling the trailer for \$40,000 with no right to do so. The suspects were interviewed and confessed to fraudulently applying for the title and selling the trailer unlawfully. The suspects were charged with felony communications fraud.

Juvenile Sex Offense- Detectives followed up on a report of a teenage boy sexually abusing another younger boy. The suspect was referred to juvenile court.

RIVERDALE POLICE DEPARTMENT CRIME BULLETIN

October 2022
Report #22-10

September Police Calls

- **1158 Calls for Service**
 - **30 Animal Complaints**
 - **303 Crime Reports Written**
 - **9 Forgery/Fraud**
 - **4 Assault / Fights**
 - **8 Retail Thefts**
 - **6 Sex Offenses**
 - **15 Family Offenses**
 - **9 Disturbances**
 - **22 Burglary/Theft Complaints**
 - **68 Arrests**



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

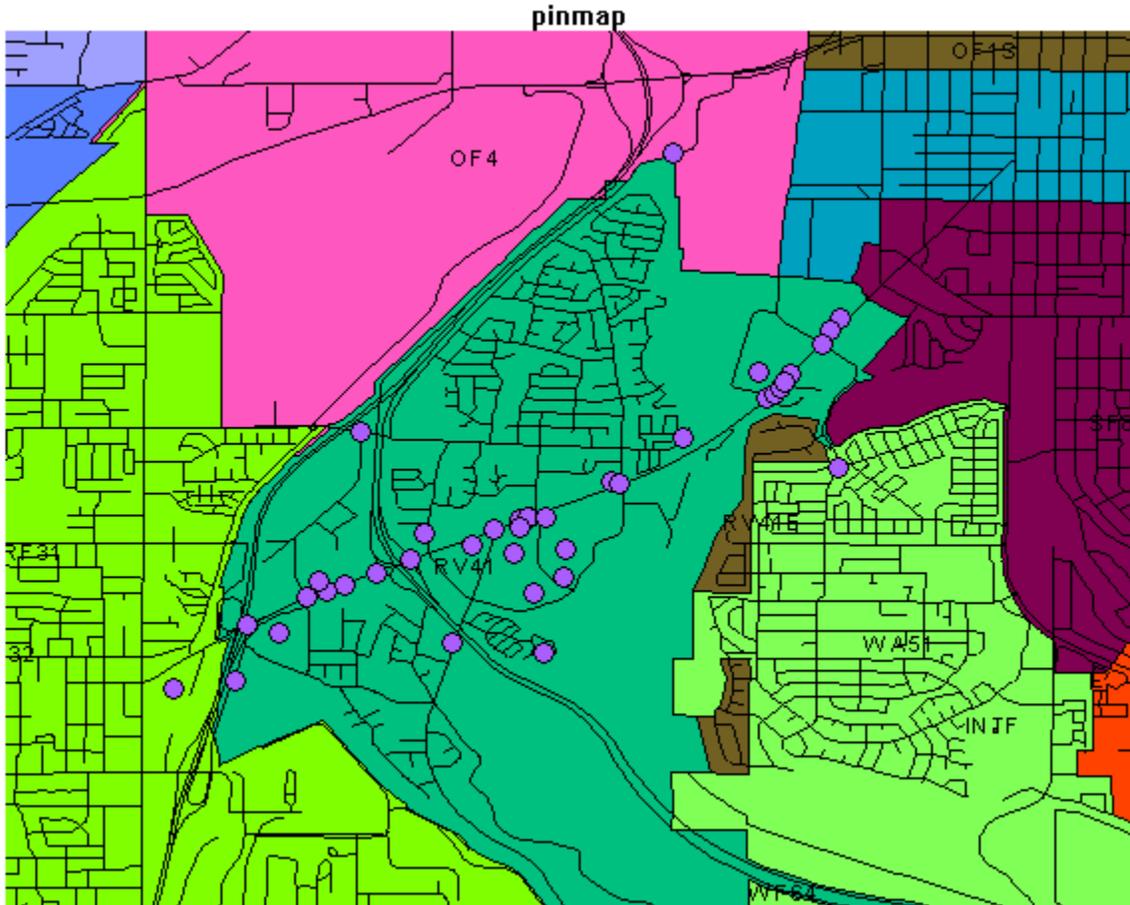
Traffic Patrol and Enforcement

- **352 Traffic Stops resulting in:**
 - **156 Citations**
 - **223 Total Violations**
 - **71 Warnings Issued**

RIVERDALE POLICE DEPARTMENT CRIME BULLETIN

October 2022
Report #22-10

- **46 Traffic Accidents**



- **45 New Cases sent to Investigations**
- **39 Investigative Cases Closed**

POLICE LINE - DO NOT CROSS

FOR LAW ENFORCEMENT USE ONLY!

Employee Recognition – October 2022 Anniversaries

Years	Employee	Department
18		Krystn Hinojosa Fire
7		Jared Sholly Fire
4		John Flynn Public Works
4		Brenda Green Business Administration
1		Christine Jessamine Community Services
1		Amy Cummings Business Administration
1	NO PHOTO SUBMITTED	Nicole Green Court



Riverdale City

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 Sept 30, 2022		
Department	FTE Authorization	FTE Actual
City Administration	2.00	2.00
Legal Services	4.50	3.50
Community Development	3.00	3.00
Business Administration	6.25	6.25
Community Services	9.00	7.00
Public Works	11.00	11.00
Police	22.75	22.75
Fire	16.50	14.00
Total	75.00	69.50

Staffing Reconciliation - Authorized to Actual		
Department	FTE Variance	Explanation
City Admin	0.00	
Legal Services	(1.00)	City Administrator/City Attorney
Community Development	0.00	
Community Services	(2.00)	Recreation Assistants/Clerk
Business Administration	0.00	
Public Works	0.00	
Police	0.00	
Fire	(2.50)	Firefighters unfilled
Totals	(5.50)	Staffing <u>under</u> authorization

Actual Full Time Employees	57.00
Actual Part Time Employees	43.00
Seasonal Employees	0.00

Riverdale City Staffing Authorization Plan

Department: Elected - Mayor & Council

<u>Job Code</u>	<u>Job Title / Incumbent</u>	<u>Election</u>	<u>Term of Office</u>	<u>Authorized</u>	<u>Actual</u>
	Mayor Braden Mitchell	2015	2022-2025	1.00	1.00
					
