



CITY COUNCIL AGENDA

Wednesday, March 28, 2018

NOTICE IS HEREBY GIVEN that the Herriman City Council shall assemble for a meeting in the Herriman City Council Chambers, located at 5355 West Herriman Main Street, Herriman, Utah.

5:00 PM - WORK MEETING: *(Fort Herriman Conference Room)*

1. Mayor and Council Social

1.1. *The Mayor and Council will meet for informal discussion and dinner. No action will be taken on any items.*

2. Council Business – 5:15 PM

- 2.1. Review of this Evening's Agenda
- 2.2. Future Agenda Items

3. Administrative Reports

- 3.1. Discussion regarding the Dansie Water Company Emergency Water Purchase Agreement – Justun Edwards, Water Director
- 3.2. General Plan Amendment Update – Michael Maloy, City Planner
- 3.3. Dansie Master Development Agreement Update – Gordon Haight, Assistant City Manager
- 3.4. Parks and Recreation Update – Wendy Thomas, Director of Parks, Recreation and Events
- 3.5. Potential Budget Revenue Discussion (*Continued from March 21, 2018*) – Gordon Haight, Assistant City Manager
- 3.6. City Manager Updates – Brett Wood, City Manager

4. Adjournment

7:10 PM - GENERAL MEETING:

1. Call to Order

- 1.1. Invocation/Thought/Reading and Pledge of Allegiance
- 1.2. Council Disclosure for Conflict of Interest
- 1.3. Mayor/Council Comments and Recognitions

2. Public Comment

Audience members may bring any item to the Mayor and Council's attention. Comments will be limited to two minutes. State Law prohibits the Council from acting on items that do not appear on the agenda.

5355 W. Herriman Main St. • Herriman, Utah 84096
(801) 446-5323 office • (801) 446-5324 fax • herriman.org

3. Mayor and Council Board and Committee Reports

4. Reports, Presentations and Appointments

- 4.1. Utah Chapter ICC Presentation – Gordon Haight, Assistant City Manager
- 4.2. Presentation of a Resolution appointing two Planning Commissioners and two Alternate Planning Commissioners – Michael Maloy, City Planner
- 4.3. Herriman Promise Foundation Report – Michelle Baguley, Committee Member

5. Consent Agenda

- 5.1. Approval of the February 28, 2018 City Council Meeting Minutes
- 5.2. Consideration of an Ordinance amending Title 2 Chapters 1-6 of the Herriman City Code of Ordinances regarding Boards and Committees and adding a new chapter 7 creating a Trails Committee – Wendy Thomas, Director of Parks, Recreation and Events
- 5.3. Consideration of a Resolution amending the fee schedule with respect to the Animal Control Fee Schedule – Justun Edwards, Water Director
- 5.4. Approval of the Monthly Financial Summary – Alan Rae, Finance Director

6. Calendar

6.1. Meetings

- 6.1.1. April 5 - Planning Commission Meeting 7:00 p.m.
- 6.1.2. April 11 – City Council Work Meeting 5:00 p.m.; City Council Meeting 7:00 p.m.

6.2. Events

- 6.2.1. March 31 – Basket Bash; W&M Butterfield Park 10:00 a.m.
- 6.2.2. April 15 – Thomas Butterfield Scholarship Application Deadline

7. Closed Session

- 7.1. *The Herriman City Council may temporarily recess the City Council meeting to convene in a closed session to discuss the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205*

8. Adjournment

9. Recomence to Work Meeting (If Needed)

In accordance with the Americans with Disabilities Act, Herriman City will make reasonable accommodation for participation in the meeting. Request assistance by contacting Herriman City at (801) 446-5323 and provide at least 48 hours advance notice of the meeting.

ELECTRONIC PARTICIPATION: Members of the City Council may participate electronically via telephone, Skype, or other electronic means during this meeting.

PUBLIC COMMENT POLICY AND PROCEDURE: The purpose of public comment is to allow citizens to address items on the agenda. Citizens requesting to address the Council will be asked to complete a written comment form and present it to Jackie Nostrom, City Recorder. In general, the chair will allow an individual two minutes to address the Council. A spokesperson, recognized as representing a group in attendance, may be allowed up to five minutes. At the conclusion of the citizen comment time, the chair may direct staff to assist the citizen on the issue presented; direct the citizen to the proper administrative department(s); or take no action. This policy also applies to all public hearings. Citizens may also submit written requests (outlining their issue) for an item to be considered at a future council meeting. The chair may place the item on the agenda under citizen comments; direct staff to assist the citizen; direct the citizen to the proper administrative departments; or take no action.

I, Jackie Nostrom, certify the foregoing agenda was emailed to at least one newspaper of general circulation within the geographic jurisdiction of the public body, at the principal office of the public body, on the Utah State Public Notice website www.utah.gov/pmn/index.html and on Herriman City's website at www.herriman.org

Posted and Dated this 22nd day of March, 2018

Jackie Nostrom, MMC
City Recorder



DATE: 03/16/18

TO: The Honorable Mayor and City Council

FROM: Justun Edwards Water Department Director

SUBJECT: Dansie Water Company Emergency Water Purchase Agreement

RECOMMENDATION:

Staff recommends approval

BACKGROUND:

The Dansie Water Company approached the City several years ago, to ask if the City would be willing to allow a connection between our two water systems to supply them water in the event of an emergency. The agreement was not completed at that time, because we could not come to an agreement to the terms. Several months ago, the Dansie Water Company approached the City to readdress the issue. They have agreed to the terms set in the agreement and would like to move forward with the agreement.

DISCUSSION:

These types of agreements are common between Municipalities, other water purveyors and small water companies. The City currently has similar agreements with two other nearby water systems. This agreement would allow the Dansie Water Company to receive water from the City when emergencies occur that would affect their ability to serve water to their customers. The agreement is not a guaranteed supply, nor is there a minimum amount of water they must use. The Dansie Water Company consists of 11 water connections, so in the event they do need water, it would not put a large demand on our system. We do have the ability to deny water supply if it would affect the City's ability to serve our own customers. In the event water is used, they would pay the City's standard wholesale water rate. The agreement requires Dansie Water Company to pay the city upfront for the cost of installation and materials. The connection would be installed by City crews or a contractor hired by the City.

ALTERNATIVES:

Deny request

FISCAL IMPACT:

N/A

Emergency Water Purchase Agreement

THIS EMERGENCY WATER PURCHASE AGREEMENT (this “*Agreement*”) is made effective _____, 2018, by and between **HERRIMAN**, a Utah municipality, whose address is 5355 W Herriman Main Street, Herriman, Utah 84096 (“*City*”), and **DANSIE WATER COMPANY**, a Utah non-profit corporation, whose address is 7041 West 13090 South, Herriman, Utah 84096 (“*Buyer*”).

RECITALS:

A. City is a Utah municipality that is empowered to, *inter alia*, enter into contracts with public and private entities for the purchase, sale and delivery of water.

B. Buyer is a non-profit corporation that is authorized by the Utah Department of Environmental Quality, Division of Drinking Water, to provides retail water service to its customers.

C. Buyer desires to purchase from City, and City is willing to sell to Buyer, water on an Emergency basis to meet a portion of the emergency needs of the Buyer or its customers, on the terms and conditions specified in this Agreement.

AGREEMENT:

NOW THEREFORE, in consideration of the premises, the mutual covenants and undertakings of the parties hereto, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

Section 1. **Agreement to Purchase.** No earlier than _____, and subject to construction of infrastructure by City, City hereby agrees to sell, and Buyer hereby agrees to purchase, water on an emergency basis (“*Emergency Water*”). No minimum amount of Emergency Water must be purchased by Buyer or sold by City. Buyer may purchase and take delivery of Emergency Water at a rate no more than 20 gallons per minute, per location, and subject to availability as provided herein. The actual quantity of Emergency Water purchased and delivered to Buyer, if any, shall be computed by City when Emergency Water is used.

(a) **Delivery Points and Flow Rates.** City shall deliver Emergency Water, if any, purchased by Buyer hereunder at the points and within the flow rates set forth on the attached exhibit. City shall install all stubs, valves, meters, and backflow preventers pursuant to City standards, and Buyer shall deposit the estimated cost of such installation with the City prior to commencement of installation.

(b) **Water Quality.** City shall provide Emergency Water hereunder in accordance with standards for public drinking water set by the Division of Drinking Water and/or the Drinking Water Board of the Department of Environmental Quality; provided, however, that City shall not be liable, nor in breach of this Agreement, for failure to meet those standards unless such failure is due to City’s willful misconduct or gross negligence.

(c) **Effect of Water Shortages.** City Intends to supply emergency water by water produced from its own sources. City is not a guarantor of the delivery of any Emergency Water to Buyer against drought, adverse claims, acts of God, or all other matters beyond its reasonable control.

(d) Allocation. City ordinarily executes water purchase agreements on a “take-or-pay” basis, which requires a buyer to pay for a specific minimum amount of water regardless of whether the buyer actually takes delivery of that amount. The “take-or-pay” allocation of a minimum amount of water insures a market for the sale of water by City; allows City to amortize the costs of its facilities constructed to produce, store and deliver water to its customers; and forms a basis for City to allocate its water supply among its “take-or-pay” customers during shortages. This Agreement, on the other hand, allows Buyer to take water on an emergency basis, with no specific minimum amount which must be purchased or taken. Therefore, should City need to allocate water to other customers, City, at its discretion, may give priority to its others. **Consequently, there is no guarantee or obligation by City to supply any Emergency Water under this Agreement to Buyer.**

(e) System Capacity. City owns a water delivery system to meet the demands of its customers. The amount of water which City is capable of delivering to all of its customers at any one time is termed “*system capacity*.” City’s system capacity is limited by the size of the various components of the system. Thus, City’s system has a physical limitation on its ability to deliver water. At times when City’s system capacity is fully utilized, it may not be physically practicable and/or possible to deliver water to Buyer. **Buyer acknowledges and agrees that any Emergency Water purchased under this Agreement will be delivered through City’s system only on a space-available basis and according to City’s prioritization of its customers, at City’s discretion and pursuant to its interpretation and application of its policies and rules as they may be adopted and amended periodically, and there is no guarantee or obligation by City to supply any Emergency Water under this Agreement to Buyer.**

(f) Duration of use. Emergency water may be supplied for a duration not to exceed 30 days without written request. The written request must include reason for extension and estimated time of extension.

