

SOUTH WEBER CITY CITY COUNCIL MEETING

DATE OF MEETING: 26 March 2019

TIME COMMENCED: 6:01 p.m.

LOCATION: South Weber City Office at 1600 East South Weber Drive, South Weber, UT

PRESENT: MAYOR:

Jo Sjoblom

COUNCIL MEMBERS:

Blair Halverson
Kent Hyer (excused)
Angie Petty
Merv Taylor
Wayne Winsor

FINANCE DIRECTOR:

Mark McRae

CITY RECORDER:

Lisa Smith

CITY MANAGER:

David Larson

Transcriber: Minutes transcribed by Michelle Clark

ATTENDEES: Peter Matson, Kim McKinley, Brad Dopp, Tammy Long, and Tim Grubb.

Mayor Sjoblom called the meeting to order and welcomed those in attendance and excused Councilman Hyer.

PLEDGE OF ALLEGIANCE: Councilwoman Petty

PRAYER: Councilman Winsor

CONFLICT OF INTEREST: None

CONSENT AGENDA:

- Minutes of 12 March 2019
- Minutes of 19 March 2019

Councilwoman Petty moved to approve the consent agenda. Councilman Halverson seconded the motion. Mayor Sjoblom called for the vote. Council Members Halverson, Petty, Taylor, and Winsor voted aye. Councilman Winsor abstained from the minutes of 19 March 2019. The motion carried.

PUBLIC COMMENTS: Mayor Sjoblom said anyone who would like to participate in public comment may come to the pulpit, state name and address, and keep comments to three minutes. There was no public comment.

UTOPIA Presentation by Roger Timmerman, UTOPIA Executive Director

Mayor Sjoblom stated in the City Council Meeting held on January 8, 2019, the City Council directed City Manager, David Larson, to reach out to UTOPIA in an information gathering activity. David met with UTOPIA Executive Director, Roger Timmerman, on March 13, 2019, and reviewed the service delivery model UTOPIA employs. Roger was scheduled to present that information directly to the City Council.

Roger introduced himself and Kim McKinley (Marketing Director), and Laurie Harvey (CFO) from UTOPIA. He stated UTOPIA is not a “for profit” business but a political subdivision of the State of Utah. It was created in 2002. They just finished with Woodland Hills and they are starting negotiations with Morgan City. He said they have 20 other cities who are in the early stages of adopting their service. He said the network extends from northern Utah down to St. George. Fiber runs through I-89 which makes it convenient for our City. He reported that in the last ten years all the projects have fully funded with no cost to the city. He explained that there is UTOPIA and UIA which are related but separate. UTOPIA is not internet, but a system which allows internet, video surveillance, air quality sensor, etc. to operate on their network. He compared street infrastructure that can be shared by all vehicles. UTOPIA supports dedicated capacity per customer so there are no band width issues. 10 Gbps is now available across UTOPIA Fiber for residences and 100 Gbps for businesses. Roger said they have the highest customer satisfaction in Utah. He explained how UIA provides up front funding for installation. The agreement terms include:

- City backstops financing
- \$30/mo. per subscriber pays for financing costs, decreasing any potential cost to city for every subscriber on system
- 100% of City services revenue is allocated towards obligations (estimated at \$1,000/mo.) reducing effective take-rate needed to 35%
- Revenues from businesses, schools, city offset needed subscribers
- Cost overruns are covered by UIA
- City growth expense covered by UIA
- New homes/businesses count toward obligations without increased risk to City
- Effective take-rate obligation decreases over time as household numbers increase
- Accumulated revenues before payments are counted toward obligation effectively giving 2 ½ years or more to build sales base
- Any shortfall that impacts the city is a loan paid back as revenues exceed necessary take-rate

Roger clarified that South Weber City is near the UTOPIA Fiber backbone which makes it more accessible. UTOPIA will bring top speeds, low price, improved service, and added value to the City. Residential property values could increase by over 3%. He requested the City conduct a survey to assess citizen demand. He estimated the project would take approximately one year for full installation.

