



**CITY COUNCIL MEETING AGENDA
FEBRUARY 28, 2023 AT 6:00 PM
505 EAST 2600 NORTH
NORTH OGDEN, UT 84414**

PUBLIC CAN ATTEND:

In person OR:

Click the link below to join the webinar: <https://us02web.zoom.us/j/88373973957> Webinar ID: 883 7397 3957

Or Telephone Dial: 1 346 248 7799 or 1 669 900 9128 or 1 253 215 8782

YouTube: <https://www.youtube.com/channel/UCriqbePBxTucXEzRr6fclhQ/videos>

Welcome: Mayor Berube

Invocation & Pledge of Allegiance: Council Member Covering

CONSENT AGENDA

1. Call for conflict of interest disclosure
2. Discussion and/or action to consider January 10, 2023, City Council meeting minutes
3. Discussion and/or action to consider January 24, 2023, City Council meeting minutes

ACTIVE AGENDA

4. Public Comments*
5. Presentation - Introduction to Rain Harvest
Presenters: Zachary Frankel, Executive Director of Utah Rivers Council, and Anya Korfine, Community Water Coordinator
 - a. Discussion and/or action to consider Rain Harvest
6. Discussion and/or action to consider a budget for the Cherry Days Board
Presenter: Spencer Stephens, Cherry Days Committee Member
7. Discussion and/or action to on consider a property purchase by North Ogden City for a parcel of land located at approximately 1500 North 200 West, from Weber-Box Elder Conservation District with Storm Water Funds
Presenter: Scott Hess, Community Development Director
8. Discussion and/or action to consider a Resolution to amend the Consolidated Fee Schedule
Presenter: Jon Call, City Manager/Attorney
9. Discussion and/or action to consider an Interlocal Agreement with Weber County for subdivision reviews and additional survey services
Presenter: Jon Call, City Manager/Attorney
10. Discussion on questions about trash and snow removal
Presenter: Jon Call, City Manager/Attorney

****Please see notes regarding Public Comments rules and procedure***

The Council at its discretion may rearrange the order of any item(s) on the agenda. Final action may be taken on any item on the agenda. In compliance with the American with Disabilities Act, needing special accommodation (including auxiliary communicative aids and service) during the meeting should notify the City Recorder at 801-782-7211 at least 48 hours prior to the meeting. In accordance with State Statute, City Ordinance, and Council Policy, one or more Council Members may be connected via speakerphone or may by two-thirds vote, go into a closed meeting.

CERTIFICATE OF POSTING

The undersigned, duly appointed City Recorder, does hereby certify that the above notice and agenda was posted within the North Ogden City limits on this 23rd day of February, 2023 at North Ogden City Hall, on the City Hall Notice Board, on the Utah State Public Notice Website, and at <http://www.northogdencity.com>. The 2023 meeting schedule was also provided to the Standard Examiner on December 16, 2022. Susan L. Nance, MMC, City Recorder

11. Council Department Reports:
 - a. Council Member Barker – Parks and Recreation
 - b. Council Member Cevering – Police
 - c. Council Member Dalpiaz – Building and Planning
 - d. Council Member Ekstrom - Public Works
 - e. Council Member Swanson – Finance
 12. Public Comments*
 13. Mayor/Council/Staff Comments
 14. Adjournment
-

Public Comments/Questions

- a. Time is made available for anyone in the audience to address the Council and/or Mayor concerning matters pertaining to City business.
- b. When a member of the audience addresses the Mayor and/or Council, he or she will come to the podium and state his or her name and address.
- c. Citizens will be asked to limit their remarks/questions to five (5) minutes each.
- d. The Mayor shall have discretion as to who will respond to a comment/question.
- e. In all cases the criteria for response will be that comments/questions must be pertinent to City business, that there are no argumentative questions and no personal attacks.
- f. Some comments/questions may have to wait for a response until the next Regular Council Meeting.
- g. The Mayor will inform a citizen when he or she has used the allotted time.

**NORTH OGDEN CITY COUNCIL
MEETING MINUTES**

January 10, 2023

The North Ogden City Council convened in a Council meeting at 6:00 p.m. on January 10, 2023, at the North Ogden City Office at 505 East 2600 North. The meeting was also on Zoom.

Recording can be found on YouTube:

<https://www.youtube.com/channel/UCriqbePBxTucXEzRr6fclhQ/videos>. Notice of time, place, and agenda of the meeting was posted on the bulletin board at the municipal office and posted to the Utah State Website on January 9, 2023. Notice of the annual meeting schedule was published in the Standard-Examiner on December 16, 2022.

PRESENT:	S. Neal Berube	Mayor	
	Ryan Barker	Council Member	
	Blake Cevering	Council Member	(excused)
	Jay D Dalpias	Council Member	
	Charlotte Ekstrom	Council Member	
	Phillip Swanson	Council Member	
STAFF PRESENT:	Jon Call	City Manager/Attorney	
	Susan Nance	City Recorder	
	Scott Hess	Planning Director	
VISITORS:	Stefanie Casey	Susan Clements	Mike Slater
	Terry Cevering	Kevin Burns	Sandy Cochran
	Jeremiah Jones	Sarah Lansing	Chris Pulver
	Dave Wade	Cheryl Stoker	Ben Olas
	Brenda Ashdown	Michael Scadden	Reed Miller
	Sam Dove		

Mayor Berube called the meeting to order. Council Member Ekstrom offered the invocation and led the audience in the Pledge of Allegiance.

PRESENTATION

1. PRESENTATION ON POINT PULSE APP

Council Member Barker acknowledged North View Fire District Chief Wade, Deputy Chief Jones, and Ogden City Fire Department (OFD) Deputy Chief Slater; he noted that Deputy Chief Slater has been instrumental in introducing the Point Pulse app to the community and he invited him to lead the discussion. Deputy Chief Slater referenced a recent cardiac event during a

National Football League (NFL) game; this event has brought a great deal of attention to the need for quick response to such an event in order to perform life saving measures. He reported on a training event a team from the OFD participated in last year; their goal was to improve cardiac resuscitation rates in Weber and Morgan Counties. A County-wide coalition has been created to allow for those providing cardiac care to receive the same training. Cardiac arrest is the number one killer of people across the United States, killing more than 1,000 people each day. For every minute after a cardiac arrest that CPR is not being performed, the chance of survivability decreases by 10 percent. He relayed several other statistics and metrics that are constantly being reevaluated by first responders, after which he introduced the Pulse Point app; it is an application that can be installed on any smartphone and due to contributions made by health providers and Weber State University (WSU), the app is free for two years in Weber and Morgan counties. He provided an overview of the manner in which the app works; when someone calls 911 to report a cardiac arrest, the dispatch center will contact anyone who is a Pulse Point user within a quarter mile of the event. These users can be instrumental in increasing survivability rates if they are able to respond. He played a video to serve as an illustration of how the app works to save lives. He then performed a test of the app so that those present could hear the notification a user receives and the information they are provided about the location of the cardiac arrest event and the location of the nearest automated external defibrillator (AED). He stated the next step is letting the public know about the app so that anyone who is certified to provide CPR can download it.

Council Member Swanson asked if good Samaritan laws protect those who respond to a Pulse Point notification. Deputy Chief Slater answered yes.

Mayor Berube asked what North Ogden can do to help. Deputy Chief Slater stated that the coalition has communication materials that can be published on the City's website, social media outlets, and monthly newsletter. He stated that any help the City can offer in spreading the word about the app would be greatly appreciated.

Brief discussion among the Mayor, Council, and Deputy Chief Slater centered on CPR training opportunities available to the community. Council Member Barker stated he would be willing to provide a training class for City staff. He thanked Deputy Chief Slater for the information provided and for the service he provides to the community.

CONSENT AGENDA

2. CALL FOR CONFLICT OF INTEREST DISCLOSURE

Mayor Berube asked if any member of the Council had a conflict of interest to declare. No declarations were made.

3. DISCUSSION AND/OR ACTION ON FINAL ACCEPTANCE OF COLDWATER MEADOWS PHASE 3 SUBDIVISION

Public Works Inspector Hill reported that based upon recommendation from the City Engineer, final inspections have been completed for Coldwater Meadows Phase 3 and it has been found to be in compliance with City Code and development standards. A request to release all remaining funds has been provided to the escrow agent assigned to this subdivision. Upon City Council approval, North Ogden City will assume responsibility for the infrastructure and roadway in the subdivision.

Council Member Swanson motioned to approve final acceptance of Coldwater Meadows Phase 3 Subdivision. Council Member Ekstrom seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

4. DISCUSSION AND/OR ACTION ON FINAL ACCEPTANCE OF WOODFIELD FARMS PHASE 3 SUBDIVISION

Public Works Inspector Hill reported that based upon recommendation from the City Engineer, final inspections have been completed for Woodfield Farms Phase 3 and it has been found to be in compliance with City Code and development standards. A request to release all remaining funds has been provided to the escrow agent assigned to this subdivision. Upon City Council approval, North Ogden City will assume responsibility for the infrastructure and roadway in the subdivision.

Council Member Barker motioned to approve final acceptance of Woodfield Farms Phase 3 Subdivision. Council Member Dalpiaz seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

ACTIVE AGENDA

5. PUBLIC COMMENTS

Sarah Lansing, North Ogden resident, stated she is a member of the North Ogden Parks and Trails Committee, a resident-led community group. She is present tonight to communicate the Committee's full support for the City's 2023 RAMP Grant applications that will be discussed tonight. She thanked the City for prioritizing parks and trails and improving the City, regardless of the outcome of the RAMP applications.

Cheryl Stoker, North Ogden resident, stated she lives on a dangerous corner on Mountain Road; she read a poem communicating her displeasure with the speeding and other dangerous behavior that occurs in front of her home and the homes of her neighbors. She asked that the Mayor and Council come together to examine this dangerous area of the City and work towards solutions that will improve the safety of the residents that live there.

Kevin Burns, North Ogden resident, referenced the City's RAMP grant applications; he asked if there is a way to get on a cycle of developing RAMP applications for which there is already City support and available matching funds in the approved budget. Instead, the alternative is occurring; the City is applying for RAMP grants and then coming to the Council during its budget season to ask for matching funds for any grant applications that are approved. The matching funds should be identified before any application is submitted. He stated a cycle would be helpful in addressing this issue.

Mayor Berube stated that he feels the Council has moved in the direction of working within a cycle; they have saved money in the City's capital projects funds that can be used to match grant awards. He stated he also likes to know where matching funds are coming from before any commitments are made in the form of a RAMP grant application.

6. DISCUSSION AND/OR ACTION TO CONSIDER AN ORDINANCE TO ADJUST THE COMMON BOUNDARY WITH PLEASANT VIEW CITY AT THE CITY LIMITS AT APPROXIMATELY 3475 NORTH 98 EAST RELATED TO ROCK POINT ESTATE SUBDIVISION

Planning Director Hess reported the boundary adjustment process is identified in State Law; the Council took action in November 2022 to adopt a resolution communicating the City's intent to adjust its boundary with Pleasant View City. Staff believes that the boundary adjustment will serve both cities as well as the residents who will eventually reside on the lots that will be created subsequent to the boundary adjustment. After holding the public hearing, staff recommends adoption of the proposed ordinance that can be used to formalize the boundary adjustment with Pleasant View.