(f) Authority to Access Emergency Water. Only a City-authorized representative shall have authority to access and to control the valves that supply the Emergency Water. Buyer shall notify the City of the need for Emergency Water and the City will endeavor to supply the Emergency Water to Buyer within two (2) hours of such request and Buyer shall provide City written confirmation of the request by letter or e-mail within twenty-four (24) hours after the request.

Section 2. Purchase Price. The purchase price for Emergency Water purchased by Buyer under this Agreement, if any, shall be the then current wholesale rate adopted by the City from time to time.

Section 3. Geographical Limitation on Use. Buyer shall not use, or deliver for use, outside its boundaries or outside the boundaries of the Jordan Valley Water Conservancy District any Emergency Water purchased under this Agreement.

Section 4. Testing. Buyer shall provide a copy of all water quality sample results performed by Buyer. Any sample that meets or exceeds the Division of Drinking Water maximum contaminant level shall be reported to the City in writing within 24 hours of receipt of such test by Buyer. Buyer also agrees to test all water received by it pursuant to applicable government entities.

Section 5. **Default.** If Buyer defaults on any payment or obligation due under this Agreement, and Buyer's default remains uncured for a period of five (5) days after notice of default, or if Buyer accesses or attempts to access and/or exercises control or attempts to exercise control over the valves that supply the Emergency Water, City at its sole discretion shall be entitled to withhold delivery of Emergency Water and/or terminate this Agreement and/or pursue all other remedies available to City. No action taken or not taken by City under this section, however, shall relieve Buyer of its obligation to pay any sum owed to City.

Section 6. **Term.** The initial term of this Agreement shall be five (5) years from and after the effective date of this Agreement. City hereby grants to Buyer the option to renew this Agreement for one (1) extension period of five (5) years upon at least thirty (30) days' prior written notice to City; provided, however, that any such renewal by Buyer shall be ineffective if Buyer is in default under this Agreement at the time of exercise of such renewal or at the termination of the initial term of this Agreement.

Section 7. **Compliance.** Buyer shall be subject to and comply with, if applicable, City's lawful water rates, fees, ordinances, rules and regulations regarding water use, storage, etc. as they may be adopted and/or amended from time to time. This Agreement and the parties also are subject to the provisions of all applicable statutes, rules and regulations of the State of Utah.

Section 8. **Indemnification.** Buyer shall indemnify and hold City harmless from and against any and all claims, damages, including without limitation, all expenses, costs and attorney fees arising from City's delivery of Emergency Water to Buyer.

Section 9. **Additional Provisions.** The following provisions also are integral to this Agreement:

(a) **Survival of Representations and Warranties.** The parties' respective obligations hereunder and all representations and warranties made in this Agreement, all exhibits hereto, and all certificates and documents delivered pursuant hereto, shall survive any and all closings contemplated by this Agreement.

(b) **Binding Agreement.** This Agreement shall be binding upon and shall inure to the benefit of the successors and assigns of the respective parties hereto.

(c) **Captions.** The headings used in this Agreement are inserted for reference purposes only and shall not be deemed to define, limit, extend, describe, or affect in any way the meaning, scope or interpretation of any of the terms or provisions of this Agreement or the intent hereof.

(d) **Counterparts.** This Agreement may be signed in any number of counterparts with the same effect as if the signatures upon any counterpart were upon the same instrument. All signed counterparts shall be deemed to be one original.

(e) **Severability.** The provisions of this Agreement are severable, and should any provision hereof be void, voidable, unenforceable or invalid, such void, voidable, unenforceable or invalid provision shall not affect the other provisions of this Agreement.

(f) Waiver of Breach. Any waiver by either party of any breach of any kind or character whatsoever by the other, whether such be direct or implied, shall not be construed as a continuing waiver of, or consent to, any subsequent breach of this Agreement.

(g) Cumulative Remedies. The rights and remedies of the parties hereto shall be construed cumulatively, and none of such rights and remedies shall be exclusive of, or in lieu or limitation of, any other right, remedy or priority allowed by law.

(h) Amendment. This Agreement may not be modified except by an instrument in writing signed by the parties hereto.

(i) Interpretation. This Agreement shall be interpreted, construed and enforced according to the substantive laws of the state of Utah. This Agreement is the result of arms' length negotiations between sophisticated parties represented by their own legal counsel, all of whom have had substantive input into the preparation of this Agreement. Consequently, this Agreement shall be interpreted in an absolutely neutral fashion, and ambiguities herein shall not be construed against any party as the "drafter" of this Agreement.

(j) Attorneys' Fees. In the event any action or proceeding is taken or brought by either party concerning this Agreement, the prevailing party shall be entitled to recover its reasonable costs and attorneys' fees, whether such sums are expended with or without suit, at trial, on appeal or in any bankruptcy or insolvency proceeding.

(k) Notice. All notices provided for herein shall be given or transmitted either by personal delivery, mailed by first class mail, postage prepaid, addressed to the parties at their respective addresses set forth below or at such other address(es) as may be designated by a party from time to time in writing, or by facsimile:

BUYER:

DANSIE WATER COMPANY
7041 West 13090 South
Herriman, UT 84096
Phone No. (801) 254-0428

CITY:

HERRIMAN
5355 West Herriman Main Street
Herriman, UT 84096
Phone No. (801) 446-5324

with a copy to:

John N. Brems
2798 West Matterhorn
Taylorsville, UT 84129

(l) Brokers. Each of the parties represents and warrants to the others that no broker or finder acted for it or is entitled to any fee or commission in respect of the transactions contemplated hereby. Each of the parties shall indemnify and hold the other parties harmless in respect of any breach of the foregoing representation and warranty.

(m) Time of Essence. Time is the essence of this Agreement.

(n) Costs. All costs and expenses, including attorneys' fees, incurred by each party in conjunction with this Agreement shall be paid by the party that incurred such costs and expenses.

(o) Assignment. City may freely assign its rights and delegate its duties under this Agreement, whereupon the assignee shall succeed to, and City shall be correspondingly released from, all of such rights, duties and liabilities. Buyer may not assign its rights or delegate its duties hereunder to any other party without City's prior written consent.

(p) No Third-party Rights. There are no third party beneficiaries, actual or implied, of this Agreement such as, for example, Buyer's individual customers or constituent members.

(q) Integration. This Agreement constitutes the entire agreement of the parties and supersedes all prior undertakings, representations or agreements of the parties regarding the subject matter in this Agreement.

(r) Authority. Buyer represents and warrants that it has authority to enter into this Agreement. Each individual executing this Agreement does thereby represent and warrant that he or she has been duly authorized to sign this Agreement in the capacity and for the entities identified.

DATED effective the date first written above.

CITY:

HERRIMAN

ATTEST:

By: _____
JACKIE NOSTROM, Recorder

By: _____
David Watts, Mayor

(Seal)

BUYER:

DANSIE WATER COMPANY

By _____
President

Exhibit to
Emergency Water Purchase Agreement

**MAXIMUM AMOUNTS OF EMERGENCY WATER BUYER MAY
PURCHASE AND HAVE DELIVERED FROM HERRIMAN**

YEAR	AMOUNT (AF)
2018 through Term of Agreement	Determined at time of emergency

**POINTS OF DELIVERY FOR
SOUTHWEST WATER DISTRICT**

ADDRESS	METER INFORMATION		CONTRACT CAPACITY		
	MAKE	SIZE (INCHES)	TYPE	METER CAPACITY (a) (GPM)	MAXIMUM DAY FLOW RATES (b) (GPM)
6607 West Main Street	Neptune	1 inch	Determined at time of emergency	No more than 20 gallons per minute per connection	28,800

Notes:

- (a) Maximum instantaneous flow rate through any meter shall not exceed capacity of that meter.
- (b) Maximum average flow rate over 24 hours (gpm).
- (c) Capacity is available only on a space availability basis.



Staff Report

DATE: March 21, 2018

TO: Herriman City Council

FROM: Michael Maloy, AICP, City Planner

MEETING: City Council Work Meeting March 28, 2018

REQUEST: Discuss Planning Commission Recommendation on 2025 General Plan Amendment

Applicant: Herriman City
 Address: Not applicable
 Acres: Not applicable
 File Number: G2018-001

Summary

On January 10, 2018, the Herriman City Council authorized staff to initiate an amendment of the *Herriman City 2025 General Plan Amendment* to facilitate planning for commercial growth within the City. More specifically, the City Council requested the Planning Commission, City staff, and the general public, consider the following amendments to the Future Land Use Map for approximately 1,332 acres of property (see Attachment A – Current Land Use Map, and Attachment B – Proposed Land Use Map):

No.	Description	Existing	Proposed
1	45 acres along 11800 South & 6000 West	Single Family, & Medium Density	Commercial
2	10 acres at Anthem Park Blvd & Freedom Park Drive	High Density	Commercial
3	15.5 acres at Herriman Blvd & 5600 West	Public	Commercial
4	25 acres at Herriman Boulevard & Main Street	Single Family	Commercial
5	60 acres along Mountain View Corridor (PRI)	Single Family	Commercial
6	100 acres at Juniper Crest & Mountain View Corridor	Mixed Use, & Public	Commercial
7	40 acres at Mountain View Corridor & Academy Pkwy	Medium Density	Commercial
8	35 acres near Porter Rockwell Blvd	Single Family	Light Industrial/Business Park
9	20 acres adjacent to Porter Rockwell Blvd	Mixed Use	Commercial
10	1,000 acres of Kennecott Property (potential annexation)	Residential (various)	Light Industrial/Business Park



Staff Report

Process

A General Plan amendment is a legislative process that requires the Planning Commission to conduct a public hearing and make a recommendation to the City Council. The Planning Commission may recommend approval, denial, or modification of the proposed amendment. The City Council may then approve, deny, or modify the recommendation made by the Planning Commission.

Before conducting a Planning Commission public hearing, Herriman City Code also requires an Open House meeting when amending the General Plan. The Open House meeting, which staff summarized below, occurred February 7, 2018.

Open House Meeting

Approximately 35 residents attended an Open House meeting held by Planning Division staff at Herriman City Hall on Wednesday, February 7, 2018, from 6:30 PM to 8:30 PM. While some residents opposed the amendment at Herriman Boulevard and Main street, which is number 4, most attendees expressed concerns with, or were opposed to, the following:

No.	Description	Existing	Proposed
3	15.5 acres at Herriman Blvd & 5600 West	Public	Commercial

Attendees who reside near the 15.5-acre subject property, which is currently vacant and owned by the City, opposed the amendment and cited concerns with potential impacts generated by commercial development. Residents also expressed concerns regarding the lack of a transition area or buffer zone between commercial and residential development. In general, residents expressed support for developing a public park or some other form of open space on the subject property (see Attachment C – Open House Comments).