Mayor Sjoblom asked if any city has run into a deficit not reaching the 40% requirement. Roger said the only a short fall was for the first year. Councilman Winsor asked about the \$65 fee with \$30 going to capital. Roger clarified that the estimated \$65 includes the \$30 capital and the fee will not fluctuate although the providers using the infrastructure may change their rates. Councilman Winsor inquired about the history of the rate increase. Some of the providers have increased fees by a few dollars. Councilman Winsor asked who pays the franchise tax for fiber in city roads. Roger said UTOPIA pays 3.5% for phone service and 0% for internet as required by law. David Larsen asked if the lines are placed in the public roads. Roger explained they are located in the public utility easement between the road and sidewalk when possible. He said it is a clean install. Brandon Jones, City Engineer, asked who pays if something needs to be moved. Roger said their franchise agreement is the same as every other franchise so they would be responsible for relocation and any associated fees as permitted by the City. Councilwoman Petty asked about the length of the contract. Roger replied the contract is tied to the financing so lasts until the bond is paid off. Councilman Halverson said 40% take-rate seems high with the location of our city. Roger said the take-rate can be adjusted based on infrastructure. Mayor Sjoblom directed the city staff to move forward with a city-wide survey. UTOPIA may provide the survey and a link to it.

RESOLUTION 19-13: Award of the Contract for the 2019 SR-60 Sidewalk Project: South Weber City’s Engineer, Brandon Jones, reviewed the submitted bids as well as the qualifications of each contractor and based upon that information recommended to the City to award the contract to Leon Poulsen Construction Co., Inc. with a bid of \$292,598.55. The following bids were received:

- | | |
|--|--------------|
| 1. Leon Poulsen Construction Co., Inc. | \$292,598.55 |
| 2. Morgan Asphalt | \$304,849.20 |
| 3. Triple J Concrete LLC | \$305,000.50 |

Councilman Winsor asked if the bid is within budget. David Larsen said it is within budget and was less than projected by the City Engineer.

Councilman Halverson moved to approve Resolution 19-13 and award the contract for the 2019 SR-60 Sidewalk Project to Leon Poulsen Construction Co., Inc. with a bid of \$292,598.55. Councilman Winsor seconded the motion. Mayor Sjoblom called for the vote. Council Members Halverson, Petty, Taylor and Winsor voted aye. The motion carried.

Councilman Halverson thanked the Mayor and City Staff for their efforts in applying for available grants for this project.

RESOLUTION 19-14: Approval of Final Plat & Improvement for Freedom Landing Phase 3: Mayor Sjoblom stated an application for subdividing 3.87 acres at approximately 6500 S. 425 E. into 34 building lots was offered by Aspire Homes. The City Planner and the City Engineer have analyzed all forms presented and found all conditions of City Code met and relayed their findings to the Planning Commission. The South Weber City Planning Commission held a public hearing for the entire subdivision on the 13 July 2017, and the Planning Commission reviewed all the supporting documents of phase 3 in an open public meeting on the 14 March

2019 and gave a favorable recommendation for approval by the City Council at the same hearing.

Councilman Halverson moved to approve Resolution 19-14: Approval of Final Plat & Improvement for Freedom Landing Phase 3. Councilman Taylor seconded the motion. Mayor Sjoblom called for the vote. Council Members Halverson, Petty, Taylor and Winsor voted aye. The motion carried.

NEW BUSINESS: (None)

REPORTS:

Mayor Sjoblom:

- Council of Governments meeting last week discussed the Third Quarter Local Option Transportation Sales Tax
 - Tax takes effect July 1 – generates approximately \$6.5M for use in 2020 – funds will be awarded to projects in January 2020 and available for distribution
 - Tax collection from January to December 2020 will generate approximately \$13M for use in 2021
 - Any transportation service is eligible and would also include an intelligent transportation system: streetlights, technology, as well as a debt or bond issuance cost related to a transportation system
 - Stipulation: regionally significant transportation facility, for new capacity or congestion mitigation; It can't be for operations and maintenance.
 - Council of Governments will evaluate and award grants
- She thanked Brandon Jones concerning the Safe Sidewalk Program and all his hard work and efforts to obtain that grant.

Councilman Taylor: He said the Public Safety Committee met and are in negotiations with Davis County Sheriff's Department and Layton City concerning service for our City.