	Councilor / Mayor Pro Tem Alan Arnold	2015	2020-2023	1.00	1.00
					
	Councilor			4.00	
	Steve Hilton	2020	2020-2023		1.00
	Bart Stevens	2017	2022-2025		1.00
	Anne Hansen	2022	2022-2025		1.00
	Karina Merrill	2022	2022-2023		1.00
	   				
	Total			6.00	6.00

Riverdale City Staffing Authorization Plan

Department: Planning Commission

<u>Job Code</u>	<u>Job Title / Incumbent</u>	<u>DOA-City</u>	<u>Term Apptm't</u>	<u>Authorized</u>	<u>Actual</u>
	Open Chairman Kathy Eskelsen	2/1/2022	01-2026	1.00	1.00
					
	Vice Chairman Robert Wingfield	01/2016	01/2024	1.00	1.00
					
	Commissioner			5.00	
	Amy Spiers	07/2018	01/2025		1.00
	Blair Jones	01/2016	01/2024		1.00
	Rikard Hermann	12/2018	01/2025		1.00
	Wanda Ney	02/2019	01/2023		1.00
	Kent Anderson	04/2020	01/2024		1.00



Total 7.00 7.00

Riverdale City Staffing Authorization Plan

Department: City Administration

<u>Job Code</u>	<u>Job Title / Incumbent</u>	<u>DOH-City</u>	<u>DOH-Position</u>	<u>FTE Authorized</u>	<u>FTE Actual</u>
130/140	City Recorder Michelle Marigoni	6/17/2021	6/17/2021	1.00	1.00
					
125	City Administrator/City Attorney Steve Brooks	11/1/2004	2/1/2022	1.00	1.00
					
	Total			2.00	2.00

Riverdale City Staffing Authorization Plan

Department: Legal Services

<u>Job Code</u>	<u>Job Title / Incumbent</u>	<u>DOH-City</u>	<u>DOH-Position</u>	<u>FTE Authorized</u>	<u>FTE Actual</u>
1042	Court Clerk III Nicole Green	10/31/2021	10/31/2021	1.00	1.00
					
1045	Court Outreach Coord. Joan Dailey	11/28/2005	11/28/2005	1.00	1.00
					
1040	Court Clerk II Raelyn Boman	9/3/2013	11/1/2021	0.50	0.50
					
1070	Prosec. Attorney Teral Tree	1/30/2017	1/30/2017	0.50	0.25
	Letitia Toombs	1/30/2017	1/30/2017		0.25
	 				
XXX	Justice Court Judge Paul Olds	1/22/2020	1/22/2020	0.50	0.50
					
	Acting Dept Head Cody Cardon			1.00	0.00
	Total			4.50	3.50

Riverdale City Staffing Authorization Plan

Department: Community Development

<u>Job Code</u>	<u>Job Title / Incumbent</u>	<u>DOH-City</u>	<u>DOH-Position</u>	<u>FTE Authorized</u>	<u>FTE Actual</u>
325/310	Building Official Jeff Woody	6/22/1992	6/1/2005	1.00	1.00
					
1710/330	Fire Insp./Code Enf. Randy Koger	7/9/1990	1/1/2012	1.00	1.00
					
345/380	Comm Dev Dir Michael Eggett	4/16/2013	4/16/2013	1.00	1.00
					
	Total			3.00	3.00

Riverdale City
Staffing Authorization Plan

Department: Business Administration - Civic Center Division

<u>Job Code</u>	<u>Job Title / Incumbent</u>	<u>DOH-City</u>	<u>DOH-Position</u>	<u>FTE Authorized</u>	<u>FTE Actual</u>
600	PT Custodian			0.75	
	Neil Amidan	8/1/2013	8/1/2013		0.25
	Steve Hodges	7/6/2015	7/6/2015		0.25
	Brenda Green	10/5/2018	10/5/2018		0.25
					
760	Civic Center Service Clerk			1.00	
	Cami Jacobsen	9/5/2017	9/5/2017		0.50
	Amy Cummings	10/21/2021	10/21/2021		0.50
					
720/200	Acctg. Clerk			0.50	
	Laurie Greenhalgh	5/16/2019	5/16/2019		0.50
					
730	Utility Billing Clerk			1.00	
	Angie Pierce	4/18/2016	4/18/2016		1.00
					
610	Fac. Custodial Coordinator/ Pub Comm Spec			1.00	
	Chris Stone	12/1/1992	12/1/1992		1.00
					

195/145	HR Manager/Treasurer Stacey Comeau		1/31/2005	1/31/2005	1.00	1.00
165/780	Business Administrator Cody Cardon		1/8/2019	1/8/2019	1.00	1.00
	Total				6.25	6.25

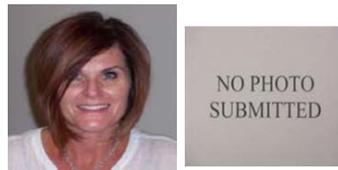
Riverdale City Staffing Authorization Plan

Department: Business Administration - Community Services Division

<u>Job Code</u>	<u>Job Title / Incumbent</u>	<u>DOH-City</u>	<u>DOH-Position</u>	<u>FTE Authorized</u>	<u>FTE Actual</u>
XXX	Rec Assistant			2.75	
	Open				0.00
	Jake Henstra	6/10/2021	6/10/2021		0.25
	Dallin Woodbury	6/10/2021	6/10/2021		0.25
	Jake Roberts	8/23/2021	8/23/2021		0.25
	Open				0.00
	Arzy Vernon	8/10/2022	8/10/2022		0.25
	Issac Martinez	6/1/2022	6/1/2022		0.25
	Mackenzey Higgins	6/24/2022	6/24/2022		0.25
	Open				0.00
	Maclane Loughton	8/19/2022	8/19/2022		0.25
	Open				0.00



XXX	Group Fitness Instructor			0.50	
	Sherilyn Taylor-Brown	7/27/2017	7/27/2017		0.25
	Dione Silva	1/22/2020	1/22/2020		0.25