In response to these concerns, it should be noted that the subject property was previously rezoned by the City Council to C-2 Commercial to facilitate development of the subject property. The proposal intends to align the General Plan with the current Zoning Map. It should also be noted that the City Council, through the application of the Zoning Code, may require “zoning conditions” or improvements that could mitigate the expressed concerns.

Public Hearing

The Planning Commission conducted a public hearing on February 8, 2018. Before the meeting, the City received an email from Jeff Stephenson, Principal Advisor Land Transactions for Rio Tinto, which requested the City consider “multiple land uses” instead of “creating a 1,000-acre industrial park” on



Staff Report

property located adjacent to the Utah 111 Highway. Although this property is currently outside City limits, it is being considered in the event of annexation. (Number 10 on the previous table.)

During the meeting, staff noted the following public comments:

- One attendee recommended property adjacent to the intersection of Herriman Boulevard and Main Street be amended to “Mixed Use” instead of “Commercial.” (Number 4 on the previous table.)
- Four residents spoke against the amendment adjacent to the intersection of Herriman Boulevard and 5600 West. In general, participants opposed development that would increase vehicular traffic within the abutting residential neighborhood. Residents also expressed interest in developing the property into a park, a conservation garden, a BMX track, a solar field, or passive green space. (Number 3 on the previous table.)
- One individual requested the Planning Commission delay the amendment process and stated a preference for residential development over commercial development. (Number 4 on the previous table.)

Following the public comments, the Planning Commission closed the hearing and directed staff to review the boundaries of Number 6 and 7 within the proposal. Staff reviewed and refined the proposal to ensure consistency with the current Zoning Map. The Planning Commission also encouraged staff to meet with concerned residents and property owners to answer questions, resolve concerns, and solicit feedback.

Community Meeting

Following the Planning Commission public hearing, City staff members met with residents on March 7, 2018, to discuss the proposed General Plan amendment for property located adjacent to Herriman Boulevard and 5600 West. (Number 3 on the previous table.) Approximately 15 people attended the community meeting. Regarding the property, staff presented the following information for consideration:

- Number 3 is comprised of a 15.5-acre parcel (i.e. subject property)
- Subject property was used as a repository for sensitive soils and remediated with a “cap”
- Subject property was deeded to Herriman as part of the Tuscany Subdivision in 2003
- Miller Crossing Pod 4, an adjacent subdivision, was approved for development in September 2015
- Subject property was rezoned from R-1-21 Residential to C-2 Commercial in July 2016
- First building permit issued in Miller Crossing Pod 4 in September 2016



Staff Report

Again, most residents expressed concerns regarding future commercial development of the subject property. However, several residents discussed potential “zoning conditions” that could mitigate concerns with traffic, noise, and privacy. Comments from this meeting and those received via Facebook have been summarized and attached to this report (see Attachment D – Community Meeting Notes).

Planning Commission Recommendation

The Planning Commission met on March 15, 2018, and voted 4-0 to recommend approval of application G2018-001 to amend the Future Land Use Map of the Herriman City 2025 General Plan with the following exceptions:

- Number 3 should not be amended as proposed at this time. The proposed amendment should be *reconsidered* during a future comprehensive review of the General Plan;
- Number 4 should not be amended as proposed at this time. The proposed amendment should be *reduced and reconsidered* during a future comprehensive review of the General Plan; and
- Number 5 should not be amended as proposed at this time. The proposed amendment should be *removed and reconsidered* during a future comprehensive review of the General Plan.

Standards

As per Herriman City Code, the approval standards for a General Plan amendment are as follows:

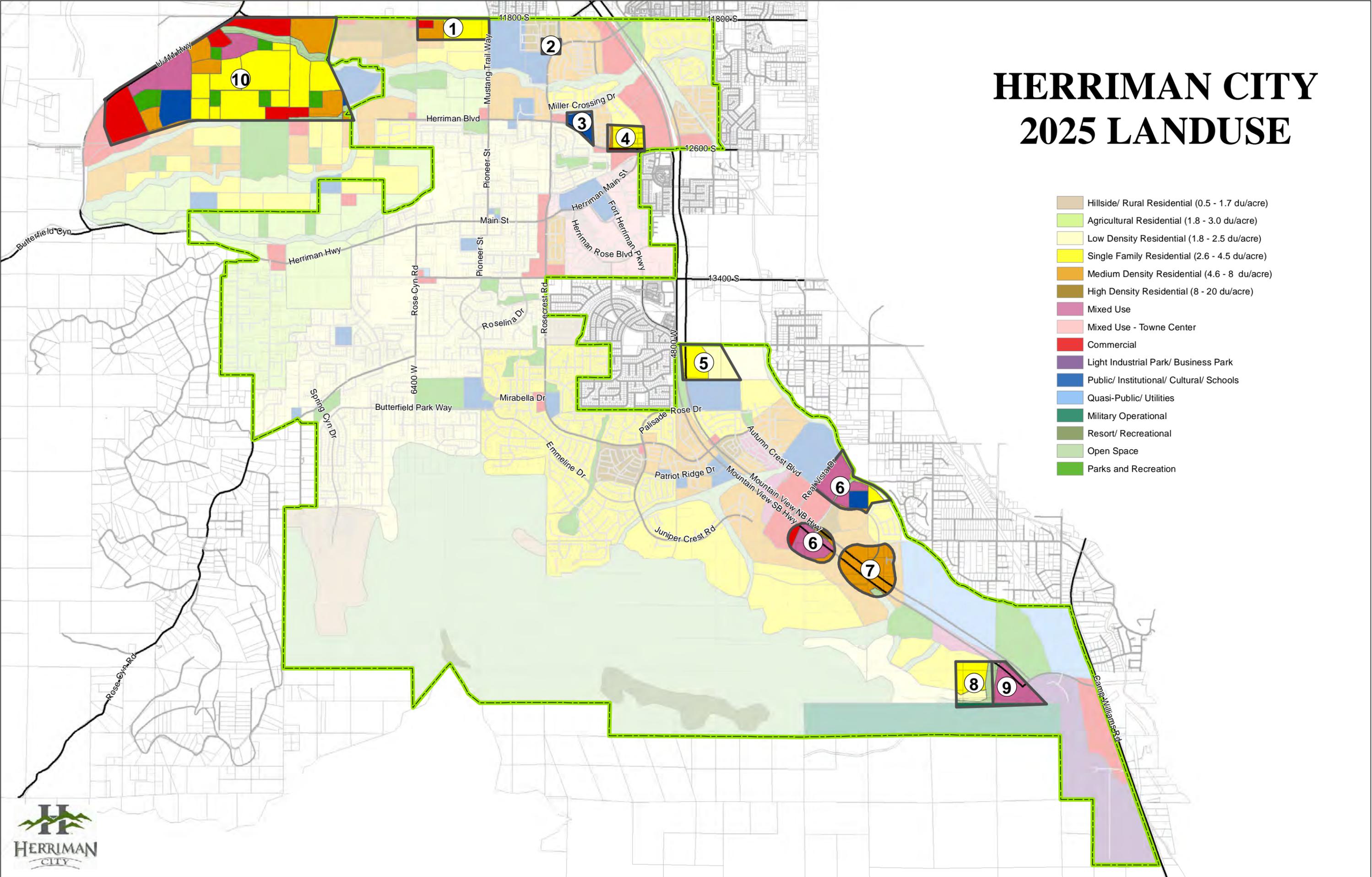
10-5-7.E Approval Standards. A decision to adopt or amend the general plan is a matter within the legislative discretion of the city council as described in subsection 10-5-6-A of this chapter. After the public meeting, the city council may adopt the application as proposed, adopt an amended proposal, or reject the application.

Attachments

- A. Current Land Use Map
- B. Proposed Land Use Map
- C. Open House Comments – February 8, 2018
- D. Community Meeting Comments – March 7, 2018