Council Member Ekstrom asked if one subdivision will be split into the two cities if this boundary adjustment is approved. Mr. Hess answered yes and noted this is fairly common; he cited other subdivision in the community that are bisected by municipal boundary lines. However, this boundary adjustment will ensure that individual lots within a subdivision are not bisected by a municipal boundary line.

a. Public Hearing

Mayor Berube opened the public hearing at 6:34 p.m.

There were no persons appearing to be heard.

Council Member Swanson motioned to close the public hearing. Council Member Ekstrom seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

The public hearing was closed at 6:34 p.m.

b. Discussion and/or action to consider an ordinance to adjust the common boundary with Pleasant View City at the City limits at approximately 3475 North 98 East related to Rock Point Estate subdivision.

Council Member Ekstrom motioned to Ordinance 2023-01 to adjust the common boundary with Pleasant View City at the City limits at approximately 3475 North 98 East related to Rock Point Estate Subdivision. Council Member Swanson seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

7. DISCUSSION AND/OR ACTION ON RAMP GRANT APPLICATIONS

City Manager/Attorney Call explained each year the City applied for Recreation, Arts, Museum, Parks (RAMP) grant funding for various projects. RAMP grant funding is a result of sales tax dollars collected in Weber County this purpose. North Ogden City has received several awards in the past and this year the organizations in Weber County have a better opportunity to receive funding with the increase in available funding for this year. The current proposal has been created using the feedback provided by the Council during a previous work session meeting; applications must be submitted by January 14. The Council will need to commit to fund these projects if approved by the RAMP board so that available funding is put to best use. He summarized the proposed grant applications and provided renderings of the projects as follows:

Pond Park - Major Grant

- Total Park cost - \$1.9 million
- North Ogden City share - \$988,000
- RAMP request of \$500,000 equates to 25 percent of total project cost

Water Works Park – Minor Grant

- Total project cost is \$373,000.
- RAMP grant request of \$199,000 or 50 percent

Pickleball and Playground - Minor Grant

- Pickleball \$437,900
- Playground and concrete slides \$175,000
 - Total project cost is \$617,000
 - RAMP grant request of \$199,000, or 33 percent

Canal Trail Connection – Minor Grant

- Total project cost is \$205,000
- RAMP grant application is \$120,000

Mayor Berube then facilitated discussion among the Council, asking them to rank the projects that have been presented by Mr. Call.

Council Member Dalpiaz stated that he hears from residents regularly about their desire for pickleball courts in the community; this would be his top priority for RAMP grant funding. Additionally, the City is already committed to the community pond project and that would be his second priority, third being the water works park, and fourth the canal trail connection.

Mayor Berube noted that the City has set aside \$1 million in funding for the pond project; if the City receives the grant funds applied for, that will free up some of that funding for other projects that may not be funded with RAMP grant funds. Mr. Call agreed; if all RAMP grant applications are approved, the City can spend committed funding on other projects.

Council Member Barker stated his prioritization is as follows: pickle ball project, water works park, pond, canal trail connection. The reason that he ranked the water works project higher than the pond is that there is a completion commitment date of 2024 for the water works project, while there is no completion commitment for the pond project.

Council Member Swanson stated that the pond park is the highest priority for him, second is the water works project, third is the canal trail connection, and pickleball is the fourth. The reason that pickleball is the fourth is that there is only a small group of vocal people who are requesting the pickleball project and they represent just a small portion of the City's population. Council Member Barker disagreed; there are people using every church and backyard court for pickleball. Council Member Swanson stated that he feels there are more users of the City's trail system than who desire pickleball amenities. He added he thinks there is a good chance that the City will receive funding for all four projects and if not, the City can leverage budgeted funding to complete the projects.

Council Member Ekstrom stated that the water works park is the top priority for her, second is community pond project, the canal trail connection is third, and pickleball is fourth. She ranked the trail connection above the pickleball project because there is a safety issue with the trail crossing that needs to be addressed.

Mr. Call then summarized the ranking; first and second are pickleball and water works, with community pond ranking third and canal trail ranking fourth.

Council Member Swanson motioned to approve proposed RAMP Grant Applications for Weber County. Council Member Ekstrom seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

8. DISCUSSION AND/OR ACTION TO CONSIDER A PETITION OF ANNEXATION FOR PROPERTY LOCATED AT APPROXIMATELY 1651 NORTH AND 1659 NORTH WASHINGTON BOULEVARD.

City Recorder Nance reported Terry Cevering has submitted an application on behalf of himself, as well as Kelly Cevering and Lynn Cevering, to petition for annexation of 9.93 Acres located at approximately 1651 North and 1659 North Washington Boulevard in Weber County, Utah. As required by Utah State Code the Weber County Surveyor has reviewed and given approval of the

annexation plat map to Utah Land Surveying, LLC. The property being proposed for annexation is within the North Ogden City's Annexation Declaration Policy and Map. The Petitioner is requesting the M-1 and R-4 Zones, which the Planning Commission will review and make a recommendation to the City Council at a later date. The petitioner meets all the requirements to start the annexation process and it is recommended that the City Council accept the petition to start the annexation process.

Council Member Ekstrom motioned to approve petition of Annexation for property located at approximately 1651 North and 1659 North Washington Boulevard. Council Member Dalpias seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Dalpias	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

9. DISCUSSION AND/OR ACTION TO CONSIDER APPROVAL OF ADDITIONAL MEMBER TO THE BUDGET REVIEW SUBCOMMITTEE OF THE AUDIT COMMITTEE.

Council Member Swanson asked for Council support to appoint an additional member to the Budget Review Subcommittee of the Audit Committee; the individual he would like to appoint is Ben Olas, who addressed the Council at their last meeting and asked to be appointed to the group. He added that he would like to limit the membership of the Subcommittee and will not recommend additional appointments beyond Mr. Olas's appointment.

Council Member Swanson motioned to approve of additional member, Ben Olas to the Budget Review Subcommittee of the Audit Committee. Council Member Ekstrom seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Dalpias	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

10. COUNCIL DEPARTMENT REPORTS:
a. COUNCIL MEMBER EKSTROM – PUBLIC WORKS

Council Member Ekstrom reported on the efforts of the Public Works Department to keep roads clear during and following recent snow storm events; the snow has been very heavy and wet this year, which has also increased demand on the City’s storm drain system and the Public Works Department has responded to various events throughout the City as needed. She expressed her appreciation to Public Works Director Espinoza and his staff.

11. PUBLIC COMMENTS

There were no public comments.

12. MAYOR/COUNCIL/STAFF COMMENTS

City Manager/Attorney Call reported on the creation of a new link that residents can use to report any issues with street lights, roads, or other City utilities. This link will create a work order in the City’s tracking system, which the Mayor and Council will have access to for purposes of reporting on the progress or status of a work order.

Council Member Swanson asked that staff provide the Council with written materials about the Pulse Point app so that they can share that information with their constituents. He then suggested that staff examine opportunities for making the water works park a self-sustaining facility; if xeriscaping is used, perhaps the water that flows through the park could be collected in an underground cistern with a pump that can move water further to the south. Mr. Call stated that is a great idea.

Mayor Berube stated that January 18 is the Youth Council day with the State Legislature; City Council Members are also invited to attend and can get registered through City Recorder Nance. He then noted that the City has asked local representatives to attend the next Council meeting to update the City Council on significant bills that could impact the City. He stated that cities are in the ‘crosshairs’ of the legislature in terms of land use policy and it is important for the Council and residents to understand the potential impacts of this legislation.

13. ADJOURNMENT

Council Member Ekstrom motioned to adjourn the meeting.

Voting on the motion:

Council Member Barker	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

The meeting adjourned at 7:37 p.m.

S. Neal Berube, Mayor

Susan L. Nance, CMC
City Recorder

Date Approved

**NORTH OGDEN CITY COUNCIL
MEETING MINUTES**

January 24, 2023

The North Ogden City Council convened in a Council meeting at 6:00 p.m. on January 24, 2023, at the North Ogden City Office at 505 East 2600 North. The meeting was also on Zoom.

Recording can be found on YouTube:

<https://www.youtube.com/channel/UCriqbePBxTucXEzRr6fclhQ/videos>. Notice of time, place, and agenda of the meeting was posted on the bulletin board at the municipal office and posted to the Utah State Website on January 19, 2023. Notice of the annual meeting schedule was published in the Standard-Examiner on December 16, 2022.

PRESENT:	S. Neal Berube	Mayor	(via Zoom)
	Ryan Barker	Council Member	
	Blake Cevering	Council Member	
	Jay D Dalpias	Council Member	
	Charlotte Ekstrom	Council Member	
	Phillip Swanson	Council Member/Mayor Pro Temp	
STAFF PRESENT:	Jon Call	City Manager/Attorney	
	Joyce Pierson	Deputy City Recorder	
	Scott Hess	Planning Director	
	Dave Espinoza	Public Works Director	
	Jami Jones	Finance Director	
	Dirk Quinney	Chief of Police	
	Clark Crowther	Lieutenant	
	Jeremy Hindes	Lieutenant	
	Bryce Nelson	Administrative Services Manager/Treasurer	
VISITORS:	Susan Clements	Kevin Burns	Lorin Gardner
	Bob Buswell	Cheryl Stoker	Susan Kilborn
	Brenda Ashdown	Sandy Cochran	Doug Anderson
	Ben Olas	Paul Farr	Chris Pulver
	Stefanie Casey	Ginny Brown	Reed Miller
	Meegan	AH	Christina Lomaquahu
	Senator Johnson	Representative Kyle	Representative Wilcox

Council Member Swanson called the meeting to order. Council Member Ekstrom offered the invocation and led the audience in the Pledge of Allegiance.

BUDGET AMENDMENT PUBLIC HEARING HAS BEEN CANCELED

1. OFFICIAL NOTICE CANCELLED

Council Member Swanson reported that the budget amendment item was cancelled; staff discovered a requirement that the Council take action during a business meeting to set budget amendment hearings; this was not done for the hearing that was advertised tonight so the hearing has been cancelled and the Council will take action later in this meeting to officially schedule the hearing for a future meeting.

PRESENTATION

2. WHAT'S HAPPENING THIS YEAR AT THE LEGISLATURE

Participants hadn't arrived yet; the item was moved to follow item seven on the agenda.

CONSENT AGENDA

3. CALL FOR CONFLICT OF INTEREST DISCLOSURE

Council Member Swanson asked if any member of the Council had a conflict of interest to declare. No declarations were made.

4. DISCUSSION AND/OR ACTION TO CONSIDER NOVEMBER 22, 2022, CITY COUNCIL MEETING MINUTES

Council Member Ekstrom motioned to approve November 22, 2022, City Council meeting minutes. Council Member Cevering seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

ACTIVE AGENDA

5. PUBLIC COMMENTS

Kevin Burns, North Ogden resident, stated that over the last couple of years there have been grumblings about the State Legislature enacting laws that would allow them to take over land use authority from municipalities. He asked that the representatives who have been invited to the meeting address that issue during their presentation.

Council Member Swanson stated that he has questions about that same issue for the representatives.