1266	Comm Services Cust Service Clerk			2.00	
	Karen Dille	9/13/1999	9/13/1999		0.50
	Shari Casper	5/23/2022	5/23/2022		0.33
	Betty Wilson	9/2/2014	9/2/2014		0.33
	Open				0.00
	Angela Choate	12/3/2021	12/3/2021		0.33



1270	Rec Specialist				0.50	
	Baylee Cascaddan	8/31/2015	10/16/2021			0.25
	Elisa Anger	6/17/2016	8/1/2017			0.25
						
XXX	Sr. Center Worker RDA				0.50	
	Open					0.00
1570	Sr. Center Cook				0.50	
	Stephanie Olpin	1/13/2021	4/16/2021			0.50
						
1424	Sr. Center Kitchen Aide				0.25	
	Christine Jessamine	10/18/2021	10/18/2021			0.25
						
225	Seniors Program Specialist				1.00	
	Miranda Rizzi	3/20/2014	7/1/2017			1.00
						
340	Comm Services Director				1.00	
	Rich Taylor	6/30/2014	6/30/2014			1.00
						
	Rounding					0.01
	Total				9.00	7.00

Riverdale City
Staffing Authorization Plan

Department: Public Works

<u>Job Code</u>	<u>Job Title / Incumbent</u>	<u>DOH-City</u>	<u>DOH-Position</u>	<u>FTE Authorized</u>	<u>FTE Actual</u>
1230	Park Mtn Specialist I Zachary Henstra	5/24/2022	5/24/2022	1.00	1.00
					
1235	Park Mtn Specialist II			0.00	0.00
1240	Park Mtn Specialist III Matthew Guymon John Flynn	9/1/2017 10/2/2018	1/16/2018 10/2/2018	2.00	1.00 1.00
	 				
2034	Assistant Public Works Director Norm Farrell	8/17/1998	12/20/2004	1.00	1.00
					
1900	Crew Leader Travis Gibson Bart Poll	5/2/2011 8/24/1998	5/2/2011 7/1/2004	2.00	1.00 1.00
	 				
2105	Utility Mtn Operator I Gage Bennett	3/2/2020	3/2/2020	1.00	1.00
					

2110	Utility Mtn Operator II Dallas Nalder	3/2/2020	3/2/2020	1.00	1.00
					
2115	Utility Mtn Operator III			0.00	
2115/2030	PW Inspector/Operator III Travis Dahle	7/18/2017	7/18/2017	1.00	1.00
					
2105/2000	Utility Mtn Operator I/Equipment Mtn Spec Abraham Torres	5/9/2006	3/15/2016	1.00	1.00
					
2025	PW Director Shawn Douglas	5/20/1991	10/16/2011	1.00	1.00
					
	Total			11.00	11.00

Riverdale City Staffing Authorization Plan

Department: Police

<u>Job Code</u>	<u>Job Title / Incumbent</u>	<u>DOH-City</u>	<u>DOH-Position</u>	<u>FTE Authorized</u>	<u>FTE Actual</u>
XXX	School Crossing Guard			0.75	
	Kathy Doxey	8/10/2015	8/10/2015		0.25
	Clyda Xidis	8/15/2022	8/15/2022		0.25
	Susan Jacobson	8/15/2022	8/15/2022		0.25
	  				
1510	Animal Control Kimberlee Winn	5/31/2020	5/31/2020	1.00	1.00
					
2335	Patrol Secretary/Receptionist Camille Tesch	3/8/2004	3/8/2004	1.00	1.00
					
2310	Administrative Executive Assistant Shalee Nay	7/1/2019	6/1/2021	1.00	1.00
					

1749	Pol Officer			13.00	
	Lynn Wright	7/1/2003	2/16/2004		1.00
	Evan Sullivan	9/16/2022	9/16/2022		1.00
	Jamie Boots	11/16/2016	11/16/2016		1.00
	Jared Baker	9/16/2021	9/16/2021		1.00
	Tyrel Dalton	3/1/2018	3/1/2018		1.00
	Gerardo Vazquez	4/30/2018	4/30/2018		1.00
	Matthew Phillips	6/16/2016	6/16/2016		1.00
	Ryne Schofield	7/16/2016	7/16/2016		1.00
	Robert Lovato	6/30/2016	6/30/2016		1.00
	Luigi Panunzio	5/26/2016	5/26/2016		1.00
	Jeffrey Dingman	3/21/2020	3/21/2020		1.00
	Jacob Stanger	6/30/2018	6/30/2018		1.00
	Jeffrey Edminster	9/30/2021	9/30/2021		1.00



NO PHOTO
SUBMITTED



NO PHOTO
SUBMITTED



1765	Pol Sgt			4.00	
	Michael McNeely	2/16/2018	3/1/2020		1.00
	Derek Engstrom	11/16/2010	7/1/2015		1.00
	Joel Pippin	2/16/2004	7/1/2016		1.00
	Brandon Peterson	7/12/2002	7/16/2016		1.00



1745	Police Lt. Casey Warren	4/16/2004	7/1/2015	1.00	1.00
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1740	Police Chief Scott Brenkman	4/14/1999	7/1/2016	1.00	1.00
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	Total			22.75	22.75
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Riverdale City Staffing Authorization Plan

Department: Fire

<u>Job Code</u>	<u>Job Title / Incumbent</u>	<u>DOH-City</u>	<u>DOH-Position</u>	<u>FTE Authorized</u>	<u>FTE Actual</u>
XXX	PT Firefighter			5.00	
	Colby Bailey	9/7/2022	9/7/2022		0.25
	Lance Beech	5/10/2017	5/10/2017		0.25
	Mitchel Preator	5/1/2017	5/1/2017		0.25
	Jordan Cubbedge	7/29/2014	7/29/2014		0.25



Cody Pitkin	4/6/2022	4/6/2022	0.25
Maximilian Higley	7/2/2018	7/2/2018	0.25
Shane Erisoty	7/19/2018	7/19/2018	0.25
Open			0.00



Open			0.00
Shawn Stanger	8/21/2019	8/21/2019	0.25
Open			0.00
Marcus Garcia	11/20/2019	11/20/2019	0.25