Attachment A
Current Land Use Map

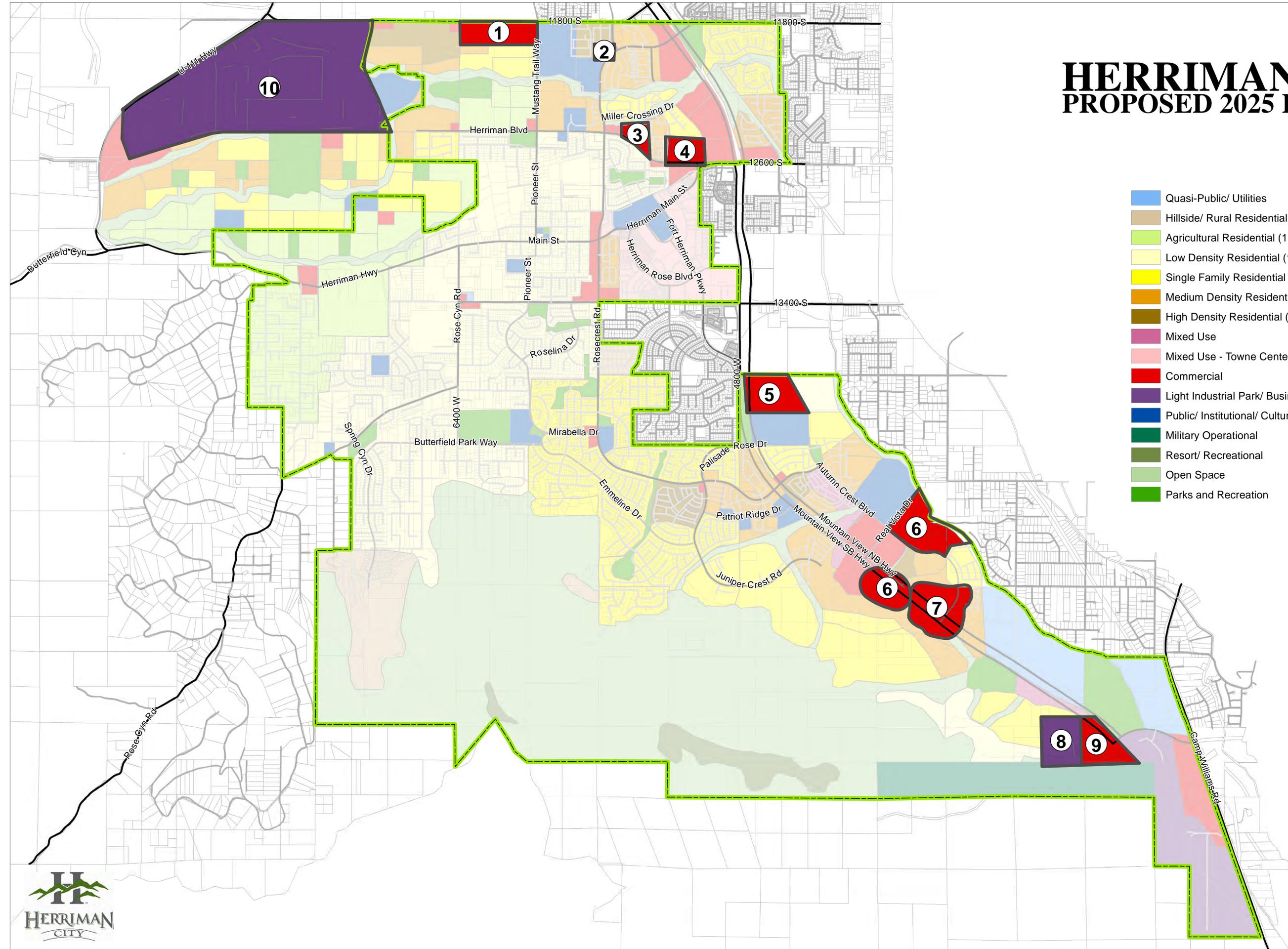
HERRIMAN CITY 2025 LANDUSE



Attachment B
Proposed Land Use Map

HERRIMAN CITY PROPOSED 2025 LANDUSE

- Quasi-Public/ Utilities
- Hillside/ Rural Residential (0.5 - 1.7 du/acre)
- Agricultural Residential (1.8 - 3.0 du/acre)
- Low Density Residential (1.8 - 2.5 du/acre)
- Single Family Residential (2.6 - 4.5 du/acre)
- Medium Density Residential (4.6 - 8 du/acre)
- High Density Residential (8 - 20 du/acre)
- Mixed Use
- Mixed Use - Towne Center
- Commercial
- Light Industrial Park/ Business Park
- Public/ Institutional/ Cultural/ Schools
- Military Operational
- Resort/ Recreational
- Open Space
- Parks and Recreation



Attachment C
Open House Comments



General Plan Open House

SIGN IN SHEET

TIME: 6:30 p.m.

Wednesday, February 7, 2018

Name:

- 1 TEODORO ARELLANO
- 2 KYUC ANDERSON
- 3 SARA ANDERSON
- 4 Steve Savage
- 5 KRIS BRAUN
- 6 James Bryant
- 7 Andrew Warby
- 8 Laci Warby
- 9 Jenny Potter
- 10 Jeremy Potter
- 11 CARTER PHAM
- 12 Jared Preusz
- 13 Rachel Duffin
- 14 Paul Burnett
- 15 Alicia Harvey
- 16 Claudia Densie
- 17 Boyd Densie
- 18 ~~Brooks Densie~~
- 19 ~~Stacy Kramm~~
- 20 Nate Snavold
- 21 Lars Kemp
- 22 VINCE STANSON
- 23 Mackenzie Hyer
- 24 Andrew Lawrence
- 25 Emily Berber



General Plan Open House

SIGN IN SHEET

TIME: 6:30 p.m.

Wednesday, February 7, 2018

Name:

1	Alyssa Uffenorde
2	Ryan McDaniell
3	Deron Brunson
4	Chad Danst
5	Brandt & Sheri Helm
6	Haley Hill
7	Amy and Andrew Lawrence
8	Sonny & Brenda Mortensen
9	Garr and Jennie Orard
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General Plan Open House Comment Form

One of the most important parts of our city meeting is the opportunity for citizens to speak. This comment form must be completed and submitted by anyone who desires to make any comment on any item. (Please Print Clearly)

NAME: Jennie Orvand

DATE: 2-7-18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: I have concerns about the safety of the kids walking home from the 4 schools in the area. I see kids walking home along Herriman Blvd on the side walk by Zone 3 every day. Having commercial there will increase traffic and be dangerous for those kids. I would like to see Zone 3 be a public area with little traffic →

Signed Jennie Orvand
(This form is not complete unless signed)

~~area~~ such as a park. Also, on the
corner of ^(NE) Anthem Pk Blvd and
Herriman Parkway we do not need
the traffic from a gas station.
A bank or credit union would be
preferable. I think a gas station
on the SW corner would also be
a problem for children walking
home from Athlos to the Lafayette
neighborhood.



General Plan Open House Comment Form

One of the most important parts of our city meeting is the opportunity for citizens to speak. This comment form must be completed and submitted by anyone who desires to make any comment on any item. (Please Print Clearly)

NAME: Brenda Mortensen

DATE: 2-7-18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: I see several safety concerns with having zone 3 become commercial property. The biggest concern being the safety of the school children that walk home along 12600th.

If the dirt needs to be removed, it would serve as a great park for that entire area, there really isn't any other legitimate green space.

Signed Brenda Mortensen
(This form is not complete unless signed)

It could also be used for storage of snowplows or salt, like all the wilders told us it was to be used or before we built. Then perhaps we could save 5 million for something else?!

Put a solar farm on the hill
put trees...

Just develop all the other proposed zones first. Pull this zone 3 from the proposed commercial plan. The city owns the land, worry about the other zones & hold off on zoning this!

Thanks!



General Plan Open House Comment Form

One of the most important parts of our city meeting is the opportunity for citizens to speak. This comment form must be completed and submitted by anyone who desires to make any comment on any item. (Please Print Clearly)

NAME: Amy Lawrence

DATE: Feb. 7, 2018

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: I currently live in miller crossing directly behind the proposed commercial zone of #3. I have been in my house less than a year. Before I built my house I did my due diligence to find out what would be behind my house. It was owned by the city and slated for use ^{for public} works building. Now we are being told they want to build commercial. I purposely did not buy a home in the corner of miller crossing because I didn't want to live by commercial. All the rest of the proposed commercial is not ~~not~~ by current residential so anyone buying a home would know ahead of time that it would be commercial. My other worry is the school by #3. Kids will be walking to and from school.

Signed Amy Lawrence
(This form is not complete unless signed)

in front of all that commercial ~~build~~ which could lead to kids getting hit or parents driving their kids to

School because they don't want their kids
to walk by commercial. This will cause a ton
of traffic. Could use instead turn it into a park
or something like that. There ~~are~~ ^{are} currently no
parks that far north in Heriman for the
millions of kids who live there.



General Plan Open House Comment Form

One of the most important parts of our city meeting is the opportunity for citizens to speak. This comment form must be completed and submitted by anyone who desires to make any comment on any item. (Please Print Clearly)

NAME: Rachel Duffin

DATE: 2-7-2018

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: We were told the corner of Herr.

~~The area zoned~~ parkway and 5600 W was

Zoned for a city works bldg. upon building

our house - I am against any high traffic

commercial area. I have children who walk

to and from Bastian Elem. and use that

area nearly daily. I am super concerned

about my children's and others safety.

Also, with 4 schools and a highly residential

area, I see no need for commercial zoning

in that area. →

Signed Rachel Duffin
(This form is not complete unless signed)

I would prefer the area
zoned as zone 3 to stay
zoned for a public works -
Strip malls aren't good for
residential areas. It's frustrated we
were told that area would be a
public works when we built our
home and now that is changing -
I also feel that a public works
area may detract a builder like
a gas station or a vape shop.



General Plan Open House Comment Form

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NAME: Chad Dausie

DATE: 2/7/18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: _____

I am concerned with the Hidden Oak development. I believe the lot sizes are not appropriate. They are too small ~~for~~ compared to surrounding lots. In addition, I am concerned with how many schools that are proposed in such a little area. I am especially concerned with the

Signed Chad Dausie

(This form is not complete unless signed)

Advantage Charter school as it
~~is~~ shares the entire west
border with me. This will cause
major traffic concerns ~~with~~ since
the surrounding roads are only
2 lane and one is proposed
to be 3 lane. This will create
safety concerns for kids at
the school, my family and my
neighbors. Please rethink
this school location.

Sincerely

Chad Pandia



General Plan Open House Comment Form

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NAME: KYLE ANDERSON

DATE: 2/7/18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: WE CHOSE TO BUILD AND LIVE IN HERRIMAN, SPECIFICALLY MILLER CROSSING, BECAUSE IT WAS AWAY FROM COMMERCIAL ZONES AND WAS PRIMARILY RESIDENTIAL. TO HEAR THAT THE PROPERTY WEST OF 3 WAS ALREADY APPROVED FOR COMMERCIAL UPSETS ME. WE DO NOT NEED ANOTHER GAS STATION OR BUSINESS IN 3 AND 4. KEEP IT RESIDENTIAL OR REZONE FOR PARKS AND REC. DO NOT MAKE THE SAME

Signed [Signature]

(This form is not complete unless signed)

MISTAKE THAT WAS MADE WITH MULTI FAMILY HOUSING. LISTEN TO YOUR RESIDENTS!



General Plan Open House Comment Form

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NAME: Sara Anderson

DATE: 02/07/18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: As a resident near the
purposed change #3 & #4 proposed changes,
I would appreciate more recreation
opportunities. (ie parks, walking trails etc...)
The number of children (families) in that
area, it doesn't make sense to add in
commerial land. Increased traffic, among
other things is super unhelpful. We purchased
this house to be further away from the commerial.
Please reconsider the areas without parks & help

Signed J A N A Schneider
(This form is not complete unless signed)

Keep your residents happy & encouraged. Thank You!



General Plan Open House Comment Form

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NAME: TEODORO E. ARELANDO.

DATE: 02/07/2018.

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: _____

I AM CURRENTLY LIVING JUST RIGHT BY.
THE AREA #3 AND #4.
HAVING A BUSINESS AREA IT IS.
A GOOD IDEAN, SPECIALLY HAVING THE
SCHOOL RIGHT NEXT TO. I WILL BE.
INTERESTING IN MAKE A BUSINESS
JUST RIGH NEXT TO MY HOME.

Signed _____

(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: Emily Berbert

DATE: Feb. 7, 2018

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: _____

Great commex cial areas I like that they make sense in location. Keep that vision as we move forward. My suggestion is to get the right commex cial to come in. Think about the family demographics and stores, venues that will not compete with neighboring cities. Great job guys! Thanks so much!