6. DISCUSSION AND/OR ACTION TO CONSIDER SETTING A BUDGET AMENDMENT PUBLIC HEARING

City Manager/Attorney Call noted that in order to schedule a public hearing regarding proposed budget amendments, the Council needs to take action on a motion pertaining to such. Staff recommends the public hearing be held on February 7.

Council Member Cevering motioned to set a Budget Amendment Public Hearing on February 7, 2023 at 6 pm for RDA, General fund and Enterprise fund. Council Member Ekstrom seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

Council Member Swanson briefly summarized some of the items that are part of the proposed budget amendments and invited residents to reach out to any member of the Council, the Mayor, or City Administrative staff if they have questions about or input regarding any budget amendment item.

7. **DISCUSSION AND/OR ACTION TO CONSIDER AN ORDINANCE APPROVING THE 2022 VERSION OF THE NORTH OGDEN PUBLIC WORKS STANDARDS AND DRAWINGS**

Planning Director Hess the Planning Commission has forwarded a recommendation to the City Council to consider approval of the 2022 North Ogden Public Works Standards and Drawings for inclusion in the City Code. The standards and drawings will be included in Title 10, Section 6 of the Code. There are no substantive changes to the standards.

Council Member Dalpiaz referenced language in the document that addresses placement of wells and the required distance between wells and land improvements. Mr. Hess stated that the State of Utah has guidelines for protection of water recharge zones; well sites are located in areas where it is convenient for providing culinary water or where the City has access to drill a well. Water recharge zones are a specified distance around a well in which other improvements cannot be placed. These standards are clearly communicated, and the recharge areas are determined by geological survey.

Council Member Dalpiaz motioned to approve Ordinance 2023-02 approving the 2022 version of the North Ogden Public Works Standards and Drawings. Council Member Cevering seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

PRESENTATION

2. **WHAT'S HAPPENING THIS YEAR AT THE LEGISLATURE**

The Mayor, Council, and residents heard from Representative Wilcox, Senator Johnson, and Representative Kyle regarding items of importance in the 2023 State Legislative Session.

Representative Wilcox stated he is happy to meet with the City Council at any time, but he suggested that future meetings like this be scheduled in advance of the Legislative Session commencing; he has heard the suggestion that the City hold a 'town hall' style of meeting before the Legislative Session to give the residents and local elected officials the opportunity to address their State representatives regarding items they are concerned about for the upcoming Legislative Session. He stated at present there is a great focus on the availability of housing in the State, and

more specifically the availability of affordable housing. He stated he has not heard of proposed legislation that would allow the State to assume control of local zoning tools, though that claim has been made over the last few years. Senator Johnson agreed and added that property owners have rights to zoning that has been assigned to their property and he would hate for zoning and land use decisions to be made at the State level; however, he feels cities could do more to plan for the housing needs of their community in the future. He added that other areas of focus include school choice legislation and salary increases for teachers. Representative Wilcox added that legislation that could impact cities includes bills regarding water conservation, homeowners association (HOA) covenants that may violate existing laws, law enforcement mental health, school construction models, and emergency preparedness.

Council Member Barker stated that the City and State have been dealing with housing affordability issues in recent years; developers are attempting to secure approval of higher density housing developments, but they are marketing them as ‘high-end’ or ‘luxury’, which seems counter productive in terms of increasing the amount of affordable housing in a community. He asked that the City’s representatives discuss those issues with other legislators who have pushed for more affordable housing in the State. Council Member Swanson asked that the Legislature also consider reasonable densities for different types of communities; some neighboring communities are willing to allow greater density than North Ogden may be willing to allow. He suggested the State create definitions or tiers of density for different communities. He communicated that it feels as though the State Legislature takes a ‘shot-gun’ approach to certain issues; if there are complaints about an issue that may only apply to a few communities, the State reacts in a heavy handed way that can impact all communities, though there is not a problem in all communities. He suggested what he called a ‘rifle’ approach, where the State only addresses issues in communities where a problem exists. Senator Johnson stated that if cities were coming up with reasonable plans for the future of their city, it would make it easier for the State Legislature to change their focus with the assumption that cities are in good hands and appropriate planning is occurring. The more forward thinking a city is, the less the State Legislature will focus on them.

Representative Kyle acknowledged the concern about the State’s attention to land use issues but noted that he thinks there are some great things happening.

Representative Wilcox noted that some people believe that a mark of a good legislator is the number of bills they pass, but he actually believes in reducing government’s role in an individual’s daily life and that less legislation is valuable; he is open to hearing from local officials and residents about their ideals about pending legislation. He suggested residents engage in the legislative process early and often.

Council Member Dalpias asked that the City’s representatives advocate for North Ogden in terms of moderate-income housing mandates; the City has approved many multi-family housing developments that will result in about 1,000 new units and it is his perspective that North Ogden is doing its part in providing different housing types.

Council Member Ekstrom spoke to the difficulty in legislating across a broader demographic; if a city does not take care of their own business, an issue can get moved up to the State Legislature

and it is more difficult for that body to take into consideration the different experiences of the many different communities in the State of Utah. She thinks there are many great ideas that could be encouraged rather than legislated; she would like to avoid legislation wherever possible because legislation requires enforcement, which is costly and difficult. The representatives agreed and thanked Council Member Ekstrom for that input. Different communities handle different issues across a broad spectrum, but when an issue rises to the level that it is effecting a large percentage of the State's population – such as pornographic materials in school libraries – it is appropriate for the State Legislature to step in.

Council Member Cevering and Council Member Swanson thanked the representatives for their attendance this evening and for dialoguing with the Mayor, Council, and their constituents.

8. DISCUSSION AND/OR ACTION TO CONSIDER AN EXTENSION TO THE FAMILY PROMISE AGREEMENT

City Manager/Attorney Call explained the City has been allowing for the Family Promise organization to utilize our old public works building to occasionally house families who have lost their homes or apartments and are transitioning back into full time housing placement. We have seen a lot of success from the program and the volunteers from our community in making this successful. Our contract is set to expire in July, so we wanted to bring back the same contract for a renewal term as approved and decided by the City Council. The city does not currently use the building and does not have any plans to use it. We do have some concerns with the long-term maintenance of the structure, and future plans for the property in general. Those items do not need to be answered or addressed at this time because the structure should be able to be occupied as is for the near future. Staff recommends approving the extension of the agreement for another year.

Council Member Dalpiaz stated this is a great cause that he supports, but he is concerned about the age and condition of the building being a potential safety concern for the user. He asked that staff consider that issue in the future as additional extensions are negotiated.

Council Member Cevering motioned to approve Agreement A01-2023, an extension to the Family Promise Agreement. Council Member Ekstrom seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

9. DISCUSSION AND/OR ACTION TO CONSIDER AN INTERLOCAL AGREEMENT WITH PLEASANT VIEW CITY FOR USE OF THE NORTH VIEW SENIOR CENTER

City Manager/Attorney Call explained Pleasant View and North Ogden cities have for a long time discussed the maintenance of the senior center and the use of the facility by the various communities. The current request to PV was for a contribution of \$12,000 which is roughly 19 percent of the annual cost of operating the facility. The County also contributes an employee to the operation of the senior programs, with North Ogden City covering ½ of the salary. With all the city costs the estimated expenses this year are \$64,000. The Agreement contains some language about the purpose of the building and includes some language around the priority of its use. The Council should review the language and make any recommended changes. At this point the Agreement has not been approved by PV Council yet, though in concept it has been agreed upon by several members of their group. He suggested that continued discussion and review of the agreement take place, but if the Council is comfortable approving the agreement in its current form, that is an option available to them.

Discussion among the Council and staff centered on current points of contention relating to the use and scheduling of the Senior Center. Council Member Dalpiaz stated that as a representative of the Senior Center Board, he can support the current form of the agreement, but invited any member of that Board to reach out to him with any concerns they may have.

Council Member Barker stated he has heard that the Pleasant View Council will likely not adopt the agreement tonight; if North Ogden adopts, but Pleasant View does not, negotiations will need to resume. He suggested postponing action on this agreement to allow negotiation between the two cities to continue.

Council Member Barker motioned to postpone Interlocal Agreement with Pleasant View City for use of the North View Senior Center until future date. Council Member Ekstrom seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

10. DISCUSSION AND/OR ACTION TO CONSIDER A PETITION OF ANNEXATION FOR PROPERTY LOCATED AT APPROXIMATELY 2117 NORTH WASHINGTON BOULEVARD

City Manager/Attorney Call reported Candice Kunz has submitted an application on behalf of Paul D Farr to petition for annexation of property located at approximately 2117 North Washington Boulevard in Weber County, Utah. As required by Utah State Code the Weber County Surveyor has reviewed and given approval of the annexation plat map to Landmark Surveying, INC. The property being proposed for annexation is within the North Ogden City's Annexation Declaration Policy and Map. The Petitioner is requesting an R-4 Zone, which the Planning Commission will review and make a recommendation to the City Council at a later date. The petitioner meets all the requirements to start the annexation process and it is recommended that the City Council accept the petition to start the annexation process.

Council Member Swanson inquired as to the size of the property, to which Mr. Call answered 1.003 acres.

Council Member Ekstrom asked if this is the initial step of the process, which will start the annexation certification process. Mr. Call answered yes and briefly summarized future steps in the process; the Council will have the opportunity to review and discuss this petition again in the future; the Planning Commission will also review the petition and provide the Council with a recommendation regarding zoning of the property.

Council Member Ekstrom motioned to accept petition of Annexation for property located at approximately 2117 North Washington Boulevard. Council Member Dalpiaz seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

11. COUNCIL DEPARTMENT REPORTS:

a. COUNCIL MEMBER BARKER – PARKS AND RECREATION

Council Member Barker provided a report of current activities of the Parks Division; they are working to take down holiday decorations, maintaining park facilities, and pursuing training. There will be a full-time parks position advertised soon. He concluded he attended the polar

plunge at the Aquatic Center recently, and the attendance was the largest he has seen. City Manager/Attorney Call reported the attendance was approximately 300, with 50-60 people actually taking the plunge. The event raised over \$10,000 for the Special Olympics Foundation.

b. COUNCIL MEMBER DALPIAS – BUILDING AND PLANNING

Council Member Dalpias reported there is an open position on the City’s Planning Commission, and he participated with a committee to interview those that have applied for the position. He stated that all those that applied are great and it will be difficult to select just one person. He then reported that the Division is still issuing a high number of building permits for single-family projects, which is a great sign of the local economy. The Patriot Pointe project is also under construction and that project taxes the Building and Planning Division heavily. Additionally, an agreement has been reached regarding the boundary line for the Coopers Town project on the City’s southern border. The Council should receive a formal report of that boundary line adjustment soon.

c. COUNCIL MEMBER SWANSON – FINANCE

Council Member Swanson reported 50 percent of the fiscal year has elapsed and general fund revenues are at 54 percent, without receipt of November sales tax revenue. Property tax revenue has been received by the City; however, General fund expenditures are at 48 percent. He then reported on other revenues, such as building and utility fees, both of which are tracking according to the budget. The Audit Committee will meet on February 6 at 6:00 p.m. He then noted that the budget season is approaching, and Council Members are encouraged to meet with the Departments for which they are the assigned liaison and begin working on their budget. There will be a few policy discussions regarding the budget, including one relating to the appropriate level of service for the City and another dealing with buying local versus buying from a less expensive provider. He reviewed the schedule of upcoming meetings dealing with development of the budget and associated policies. He concluded that the Audit Subcommittee will be receiving training regarding the budget process and their role on February 7 at 3:00 p.m. The Audit Committee meetings will be open to the public and will be streamed on YouTube.

d. COUNCIL MEMBER CEVERING – POLICE

Council Member Cevering reported that it is time to renew dog licenses through the Police Department. He then noted the Police Department is grateful to residents for observing the City’s winter parking ordinance. He added that a few cars have been stolen that were unattended while warming up in a driveway or garage; he advised residents to avoid that practice. He concluded that residents are encouraged to report suspicious activities to the Police Department.