Tyler Reece	3/31/2020	3/31/2020	0.25
Open			0.00
Open			0.00
Open			0.00



NO PHOTO
SUBMITTED

NO PHOTO
SUBMITTED

NO PHOTO
SUBMITTED

Open
Open
Open
Open

0.00
0.00
0.00
0.00

NO PHOTO
SUBMITTED

NO PHOTO
SUBMITTED

NO PHOTO
SUBMITTED

NO PHOTO
SUBMITTED

2335

Fire Admin Secretary
Krystn Hinojosa

10/18/2004

10/18/2004

0.50

0.50



1695

FT Firefighter/EMT

Paul Flaig
Dean Gallegos
Scott Call
Steven Whetton
JR VanDyke
Cameron Cessna
Jace Stromberg

4/4/1983
8/21/1995
7/10/2019
7/29/2014
7/28/2017
6/27/2019
8/10/2021

6/16/2011
8/21/1995
7/10/2019
8/31/2016
7/28/2017
7/19/2019
8/16/2022

7.00

1.00
1.00
1.00
1.00
1.00
1.00
1.00



1675	Fire Captain			3.00	
	Matthew Hennessy	12/5/2005	2/1/2012		1.00
	Nathan Tracy	11/6/2012	8/1/2018		1.00
	Garrett Henry	9/21/2018	3/1/2019		1.00



1680	Fire Chief			1.00	
	Jared Sholly	10/21/2015	10/21/2015		1.00



	Rounding			0.00	0.00
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	Total			16.50	14.00
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COMMUNITY DEVELOPMENT PROJECTS STATUS REPORT

October 14, 2022

OPEN FOR BUSINESS



Maverik celebrated their grand opening with a ribbon cutting on Sept. 6th. They are located at 1472 W. Riverdale Road.



ONGOING DEVELOPMENTS



Cheddar's Scratch Kitchen has started construction on their new restaurant located at 4171 S. Riverdale Road.



Take 5 Oil Change has started construction on their new location at 4021 S. Riverdale Road.



FIIZ Drinks has started construction on their new location at 4023 S. Riverdale Road.



J.Dawgs has started construction on their new location in the building at 4104 S. Riverdale Road next to Starbucks.



Home Goods has started construction on their new store at 1101 W. Riverdale Road in a section of the former Gordmans building.



Sierra Trading Post has started construction at 1101 W. Riverdale Road in a section of the former Gordmans building.



Super Chix has started construction at 1140 W. Riverdale Road, Unit G, as located by the La-Z-Boy Furniture Store.



Chick-Fil-A has commenced the remodeling and redesign of their location at 4067 S. Riverdale Road.



Bath and Body Works has started construction on their new store at 4205 S. Riverdale Road in the former Justice Store space.



The Generator Supercenter has started construction on their new store at 708 W. Riverdale Road next to Zeppe's.



Twisted Sugar has started construction on their new location at 4139 S. Riverdale Road in the former Bombay Bites site.



City Council Executive Summary

For the Council meeting on:
October 18, 2022

Petitioner:
Mayor Mitchell / Steve Brooks

Summary of Proposed Action

Consideration of terminating drought rates on water rates for the remainder of 2022.

Summary of Supporting Facts & Options

Mayor Mitchell has asked staff to review the water situation and the current drought rate charges and see if the City is in a position to terminate the current drought rate charge currently in effect with the City.

Although the city water situation is still not in a position of excess or ample supply, there is enough in reserves and current funds to maintain the water supply without much disruption or impact if the Mayor and Council chose to terminate the currently imposed drought rate.

As I review the statutes (8-1-12), it appears that the Mayor has the authority to “promulgate such rules as are reasonably necessary” for an emergency situation. And since it was the Mayor’s previous Administrative Order that instigated everything, I just tweaked that Order to now eliminate the added drought rates. But since it does have financial implications, I felt it in the best interest of the City to take it before the Council for a consensus on the proposal and/or the dropping of the Drought rate.

Recommendation for a cautionary approval.

Legal Comments – City Attorney

Steve Brooks, Attorney

Fiscal Comments – Business Administrator/Budget Officer

Cody Cardon,
Business Administrator

Administrative Comments – City Administrator

Steve Brooks,
City Administrator



ADMINISTRATIVE ORDER NO. 2022-02

AMENDED ADMINISTRATIVE ORDER ADDRESSING CULINARY WATER RESTRICTIONS DUE TO DROUGHT.

Previously this year the Riverdale City Mayor issued an emergency drought declaration (Administrative Order 2022-02). Since that time both the weather and citizen compliance have resulted in a change of circumstances that warrants a modification to the previous order and city directives.

On April 21, 2022, Utah Governor Spencer Cox, pursuant to the authority granted under Utah Code section 53-2a-204, declared a state of emergency due to extreme drought conditions throughout the State of Utah.

Drought conditions have persisted on the Weber River drainage for a number of consecutive years. At this time, the reservoirs, which supply a significant amount of water used in Riverdale City during summer months, have dropped to dangerously low levels of capacity.

Based on the limited amount of reservoir storage available in the drainage system, secondary water providers serving Riverdale and other parts of Northern Utah have decided to modify and/or limit the amounts of irrigation water available this year.

In order to preserve the supply of water for the future needs of the public, it is in Riverdale City's best interest to adopt temporary water use restrictions beginning immediately and continuing through November 1, 2022.

Pursuant to Riverdale Municipal Code section 8-1-12, Braden Mitchell, Mayor of Riverdale City, makes the following administrative order:

1. Except as provided in paragraph 4:
 - a. water from the city's culinary water system may not be used to irrigate lawns or drought tolerant plants after October 31, 2022; and
 - b. outdoor watering is limited to no more than TWO days per week for 20 minutes per station for pop-up sprinklers and 40 minutes per station for rotor sprinklers; and
 - c. no outdoor watering is allowed between 10 am and 6 pm.
2. Use of culinary water for spot watering of trees, shrubs and gardens with a controlled and restricted garden hose is allowed until October 31, 2022, provided that the use is monitored to ensure that there is no runoff to streets, gutters, or other hard surface areas.
3. When possible, the installation of new landscapes should be delayed until the spring of 2023.
4. The use of culinary water by institutional customers for outdoor watering of landscapes serving the general public may continue through the normal period of irrigation with reasonable amounts of water based on the vegetative needs of the material being irrigated. These customers include city parks, golf courses, retail establishments selling vegetation and schools (when in session).