Signed _____

Emily Berbert
(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: Kris Brawn

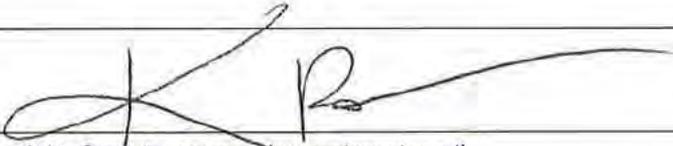
DATE: 7 Feb 2018

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: I would like to see #3 and the acre lot next to it at City Park. Since this location is near two schools.

Signed 
(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: Paul Burnett

DATE: 2/7/2018

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: Zone 3 should be left as is and not be changed to commercial. Commercial would bring a lot of heavy traffic to an area with a lot of schools and kids walking to and from. There are multiple schools in the home area and we don't want to risk the safety of our kids. There has already been an auto-pedestrian accident with a child on that corner. If the city could guarantee medical offices, it would probably be ok. But we just don't want →

Signed Paul Burnett

(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: James Bryant

DATE: 2/7/16

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: There is 3 schools
within 1 block of the nearest intersection.
Cluster, elementary, Jr High. Kids are walking to and
from school all hours of the day. Why bring more
traffic to an area like this. Anthem
shopping center will already bring
plenty of retail shoppers to the area creating
more hazards for the children from the
three schools. Keep plans to zone
public works SAFE!

Signed [Signature]

(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: Cowson Deanna

DATE: 2/7/18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: Dow West 20V
mont ass ~~request~~ 1000 as
it is not in my Nader note

Signed _____

(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: Alicia Hawey

DATE: 2-7-18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: When picking out
our lot we were told it would be
a city works building. ~~was~~ I don't
want commerial. there is to many
schools right there. I have concern
for kids safety. I don't feel it is
the right spot for commerial area
~~anything~~ ~~with~~ a gas station on your
map zone 3. I request no gas sta
I feel that corner is already unsafe
for all the kids walking to school.

Signed Alicia Hawey

(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: Mackenzie Hyer

DATE: Feb 7, 2018

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: Please reconsider zoning 3 as Commercial & purchasing the 1 acre lot on corner of 5600W & 12600So.

Miller's Crossing is a brand new development and we closely examined zones before choosing our lot. It would cost all to have the city change the plans now. Besides all of the emotional aspects, the home owners would lose money. Herriman is a family focused community - it's why we choose to live here. Please look at confirming that tradition with a park & connected

Signed [Signature]

(This form is not complete unless signed)

trail system. We need to do what's best for the families that love to call Herriman home.



General Plan Open House Comment Form

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NAME: Andrew Lawrence

DATE: 2/17/18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: I have major concerns
about location 3 directly behind our
house on Iron King Drive. Obviously nobody
wants commercial behind them, but we have
a lot of concern about safety of the kids
crossing that street to go to school. If there
were gas stations or fast food places etc. It
would increase traffic and be more dangerous
to cross that intersection. Please consider
these factors when deciding to re zone location 3.

Thank you,

Signed [Signature]

(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: Ryan McDaniel

DATE: 2/7/18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: I do not like the use of #3 for commercial. It is a high traffic area for 4 schools and could increase risk to children walking to and from school. I know Herriman has a lot of parks, but parks are severely lacking in the valley crossing area. Any use of #3 land for parks would be appreciated.

Signed _____

(This form is not complete unless signed)



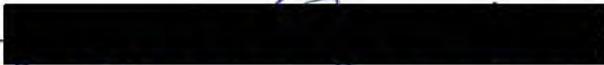
General Plan Open House Comment Form

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NAME: GARR OVARD

DATE: FEBRUARY 2018

PHONE NUMBER(s): 

EMAIL: 

ADDRESS: 

Summary of your comment: I'M INTERESTED IN PROPOSING NEW IDEAS FOR THE CITY-OWNED PROPERTY BEHIND MY HOME - PARCEL #3. IF WE FORESTED THE AREA WE COULD PUT UP A CELL-PHONE TOWER THAT LOOKS LIKE A TREE TO SUBSIDIZE THE COST OF REMOVING THE ARSENIC AND LEAD AND FORESTATION. A SMALL SOLAR FARM WOULD ALSO BE INTERESTING. THANKS FOR ANSWERING MY QUESTIONS TONIGHT!

Signed 

(This form is not complete unless signed)

~~CONTINUED ON BACK~~



General Plan Open House Comment Form

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NAME: CARTER PHAM

DATE: FEBRUARY 7TH, 2018

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: _____

TO WHOM IT MAY CONCERN,
WE'RE CONCERNED ABOUT THE POTENTIAL COMMERCIAL ZONING
PLANNED NEAR THE SOUTH SIDE OF MILLER CROSSING. THE
IMMEDIATE CONCERN IS POTENTIAL TRAFFIC WANDERS FOR ALL
THE KIDS WHO LIVE NEARBY. RETAIL STRIPS CAN ALSO BRING
ISSUES WITH NOISE & PRIVACY. GIVEN THAT EASEMENT IS
SO HIGH WE ARE CONCERNED ABOUT SAFETY. BEING A NEEL
HOMEOWNER WE BUILT IN HERRIMAN TO BE FARTHER
AWAY FROM THE CHALLENGES OF CITY LIFE.

Signed 
(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: Jared Preusz

DATE: February 7, 2017

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: I am moving into a house on Iron King Drive and ~~my~~ the back of my home will face what is proposed to be Commercial Zone 3. I am concerned about commercial ruining property values in our area. There are also 3 schools nearby and we are concerned about crime, noise and lots of traffic. Honestly, this is not a good use of that space and this is a family community. If commercial is coming in there, I recommend putting up a large wall to separate our community from the commercial and trees to block it. Please also don't remove the hill in our backyard.

Signed [Signature]
(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: Sherrri Ryder

DATE: 2-7-18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: _____

I am highly against the high density building that is going on. I think instead of issuing building permits to whatever the builders want more consideration should be given to existing homes. Roads should be better thought out so congestion can be addressed

Signed Sherrri Ryder
(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: Steve SAVAGE

DATE: 02/07/18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: make #3 &
corner lot a public park
instead of retail/commercial
because of the Bastein School
and all of the kids walking
(Think About Their SAFETY)

Signed S. Savage

(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: VINCE STINSON

DATE: 2 7 18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

[REDACTED]

Summary of your comment: _____

CONCERNED ABOUT ZONE 3 TURNING TO COMMERCIAL
- ALSO THE LOT ON THE CORNER BEING COMMERCIAL
ANYTHING WE CAN DO TO MAKE BOTH A CITY PARK?
WE HAVE A HUGE WALMART GOING IN BEHIND. DO WE
REALLY NEED MORE COMMERCIAL? MY LOT IS
BEHIND THE 1 ACTION LOT HOW DO I FIND
OUT MORE INFO ABOUT IT?

Signed [Signature]
(This form is not complete unless signed)



General Plan Open House Comment Form

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NAME: Laci Warby

DATE: 7 FEB 18

PHONE NUMBER(s): [REDACTED]

EMAIL: [REDACTED]

ADDRESS: [REDACTED]

Summary of your comment: Our family is concerned about
the small amount of retail in the city. We
appreciate the want to maintain a more "rural"
feel, but the population growth demands a
stronger economic base.

Signed Laci Warby
(This form is not complete unless signed)

Attachment D
Community Meeting Comments

Community Outreach Neighborhood Meeting

Date: March 7, 2018

Developer/Applicant: Herriman City

Community No. 1

Community Facilitator: Michael O'Rourke

Mike Maloy, City Planner, gave his PowerPoint presentation about the area and the property in question, area 3.

Mike Maloy commented about the General Plan being a vision for the City and that the zoning was the rules. He wanted to make sure everyone understood the difference.

Mike Maloy told everyone the details about area 3 has contaminated soil on it, consisting of mainly lead and arsenic. There is a cap over the material, and the cost for removing the material is about \$5 million. There was some further discussion on what that covered and where they could take the material.

Mike Maloy discussed a little bit about the new park that will be in the Anthem development.

Mike Maloy discussed that a majority of the general plan open house attendees stated that they do not want commercial development in area 3, but would rather have a park or some sort of natural buffer.

Mike Maloy commented that it is possible to put restrictions on the commercial land use and zoning restrictions.

David Howe asked about what other city-owned properties that have hazardous material and/or are capped. The answer was that this is the only one. David followed up asking what the approximate value of this land was once cleaned. Gordon Haight, City Manager, responded with what they thought the value was and David commented that this meant that the City is currently upside down on their investment.

Gordon commented that the City feels it would be irresponsible not to prioritize a cleanup of this land and that it is a liability.

There was some discussion for the residents that they thought the land was zoned for public use and were disappointed to find out it was commercial. Gordon explained that it was once listed that way in the old general plan, how the referendum threw it into a transition and the reasons for the difference in what the plan once showed and what the zoning map showed. The goal is to bring the plan in line with the zoning map.

There was a resident comment made that this was the first they were hearing that this property had hazardous waste and they were concerned.

There was a question regarding what sort of restrictions there could be and when the city wanted these from the residents. Mike Maloy asked that the residents submit their ideas now, on the Zone 1 Facebook page, and emails to the city ASAP.

There was a question of the land could be broken up into smaller sections at some point. The answer was yes, but the zoning would remain.

There was a question and concern about the control of the removal and disturbance of the hazardous material and how dust may affect those who live in the area. Gordon answered that there are EPA and DEQ restrictions and controls that would be required to be in place such as wetting the area for dust control, wind monitoring, and so on.

David Howe asked if there could be tight restrictions so the City could not simply vote their way out of the restrictions. Gordon commented that it would not be possible to do that and the City Council can vote to change any requirement so absolute restrictions would not be possible.

There was a question about the timeline for removal of contaminated material. Gordon answered that there is no timeline but that it remains a priority of the city to clean up this site.

David Howe asked if there was a plan to put money aside, such as in a CD or the like, to save up for the cost of removal. The answer was no.

There was a question about where would buildings most likely be located; along the north or south of the property. The answer was that the buildings would most likely be along the south with parking along the north.

There was some resident discussion about the desire for creating a walkway along the north for a "shortcut" for kids walking to school.

A summary of what restriction ideas were suggested during the meeting and thus far on the Zone 1 Facebook page:

- 25' easement bordering the neighborhoods to the North and East. This easement is to be made up of an asphalt path and a 6' cement wall opposite of the existing white vinyl fences. (Facebook)
- Resident wanted a buffer between neighborhoods and this property. A 25' buffer was suggested. If there were to be office buildings that could look down into the windows of adjacent houses, they would like to see trees/vertical landscaping used as a screen.
- The land has sort of a hill on it. Resident would want this graded, so buildings are not sitting above the adjacent housing grades.