12. PUBLIC COMMENTS

Susan Clements, North Ogden resident, asked Council Member Cevering for a report on the status of the Public Safety building project. Council Member Cevering stated that it is tracking as expected. Council Member Swanson stated there have been no unforeseen expenses or change orders for the project. City Manager/Attorney Call stated that unexpected ground water issues have been discovered, which has caused adjustments to the foundations and footings for ground water control. Ms. Clements stated that she appreciates the short meeting this evening; she added that Mayor Berube has done a wonderful job conducting efficient meetings and the Council has done a great job at sticking to the items before them on their agenda.

Susan Kilborn, North Ogden resident, referenced Council Member Swanson's comments about upcoming policy discussions relating to the City's budget; she supports saving money even if that means buying products or services from companies located outside of North Ogden. She stated that residents can be encouraged to shop local, but the City should focus on saving taxpayer dollars.

Brenda Ashdown, North Ogden resident, stated she has been invited to be part of the Audit Subcommittee; she has not received any emails about upcoming meetings and if she is involved, she should be receiving that communication. Mr. Call stated there have not been any meetings to date, but he will reach out to Ms. Ashdown to give her the necessary information about upcoming meetings.

Doug Anderson, North Ogden resident, stated that he will also be communicating with other Subcommittee members; he apologized for not contacting Ms. Ashdown, but noted that he did not have her contact information until this evening. He then inquired as to the number of wells located in North Ogden. Public Works Director Espinoza stated there are four active wells and three other well sites that are not currently active. Mr. Anderson concluded by referencing the action taken to extend the lease for the Family Promise organization; he feels the building is safe and should not be cause for safety concerns.

13. MAYOR/COUNCIL/STAFF COMMENTS

City Manager/Attorney Call noted the City submitted the RAMP Grant applications approved by the Council at their last meeting; the RAMP Grant Board will begin their discussions in the coming weeks, and they are dealing with approximately \$9 million in funding requests. The City indicated a willingness to accept partial funding, which means that all City applications will move through the entire process. He concluded the Police Department is conducting a traffic study on Mountain Road; this stage of the study will focus on vehicle speed on the roadway.

14. ADJOURNMENT

Council Member Ekstrom motioned to adjourn the meeting.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

The meeting adjourned at 7:27 p.m.

S. Neal Berube, Mayor

Susan L. Nance, CMC
City Recorder

Date Approved



NORTH OGDEN CITY

SETTLED 1851

Staff Report to the North Ogden City Council

SYNOPSIS / APPLICATION INFORMATION

Application Request: Consideration of property purchase by North Ogden City for a parcel owned by Weber Box Elder Conservation District with storm water funds.

Agenda Date: February 28, 2023

Applicant: North Ogden Planning Department

File Number: N/A

PUBLIC NOTICE:

Mailed Notice: N/A

Newspaper: N/A

City Website: February 24, 2023

PROPERTY INFORMATION

Address: Approximately 1500 N. 200 W (south of Country Boy Dr)

Parcel ID: 11-373-0008

STAFF INFORMATION

Scott Hess
shess@nogden.org
801-737-9841

BACKGROUND

Weber Box Elder Conservation District (hereafter referred to as The District) owns a parcel of property on the boundary between Harrisville City and North Ogden City at the intersection of 1500 N. and 200 W. This parcel is adjacent to a North Ogden City detention basin, and was originally slated to be additional storm water collection. The District has deemed this property surplus. The District has offered the parcel to North Ogden for the use of increasing the size of the adjacent storm detention basin. Some of the property could potentially be used for a future transportation connection of 1500 N. between Harrisville City and North Ogden City.

The cost of the parcel has been determined by the seller as \$113,175.16. The purchase price was determined by taking the original purchase price from 2008 (\$79,900) and applying inflation to the property up to the month of January 2023 (see Exhibit A).

North Ogden City Storm Water Fund has budget funds available to cover the purchase of the parcel and construction of the storm water basin improvements. The parcel will provide a public

benefit in improved storm water collection and conveyance in this area of the City.

City Council approved the property purchase on October 25, 2023 for an agreed upon price from August 2022, pending an appraisal (see Exhibit B). Since that time, the City had the property appraised, and has spoken with the Pineview Conservation District regarding the valuation. The appraisal came back above the value offered by Pineview. Pineview Conservation District’s Director requested that the purchase price be updated to reflect the additional time taken in the City’s consideration. This moves the value slightly higher and accounts for the additional months of inflation. The revised suggested purchase price is \$113,175.16. This purchase price is still below the appraised value of the property, and staff believes this represents a fair price for the property, and fulfills a need to build out the stormwater system in this area of the City.

RECOMMENDATION

Staff recommends the City Council purchase parcel 11-373-0008 with storm water funds for the development of a storm water basin for the proposed property purchase price of \$113,175.16.

EXHIBITS

- A. Updated Price Analysis - Parcel 11-373-0008
- B. City Council Minutes – October 25, 2023

AREA MAP



FRED Graph Observations
 Federal Reserve Economic Data
 Link: <https://fred.stlouisfed.org>
 Help: <https://fredhelp.stlouisfed.org>
 Economic Research Division
 Federal Reserve Bank of St. Louis

CPIAUCSL Consumer Price Index for All Urban Consumers: All Items in U.S. City Average

Frequency: Monthly

observation_date	CPIAUCSL	
2008-01-01	212.174	Jan. 2008 Dollar vs today 142%
2008-02-01	212.687	
2008-03-01	213.448	Purchased in 2007 Purchase price
2008-04-01	213.942	using inflation rates from Price + inflation
2008-05-01	215.208	
2008-06-01	217.463	
2008-07-01	219.016	
2008-08-01	218.690	
2008-09-01	218.877	
2008-10-01	216.995	
2008-11-01	213.153	
2008-12-01	211.398	
2009-01-01	211.933	
2009-02-01	212.705	
2009-03-01	212.495	
2009-04-01	212.709	
2009-05-01	213.022	
2009-06-01	214.790	
2009-07-01	214.726	
2009-08-01	215.445	
2009-09-01	215.861	
2009-10-01	216.509	
2009-11-01	217.234	
2009-12-01	217.347	
2010-01-01	217.488	
2010-02-01	217.281	
2010-03-01	217.353	
2010-04-01	217.403	
2010-05-01	217.290	
2010-06-01	217.199	
2010-07-01	217.605	
2010-08-01	217.923	
2010-09-01	218.275	
2010-10-01	219.035	
2010-11-01	219.590	
2010-12-01	220.472	
2011-01-01	221.187	
2011-02-01	221.898	
2011-03-01	223.046	
2011-04-01	224.093	
2011-05-01	224.806	

2011-06-01	224.806
2011-07-01	225.395
2011-08-01	226.106
2011-09-01	226.597
2011-10-01	226.750
2011-11-01	227.169
2011-12-01	227.223
2012-01-01	227.842
2012-02-01	228.329
2012-03-01	228.807
2012-04-01	229.187
2012-05-01	228.713
2012-06-01	228.524
2012-07-01	228.590
2012-08-01	229.918
2012-09-01	231.015
2012-10-01	231.638
2012-11-01	231.249
2012-12-01	231.221
2013-01-01	231.679
2013-02-01	232.937
2013-03-01	232.282
2013-04-01	231.797
2013-05-01	231.893
2013-06-01	232.445
2013-07-01	232.900
2013-08-01	233.456
2013-09-01	233.544
2013-10-01	233.669
2013-11-01	234.100
2013-12-01	234.719
2014-01-01	235.288
2014-02-01	235.547
2014-03-01	236.028
2014-04-01	236.468
2014-05-01	236.918
2014-06-01	237.231
2014-07-01	237.498
2014-08-01	237.460
2014-09-01	237.477
2014-10-01	237.430
2014-11-01	236.983
2014-12-01	236.252
2015-01-01	234.747
2015-02-01	235.342
2015-03-01	235.976
2015-04-01	236.222
2015-05-01	237.001
2015-06-01	237.657
2015-07-01	238.034
2015-08-01	238.033
2015-09-01	237.498

2015-10-01	237.733
2015-11-01	238.017
2015-12-01	237.761
2016-01-01	237.652
2016-02-01	237.336
2016-03-01	238.080
2016-04-01	238.992
2016-05-01	239.557
2016-06-01	240.222
2016-07-01	240.101
2016-08-01	240.545
2016-09-01	241.176
2016-10-01	241.741
2016-11-01	242.026
2016-12-01	242.637
2017-01-01	243.618
2017-02-01	244.006
2017-03-01	243.892
2017-04-01	244.193
2017-05-01	244.004
2017-06-01	244.163
2017-07-01	244.243
2017-08-01	245.183
2017-09-01	246.435
2017-10-01	246.626
2017-11-01	247.284
2017-12-01	247.805
2018-01-01	248.859
2018-02-01	249.529
2018-03-01	249.577
2018-04-01	250.227
2018-05-01	250.792
2018-06-01	251.018
2018-07-01	251.214
2018-08-01	251.663
2018-09-01	252.182
2018-10-01	252.772
2018-11-01	252.594
2018-12-01	252.767
2019-01-01	252.718
2019-02-01	253.322
2019-03-01	254.202
2019-04-01	255.211
2019-05-01	255.290
2019-06-01	255.159
2019-07-01	255.685
2019-08-01	256.059
2019-09-01	256.511
2019-10-01	257.244
2019-11-01	257.803
2019-12-01	258.616
2020-01-01	259.037

2020-02-01	259.248
2020-03-01	258.124
2020-04-01	256.092
2020-05-01	255.868
2020-06-01	256.986
2020-07-01	258.278
2020-08-01	259.411
2020-09-01	260.029
2020-10-01	260.286
2020-11-01	260.813
2020-12-01	262.035
2021-01-01	262.650
2021-02-01	263.638
2021-03-01	264.914
2021-04-01	266.670
2021-05-01	268.444
2021-06-01	270.559
2021-07-01	271.764
2021-08-01	272.870
2021-09-01	274.028
2021-10-01	276.522
2021-11-01	278.711
2021-12-01	280.887
2022-01-01	282.599
2022-02-01	284.610
2022-03-01	287.472
2022-04-01	288.611
2022-05-01	291.268
2022-06-01	294.728
2022-07-01	294.628
2022-08-01	295.320
2022-09-01	296.539
2022-10-01	297.987
2022-11-01	298.598
2022-12-01	298.990
2023-01-01	300.536

e, Index 1982-1984=100, Monthly, Seasonally Adjusted

0.416460075

\$79,900

\$113,175.16

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Swanson	aye

The motion passed unanimously.