5. The use of culinary water for routine hard surface washing of concrete or asphalt - such as patios, driveways, and sidewalks - is prohibited.
6. Because of the somewhat wet fall that the City has experienced in 2022 and given the fact that residents have performed well in water conservation this summer, the City finds itself in a position that the currently imposed drought rate are terminated effective as soon as allowable by law. All other terms and conditions of Executive order 2022-02 remain in effect.
7. Violations of this Order may result in civil penalties, termination of water service or Class B misdemeanor criminal penalties as provided in 1-4-1 of the Riverdale City municipal code.
8. This Order shall take effect immediately as outlined in Riverdale City Code 8-1-12 and will remain in effect through November 1, 2022, unless amended.

DATED this ____ day of _____ 2022.

Braden Mitchell, Mayor

ATTEST:

Michelle Marigoni, Recorder



ORDINANCE NO. 950

AN ORDINANCE AMENDING THE RIVERDALE MUNICIPAL ORDINANCE CODE, TITLE 8, CHAPTER 1, TO ADD NEW OR MODIFY EXISTING SECTIONS THAT WILL BETTER IMPLEMENT, CLARIFY AND DEFINE THESE SECTIONS CONCERNING WATER PENALTIES DURING DROUGHT OR WATER RESTRICTED PERIODS ON ALL AREAS WITHIN RIVERDALE CITY AND TO PROVIDE FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Riverdale City (hereafter "City") is a municipal corporation, duly organized and existing under the laws of the State of Utah; and;

WHEREAS, Utah Code Annotated §10-9-102 empowers municipalities of the state to enact all ordinances and rules that they consider necessary for the use and development of land located within the municipality; and

WHEREAS, Utah is located in a high desert area and has been experiencing long periods of drought and low water supplies; and

WHEREAS, Riverdale City obtains a large portion of its water from a local provider whose supply is running low and, in an effort to maintain future water supplies, has implemented certain restrictions to all the parties they supply water to, including Riverdale City; and

WHEREAS, in an effort to contribute to the efforts of water conservation and preserve water reserves, Riverdale City recognizes the importance of water conservation and implements the following code sections to help enforce the restrictions recommended by the provider; and

WHEREAS, the City finds it is in the best interest of the community and its citizens to address these issues concerning water usage during times of drought or water restrictions in order to better serve the residents and community; and

WHEREAS, it appearing that the proposed code additions are in accord with the City's goals, desires and needs and will promote health, safety and the general welfare of the community at large, the Riverdale City Council finds it to be in the best interests of the City;

NOW, THEREFORE, BE IT HEREBY ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF RIVERDALE:

Section 1. Repealer. Any provision of the Riverdale Municipal Ordinance Code found to be in conflict with this ordinance is hereby repealed.

Section 2. The Riverdale Municipal Ordinance, TITLE 8, WATER AND SEWER, CHAPTER 1, WATER USE AND SERVICE, is hereby adopted as outlined in Attachment 1, attached hereto and incorporated hereby.

Section 3. All other titles, chapters and sections not otherwise amended hereby shall remain unchanged, in full force and effect.

Section 4. Severability. If any provision of this ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

Section 5. Effective date. This ordinance shall take effect immediately upon its adoption and posting.

PASSED, ADOPTED AND ORDERED POSTED this ____ day of May 2022.

Braden Mitchell, Mayor

Attest:

Michelle Marigoni, City Recorder

Attachment 1

8-1-12: RESTRICTION OF WATER USE:

A. Generally: Whenever the mayor, after investigating the various needs for water in the city and the supply of water available to meet such needs, determines that it is in the best interests of the city to place restrictions on the use of water distributed in the city, he shall have the authority, by administrative order, to place reasonable restrictions, as to time, manner and place, on the use of water for any purpose whatsoever within the limits of the city. All such orders shall take effect when filed with the city recorder and published once in a newspaper of general circulation in the city.

B. Emergency: Whenever any immediate threat arises to the quantity or quality of the city water supply, or any part thereof, that creates an emergency necessitating immediate remedial action, the mayor shall have the authority to promulgate such temporary rules as are reasonably necessary in effect when published once in a newspaper of general circulation in the city or, if such publication is not immediately available, when such rules are announced through other means of communication calculated to give the public reasonable notice. (Ord. 867, 5-28-2015)

C. Enforcement of Mandatory Water Restrictions. In years during which the Mayor has, by resolution, declared mandatory water use restrictions, the following enforcement actions may be taken:

(1) A person who is found to be wasting water and or violating the water restrictions for the first time during a calendar year shall be issued a written warning, which warning shall provide notice of potential penalties and the eventual loss of water use on the property.

(2) A person or property who has previously had a warning issued against their property during a calendar year, and who is found to be wasting water and or violating the water restrictions a second time, will be issued a letter and Conservation Violation Fee \$100.00.

(3) A person or property who has previously had a Conservation Violation Fee issued against their property during a calendar year, and who is found to be wasting water and or violating the water restrictions, will be issued a letter and Conservation violation Fee of \$250.00.

(4) A person or property for which two Conservation Violation Fees have been issued during a calendar year, and on which a person is found to be wasting water and or violating the water restrictions, will be issued a letter and Conservation Violation Fee of \$500.00.

(5) A person or property for which three Conservation Violations Fees have been issued during a calendar year and on which a person is found to be wasting water and or violating the water restrictions, will be required to disconnect their sprinkling system connection from the culinary water service.

(6) All fees will be assessed and collected with the monthly utility bill.

D. Any appeal to the assessed fees shall be made to the City Administrator within thirty days of receiving the utility bill. A hearing shall be held at which the customer and the city may present any evidence they have on the accuracy of the fee. A decision shall be made solely on the evidence presented at the hearing and both sides shall be notified in writing of the decision within ten (10) days.