- Not to allow high traffic businesses such fast food, in particular with a drive-thru, or gas stations.
- Restrict to a professional office designation.

Summary of suggested uses:

- Contact wildlife organizations such as a falcon hunting group to see if they had money to donate for cleanup and development of a falcon park.
- Contact non-for-profit organizations such as Arbor Day foundation, etc., to see if they had funds for cleanup and development.
- Contact National Endowment for the Arts to see if they had money for cleanup and development of a sculpture or “art park.”
- Other general ideas for philanthropic organizations such as Gordon and Betty Moore Foundation, Environmental Grantmakers, who may want to see this site cleaned up and have a unique development use such as a small forest, or some other theme centered green space.
- Dog park.



STAFF REPORT

DATE: March 20, 2018

TO: The Honorable Mayor and City Council

FROM: Gordon Haight

SUBJECT: Dansie Master Development Agreement (MDA) Update

RECOMMENDATION: The Council is recommended to direct staff on which of the alternatives the Council would like to have the developer proceed. The alternatives are listed below.

DISCUSSION: The City and the developer have not signed the master development agreement (MDA) approved by the City Council. As contemplated in the development agreement the developers for the Dansie property have been working with Federal, State and County agencies to address the flood plain concerns. As a result of this effort there are apparent recommends from these agencies to relocated Butterfield Creek from where the adopted plan shows the channel.

ALTERNATIVES: The developer has suggested several options for the City to consider.

1. Sign the approved MDA. Once the governing agencies give final approval of the changes to the channel the developer will bring back an amended MDA to be recommended by the planning Commission and approved by the City Council.
2. Have a new map (The new map includes the draft changes requested by the different agencies.) inserted in to the MDA. The new development agreement would be recommended by the Planning Commission and approved by the City Council. (This process may have to be completed again if the agencies make unforeseen changes to the draft plan.)
3. Delay approving the MDA until the listed agencies give final approval of the channel and a final map can be approved. This could take up to a year for final approval of the channel.

FISCAL IMPACT: N/A



STAFF REPORT

DATE: March 16, 2018

TO: The Honorable Mayor and City Council

FROM: Gordon Haight, Assistant City Manager

SUBJECT: Potential Budget Revenue Discussion

DISCUSSION:

Continued discussion of the potential revenue elements from the March 21, 2018 City Council work meeting. Ahead of the City Council adopting the FY 18/19 budget the council had request the opportunity to consider options to increase the City revenue. Staff will report on several options that have been considered and request the City Council direction on increased funding options.



STAFF REPORT

DATE: March 20, 2018
TO: The Honorable Mayor and City Council
FROM: Jackie Nostrom, City Recorder
SUBJECT: Resolution Appointing Members to the Planning Commission

RECOMMENDATION:

Approve the resolution appointing members to the Planning Commission.

DISCUSSION:

The Mayor, with the advice and consent of the City Council, appoints members to the Planning Commission.

Currently, the Planning Commission has 4 vacancies that need to be filled. Herriman City Code indicated that the Commissions are appointed by the Mayor, with the advice and consent of the City Council. Each Planning Commissioner shall serve for a three year term and each alternate Planning Commissioner shall service for a one-year term. Each member may be reappointed. Extensive interviews have been conducted to fill the two vacancies and two alternate vacancies on the Planning Commission.

The nominations for the vacancies are as follows:

<u>NAME</u>	<u>TERM</u>	<u>DATE TERM EXPIRES</u>
1. Brody Rypien	3 Years	July 2021
2. Andy Powell	3 Years	July 2021
3. Jackson Ferguson	1 Year	July 2019
4. Lorin Palmer	1 Year	July 2019

HERRIMAN, UTAH
RESOLUTION NO.

**A RESOLUTION APPOINTING MEMBERS AND ALTERNATE MEMBERS TO THE
PLANNING COMMISSION**

WHEREAS, the Herriman Council (the “*Council*”) met in regular session on March 28, 2018, to consider, among other things, appointing members and alternate members to the Planning Commission; and

WHEREAS, the Council has amended the ordinance creating the Planning Commission; and

WHEREAS, the revised ordinance creating a Planning Commission provides that members of the Planning Commission shall be appointed by the Mayor with the advice and consent of the Council; and

WHEREAS, the Mayor hereby nominates Brody Rypien and Andy Powell as members of the Planning Commission and Jackson Ferguson and Lorin Palmer as alternate members of the Planning Commission; and

WHEREAS, the Council has given advice regarding the appointment of such members and hereby consents to such appointment; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interest of the health, safety and welfare of the citizens of Herriman to consent to such appointments.

NOW, THEREFORE, BE IT RESOLVED that the Council consents to the appointment set forth below and the terms set forth opposite his name, and stating the terms of the Planning Commission member:

<u>NAME</u>	<u>TERM</u>	<u>DATE TERM EXPIRES</u>
1. Brody Rypien	3 Years	July 2021
2. Andy Powell	3 Years	July 2021
3. Jackson Ferguson	1 Year	July 2019
4. Lorin Palmer	1 Year	July 2019

PASSED AND APPROVED this 28th day of March, 2018.

By: _____
Mayor David Watts

ATTEST:

Jackie Nostrom, MMC
City Recorder

Save the Herriman Community Center

Herriman Promise Foundation

Working Group

March 28, 2018

A Promise Was Made



Completed Tasks

- Multiple Meetings
- Open House
- Contacted Organizations
- Social Media
- Petition
- Non Profit Research
- Grants/Incubator Exploration
- Invited Local Business Owners to participate
- Report to the Council

We Believe that Keeping this Building is in Best Interest of the public.

existing after the Closing Date unless such claims arise, either directly or indirectly, from any actions or activities of Seller or its agents, employees or assigns.

ARTICLE 10 ADDITIONAL PROVISIONS

The following provisions are also an integral part of this Agreement:

Section 10.1. **Use of Property.** If Buyer determines in its sole and absolute discretion that City offices at the Property are no longer in Buyer's best interest, then Buyer shall use the Property for a public and/or community purpose that will promote recreational, charitable, or any other purpose that is in the interest of the public and Buyer will either (a) name the building after The Lions Club, or (b) erect a suitable monument, memorial or plaque to The Lions Club.

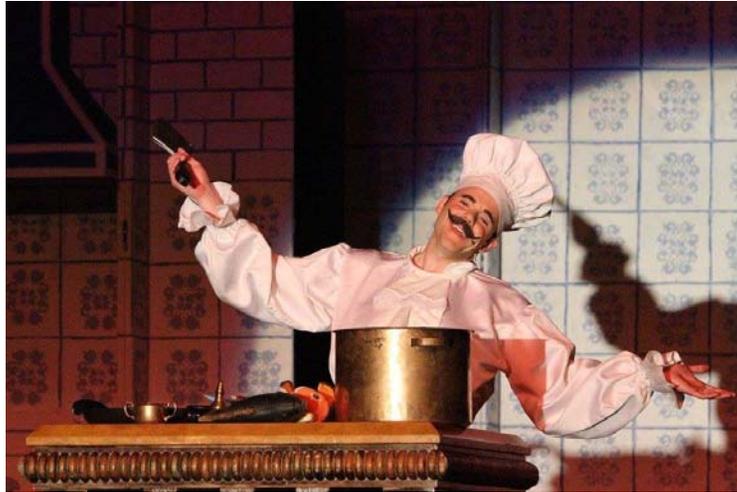
Creating a Place for Children to Soar



What do You Value?

- It's important to remember that sacrifices and donations were made with the intent that promises would be honored.
- The return on your investment can't be measured by dollars but you can see it in the faces of our people.

Admit it. You're Smiling!!!



Herriman Organizations that Add Value to Our Community

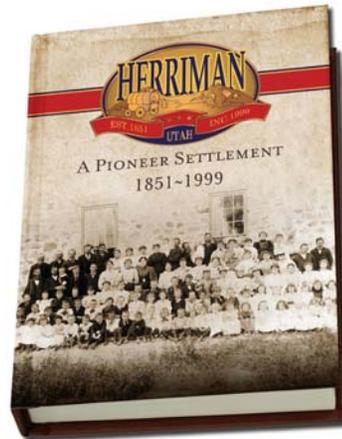
Herriman Arts Council
Herriman Harmonyx
Herriman Orchestra
Miss Herriman Pageant
Be Ready Herriman
CERT
Herriman Community Garden
Herriman Historical Committee
Herriman Rodeo
Trails Committee
Volunteer Committee
Youth Council
4H Clubs
Herriman High
Cheer, Debate, Lacrosse, Hockey

Herriman Little League Baseball
Herriman Rugby
Herriman Ute Conference
Football
Herriman Youth Lacrosse
Oquirrh Mountain Girls Softball
USA Soccer
Daughters of the Utah Pioneers
Government Entities

Families
Parties and Receptions

Recitals
Pre Schools

Variety is the Spice of Herriman



A Place to Emote is Called Home



HERRIMAN *Arts* COUNCIL



Creating Community

- The People who have created and supported these organizations have donated their time, resources and talents to create community.
- Herriman Arts Council
- Herriman History
- Herriman Sports Teams
- Herriman Rodeo
- Miss Herriman Pageant