Mayor Berube thanked Mr. Hess for his work on this issue; in preparation for the next discussion, he asked Mr. Hess to conduct research regarding the basis for other cities limiting the number of short-term licenses issued in their community as well as a definite reference to fines that would be imposed for violation of the ordinance.

10. DISCUSSION AND/OR ACTION TO ON CONSIDER A PROPERTY PURCHASE BY NORTH OGDEN CITY FOR A PARCEL OF LAND LOCATED AT APPROXIMATELY 1500 NORTH 200 WEST, FROM WEBER-BOX ELDER CONSERVATION DISTRICT WITH STORM WATER FUNDS

Planning Director Hess explained Weber Box Elder Conservation District (hereafter referred to as The District) owns a parcel of property on the boundary between Harrisville City and North Ogden City at the intersection of 1500 North and 200 West. This parcel is adjacent to a North Ogden City detention basin and was originally slated to be additional storm water collection. The District has deemed this property surplus. The District has offered the parcel to North Ogden for the use of increasing the size of the adjacent storm detention basin. Some of the property could potentially be used for a future transportation connection of 1500 N. between Harrisville City and North Ogden City. The cost of the parcel has been determined by the seller as \$111,323.90. The purchase price was determined by taking the original purchase price from 2008 (\$79,900) and applying inflation to the property up to the month of August 2022. North Ogden City Storm Water Fund has budget funds available to cover the purchase of the parcel and construction of the storm water basin improvements. The parcel will provide a public benefit in improved storm water collection and conveyance in this area of the City. He concluded staff recommends the City Council purchase parcel 11-373-0008 with storm water funds for the development of a storm water basin for the proposed property purchase price of \$111,323.90.

Mayor Berube inquired as to how the District will use the subject property if the City does not purchase it. Mr. Hess stated he is unsure of an alternate proposal for the property. The City has been contacted by a few residents who would like to purchase a portion of the property to expand parking areas, but the City has not taken a position on this matter yet.

Council Member Swanson asked if this action is a ‘nicety’ or a necessity. Mr. Hess stated that over time, it will be a necessity and the value of the property will increase. The property will give the City to expand storm drainage infrastructure in the future as the area around the subject property continues to develop. He noted the City’s Public Works Director agrees.

Mayor Berube stated that the City is in the process of selling a detention basin on 2700 North and the proceeds of that sale will go into the City's storm water fund. He has been told by staff there is adequate funding to cover the purchase price.

Council Member Cevering motioned to purchase property for North Ogden City for a parcel of land located at approximately 1500 North 200 West, from Weber-Box Elder Conservation District with Storm Water Funds. Council Member Swanson seconded the motion.

Mr. Hess stated that the property will be appraised; it would be appropriate to include a purchase price in the motion, but that price could change depending on the appraisal and ongoing negotiations between the two parties.

Council Member Cevering amended his motion to purchase property for North Ogden City for a parcel of land located at approximately 1500 North 200 West, from Weber-Box Elder Conservation District with Storm Water Funds, with a purchase price not to exceed \$111,323.90, but contingent upon an appraisal of the property. Council Member Swanson seconded the amended motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Swanson	aye

The motion passed unanimously.

11. COUNCIL DEPARTMENT REPORTS:

a. COUNCIL MEMBER BARKER – PARKS AND RECREATION

Council Member Barker reported that all restrooms in City parks have been winterized and are no longer publicly accessible; temporary toilet facilities have been placed in parks in which programming is still happening. He added that Christmas lights are currently being hung. He noted that the domestic ducks will be gathered from Bi-Centennial Park. He noted the upcoming work session meeting to discuss administration of the City's Parks Department; the Parks Committee will participate in that meeting, and they have asked that the City consider installing an all-abilities playground at Barker Park. He stated that he wanted the Council to be aware of that request before the meeting so that they can be considering it. Mayor Berube stated he feels the Council would be willing to consider such a project; it is important that all City parks be accessible to all of its residents.

RESOLUTION -2023

CONSOLIDATED FEE SCHEDULE

A RESOLUTION TO AMEND THE CONSOLIDATED FEES CHARGED BY NORTH OGDEN CITY, UTAH, FOR THE VARIOUS SERVICES, PERMITS, AND MATERIALS. THE CITY PROVIDES IN ITS OPERATIONS AND FUNCTIONS AS A MUNICIPALITY IN THE STATE OF UTAH AND MAKES SUCH FEES EFFECTIVE FEBRUARY 28, 2023.

WHEREAS North Ogden City desires to charge fees to the users of its various services, utilities, and programs.

NOW, THEREFORE, be it resolved by the North Ogden Council:

CONSOLIDATED FEE SCHEDULE

All fees include applicable sales tax. Credit card service fees of up to 3% may apply.

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Administration Department

Municipal Code	\$150.00
Municipal Code Update Annual Fee	\$50.00
Credit Card Service Fee for Government Services	1.5%
Credit Card Service Fee for Building, Planning, and Business Licenses	3%
Annexation City Fee	\$935.00 plus actual cost of postage & publication
Copies, Per Page	\$0.10
City Map, 11" x 17"	\$1.00
City Map, 26" x 34"	\$5.00
Zoning Map, 26" x 34"	\$5.00
Cookbooks	\$10.00 + tax
Return Check Fee	\$20.00
Certified Copy	\$5.00
Notary	\$5.00
Facsimiles	
• First Page, Local Number	\$1.00
• Each Additional Page, Local Number	\$.50
• First Page, Long Distance	\$2.00
• Each Additional Page, Long Distance	\$1.00
Green Waste Pit Card Fee	
• 10 Punches	\$25.00
• One-entry Pass	\$3.00
• Contractors	\$100 per load + \$100 refundable deposit
Existing Public Document, 8.5" x 11", Per Page	\$0.10
Prepare a Letter or Document, Per Page	\$1.00
GRAMA Request – Records, Research Compilation, Editing, etc.	
• First 30 Minutes	No charge
• Addition Time Per Hour	Lowest wage employee who can get information
Business Banners – Set up to hang and use our brackets	\$15.00
Audit	\$10.00 each
Budget	\$10.00 each

Building Department

For Impact Fees, see Impact Fee Summary on page 12
(Water, Sewer, Parks, Transportation, Fire, Central Weber Sewer, Storm Water)

Water Connections <ul style="list-style-type: none"> • Water Connection, 1" Meter, In a Subdivision • Water Connection, 1" Meter, Outside of a Subdivision • Water Connection, 1" Meter, Unincorporated • Water Connection, 1.5" Meter, In a Subdivision • Water Connection, 1.5" Meter, Outside of a Subdivision • Water Connection, 1.5" Meter, Unincorporated • Water Connection, 2" Meter, In a Subdivision • Water Connection, 2" Meter, Outside of a Subdivision • Water Connection, 2" Meter, Unincorporated 	\$475.00 \$541.00 \$741.00 \$2167.00 \$2405.00 \$2605.00 \$2167.00 \$2405.00 \$2605.00
Sanitary Sewer Connections <ul style="list-style-type: none"> • In a Subdivision • Outside of a Subdivision • Unincorporated 	\$56.00 \$142.00 \$142.00

Building Permit Fees

Initial Waste Containers	Market Rate
Construction Water Connection	\$54.08
Single-Family Residential Permit and Commercial Building Permit Fees	1997 version of the Uniform Building Code, Section 107.2 Table 1A plus 20%
Residential Plan Check Fee Deposit	\$500.00
Temporary Power Inspection	\$56.40
Minimum Building Permit Fee	\$56.40
Re-inspection Fee	\$56.40
After-Hours/Emergency Inspection	\$125.00
Stop Work (Red Tag) - Failure to obtain a Building Permit – regardless of the type of project unless emergency related.	\$250.00 1 st Offense, \$1,000/each additional offense
Single-Family Residential Plan Check	50% of Permit Fee
Commercial Building Plan Check	65% of Permit Fee
State Fee	1% of Permit Fee
Deposit for Off-Site Improvements (New Homes Charged with Building Permit)	\$1000.00
Excavation Permit/Road Cut Fee <ul style="list-style-type: none"> • Taxing Entities, e.g., Special Districts & Government • Cash Bond • Performance Bond 	\$50.00 + Road Cut Fee 75% of standard fee \$300.00 \$2,000.00
Blasting Permit	\$50.00
Grading Permit	\$150.00
SWPPP Violation Red Tag Removal	\$300.00
SWPPP Violation Clean Up <ul style="list-style-type: none"> • Vac Truck • Sweeper 	\$500/2 hrs + \$205/additional hrs \$350/2 hours + \$185 additional hrs

• Concrete Washout –	\$500 Each Offense +
Mining/Crushing Permit	\$1000.00
No SWWPP Plan on site	\$50
Dumpster Relocation	\$100
Missing Storm Water Protection Barrier (BMP)	Employee time + cost of protective material (BMP)
Illegal Stockpiling of any Material in Public Right of Way	\$500
Track out Pad/ADA Access	\$500
Portable Toilet Relocation	\$100

Business Licenses

Commercial Business/High-Impact Home Occupation/Residential Rental	
• New Application Base Fee	\$100.00
• Renewal Base Fee	\$75.00
Temporary	\$100.00
Fireworks Stand	\$125.00
Solicitor's License	\$100.00 each
Beer Licenses, Class "A" and "B"	
• New Application	\$125.00
• Renewal	\$25.00
• Renewal with Background Checks	\$100.00
In addition to the above Business License fees, the following fees apply:	
Temporary license for businesses with a combined display and building area covering more than 400 square feet	License Fee + \$250.50 refundable deposit
Temporary license for businesses with a combined display and building area covering less than 400 square feet	License fee + \$150.00 refundable deposit
Late Fees:	
• Business License renewal fees are due one year from the date the certificate of license is issued at the close of business (North Ogden City Code 4-1-5A)	
• Any license fee not paid within two (2) months of the due date, a penalty of twenty-five percent (25%) of the amount of the license fee shall be added to the original amount thereof, and if not paid within four (4) months of the due date, an additional penalty of twenty-five percent (25%) shall be added to the original amount (North Ogden City Code 4-1-5B)	

Civil Penalties

Abatement of property in violation of North Ogden City Municipal Code	\$100.00
Administrative Hearing Fee	\$20.00
Civil Citation Fees:	
• Paid before 10 days from date of citation	\$25.00
• Paid after 10 days but before 20 days from date of citation	\$50.00
• Paid after 20 days but before 30 days from date of citation	\$100.00
• Late fee to be added to fines paid after 30 days up to a maximum of \$1000.00 in fees and late fees	\$10.00
Storm Water and Drainage:	
• Notice of Violation Issued, 1 st day, 24-hour remediation	No Charge
• 2 nd Day	\$100.00
• 3 rd Day	\$200.00
• Each Subsequent Day	\$250.00