Councilman Winsor: He said the Municipal Utilities Committees will be looking at an RFP for city street lights. He said there are also concerns about garbage collection with a scheduled increase of \$2.00 per can. They are looking at options with regards to a new Public Works Facility. He suggested the public be made aware of the street construction that will be taking place beginning April 1st.

Davis Larsen, City Manager: He outlined the breakdown of the two separate grants for the sidewalks. He said one was unanticipated in the budget, but the cost of the grant should take fully cover it. He said there will be a budget amendment showing the amount of grant coming in.

CLOSED EXECUTIVE SESSION—UTAH CODE 52-4-205(1) (D) DISCUSSION OF THE PURCHASE, EXCHANGE, OR LEASE OR REAL PROPERTY.

Councilman Winsor moved to close the public session and open a closed executive session. Councilman Taylor seconded the motion. Council Members Halverson, Petty, Taylor, and Winsor voted aye. The motion carried.

Closed Session Commenced at 7:17 pm.

In Attendance: David Larsen (City Manager), Brandon Jones (City Engineer), Lisa Smith (City Recorder), Michelle Clark (Transcriber), Council Members Halverson, Petty, Taylor, and Winsor.

Councilman Taylor moved to adjourn the closed session at 7:40 p.m. Councilman Halverson seconded the motion. Council Members Halverson, Petty, Taylor, and Winsor voted aye. The motion carried.

City Council meeting reconvened at 7:42 p.m.

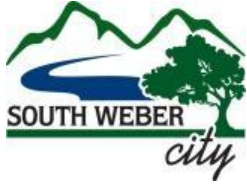
Councilman Winsor moved to open the public session. Councilman Taylor seconded the motion. Council Members Halverson, Petty, Taylor, and Winsor voted aye. The motion carried.

ADJOURNED: Councilman Winsor moved to adjourn the Council Meeting at 7:42 p.m. Councilman Taylor seconded the motion. Council Members Halverson, Hyer, Petty, Taylor and Winsor voted yes. The motion carried.

APPROVED: _____ Date _____
Mayor: Jo Sjoblom

Transcriber: Michelle Clark

Attest: _____
City Recorder: Lisa Smith



Council Meeting Date: April 9, 2019

Name: David Larson

Agenda Item: 5

Objective: Country Fair Days Discussion

Background: Country Fair Days Leadership would like to come before City Council to promote this year's event and discuss the level of support the City will be providing this year.

Country Fair Days is requesting City support (above and beyond staff time) as cash totally \$4,118, which would pay for rentals of the stage & hot dog machine (\$2,160), tables & chairs (\$1,174) and portable restrooms (\$784).

Summary: Country Fair Days Discussion

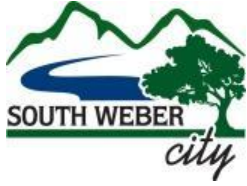
Committee Recommendation: NA

Planning Commission Recommendation: NA

Staff Recommendation: NA

Attachments: NA

Budget Amendment: NA



Council Meeting Date: April 9, 2019

Name: David Larson

Agenda Item: 6

Objective: Approve City Planner Agreement

Background: South Weber City has an agreement with Davis County that they will provide planning services to the City when we make request for such work. For many years as a County employee, Barry Burton served South Weber City as our City Planner, fulfilling the County agreement.

Barry retired from Davis County at the beginning of the year but out of the goodness of his heart has continued to assist South Weber City as a volunteer Planner. Approval of this agreement officially establishes Barry as South Weber City's City Planner on a contract basis moving forward, thus securing his services directly.

Barry's experience and specific knowledge of South Weber City make him a wonderful City Planner. He has proven himself through years of work for the City, and his dedication to the City's ongoing success is no more evident than his recent volunteer work. Staff enjoys working with him and are excited to continue working with him.

Summary: Approve City Planner Agreement

Committee Recommendation: NA

Planning Commission Recommendation: NA

Staff Recommendation: Approve the Agreement

Attachments: Draft Agreement

Budget Amendment: NA

**SOUTH WEBER CITY RESOLUTION 19-11
AGREEMENT FOR PLANNING SERVICES**

WHEREAS, the City requires a planner to coordinate development and provide various planning functions within the City; and

WHEREAS, the City has developed a working relationship over many years with Barry Burton; and

WHEREAS, Barry retired from the Davis County Planning Department and desires to continue serving as South Weber City Planner;

NOW THEREFORE BE IT RESOLVED by the Council of South Weber City, Davis County, State of Utah, as follows:

SECTION 1: South Weber City hereby enters into an agreement with Barry Burton to serve as City Planner.