Team Work In Every Discipline



Organizations Bring Community Together



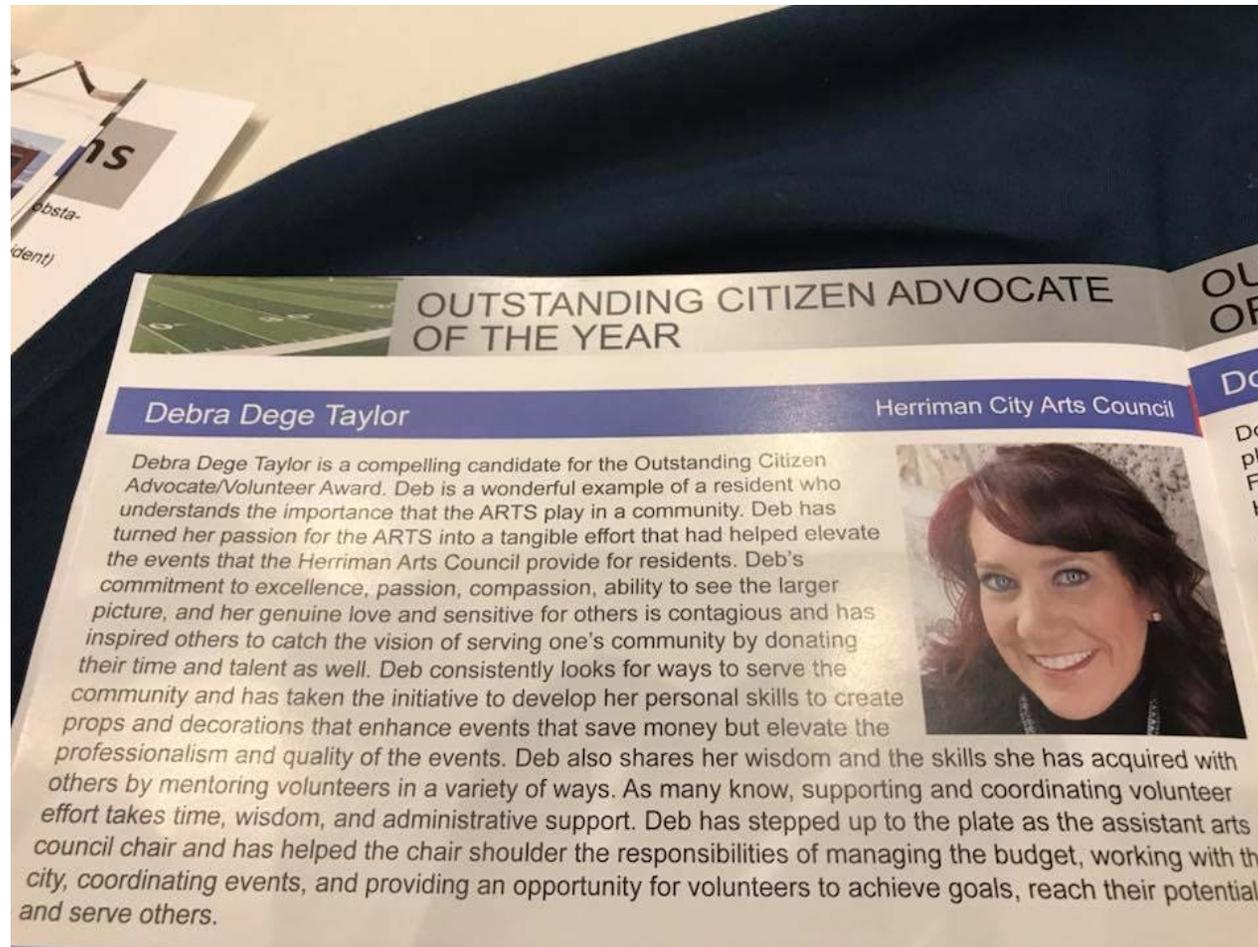
Public Relations at your Service

“I was initially impressed by the hospitality of the staff at Herriman Arts Council. Everyone was extremely helpful and offered smiles in abundance, from ticketing to concessions. It was a nice way to set the tone for a vibrant, upbeat production. The open air pavilion was pleasant, and Disney music was played as I filed into my seats. Overall, a great precursor to the actual musical. The addition of a live orchestra really made this production special. I’ve never been a fan of recording tracks, and Herriman’s orchestra (conducted by [Meagan Thorup](#)) seamlessly accompanied the performance.” ~ Kay Webb, Utah Theatre Bloggers Association

- Every award or newspaper article that advertises our events brings recognition Great PR to the City.
- You can’t pay for the return you get on this investment.



Our City is Well Known Because Our People Have a Place to Soar



Everyone Has a Beginning She Calls Herriman Home

CITY JOURNAL SOUTH VALLEY
March 2018 | Vol. 28 Iss. 03
FREE

SAM GORDON HONORED BY THE NFL

By Greg James | greg@mycityjournals.com



Herriman resident and girls tackle football star Sam Gordon was awarded the inaugural Game Changer Award at the NFL Honors awards ceremony the night before Super Bowl LII.

"A girl playing football, why is this a monumental thing?" Gordon said in her acceptance video. "It seems like lots of girls want to play."

The award is not limited to players and coaches; instead it is open to anyone that undertakes the tremendous task to affect positive change in the world of football. Gordon is the first recipient of the award and the first female to be honored by the NFL.

In 2015 Gordon and several others organized the Utah Girls Tackle Football League. In 2017, her Herriman Mustangs won the first girls state championship in the sport.

"Our league has grown so much, and we now see leagues popping up all over," Gordon said. "Girls want to play. It has always been there; it just needed someone to start it. I want to let you in on a secret: Girls love football, millions will watch the Super Bowl."

The UGTFL began with 40 players and plays its games in the spring. This season, league president Crystal Sacco said she expects 300 participants across three divisions.

"Football is a fully engrained activity across our community," Sam's father, Brent said. "Girls have virtually no opportunities to participate. Sam has that courage to do something about that and wants to give girls that right. She is taking the steps to finish what Title IX started—finish equal opportunities for women in sports."

The award was presented to her by actor Sterling K

Brown of the NBC show, "This is Us."

"My dream is that high schools and colleges will offer girls football teams, and I am going to fight to see my dream come true," Gordon said.

Gordon is part of a lawsuit filed against the Utah High School Activities Association, Jordan, Canyons and Granite school districts. The suit asks for equal opportunities for girls football teams at the high school level.

The lawsuit states "the districts fail to provide equal treatment and benefits to girls because the districts give boys the right to use fields, stadiums and facilities, but do not provide girls the same treatment."

A spokesman for Granite School District, Ben Horsley said, "If there were sufficient interest in female-only football league and it were sanctioned, the district would have no issue providing such a program."

Gordon has taken on the task of being the first. She has looked for ways to change things in her community affecting the world around her.

"I have seen girls' confidence increase," Gordon said. "It lets so many types of girls play. By playing the game, women will have the opportunity to learn the game just like men. They can become scouts, trainers, coaches and even the NFL commissioner. It would blow the door open on equality."

"I think Sam is amazing," UGTFL president Crystal Sacco said. "I am so proud of her. She is truly a leader for girls tackle football."

The UGTFL sign-ups are now open. Practices begin March 19, and the first games are scheduled for April 7. +

Herriman resident Sam Gordon is the first female to be honored at the NFL awards banquet. (Utah Girls Tackle Football)

Champions



It's About People Helping People



Wayne Made a Promise



It's About the Future

South Valley Since 1945
September 2000 © 2000 South Valley Journal FREE!

Wayne Butterfield Honored At Equestrian Center Groundbreaking

By Linda Petersen
At a recent groundbreaking for the new Herriman equestrian center Wayne Butterfield, the man who made it all possible, was honored.

Butterfield has donated 40 acres of prime property at 6400 West 14200 South to the town for an equestrian center for the young people of Herriman.

Family and friends including city officials gathered on Aug. 9 to break ground and honor Butterfield.

Wayne Butterfield was born and has lived most of his 84 years in this rural community. He was a sheep farmer who built up a thriving family farm over the years. Later in life Wayne decided he wanted to give back to the community.

Three years ago he attended a mini-riders show in Draper where his grandkids were performing and began to wonder why the kids of Herriman couldn't have such a facility.

A man of action, Butterfield went

Continued Page 17 "Equestrian"

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Wayne Butterfield with friends & family at Ground Breaking Ceremony

South Jordan City

- Wayne Butterfield donated the land for the W & M Butterfield Park so that children could play, learn and grow.
- Giving them the opportunity to do this in their own hometown was his dream.
- What will your dream be?

People From Far Away Places Visit Herriman



FORT
HERRIMAN

PRCA RODEO

June
2nd &
3rd

Use Memorial Day Promo Code
"FLAG" for \$2 ticket discount

Something for Everyone

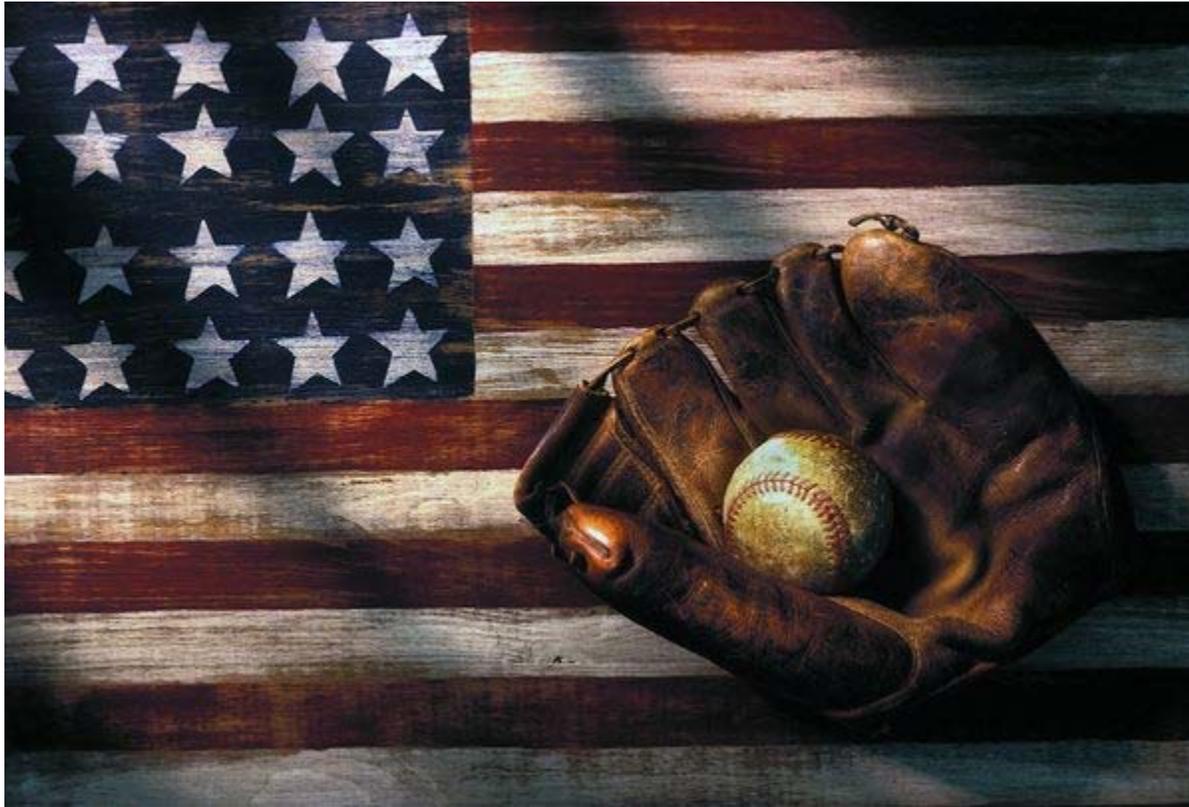


- Wayne saw the vision and was willing to make sacrifices to make it happen.
- People, Playgrounds, Parks, Recreational Organizations, The Arts, Service Organizations, Historical Societies, and the Facilities to house them are what makes community.
- Many of these organizations have used the community center for meetings, productions, sign ups, auditions, gathering history, etc.