Planning Department

General Plan, Bound Copy	\$25.00
• Per Page	\$0.10
Zoning Ordinance, in Binder	\$50.00
• Per Page, not in Binder	\$0.10
• Additional Updates, per year	\$10.00
Subdivision Ordinance, in Binder	\$25.00
• Per Page, Not in Binder	\$0.10
Subdivision Fees:	
• Preliminary Approval	\$800.00 + \$50.00 per lot
• Final Approval	\$1000.00 + \$30.00 per lot
Minor Subdivision:	
• City Fee	\$750.00
• Without Technical Review	\$580.00
Vacation or Amendment of Subdivision	
• City Fee	\$695.00
Subdivision Application Extension	
• City Fee	\$200.00
Expired Subdivision Application Renewal – No changes required	
• City Fee	\$200.00
Boundary Line Adjustment	
• City Fee	\$675.00
North Hillside Study	\$25.00
Zoning/Subdivision Amendment	
• Text	\$350.00
• Map	\$875.00
Site Plan Review:	

<ul style="list-style-type: none"> • City Fee (with technical review) • City Fee (no technical review) 	\$1390.00 \$730.00
Planned Residential Unit Development (PRUD) <ul style="list-style-type: none"> • City Fee 	\$1695.00
Conditional Use Permit: <ul style="list-style-type: none"> • City Fee (with technical review) • City Fee (no technical review) 	\$1550.00 \$730.00
Appearance Before Administrative Hearing Officer	\$565.00
Plat Maps, 8" x 11" copy	\$0.15
Plat Maps, 11" x 17" copy	\$0.25
Chicken License Application	\$5.00 annually
Subdivision Special Exception Application	\$835.00
Zoning Verification Letter	\$25.00
Land Use Permits	\$40.00
Re-build Letter	\$25.00

Parks & Recreation

These fees include applicable sales tax and credit card service fees

Community Garden	\$26.00 per box/per year
North Ogden City Park & Field Reservation Time Periods and Reservation Fees	
Bowery Reservation <ul style="list-style-type: none"> • North Ogden Resident or Church Group that Meets Regularly • Non-Resident or Church Group that Does Not Meet Regularly • Commercial or Corporate Group 	All Day (8 am – 10 pm) \$36.00 \$77.00 \$77.00
Amphitheater Rental - Daily <ul style="list-style-type: none"> • Apron Only – Door Down • Apron and Stage – Door Up • Event Supervisor (Required for Door Up) • Two Dressing Rooms • Green Room 	\$258.00/\$129.00 Non-profit \$515.00/\$258.00 Non-profit \$26.00/hour (4 hr. min.) \$52.00 \$52.00
Amphitheater Rental - Hourly <ul style="list-style-type: none"> • Apron Only – Door Down • Apron and State – Door Up • Event Supervisor (Required for Door Up) • Two Dressing Rooms • Green Room 	\$52.00/\$26.00 Non-profit \$103.00/\$52.00 Non-profit \$26.00/hour (4 hr. min.) \$52.00/day \$52.00/day
Amphitheater Rental - Miscellaneous <ul style="list-style-type: none"> • Garbage Cans (1 per 100 people) • Deposit – Apron Only • Deposit – Apron and Stage • Late Change Request (less than 2 weeks prior to event) 	\$10.00 each \$206.00 \$515.00 \$26.00
Equestrian Park Fees <ul style="list-style-type: none"> • Junior Posse • North Ogden 4-H Groups • Non-North Ogden Horse Group meeting regularly in North Ogden 	No Charge \$2.00 per rider \$52.00/day \$52.00/day+\$2 per rider

<ul style="list-style-type: none"> • Non-Resident or Church Group not meeting regularly in North Ogden • Commercial or Corporate Group • One Day Per Week all Season 	\$103.00/day+\$2 per rider \$361.00
North View Senior Center Rental – NOC & Pleasant View Residents: <ul style="list-style-type: none"> • Auditorium/kitchen – 4 hours • Auditorium/kitchen – additional per hour 	\$155.00+\$200.00 deposit \$52.00
North View Senior Center Rental – Non-Resident: <ul style="list-style-type: none"> • Auditorium/kitchen – 4 hours • Auditorium/kitchen – additional per hour • Staffing Fee 	\$515.00+\$300.00 deposit \$103.00 \$10/hour
Athletic Fields: Field Reservation: <ul style="list-style-type: none"> • 1 to 50 hours • 51 to 90 hours • 91 to 1000 hours • 1,001 and above hours Field Preparation Fee (available Monday-Saturday) Staffing (per employee, when requested)	\$10/hour \$5/hour \$1/hour \$0.50/hour \$31.00 \$10/hour

Resident Recreation Programs

Youth Basketball: <ul style="list-style-type: none"> • Kindergarten Co-ed Basketball • Boys Grades 1-2 • Boys Grades 3-9 • Girls Grades 1-9 • Late Fee 	\$41.00/player \$41.00/player \$49.00/player \$49.00/player \$5.00/player
Youth Baseball/Softball: <ul style="list-style-type: none"> • Kickball Pre-kindergarten • T-Ball Kindergarten • Grades 1-3 • Grades 4-9 • Late Fee 	\$31.00/player \$41.00/player \$41.00/player \$49.00/player \$5.00/player
Football: <ul style="list-style-type: none"> • Flag • Tackle (youth) • Late Fee 	\$41.00/player \$130.00/player \$5.00/player
Adult Softball	\$213.00/team
Adult Basketball	\$374.00/team
Adult Volleyball, indoor	\$22.00 per person
Refund Administration Fee (no refund after first game)	\$5.00
Refund Administration Fee for Races (must apply before event)	\$10.00
Snowshoe Rental: Weekday Individual Rates (Monday-Friday) <ul style="list-style-type: none"> • Resident • Non-Resident Weekend Individual Rates (Friday-Next Business Day) <ul style="list-style-type: none"> • Resident • Non-Resident Group Rate (5 or More)	\$8.00/pair/day \$10.00/pair/day \$12.00/pair \$15.00/pair \$1.00 off/pair

5K Runs/Walks: <ul style="list-style-type: none"> • Pre-Registered • Late and Day of Run Registration 	\$21.00-\$26.00/runner \$31.00-\$36.00/runner
Half Marathon: <ul style="list-style-type: none"> • Pre-Registered • Late and Day of Run Registration 	\$46.00/runner \$57.00/runner
Youth Camps and Craft Programs: <ul style="list-style-type: none"> • Lil' Tykes and Special Needs Sports Camp • Day Camps • Arts Summer Camps – Resident • Arts Summer Camps – Non-Resident 	\$36.00/person \$52.00/person \$82.00/person \$124.00/person
Registration Services: <ul style="list-style-type: none"> • For Private Lessons/Clinics to NOC Plus the Instructor's Fee 	\$5.00/per person, session, or clinic
Non-Resident Fee (Youth baseball, softball, basketball & camps)	\$15.00 additional

North Shore Aquatic Center

Daily Passes: <ul style="list-style-type: none"> • 3 Years and Under (with swim diaper and plastic pants) • 4 Years and Up, North Ogden Residents • 4 Years and Up, Non-Resident • Senior Citizens (55 years and over) • Military and Family • Swim Check • Last Hour of Open Swim • Flick N' Float • Flick N' Float (with season pass) • Swim Diaper • Plastic Pants 	Free \$6.00 \$6.50 \$5.00 \$3.50 \$6.50 \$3.50 \$2.00 \$3.00
Special Events: <ul style="list-style-type: none"> • Double Dip Mondays & Wednesday (6pm-8pm) 	2 for the price of 1
Passes: <ul style="list-style-type: none"> • Individual Season Pass • Individual Season Pass Purchased between October-April • 4 + Group Season Pass • Picnic Pass • 10-Punch Pass – Resident • 10-Punch Pass – Non-Resident 	\$70.00 \$60.00 \$60.00/each \$3.50 \$55.00 \$60.00
Facility Rentals: <ul style="list-style-type: none"> 1.5 Hour Facility Rental Based Upon Capacity <ul style="list-style-type: none"> • 200 People • 400 People • 600 People • 800 People • 800 People (3.0 Hour Facility Rental Based Upon Capacity) 	\$300.00 \$450.00 \$675.00 \$900.00 \$1620.00
Age Group Swimming, Full Lap Pool 1.5 Hours	\$515.00/month
Swim Lessons: <ul style="list-style-type: none"> • Standard Group Lessons, Resident Standard Group Lessons, Non-Resident	\$45.00/person \$60.00/person

Ducky Dipper	\$21.00/person
Water Fitness Programs per session:	
• Water Walking, Lap Swimming, Water Aerobics	\$3.00
Land	\$4.00
Bowery Rentals During Open Swim Hours	\$45.00/2 hours
Birthday Parties (Pool Rental plus Concessions charged at market rate)	\$100.00+concessions

Cherry Days

Cherry Days Booth Rental:	
• Provide Own Canopy	\$62.00
• We Provide Canopy	\$103.00
• Electricity	\$15.00/outlet
• Late Fee	\$10.00
Cherry Days Parade Fee:	
• Entry Fee	\$21.00
• North Ogden Business	\$15.00
• Schools	\$10.00
• Late Fee	\$10.00
Cherry Days Book Advertising:	
• Full Page – Color	\$520.00
• Half Page – Color	\$320.00
• Quarter Page – Color	\$200.00
• Inside Cover	\$700.00
• Outside Cover	\$850.00

Police Department

Administration	
• Missionary Clearance Letter	\$1.00
• Notary	\$5.00
• Fingerprint, Resident	\$5.00
• Fingerprint, Non-Resident	\$10.00
• Incident Report	\$25.00
• Video/Digital Police Record (per disk)	\$25.00
• Color Photos (per photo)	\$1.00
Chapter 10, Section 24 (Off-Road Vehicle Operation)	
• First Offense (Juveniles up to 18 years of age who are attending school may go to Youth Court for First Offense)	\$25.00
• Second Offense	\$50.00
• Third Offense	\$100.00
• Subsequent Offenses - Determined by NO Justice Court Judge	TBD
Unspecified Criminal Infraction Penalty	
• First Offense	\$50.00
• Same Offense, Second Time	\$100.00

<ul style="list-style-type: none"> • Same Offense, Third Time 	\$200.00
Unspecified Criminal Class 8 Misdemeanor Penalty	\$100.00
Unspecified Criminal Class C Misdemeanor Penalty	\$75.00
Construction Noise Criminal Violation: <ul style="list-style-type: none"> • First Offense • Same Individual, Second Offense • Same Individual, Third Offense 	\$250.00 \$500.00 \$750.00
Vehicle Towing Regulations – The owner of any vehicle, trailer, recreational vehicle, or other personal items, removed from the public right-of-way shall pay the actual fee charged by the company hired to remove the item (fee set by State Statute)	TBD
Animal Control Fines: <ul style="list-style-type: none"> • Restraint • Expired Dog License/Unlicensed • Licensed Dog Not Wearing License • Public Nuisance (Barking Dog) – Each Offense • Unnecessary Punishment • Violation of Dog/Cat Limit • Animal Attacking Person/Animal – Each Offense • Animal in Park • Animal in Park – Second Offense • Vicious Dog Roaming • Expired Rabies Vaccination • Exotic Animals • Female Animal in Heat • Public Nuisance (Damage/Odors/Unsanitary Conditions/Defecates) • Chases Vehicles or Person – Each Offense • Public Nuisance 	\$50.00 \$50.00 \$50.00 \$100.00 \$25.00 \$100.00 \$25.00 \$50.00 \$100.00 \$50.00 \$100.00 \$25.00 \$25.00 100.00
Animal Impound Fees: <ul style="list-style-type: none"> • First Offense • Second Offense • Third Offense • Impound of a Dog, Per Day, After First Day • Relinquishing a Dog or Cat • Euthanasia • Transportation of Animals • Quarantined Animal • Disposal of Expired Cat or Dog • Livestock Impound • Livestock Transportation, Per Trip • Animal Trap Rental, Per Week 	\$50.00 \$100.00 \$100.00 \$12.00 \$50.00 \$40.00 \$50.00 \$120.00 \$12.00 \$150.00 \$75.00 \$0.00
Animal Licenses (Per Year) – Due March 1 st : <ul style="list-style-type: none"> • Dog, Unneutered or Unspayed • Dog, Neutered or Spayed • New Dog, Part of Year (after July 1st), Unneutered or Unspayed • New Dog, Part of Year (After July 1st), Neutered or Spayed • Duplicate License and Transfer Tags (NOC Only) • Dog, Late Fees 	\$30.00 \$10.00 \$15.00 \$5.00 \$2.00 \$15.00