SECTION 2 REPEALER CLAUSE: All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 3 EFFECTIVE DATE: This resolution shall be effective immediately.

PASSED AND APPROVED by the South Weber City Council this 9th day of April 2019.

Roll Call Vote:		
	Aye	Nay
Blair Halverson	_____	_____
Kent Hyer	_____	_____
Angie Petty	_____	_____
Merv Taylor	_____	_____
Wayne Winsor	_____	_____

Jo Sjoblom, Mayor

Attest: Lisa Smith, Recorder

AGREEMENT FOR PLANNING SERVICES

THIS AGREEMENT FOR PLANNING SERVICES ("Agreement") is made and entered into this 9th day of April, 2019, by and between South Weber City, a Utah Municipal Corporation, hereinafter referred to as "City," and Barry Burton of West Point, Utah, hereinafter referred to as "Burton."

RECITALS

WHEREAS, from time to time City has need of a land use planner to assist in performing planning services as hereinafter specified; and

WHEREAS, Burton has significant experience in land use planning, has previously provided planning services for City, and has the time to continue to provide planning services to the City as the City requests; and

WHEREAS, City now desires to contract with Burton to serve as a land use planner pursuant to the terms and conditions contained herein;

NOW THEREFORE, in consideration of the mutual covenants herein contained, the Parties hereto agree as follows:

1. The recitals are a material part of this Agreement and are incorporated herein.
2. Upon request of the City, Burton will perform the following planning services:
 - a. subdivision investigation and review;
 - b. attendance at planning commission meetings;
 - c. attendance at city council meetings;
 - d. presentations to the planning commission and city council;
 - e. investigation and identification of technical details related to the preparation of zoning ordinances, subdivision ordinances, land use ordinances, related documents, contracts, and agreements, and amendments thereto;
 - f. reviewing and creating land use and transportation studies;
 - g. updating the official maps of the City;
 - h. providing various maps for City use;
 - i. conducting special studies for the development of a City master plan and updates thereto; and
 - j. provide drafting and mapping services in connection with the foregoing subparagraphs.
3. City shall determine the nature, extent, and timing of the services to be performed by Burton under paragraph 2, if any.

Agreement for Planning Services

4. City shall pay Burton Seventy Dollars (\$70.00) per hour in performing the planning services identified in paragraph 2. Burton shall provide City a detailed monthly billing of the hours worked.
5. This Agreement shall be for a duration of six (6) months effective immediately on the date first written above and renewing automatically every six (6) months thereafter unless terminated by either party for any reason with thirty (30) days' written notice.
6. This Agreement constitutes the entire agreement between the parties and supersedes any previous written or verbal agreements. Any changes hereto shall be reduced to writing and agreed upon by both parties.
7. If any provision of this Agreement or any portion thereof, is held unconstitutional, invalid or unenforceable, the remainder of this Agreement or portion thereof shall be deemed severable and shall not be affected and shall remain in full force and effect for so long as each party receives the material benefit of the bargain of the Agreement.
8. Time is of the essence of this Agreement.

IN WITNESS WHEREOF, South Weber City has caused this Agreement to be signed and executed in its behalf by its City Manager and duly attested by its City Recorder, and Burton has signed and executed this Agreement the day and year first above written.

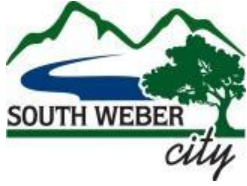
SOUTH WEBER CITY

David Larson, City Manager

ATTEST:

City Recorder


Barry Burton



Council Meeting Date: April 9, 2019

Name: Kimberli Guill

Agenda Item: 7

Objective: The City will no longer track or send out renewal notices for Home Occupation Businesses that do not have patrons or employees.

Background: With the 2017 Passage of SB 81: Exempting Certain Home-Based businesses from Licensure and Fees, The City has been spending money both in labor to track & prepare business licenses, renewals and late notices but also the postage to mail them, without the ability to charge fees. This applies ONLY to Home Based businesses that do not have patrons or employees.