(Ord. 867, 5-28-2015, Ord. 950, 05-2022)

AND

8-1-16: PENALTY:

Any person or corporation who violates any provisions of this chapter shall be guilty of a class B misdemeanor and upon conviction such person shall be punished as provided in section [1-4-1](#) of this code. See also 8-1-12 for additional penalties during drought/water restriction periods. (1985 Code § 18-1-13; amd. 2001 Code; Ord. 867, 5-28-2015 , Ord. 950, 05-2022)



RESOLUTION NO. 2022-14

A RESOLUTION OF THE RIVERDALE CITY COUNCIL AMENDING THE CONSOLIDATED FEE SCHEDULE IN THE RIVERDALE MUNICIPAL ORDINANCE CODE TITLE 1, CHAPTER 12.

WHEREAS, the Governing Body of the City of Riverdale has previously adopted, by ordinance, a consolidated fee schedule; and

WHEREAS, the Governing Body further provided that amendments to said fee schedule may be accomplished by resolution of the Governing Body; and

WHEREAS, it is necessary, from time to time, to update said fee schedule in order to meet cost increases to the City or to better serve the community; and

WHEREAS, to do so will promote the health, welfare, safety and general well-being of the citizens and visitors of Riverdale City and is in the best interest of the City;

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

That Title 1, Chapter 12, of the current Riverdale Municipal Ordinance Code, Consolidated Fee Schedule, shall be amended as outlined in Attachments A, attached hereto and incorporated herein.

All other provisions of the fee schedule shall remain in full force and effect unless specifically amended hereby.

This resolution shall take be effective _____ or as allowed by law.

PASSED AND ADOPTED this _____ day of May, 2022.

Mayor Braden Mitchel
Riverdale City

Attest:

Michelle Marigoni
City Recorder

Attachment A

E.	Water usage fees shall be as follows:	
1.	Residential:	
	Base rate ³ / ₄ " meter (no water included in base rate)	
	<u>Water Usage Rates (Gallons)</u>	<u>Cost Per 1,000 Gallons</u>
	0 to 15,000	\$0.25
	15,001 to 30,000	1.00
	Over 30,000	1.50
2.	Large meter residential meter size base rate (no water included in base rate) plus:	
	<u>Meter Size Base Rate Table</u>	
	1 inch or less	\$ 18.69
	1 ¹ / ₂ inches	26.38
	2 inches	39.63
	3 inches	79.63
	4 inches	118.88
	6 inches	239.56
	8 inches	399.31
	<u>Water Usage Rates (Gallons)</u>	<u>Cost Per 1,000 Gallons</u>
	0 to 15,000	\$0.25
	15,001 to 30,000	1.00
	Over 30,000	1.50
3.	Commercial meter size base rate (no water included in base rate) plus:	
	<u>Meter Size Base Rate Table</u>	
	1 inch or less	\$ 18.69

	1½ inches	26.38	
	2 inches	39.63	
	3 inches	79.63	
	4 inches	118.88	
	6 inches	239.56	
	8 inches	399.31	
	<u>Water Usage Rates (Gallons)</u>	<u>Cost Per 1,000 Gallons</u>	
	0 to 15,000	\$0.25	
	15,001 to 30,000	1.50	
	Over 30,000	2.00	
4.	Mobile home parks meter size base rate (no water included in base rate) plus:		
	<u>Meter Size Base Rate Table</u>		
	1 inch or less	\$ 15.19	
	1½ inches	21.44	
	2 inches	32.25	
	3 inches	64.50	
	4 inches	96.69	
	6 inches	194.75	
	8 inches	324.63	
	<u>Water Usage Rates (Gallons)</u>	<u>Cost Per 1,000 Gallons</u>	
	0 to 15,000	\$0.25	
	15,001 to 30,000	1.00	
	Over 30,000	1.25	
5.	Delinquent utility letter/ late fee		
6.	Water reconnect fee:		
	Restore water after first disconnect		

		Restore water for a second or subsequent time because of a delinquent bill of the same occupant within 1 year from the date of the most recent termination																			
		Surcharge for reconnections made during nonbusiness hours																			
	7.	A billing adjustment of up to 50% of the leak amount for underground water service lines is available to all residents and businesses with verification that the water service line has been repaired within 2 weeks of notification of the leak.																			
		A service line is the main service line from the water meter to the home or business, which includes the connection for the sprinkler system from the stop and waste valve to the main service line.																			
	8.	A utility service fee waiver (water, sewer, garbage, recycle and storm) is available to all residents on active military deployment who submit a fee waiver form available at the Riverdale Civic Center or online at www.riverdalecity.com and provide a copy of their orders.																			
	9.	Water rate during Drought declaration																			
		<table border="0"> <tr> <td>Advisory Code:</td> <td>Blue</td> <td>Gray</td> <td>Yellow</td> <td>Orange</td> <td>Red</td> </tr> <tr> <td>Water Shortage Description:</td> <td>Normal</td> <td>Advisory</td> <td>Moderate</td> <td>Severe</td> <td>Extreme</td> </tr> <tr> <td>Percentage Increase:</td> <td>0%</td> <td>0%</td> <td>25%</td> <td>50%</td> <td>80%</td> </tr> </table>	Advisory Code:	Blue	Gray	Yellow	Orange	Red	Water Shortage Description:	Normal	Advisory	Moderate	Severe	Extreme	Percentage Increase:	0%	0%	25%	50%	80%	
Advisory Code:	Blue	Gray	Yellow	Orange	Red																
Water Shortage Description:	Normal	Advisory	Moderate	Severe	Extreme																
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(Res. 2015-19, 6-16-2015; amd. Res. 2016-16, 6-30-2016; Res. 2017-10, 6-20-2017, eff. 7-1-2017; Res. 2018-19, 7-17-2018; Res. 2019-19, 7-16-2019; Res. 2021-18, 6-15-2021, Res. 2022-14)



ADMINISTRATIVE ORDER NO. 2022-01

ADMINISTRATIVE ORDER ADDRESSING CULINARY WATER RESTRICTIONS DUE TO DROUGHT.

On April 21, 2022, Utah Governor Spencer Cox, pursuant to the authority granted under Utah Code section 53-2a-204, declared a state of emergency due to extreme drought conditions throughout the State of Utah.

Drought conditions have persisted on the Weber River drainage for a number of consecutive years. At this time, the reservoirs, which supply a significant amount of water used in Riverdale City during summer months, have dropped to dangerously low levels of capacity.