Fees are waived for dogs used as guide dogs for the blind or hearing impaired and police service dogs.	
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Public Works

Solid Waste

• Residential Dwelling, Resident, Per Month	\$13.39 <u>\$14.29</u>
• Residential Dwelling, Non-Resident, Per Month	\$22.61 <u>\$23.51</u>
• Each Extra Blue Container, Resident, Per Month	\$10.80
• Each Extra Blue Container, Non-Resident, Per Month	\$16.20
• Each Extra Black Container, Resident, Per Month	\$20.88
• Each Extra Black Container, Non-Resident, Per Month	\$40.32
• Non-Residential 90-gallon Container, Once-a-week Collection	\$17.49 <u>\$18.39</u> per month
• Garbage Can Replacement (90-Gallon)	Market Rate

Culinary Water

Single-Family & Multi-Family Dwellings, Per Unit, Base Fee for Resident	\$ 17.02
• Per 1,000 Gallons of Usage, Up to 6,000 Gallons	\$1.81
• Per 1,000 Gallons of Usage, from 6,001 Gallons to 12,000 Gallons	\$2.81
• Per 1,000 Gallons of Usage, from 12,001 Gallons to 18,000 Gallons	\$7.24
• Per 1,000 Gallons of Usage, Beginning at 18,001 Gallons	\$11.55
Single-Family & Multi-Family Dwellings, Per Unit, Base Fee for Non-Resident	\$ 25.67
• Per 1,000 Gallons of Usage, up to 6,000 Gallons	\$2.89
• Per 1,000 Gallons of Usage, from 6,001 Gallons to 12,000 Gallons	\$3.89
• Per 1,000 Gallons of Usage, from 12,001 Gallons to 18,000 Gallons	\$9.40
• Per 1,000 Gallons of Usage, Beginning at 18,001 Gallons	\$14.25
Non-Residential User, Base Fee	\$ 24.62
• Per 1,000 Gallons of Usage, up to 6,000 Gallons	\$1.81
• Per 1,000 Gallons of Usage, from 6,001 Gallons to 12,000 Gallons	\$2.81
• Per 1,000 Gallons of Usage, from 12,001 Gallons to 18,000 Gallons	\$3.81
• Per 1,000 Gallons of Usage, beginning at 18,001 Gallons	\$4.81
Leak Rate Per 1,000 Gallons (As Approved by Water Department Superintendent)	\$1.81
Additional Usage Rates (Also Applies to Leak Rate):	
• Water Zone 7 Per 1,000 Gallons of Usage	\$0.27
• Water Zone 8-10 Per 1,000 Gallons of Usage	\$0.35
Water Usage by Contractor During Construction of New Building Paid at Building Permit Time	\$54.08

<p>If Meter Ring and/or Cover Assembly is Damaged at Time of Meter Installation:</p> <ul style="list-style-type: none"> Contractor/Property Owner Will be Charged Per Assembly (To be withheld from the off-site improvement bond when released) 	\$60.00
<p>If Jumper is Damaged or Missing at Time of Meter Installation:</p> <ul style="list-style-type: none"> Contractor/Property Owner Will be Charged Per Jumper (To be withheld from the off-site improvement bond when released) 	\$21.00
Utility Account Multiple Billing Addresses (monthly charge)	\$1.00
<p>Reconnection Charge if water is turned off for non-payment If paid between 9:00 am and 4:30 am of the day water is shut off:</p> <ul style="list-style-type: none"> For 1st time in a 12-month period For 2nd+ time in a 12-month period <p>If the water department is called out after 4:30 pm to restore water:</p> <ul style="list-style-type: none"> For 1st time in a 12-month period For 2nd+ time in a 12-month period 	<p>\$25.00 \$50.00 \$50.00 \$100.00</p>
Delinquent Account Processing Fee – will be assessed the month following a bill becoming delinquent under Section 13.04.030 North Ogden Code	\$10.00
<p>Before Water Service is restored, the customer must either:</p> <ul style="list-style-type: none"> Pay the account in full, including all processing, collection, and reconnection fees. The Utility Billing Department shall receive all payments before water service is restored, OR Execute a written water restoration agreement with the city. Payments under a water restoration agreement shall be made monthly, and the payment schedule shall be made as negotiated. Payments made under the water restoration agreement shall be applied first to processing, collection, and reconnection fees and then to reducing the principal balance owing on the account. 	
If the City retains a professional collection agency or attorney to collect the charges on any customer's overdue utility account, the City shall impose this collection fee.	\$50.00
<p>If meter valve lock assembly is damaged or lost</p> <ul style="list-style-type: none"> Property owner will be charged per lock assembly 	\$20.00
<p>Illegal Use of Culinary Water:</p> <ul style="list-style-type: none"> First offense Second offense Third offense Fourth offense 	<p>\$0.00 (warning) \$250.00 \$500.00 Fine set by the Court</p>
<p>Fire hydrant meter rental fees (\$900.00 deposit is required) Short-term meter rental and equipment (1-3 days)</p> <ul style="list-style-type: none"> Consumption charged at up to 15,000 gallons 15,001 gallons or greater <p>Weekly meter rental and equipment</p> <ul style="list-style-type: none"> Consumption charged at up to 15,000 gallons 15,001 gallons or greater <p>Fees for lost, broken, or for equipment not returned:</p> <ul style="list-style-type: none"> Hydrant meter Hydrant key Damaged or new 	<p>\$20.00 plus \$50.00 \$4.19/thousand gallons \$25.00 plus \$50.00 \$4.81/thousand gallons \$900.00 \$35.00 \$1,200.00</p>

Storm Water

Storm Water (9-6-1 of the North Ogden City Municipal Code)	
Single-family residential parcel or lot, per month	\$11.20
Multi-family residential parcel or lot, per month	
• First unit on the property	\$11.20
• Each additional unit on the property	\$6.68
Commercial/business – Per Equivalent Residential Unit	\$6.27
Institutional – Per Equivalent Residential Unit	\$4.86
Miscellaneous:	
Sandbags (flood control) – burlap or disposable bags	\$.50 per bag

Sanitary Sewer

Central Weber Sewer	
Residential Unit in City limits, per month	\$18.87
Residential Unit outside of City limits, per month	\$18.87
Non-residential connection based on culinary water use, per month:	\$18.87
• First 10,000 gallons, per 1,000 gallons	\$1.60
• 11,000 gallons to 29,000 gallons, per 1,000 gallons	\$.56
• 30,000 gallons, but less than 50,000 gallons, per 1,000 gallons	\$.52
• 50,000 gallons, but less than 100,000 gallons, per 1,000 gallons	\$.44
100,000 gallons or greater, per 1,000 gallons	\$.42
Sanitary Sewer:	
• Residential Unit in City limits, per month	\$9.93
• Residential unit outside of City limits, per month	\$17.78
Non-residential connection	\$9.93

Impact Fee Summary

	Single-Family Residential	All other Types of Connections
Storm Water	\$1,474.40	\$.527/sq ft of hard surface & roof area
Water	\$3,312.29	\$2,235.79 per multi-family unit All other types of connections based on water service line size: 1" = 1.0 ERU 1¼" = 1.6 ERU 1½" = 2.2 ERU 2" = 3.9 ERU 2½" = 6.0 ERU 3" = 8.5 ERU 4" = 18.5 ERU 6" = 41.4 ERU 8" = 73.2 ERU
Sewer (North Ogden City)	\$546.00	\$368.55 per multi-family unit All other types of connections based on water service line size: 1" = 1.0 ERU

		1¼" = 1.6 ERU 1½" = 2.2 ERU 2" = 3.9 ERU 2½" = 6.0 ERU 3" = 8.5 ERU 4" = 18.5 ERU 6" = 41.4 ERU 8" = 73.2 ERU
Sewer (Collected for Central Weber Improvement Sewer District (CWSID))	\$2,578.00	All other types of connections determined by CWSID
Parks	\$2,677.00	\$1,601.00 per unit for multi-family units No charge for other properties
Transportation	\$2,297.37	\$1,604.78 per multi-family unit \$888.06 per Senior housing unit Fees for other uses are calculated using the Institute of Transportation Engineers (ITE) Trip Generation (9 th Edition) handbook and the adopted impact fee calculation per trip generated of \$482.64
Fire (Collected for North View Fire District)	\$225.56	\$162.48 per multi-family/mobile home park unit \$101.08 per 1,000 sq ft commercial building \$17.72 per 1,000 sq ft commercial building apparatus fee \$149.72 per 1,000 sq ft institutional building

North Ogden City Street Cuts Fee

Application for Excavation Permit = \$50.00

Square Feet of Road Cut	Cost of Cut	Excavation Permit Charges	Total Charge	New Road Cut Additional Fee	TOTAL CHARGE
10	\$69.00	\$50.00	\$119.00	\$500.00	\$619.00
20	\$100.00	\$50.00	\$150.00	\$500.00	\$650.00
30	\$113.00	\$50.00	\$163.00	\$500.00	\$663.00
40	\$125.00	\$50.00	\$175.00	\$500.00	\$675.00
50	\$138.00	\$50.00	\$188.00	\$500.00	\$688.00
60	\$151.00	\$50.00	\$201.00	\$500.00	\$701.00
70	\$163.00	\$50.00	\$213.00	\$500.00	\$713.00
80	\$176.00	\$50.00	\$226.00	\$500.00	\$726.00
90	\$188.00	\$50.00	\$238.00	\$500.00	\$738.00
100	\$201.00	\$50.00	\$251.00	\$500.00	\$751.00
200	\$326.00	\$50.00	\$376.00	\$500.00	\$876.00
300	\$452.00	\$50.00	\$502.00	\$500.00	\$1,002.00
400	\$577.00	\$50.00	\$627.00	\$500.00	\$1,127.00
500	\$702.00	\$50.00	\$752.00	\$500.00	\$1,257.00
600	\$828.00	\$50.00	\$878.00	\$500.00	\$1,378.00
700	\$953.00	\$50.00	\$1,003.00	\$500.00	\$1,503.00
800	\$1,079.00	\$50.00	\$1,129.00	\$500.00	\$1,629.00
900	\$1,204.00	\$50.00	\$1,254.00	\$500.00	\$1,754.00
1,000	\$1,330.00	\$50.00	\$1,380.00	\$500.00	\$1,880.00

2,000	\$2,160.00	\$50.00	\$2,210.00	\$500.00	\$2,710.00
3,000	\$2,992.00	\$50.00	\$3,042.00	\$500.00	\$3,542.00
4,000	\$3,823.00	\$50.00	\$3,873.00	\$500.00	\$4,373.00
5,000	\$4,054.00	\$50.00	\$4,104.00	\$500.00	\$4,604.00
6,000	\$5,484.00	\$50.00	\$5,535.00	\$500.00	\$6,035.00
7,000	\$6,316.00	\$50.00	\$6,366.00	\$500.00	\$6,866.00
8,000	\$7,147.00	\$50.00	\$7,197.00	\$500.00	\$7,697.00
9,000	\$7,978.00	\$50.00	\$8,028.00	\$500.00	\$8,528.00
10,000	\$8,809.00	\$50.00	\$8,859.00	\$500.00	\$9,359.00

NOTE: This schedule applies to rights of way 60 feet or less. On 66-foot rights of way, fees will be 15% more. On 80-foot plus rights of way, fees will be 30% more. A new pavement cut fee of \$500.00 will be assessed for new and newly surfaced roads two (2) years old or less. Penalty for failure to obtain a permit before excavation is \$100.00. In the opinion of the City Engineer and/or Public Works Director, undo degradation will occur to the road surface due to the street cut or cuts, patching of the road cut, and a full street overlay may be required.