Summary: Ord 19-11 will amend South Weber City Code Chapter 3-2-1 pertaining to business licenses for Home Occupations. The City will no longer track or send renewals for Home-Based Businesses that do not have patrons or employees. We will however issue licenses to those businesses who request them free of charge since we cannot charge fees for them.

Committee Recommendation: NA

Planning Commission Recommendation: NA

Staff Recommendation: Approval

Attachments: Ord 19-11

Budget Amendment: NA

SOUTH WEBER CITY ORDINANCE 19-10

AN ORDINANCE OF THE SOUTH WEBER CITY COUNCIL AMENDING SOUTH WEBER CITY CODE CHAPTER 3-2-1, PERTAINING TO BUSINESS LICENSES FOR HOME OCCUPATIONS

WHEREAS, the Council finds and determines that it is necessary for business efficiency to no longer track business licenses for home occupations without patrons or employees;

NOW, THEREFORE, BE IT ORDAINED by the City Council of South Weber City, State of Utah:

Section 1. Section amended. Section 3-2-1 of the South Weber City Code is hereby amended to read as follows:

3-2-1 Types of Businesses

A. License Required: Except as otherwise provided in subsection C, it shall be unlawful for any person to operate any of the following types of businesses within the City without first making an application to the City and obtaining a business license:

1. Home Occupation with on-site patrons/employees: Any business conducted from a residence that has patrons or employees frequenting the business.
2. Group Home: A residential facility for elderly or handicapped persons consistent with the zoning of the desired location, that is occupied on a 24-hour basis by eight or fewer individuals in a family type arrangement and in conformance with applicable standards of the Utah Department of Social Services.
3. Commercial: Any business conducted for profit that is not located within a residence.
4. Construction: A person or business that builds, excavates, or completes any work, including electrical and mechanical, towards the completion of a building or structure and whose business is located within the City.
5. Mining: Those activities conducted on the surface of the land for the exploration for development of or the extraction of mineral deposits from its natural occurrences, including surface mining and surface effects of underground mining, including on site transportation or other primary processing.
6. Mobile Business: Any business conducted for profit that is operated independently from or as an extension of a brick and mortar business location.

B. Permit Required: It shall be unlawful for any person to operate any mobile business or business on a mobile platform, such as a truck, trailer or cart, within the City without first making an application to the City and obtaining the required permit independent of or in conjunction with a business license.

C. The City shall not:

1. require a license or permit for a business that is operated only occasionally and by an individual who is under 18 years of age;

2. charge a license fee for a home occupation, unless the combined offsite impact of the home occupation and the primary residential use materially exceeds the offsite impact of the primary residential use alone as deemed by the Business License Official. Appeals shall be determined by the City Council; or
3. track home occupations that do not have patrons and employees, nor send out renewal notices for such home occupations.

Section 2. General Repealer. Ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 3. Effective Date. The City Council of South Weber City, State of Utah, has determined that the public health, safety and welfare requires that this ordinance take effect immediately. Therefore, this ordinance shall become effective immediately upon passage and publication as required by law.

PASSED AND ADOPTED by the City Council of South Weber, Davis County, on the 9th day of April 2019.

MAYOR: Jo Sjoblom

Roll call vote is as follows:		
Mr. Halverson	Yes	No
Mr. Hyer	Yes	No
Ms. Petty	Yes	No
Mr. Taylor	Yes	No
Mr. Winsor	Yes	No

ATTEST: City Recorder: Lisa Smith

CERTIFICATE OF POSTING

I hereby certify that Ordinance 19-10 was passed and adopted the 9th day of April 2019 and that complete copies of the ordinance were posted in the following locations within the City this 10th day of April 2019:

1. South Weber Elementary, 1285 E. Lester Drive
2. South Weber Family Activity Center, 1181 E. Lester Drive
3. South Weber City Building, 1600 E. South Weber Drive

City Recorder: Lisa Smith

SOUTH WEBER CITY
ORDINANCE NO. 19-19-110 — 11

AN ORDINANCE OF THE SOUTH WEBER CITY COUNCIL AMENDING SOUTH WEBER CITY CODE CHAPTER ~~3-02-010~~, PERTAINING TO BUSINESS LICENSES FOR HOME OCCUPATIONS