Based on the limited amount of reservoir storage available in the drainage system, secondary water providers serving Riverdale and other parts of Northern Utah have decided to modify and/or limit the amounts of irrigation water available this year.

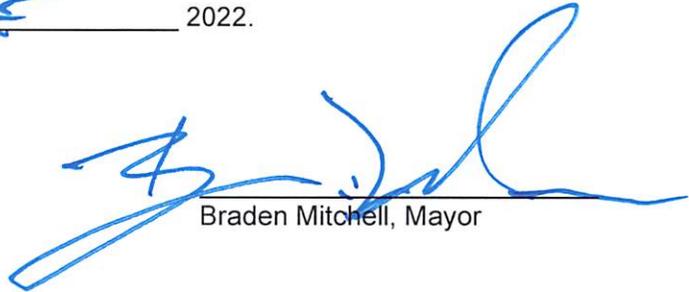
In order to preserve the supply of water for the future needs of the public, it is in Riverdale City's best interest to adopt temporary water use restrictions beginning immediately and continuing through November 1, 2022.

Pursuant to Riverdale Municipal Code section 8-1-12, Braden Mitchell, Mayor of Riverdale City, makes the following administrative order:

1. Except as provided in paragraph 4:
 - a. water from the city's culinary water system may not be used to irrigate lawns or drought tolerant plants after October 31, 2022;
 - b. outdoor watering is limited to no more than TWO days per week for 20 minutes per station for pop-up sprinklers and 40 minutes per station for rotor sprinklers; and
 - c. no outdoor watering is allowed between 10 am and 6 pm.
2. Use of culinary water for spot watering of trees, shrubs and gardens with a controlled and restricted garden hose is allowed until October 31, 2022, provided that the use is monitored to ensure that there is no runoff to streets, gutters or other hard surface areas.
3. When possible, the installation of new landscapes should be delayed until the spring of 2023.
4. The use of culinary water by institutional customers for outdoor watering of landscapes serving the general public may continue through the normal period of irrigation with reasonable amounts of water based on the vegetative needs of the material being irrigated. These customers include city parks, golf courses, retail establishments selling vegetation and schools (when in session).
5. The use of culinary water for routine hard surface washing of concrete or asphalt - such as patios, driveways and sidewalks - is prohibited.

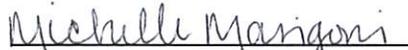
6. Violations of this Order may result in civil penalties, termination of water service or Class B misdemeanor criminal penalties as provided in 1-4-1 of the Riverdale City municipal code.
7. This Order shall take effect immediately as outlined in Riverdale City Code 8-1-12 and will remain in effect through November 1, 2022, unless amended.

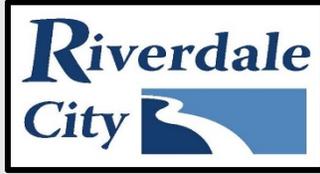
DATED this 19th day of JUNE 2022.



Braden Mitchell, Mayor

ATTEST:


Michelle Marigoni, Recorder



City Council Executive Summary

For the Council meeting on:
October 18, 2022

Petitioner:
Shawn Douglas, Public Works Director

Summary of Proposed Action

Consideration of changes to Municipal Code Title 8 Chapter 6.

Summary of Supporting Facts & Options

The staff has been working with Weber Basin Water Conservancy District to find additional ways for developers to acquire water rights. Weber Basin has agreed to the purchase of water for Riverdale City from Weber Basin, by a developer with a developer's agreement. This option would be available based on Weber Basin having water available for purchase. This option will make it easier for developers to have water for new developments. I would recommend approval

Legal Comments – City Attorney

Steve Brooks, Attorney

Fiscal Comments – Business Administrator/Budget Officer

Cody Cardon,
Business Administrator

Administrative Comments – City Administrator

Steve Brooks,
City Administrator



ORDINANCE NO. 957

AN ORDINANCE AMENDING THE RIVERDALE MUNICIPAL ORDINANCE CODE, TITLE 8, CHAPTER 6, TO AMEND SAID SECTIONS TO BETTER CLARIFY, DEFINE AND IMPLEMENT SECTIONS CONCERNING OPTIONS TO THE CONVEYANCE OF WATER RIGHTS TO THE CITY ON NEW DEVELOPMENT IN RIVERDALE CITY AND TO PROVIDE FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Riverdale City (hereafter "City") is a municipal corporation, duly organized and existing under the laws of the State of Utah; and

WHEREAS, Utah Code Annotated §10-9-102 empowers municipalities of the state to enact all ordinances and rules that they consider necessary for the use and development of land located within the municipality; and

WHEREAS, the City finds it is in the best interest of the community and its citizens to address issues concerning water and the availability of water resources in order to better serve the residents and community; and

WHEREAS, water is a vital resource to any city and obtaining water is becoming more difficult and expensive; and

WHEREAS, in an effort to address the shortage and cost of water and to be able to continue to provide water at reasonable rates, the City finds that it is important to obtain rights to water whenever it is available or to pass on substantial costs to developers on new developments and proposes that new development be required to submit water shares to the City or pay for the access to additional water, in order for the City to maintain an adequate amount and legal right to water shares; and

WHEREAS, this code amendment is in accord with the City's goals, desires and needs and will promote health, safety, and the general welfare of the community at large and the City Council of the City of Riverdale finds it to be in the best interests of the City;

NOW, THEREFORE, BE IT HEREBY ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF RIVERDALE:

Section 1. Repeal. Any provision of the Riverdale Municipal Ordinance Code found to be in conflict with this ordinance is hereby repealed.

Section 2. The Riverdale Municipal Ordinance, TITLE 8, WATER AND SEWER, CHAPTER 6, CONVEYANCE OF WATER RIGHTS, is hereby amended as outlined in Attachment 1, attached hereto, and incorporated hereby.

Section 3. All other titles, chapters and sections not otherwise amended hereby shall remain unchanged, in full force and effect.

Section 4. Severability. If any provision of this ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

Section 5. Effective date. This ordinance shall take effect immediately upon its adoption and posting.

PASSED, ADOPTED AND ORDERED POSTED this _____ day of October 2022.