PASSED and ADOPTED this 28th day of February 2023.

North Ogden City:

S. Neal Berube
North Ogden City Mayor

CITY COUNCIL VOTE AS RECORDED:

	Aye	Nay
Council Member Barker:	—	—
Council Member Cevering:	—	—
Council Member Dalpias:	—	—
Council Member Ekstrom:	—	—
Council Member Swanson:	—	—

(In event of a tie vote of the Council):

Mayor Berube:	—	—
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ATTEST:

Susan L. Nance, CMC
City Recorder

AGREEMENT #2023-
INTERLOCAL AGREEMENT
between
WEBER COUNTY
and
NORTH OGDEN CITY
for survey related services

THIS AGREEMENT is between WEBER COUNTY (“County”), a body corporate and politic of the State of Utah and NORTH OGDEN CITY (“City”), a municipal corporation in Weber County. County and City may be referred to jointly as the “parties.”

RECITALS

WHEREAS, County and City are public agencies as defined by Title 11, Chapter 13, Utah Code Ann. (the "Interlocal Act"). Section 11-13-202 of the Interlocal Act provides that any two or more public agencies may enter into an agreement with one another to provide services that they are each authorized by statute to provide; and

WHEREAS, City desires to use the Weber County Recorder/Surveyor’s Office for Subdivision Reviews, and Additional Survey services; and

WHEREAS, County has the resources is capable of providing the activities requested by City as described in this Agreement; and

THEREFORE, in exchange for valuable consideration, including the mutual covenants contained in this Agreement, the parties covenant and agree as follows:

1. SCOPE OF SERVICES

- The Weber County Surveyor’s Office (“Surveyor”) agrees to review all plats of proposed subdivisions within the city limits, for North Ogden City, to help ensure compliance with the survey related requirements of U.C.A. 1953, § 17-27a-6, U.C.A. 1953, § 10-9a-6, and Weber County Code Title 106 as applicable.
 - Surveyor agrees to provide monument services for new land survey monuments in each subdivision, within the city limits, for North Ogden City, through the Monument Improvement Agreement Permit Process outlined in Weber County Code Title 45.

- City may request additional surveys or survey related services from Surveyor. Any additional services requested by City will be agreed upon after consultation between the City and the County defining the scope of services to be performed and total sum for each request.
- All services provided pursuant to this section shall be at the request of City and subject to the discretion of the Surveyor.

2. EFFECTIVE DATE

This Agreement shall be effective upon execution and shall continue for a period of 5 years (“Term”). The parties may extend the Term of this Agreement for an additional 5 years in the form of an amendment executed by the parties.

County and City reserve the right to review this Agreement during the Term or additional terms regarding performance and cost and may negotiate costs and additional or amended service elements. Any changes to this Agreement shall be in a written amendment executed by the parties.

3. TERMINATION

The parties reserve the right to terminate this Agreement, in whole or in part, at any time during the Term or any additional terms whenever the terminating party determines, in its sole discretion that it is in the terminating party's interest to do so. If a party elects to exercise this right, the terminating party shall provide written notice to the other party at least 30 (thirty) days prior to the date of termination for convenience. The parties agree that termination for convenience will not be deemed a termination for default nor will it entitle either party to any rights or remedies provided by law or this Agreement for breach of contract or any other claim or cause of action.

4. CONSIDERATION

- The subdivider shall pay to Weber County the fee of \$400 + \$25 per lot; or + \$50 per condo unit for any subdivision review consisting of 2 reviews, each additional review may be subject to a \$75 excessive review fee. Additional fees will be collected and escrowed for the monuments to be built in each subdivision. Payment shall be made directly to the Weber County Surveyor’s Office by the subdivider prior to the start of any review.
- Specific survey services outside of subdivision reviews will be done on a lump sum basis in an amount agreed upon between the City and Surveyor.

5. INDEPENDENT CONTRACTOR AND TAXES

The relationship of County and City under this Agreement shall be that of an independent contractor status. Each party shall have the entire responsibility to discharge all of the obligations of an independent contractor under federal, state and local law, including but not limited to, those obligations relating to employee supervision, benefits and wages; taxes; unemployment compensation and insurance; social security; worker's compensation; disability pensions and tax withholdings, including the filing of all returns and reports and the payment of all taxes, assessments and contributions and other sums required of an independent contractor. Nothing contained in this Agreement shall be construed to create the relationship between County and City of employer and employee, partners or joint ventures'. This Agreement shall not confer any rights to third parties unless otherwise expressly provided for under this Agreement.

6. AGENT

No agent, employee or servant of either party is or shall be deemed to be an employee, agent or servant of the other party. None of the benefits provided by each party to its employees, including but not limited to workers' compensation insurance, health insurance and unemployment insurance, are available to the employees, agents, or servants of the other party. County and City shall each be solely and entirely responsible for its acts and for the acts of its agents, employees, and servants during the performance of this Agreement. County and City shall each make all commercially reasonable efforts to inform all persons with whom they are involved in connection with this Agreement that both are independent contractors.

7. SEVERABILITY

In the event that any condition, covenant or other provision hereof is held to be invalid or void, the same shall be deemed severable from the remainder of this Agreement and shall in no way affect any other covenant or condition herein contained. If such condition, covenant, or other provision shall be deemed invalid due to its scope or breadth, such provision shall be deemed valid to the extent of the scope or breadth permitted by law.

8. COMPLIANCE WITH LAWS

Each party agrees to comply with all federal, state and local laws, rules and regulations in the performance of its duties and obligations under this Agreement. Any violation by either party of applicable law, rule or regulation, shall constitute an event of default under this Agreement. County and City are responsible, at their sole expense, to acquire, maintain and renew during the term of this Agreement, all necessary permits and licenses required for its lawful performance of its duties and obligations under this Agreement.

9. NON-ASSIGNMENT

Neither party shall assign, transfer, or contract for the furnishing of services to be performed under this Agreement without the prior written approval of the other.

10. NON-FUNDING

If either party's performance under this Agreement depends upon the appropriation of funds by either the Utah Legislature or the governing legislative body, and if the legislating body fails to appropriate the funds necessary for the performance, then this Agreement may be terminated by either party by providing written notice to the other party without further obligation. Said termination shall not be construed as breach of or default under this Agreement and said termination shall be without penalty, additional payments, or other charges to either party of any kind whatsoever, and no right of action for damages or other relief shall accrue to the benefit of either party, their successors or assigns, as to this Agreement, or any portion thereof, which may so terminate and become null and void.

11. GOVERNING LAW

It is understood and agreed by the parties hereto that this Agreement shall be governed by the laws of the State of Utah and the ordinances of Weber County, both as to interpretation and performance. All actions, including but not limited to court proceedings, administrative proceedings, arbitration and mediation proceedings, shall be commenced, maintained, adjudicated and resolved within the jurisdiction of Utah.

12. INDEMNIFICATION

Both parties are governmental entities under the Governmental Immunity Act of Utah, §§ 63G-7-101 to -904, as amended (the "Act"). There are no indemnity obligations between these parties. Subject to and consistent with the terms of the Act, the parties shall be liable for their own negligent acts or omissions, or those of their authorized employees, officers, and agents while engaged in the performance of the obligations under this Agreement, and neither party shall have any liability whatsoever for any negligent act or omission of the other party, its employees, officers, or agents. Neither party waives any defenses or limits of liability available under the Act and other applicable law. Both parties maintain all privileges, immunities, and other rights granted by the Act and all other applicable law.

13. INSURANCE

Both parties to this Agreement shall maintain insurance or self-insurance coverage sufficient to meet their obligations hereunder and consistent with applicable law.

14. COUNTERPARTS

This Agreement may be executed in several counterparts and all so executed shall constitute one agreement binding on all the parties, notwithstanding that each of the parties are not signatory to the original or the same counterpart. Further, executed copies of this Agreement delivered by facsimile shall be deemed an original signed copy of this Agreement.

15. INTERLOCAL COOPERATION ACT REQUIREMENTS

In satisfaction of the requirements of the Interlocal Cooperation Act, §§ 11-13-101 *et seq.*, and in connection with this Agreement, the parties agree as follows:

- a. This Agreement shall be approved by each party pursuant to § 11-13-202.5;
- b. This Agreement shall be reviewed as to the proper form and compliance with applicable law by an authorized attorney on behalf of each party pursuant to § 11-13-202.5;
- c. An executed original counterpart shall be filed with the keeper of records for each party pursuant to § 11-13-209;
- d. The term of this Agreement shall not exceed fifty (50) years pursuant to § 11-13-216 of the Interlocal Cooperation Act;
- e. No separate legal entity is created by the terms of this Agreement. No real or personal property shall be acquired jointly by the parties as a result of this Agreement. To the extent that a party acquires, holds, or disposes of any real or personal property for use in the joint or cooperative undertaking contemplated by this Agreement, such party shall do so in the same manner that it deals with other property of such party; and
- f. Except as otherwise specifically provided herein, each party shall be responsible for its own costs of any action taken pursuant to this Agreement, and for any financing of such costs.

16. ENTIRE AGREEMENT

The parties acknowledge and agree that this Agreement constitutes the entire integrated understanding between the parties, and that there are no other terms, conditions, representations or understanding, whether written or oral, concerning the rights and obligations of the parties to this Agreement except as set forth in this Agreement. This Agreement may not be enlarged, modified or altered, except in writing, signed by the parties.

IN WITNESS WHEREOF, the parties execute this Agreement.

By: _____
WEBER COUNTY COMMISSION CHAIR

By: _____
NORTH OGDEN CITY

Date: _____

Date: _____

Commissioner Harvey voted _____
Commissioner Bolos voted _____
Commissioner Froerer voted _____

Attest: _____
Weber County Clerk/Auditor

Approved as to form

Approved as to form

Date

Date