WHEREAS, the Council finds and determines that it is necessary for business efficiency to no longer track business licenses for home occupations without patrons or employees;

NOW, THEREFORE, BE IT ORDAINED by the City Council of South Weber City, State of Utah:

Section 1. Section amended. Section ~~3-02-010~~ of the South Weber City Code is hereby amended to read as follows:

~~3-02-010~~ Types Of Businesses

A. License Required: Except as otherwise provided in subsection ~~C-1~~, it shall be unlawful for any person to operate any of the following types of businesses within the eCity without first making an application to the eCity and obtaining a business license:

- ~~1. Home Occupation Without On-Site Patrons/Employees: Any business conducted from a residence that has neither patrons nor employees frequenting the business at any time.~~
- ~~2.1~~ Home Occupation ~~With On-Site Patrons~~patrons/Employeesemployees: Any business conducted from a residence that has patrons and/or employees frequenting the business.
- ~~3.2~~ Group Home: A residential facility for elderly or handicapped persons consistent with the zoning of the desired location, that is occupied on a ~~twenty four (24)~~ hour basis by eight (~~8~~) or fewer individuals in a family type arrangement and in conformance with applicable standards of the Utah ~~department~~Department of ~~social~~Social servicesServices.
- ~~4.3~~ Commercial: Any business conducted for profit that is not located within a residence.
- ~~5.4~~ Construction: A person or business that builds, excavates, or completes any work, ~~including electrical and mechanical~~, towards the completion of (~~i.e., electrical, mechanical~~) a building or structure and whose business is located within the eCity.
- ~~6.5~~ Mining: Those activities conducted on the surface of the land for the exploration for development of or the extraction of mineral deposits from its natural occurrences, including surface mining and surface effects of underground mining, including on site transportation or other primary processing.
- ~~7.6~~ Mobile Business: Any business conducted for profit that is operated independently from or as an extension of a brick and mortar business location.

Formatted: Font: 16 pt

Formatted: Space After: 0 pt

Formatted: Top: 0.69", Bottom: 0.63"

Formatted: Left

Formatted: Font: Bold

Formatted: Font: Bold

Formatted: Font: Bold

Formatted: Font: Bold

Formatted: Indent: Left: -0.13"

Formatted: Left

B. Permit Required: It shall be unlawful for any person to operate any mobile business or business on a mobile platform, such as a truck, trailer or cart, within the eCity without first making an application to the eCity and obtaining the required permit independent of or in conjunction with a business license.

Formatted: Left, Indent: Left: 0.25"

C. The City shall not:

Formatted: Left

1. require a license or permit for a business that is operated only occasionally and by an individual who is under 18 years of age; ~~or~~

Formatted: Underline

2. charge a license fee for a home occupation, unless the combined offsite impact of the home occupation and the primary residential use materially exceeds the offsite impact of the primary residential use alone as deemed by the Business License Official. Appeals shall be determined by the City Council; or

Formatted: Left, Indent: Left: 0.25"

Formatted: Left

~~2.3.~~ track home occupations that do not have patrons and employees, nor send out renewal notices for such home occupations.

Formatted: Left

Section 2. General Repealer. Ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

Formatted: Font: Bold

Formatted: Left

Section 3. Effective Date. The City Council of South Weber City, State of Utah, has determined that the public health, safety and welfare requires that this ordinance take effect immediately. Therefore, this ordinance shall become effective immediately upon passage and publication as required by law.

Formatted: Font: Bold

Formatted: Font: Bold

Formatted: Font: Bold

PASSED AND ADOPTED by the City Council of South Weber, Davis County, on the 9th day of April 2019.