Braden Mitchell, Mayor

Attest:

Michelle Marigoni, City Recorder

SECTION:

8-6-1: Purpose And Definition

8-6-2: General Provisions

8-6-3: Required

8-6-4: Exceptions

8-6-5: Form Of Transfer Of Water Right

8-6-1: PURPOSE AND DEFINITION:

The purpose of this chapter is to obtain water rights to support development within the City's growth area, inside and outside of the water provision service area. This purpose shall be achieved through the transfer of water rights to the City as a condition of connection to the City's Municipal water system. The purpose for requiring a transfer of water rights is to enhance the public health, safety, and welfare through a provision designed to enable the City to meet the growth of future culinary water needs within the City. The City uses equivalent residential connections (ERC) for calculation of water demand requirements. (Ord. 904, 9-18-2018; amd Ord. 927 Oct. 2020)

8-6-2: GENERAL PROVISIONS:

Any and all shares or rights to be delivered to the City, as required by this chapter, shall be recognized by the State Water Engineer and acceptable to the City. The City may, at its discretion, accept cash in an amount set by the City Council; the cash amount shall be established upon the then current share price of Davis and Weber Canal water in lieu of conveying tangible water shares or rights. Water shares or rights shall be submitted to the City Administrator or his/her designee. All water shares or rights transferred to and accepted by the City shall be held in the sole ownership of the City upon transfer of the same. The City Administrator or his/her designee shall have the right to vote its water shares in accordance with the applicable rules and regulations governing the same and shall coordinate contacts and actions of the City with the respective canal or irrigation companies in which the shares are owned. (Ord. 904, 9-18-2018)

8-6-3: REQUIRED:

In the City, each acre of irrigable property requires roughly four (4) acre feet of water annually during normal water years as published by Utah State Engineers Office in the Consumptive Use of Irrigated Crops in Utah, Research Report 145, Utah State University, 1994. As such, water required to be conveyed to the City as part of a request for approval of an annexation, subdivision, large scale development, or site plan, is established by the State Engineers Office as sufficient to meet the water use requirements of the proposed use. The City has performed an engineered study to determine ERC consumption in acre feet. The City has determined that each ERC is equivalent to .91 acre feet. The City shall require all development to utilize this ERC in their calculation of water needs when developing.

A. Applicable To All Development: The City Council does hereby establish the preferred type of water acceptable to the City shall be shares or stock within an irrigation or water company or an approved water right in good standing by the State of Utah Engineers Office and capable of delivering water through the City's water distribution system via Weber Basin Water Conservancy District treatment.

B. Residential Subdivisions: A developer shall convey to the City water rights that have been customarily used on the property to be developed that are usable by and acceptable to the City to provide 0.91 acre feet per ERC or part thereof within a residential subdivision. In the event there are no owner water shares or rights on property to be developed, the developer shall obtain and convey water shares or rights acceptable and usable by the City as determined by the City Public Works Director. Water rights may be purchased from Weber Basin Water Conservancy District through a development agreement and contract with Riverdale City, provided the district has shares available for purchase. If no water shares are available or acceptable to the City, the City has excess water, and the applicant can meet the water requirement via cash in lieu of shares as reasonably designated by the City Council. Funds will be held by the City in the Water Fund and restricted for future surface water right(s) acquisition at the City's discretion if available or discovered.

C. Nonresidential Subdivisions: A developer shall convey to the City water shares or rights that have been customarily used on the property to be developed that are usable by and acceptable to the City to provide 0.91 acre feet per ERC for each irrigable acre or part thereof within a nonresidential subdivision. In the event there are no owner water rights on property to be developed, the developer shall obtain and convey water rights acceptable and usable by Riverdale City as determined by the Public Works Director. Water rights may be purchased from Weber Basin Water Conservancy District through a development agreement and contract with Riverdale City, provided the district has shares available for purchase. The developer is not required to convey water rights for acreage of asphalt or other non-permeable surfaces. If no water shares are available or acceptable to the City, the City has excess water, and the applicant can meet the water requirement via cash in lieu of shares as reasonably designated by the City Council. Funds will be held by the City in the Water Fund and restricted for future surface water right(s) acquisition at the City's discretion if available or discovered. (Ord. 904, 9-18-2018; amd. Ord. 927, 11-4-2020, Amd. Ord. 957, 10-2022)

8-6-4: EXCEPTIONS:

A. Exceptions For Redevelopment Of Property: Notwithstanding subsections 8-6-3B and C of this chapter, if the proposed subdivision is on one or more currently landscaped lots, the Public Works Director will waive conveyance of water rights if the developer establishes by clear and convincing evidence that:

1. Water rights acceptable and usable by the City were previously conveyed as a condition of a prior subdivision approval which included that property.

B. Governmental Or Quasi-Governmental Entities: Conveyance of water will not be required of governmental or quasi-governmental entities proposing development that will improve the public benefit, welfare, health, or safety.

C. Conveyances To Cease Upon Excess Supply: Every five (5) years, if necessary, the City Public Works Director shall determine whether the City's existing available water interests exceed the water interests needed to meet the amount of water needed in the next forty (40) years by the persons within the City's projected service area based on projected population growth and other water use demand ("reasonable future water requirements"). Should the Director conclude that available water interests exceed the reasonable future water requirements of the public, the Public Works Director shall notify the City Council and the City Council shall act to cease conveyance of water shares according to this section until existing available water interests no longer exceed the reasonable future water requirement. (Ord. 904, 9-18-2018)

8-6-5: FORM OF TRANSFER OF WATER RIGHT:

The transfer of water rights pursuant to this chapter shall be in such forms as may be approved by the City Administrator or his/her designee. The applicant may also be required to execute applications for conveyance. Those forms or documents may include, but are not limited to, change in point of diversion, change in place of use, change in purpose of use, and any other

documents or forms. The City will diligently pursue approval of the water right transfer. In order for a water right transfer to be completed, the water right transfer must be changed to a Municipal water right. The applicant must convey the water right to the City by statutory warranty deed or other appropriate conveyance instrument, as determined by the City Administrator or his/her designee, upon completion of the water right transfer; provided, however, that the actual conveyance may be delayed to coincide with the City's approval of the petition for annexation or application for development, or as otherwise set forth in an agreement between the applicant and the City. (Ord. 904, 9-18-2018)