Formatted: Font: Bold

Roll call vote is as follows:

Mr. Halverson Yes No

Mr. Hyer Yes No

Ms. Petty Yes No

Mr. Taylor Yes No

Mr. Winsor Yes No

Formatted: Indent: Left: 3.5", First line: 0.5"

MAYOR: Jo Sjoblom

Formatted: Indent: Left: 0", First line: 0"

ATTEST: City Recorder: Lisa Smith

Formatted: Indent: Left: 3.5", First line: 0.5"

CERTIFICATE OF POSTING

Formatted: Font: Bold

Formatted: Centered

I hereby certify that Ordinance 19-10 was passed and adopted the 9th day of April 2019 and that complete copies of the ordinance were posted in the following locations within the City this 10th day of April 2019:

Formatted: Superscript

Ord. No. [49-19-11](#)

Business Licenses for Home Occupations [page 2 of 2](#)

- [1. South Weber Elementary, 1285 E. Lester Drive](#)
- [2. South Weber Family Activity Center, 1181 E. Lester Drive](#)
- [3. South Weber City Building, 1600 E. South Weber Drive](#)

City Recorder: Lisa Smith

Formatted: Space After: 0 pt

~~PASSED AND ADOPTED~~ by the City Council of South Weber, Davis County, on the _____ day of _____, 2019.

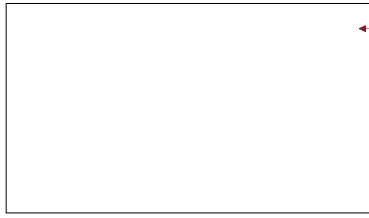
ATTEST:

MAYOR: Jo Sjoblom

City Recorder: Lisa Smith

Roll call vote is as follows:

Mr. Halverson _____ Yes _____ No _____
Mr. Hyer _____ Yes _____ No _____
Ms. Petty _____ Yes _____ No _____
Mr. Taylor _____ Yes _____ No _____
Mr. Winsor _____ Yes _____ No _____



CERTIFICATE OF POSTING

I hereby certify that Ordinance ~~19-19-11~~ was passed and adopted the _____ day of _____, 2019 and that complete copies of the ordinance were posted in the following locations within the City this _____ day of _____, 2019:

- 1. South Weber Elementary, 1285 E. Lester Drive
- 2. South Weber Family Activity Center, 1181 E. Lester Drive
- 3. South Weber City Building, 1600 E. South Weber Drive

City Recorder: Lisa Smith

Formatted: Space After: 8 pt

Formatted: Indent: First line: 0"

Formatted: Line spacing: Multiple 1.08 li

Formatted: Indent: Left: 0", Line spacing: Multiple 1.08 li

Formatted: Line spacing: Multiple 1.08 li

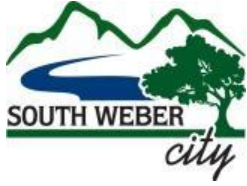
Formatted: Indent: Left: 0", First line: 0", Line spacing: Multiple 1.08 li

Formatted: Left, Line spacing: Multiple 1.08 li, Adjust space between Latin and Asian text, Adjust space between Asian text and numbers

Formatted: Line spacing: Multiple 1.08 li, Adjust space between Latin and Asian text, Adjust space between Asian text and numbers

Formatted: Left, Line spacing: Multiple 1.08 li, Adjust space between Latin and Asian text, Adjust space between Asian text and numbers

Formatted: Left, Line spacing: Multiple 1.08 li, Adjust space between Latin and Asian text, Adjust space between Asian text and numbers, Tab stops: Not at 3.5"



Council Meeting Date: April 9, 2019

Name: Mark McRae

Agenda Item: 8- 9

Objective: Adopt amendments to 2018-2019 Budget.

Background: The 2018 – 2019 Budget was adopted on June 19, 2018. During the year, additional unforeseen expenditures and changes have been reviewed and approved by the city council. A public hearing will be held prior to this action for public comment on these changes. Tonight’s action formally amends the budget to include these changes.

<u>Account</u>	<u>Project</u>	<u>Increase</u>
1041620	New City Manager relocation costs	\$ 6,000
1070312	Wetlands Study – Canyon Meadows Park	\$ 30,000
4557740	Change orders on new Fire truck	\$ 40,000
4543740	New HVAC system – City Hall Council Chambers	\$ 11,000
4560730	Sr-60 Sidewalk Project (\$403,250 in Grants)	\$ 485,000
5240000	Budget printing error	\$ 41,000
5440690	Sky Haven Cove Drainage (\$110,000 from UDOT)	\$ 122,000

Summary: Previously approved changes to the 2019 city budget are being adopted as part of the budget.

Committee Recommendation: na

Planning Commission Recommendation: na

Staff Recommendation: Adopt the 2019 Amendments

Attachments: Resolution 19-12

Budget Amendment: na

SOUTH WEBER CITY RESOLUTION 19-12

A RESOLUTION OF THE SOUTH WEBER CITY COUNCIL ADOPTING BUDGET AMENDMENTS FOR THE FISCAL YEAR ENDING JUNE 30, 2019.

WHEREAS, South Weber City (hereafter referred to as the “City”) is a municipal corporation duly existing under the laws of the state of Utah; and

WHEREAS, Utah Code Annotated §10-6-111, §10-6-118, §10-6-127, and §10-6-128 regulates the budgeting process for municipalities; and

WHEREAS, the City adopted its Fiscal Year 2018-19 budget previously and desires to amend that budget according to the terms presented herein with the referenced changes; and

WHEREAS, Title 10, Chapter 6, of the *Utah Code Annotated* provides the procedure for the City to amend its budget as follows;

§ 10-6-127:

“(1)

- (a) Upon the written request of one of the members of the governing body, or upon its own motion setting forth the reason therefor, the governing body may, at any time during the budget period, review the individual budgets of the funds set forth in Section 10-6-109, for the purpose of determining if the total of any of them should be increased.
- (b) If the governing body decides that the budget total of one or more of these funds should be increased, it shall follow the procedures set forth in Sections 10-6-113 and 10-6-114 for holding a public hearing.

(2)

- (a) In a city that has adopted a fiscal period that is a biennial period under Subsection 10-6-105(2), the governing body shall, in a public hearing before June 30 of the first year of the biennial period, review the individual budgets of the funds set forth in Sections 10-6-109 and 10-6-135 for the second year of the biennial period.
- (b) In each review under Subsection (2)(a), the governing body shall follow the procedures of Sections 10-6-113 and 10-6-114 for holding a public hearing.”

§ 10-6-128: “After the conclusion of the hearing, the governing body, by resolution or ordinance, may amend the budgets of the funds proposed to be increased, so as to make all or part of the increase therein, both estimated revenues and appropriations, which were the proper subject of consideration at the hearing. Final amendment in the current period to the budgets of any of the funds set forth in Section 10-6-109 shall be adopted by the governing body on or before the last day of the fiscal period.”; and

WHEREAS, this legislative body, in accordance with state law, discussed and reviewed on April 9, 2019 the current budget for amendment and held its public hearing on the same day to take public comment regarding the budget amendments for the above referenced fiscal year and such amendments were presented as contained herein;

NOW THEREFORE BE IT RESOLVED by the City Council of South Weber City, State of Utah, to amend the budget for the 2018-2019 Fiscal Year, as follows:

Section 1. Budget Amendments.

South Weber City Council amends the budget for FY 2018-19 with the following changes as indicated:

General Fund

1031300	Sales and Use Taxes	36,000	
1041620	Legislative – Miscellaneous		6,000
1070312	Parks – Engineering Fees		30,000

Capital Projects Fund

4539389	Fund Balance to be appropriated	132,750	
4533400	State Grants	403,250	
4557740	Fire - Purchase of Equipment		40,000
4543740	Admin – Purchase of Equipment		11,000
4560730	Streets - Improv. other than Buildings		485,000

Sewer Fund

5239500	Contribution from Fund Balance	41,000	
5240000	Salaries and Benefits		41,000

Storm Water Fund

5433400	State Grants	110,000	
5439500	Contribution from Fund Balance	15,000	
5440690	Projects		125,000
		738,000	738,000

Section 2. Compliance and Submission. Staff is authorized to make any modification to said budget to conform with the submission requirements of state law. Said budget amendments adopted herein in accordance with the requirements of the laws of the state of Utah shall be forwarded by staff to the State Auditor within thirty (30) days.

Section 3. Effective Date. This Resolution shall be effective immediately upon passage and adoption.

PASSED AND ADOPTED by the South Weber City Council on this **9th day of April 2019**.

Jo Sjoblom, Mayor

ATTEST: Lisa Smith, City Recorder

Roll call vote is as follows:

Mr. Taylor	Yes	No
Mr. Hyer	Yes	No
Mrs. Petty	Yes	No
Mr. Halverson	Yes	No
Mr. Winsor	Yes	No