History

- This is the place where it all began!
- The very footprint of this building is where the historical vote to incorporate was held.
- This space and the block upon which it stands is the place where everything related to community happened.
- This place was and always should be a place for community.
- It's paid for!
The first council did that for the future.

“If You Build It”



\$50K to Lease Until 2099

town council approved purchase of that building by the town building authority (essentially the town council wearing different hats).

Purchase price of the building is \$98,000, according to Mayor J. Lynn Crane. Additionally the Lions Club has agreed to pay a one time payment of \$50,000 to the town to lease the building for their meetings and events until the year 2099.

“This is a very generous gesture on the part of the Lions Club, a significant

“...always remain for the
community’s use”

the kitchen area.

City officials are looking at the possibility of putting a modular building on the current foundation and expanding the building from 2400 sq. feet to 4000 sq. feet. Preliminary estimates put the cost at approximately \$400,000.

“We’d like to do something where we could be here for fifteen to twenty years,” said Councilman Brett Wood. Council members agreed that when the growing town vacated the building that it would always remain for the community’s use.

The purchase price of the current building and new modular building will be

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TI

Two Fold Approach Can Offset O&M

- Community Organizations bring intrinsic value to our city.
- Do not charge them. Charging these organizations will hurt community.
- You cannot put a price tag on their worth.
- You will never be able to replace this space.
- Families and For Profit can still rent at current reasonable rates.
- Renting Office Space to offset O&M
- \$400.00-\$800.00 per month per space?
- There are at least 20 office spaces in the basement and 12 or more on the main floor.
- 15 spaces X \$400.00 X 12months = \$72,000.00
- 15 X \$800 X 12 =\$144,000
- Conference rooms and large gathering space. Hourly???

We Propose

- That the City, Keep the Promise!
- Use the Community Center for Community, Family, and Non Profit Purposes.
- Do not charge Non-profits under the city umbrella. Others at a reduced rate.
- Use some of the space for a Museum & Arts Storage/Display.
- Offset O&M cost by Renting Office Space.
- Set a fee, hire a receptionist/property manager/activity coordinator/leasing agent. Include wages in rental agreements...commission based?

Will Keeping Promises Be Your Legacy?

- In case you think that this was a hair brained scheme, hatched by a few cuckoo's,
- Please note the support as demonstrated by electronic and hard copy petitions. Over 300 signatures.
- Don't step over community dollars to pick up political pennies.
- Please Keep the Promise!!!



CITY COUNCIL MINUTES

Wednesday, February 28, 2018

Awaiting Formal Approval

The following are the minutes of the City Council Meeting of the Herriman City Council. The meeting was held on **Wednesday, February 28, 2018 at 5:00 p.m.** in the Herriman City Hall Council Chambers, 5355 West Herriman Main Street, Herriman, Utah. Adequate notice of this meeting, as required by law, was posted in the City Hall, on the City's website, and delivered to members of the Council, media, and interested citizens.

Presiding: Mayor David Watts

Council Members Present: Jared Henderson, Nicole Martin, Sherrie Ohrn, and Clint Smith

Staff Present: City Manager Brett Wood, Assistant City Manager Gordon Haight, City Recorder Jackie Nostrom, Director of Administration and Communications Tami Moody, Finance Director Alan Rae, Water Director Justun Edwards, Parks and Recreation Director Wendy Thomas, City Engineer Blake Thomas, Assistant City Engineer Jonathan Bowers, Deputy Chief of Police Services Troy Carr, City Planner Michael Maloy, Unified Fire Chief Riley Pilgrim, City Attorney John Brems, Chief Building Official Cathryn Nelson, and Communications Specialist Destiny Skinner.

5:00 PM - WORK MEETING: *(Fort Herriman Conference Room)*

1. Mayor and Council Social

1.1. *The Mayor and Council will meet for informal discussion and dinner. No action will be taken on any items.*

2. Council Business – 5:15 PM

Mayor David Watts called the meeting to order at 5:15 p.m.

2.1. Review of this Evening's Agenda

Councilmember Clint Smith requested the Council remove the Financial Statement from the Consent Agenda to gain an understanding of the document. The Council agreed.

2.2. Future Agenda Items

Mayor Watts explained he met with the Wounded Warriors Project who want to help veterans connect with residents. They have consented to participate in City events to achieve this goal.

Councilmember Nicole Martin requested to have a work meeting presentation regarding the garbage collection for Zero Waste. City Manager Brett Wood agreed.

3. Administrative Reports

3.1. New Employee Introductions – Travis Dunn, Human Resources Manager

Human Resources Manager Travis Dunn turned time over to Luke Sieverts to introduce Water Operator I Rick Morley. Director of Administration and Communications Tami Moody introduced Administration Technician I Megan Park and Administration Tech I Kelsey Gunrud to the Council. They offered their brief professional backgrounds.

3.2. Update to the Cemetery Rules and Regulations Discussion – Wendy Thomas, Director of Parks, Recreation and Events

Director of Parks, Recreation and Events Wendy Thomas informed the Council of changes made the Herriman City Cemetery Ordinance last year. She explained that some standards have changed regarding the sizes of headstones and offered a recommendation to require the flat headstone in the infant section have a minimum size of twelve inches long by twelve inches wide and not exceed twenty-four inches long by twenty-four inches wide. A minimum six-inch concrete mow strip is required for any headstone measuring twelve inches long by twelve inches wide. A concrete mow strip would not be required for headstones exceeding twelve inches long by twelve inches wide. Councilmember Sherrie Ohrn questioned if the Urn Section requirements were being completely omitted. Director Thomas responded the Urn Headstone requirements would follow the standard regulations for headstones.

3.3. Discussion of an amendment to the Trails Committee Ordinance – Wendy Thomas, Director of Parks, Recreation and Events

Director Thomas indicated the Healthy Herriman Trails Committee was originally created as a subcommittee under Healthy Herriman in 2013. The Trails Committee has now evolved since inception and requested to change their status as a full committee. The Trails Committee has had changes in leadership and with the additional scope of work has increased due to the expansion of open space through the Army Compatible Use Buffer (ACUB) program and the City's vision for the future of the Herriman Hills. This change of status would also recognize their hard work. Councilmember Ohrn observed the eliminated number of committee members and the terms of service. Director Thomas indicated there has been a fluctuation with volunteers and replacements would be approved by City Council. Councilmember Smith suggested the City should maintain a minimum number of members for each committee. The City Council agreed.

3.4. Discussion of a text change to the Land Development Code regarding Open Space in the Planned Development Overlay Zone (File No. Z2018-002) – Michael Maloy, City Planner

City Planner Michael Maloy explained that Herriman City has proposed a text change to the Land Development Code to allow developers to pay a fee in lieu if they cannot provide the required 20-percent of open space in a Planned Development (PD). This allowance had been inadvertently omitted during the revision of the Land Development Code. This option would allow a developer to provide land outside of the Planned Development to meet the open space requirement. The ordinance would also allow a fee in lieu for required open space. The text has not been modified from what had been previously been approved in the ordinance. Planner Maloy relayed the recommendation

of the Planning Commission for the text change. Councilmember Smith agreed with having this outlined in the ordinance. Councilmember Ohrn indicated there was a discrepancy in section three of the proposed ordinance. Planner Maloy indicated it would be clarified prior to adoption of the ordinance.

3.5. Discussion of a text change to the Land Development Code regarding Backyard Chickens in residential zones (File No. Z2018-003) – Michael Maloy, City Planner

Planner Maloy presented a proposed text change to the Land Development Code to allow backyard chickens. As part of the revision, the code regulating backyard chickens in residential zones was inadvertently excluded from the newly revised ordinance. This proposed text change would add the requirements for backyard chickens. The Planning Commission recommended approval of the text change to the land use ordinance to place the backyard chicken ordinance into the Land Development Code.

3.6. Capital Projects Prioritization Discussion – Blake Thomas, City Engineer

City Engineer Blake Thomas indicated a list of recommended projects had been provided to the City Council during the previous meeting. The lists of projects had been divided up by funding source and prioritized for the next two fiscal years. All projects that were not recommended to be completed in the next two fiscal years were sorted from highest cost to lowest cost. Staff requested that the City Council review the recommended project lists and identify their priorities.

Culinary Water Impact Fee Recommended Projects:

- East Herriman Water Improvements
- South East Herriman Water Improvements
- Jordan Valley Zone 2 Connection
- Towne Center Improvements
- Main Street Connector Segment 1
- 6600 West – Wide Hollow
- 6400 West Extension
- Main Street Connector Segment 2
- Juniper Canyon Crossing
- Juniper Crest Road Extension
- Ridges at Rose Canyon

Secondary Water Impact Fee Recommended Projects:

- Tuscany Well Improvements
- Rose Summit 20" Waterline
- Academy Parkway/Autumn Crest
- Juniper Crest Road Extension
- Juniper Canyon Reservoir Transmission Line
- Main Street Extension
- Towne Center U Road/Fort Herriman Parkway
- Mt Ogden Peak

- RSL field 6
- Mulcock property acquisition

Storm Drain Impact Fee Recommended Projects:

- Rose Creek Outfall Phase 1 – Rose Creek to 14200 South
- Rose Creek Outfall Phase 2 – 14200 South to 14400 South
- 7300 West – 42” pipe – Hall Crossing Drive to Butterfield Creek Outfall

Transportation Impact Fee Recommended Projects:

- Autumn Crest North Extension
- Main Street Segment 3
- Herriman Boulevard 6000 West Intersection Widening
- Main Street Segment 2

General Fund Capital Project List Recommended Projects:

- 13400 South and 5600 West Bike Lanes
- Main Street and 5600 West Intersection and Roadway Repairs
- 11800 South from Freedom Park to 6000 West Road Repairs
- Cabin Trail Way Drainage Improvement
- Butterfield Park Way from 6400 West to Knapper Way Road Repairs
- Herriman Main Street
- Porter Rockwell Boulevard – Redwood Road to Mountain View Corridor
- Herriman Boulevard Park Strip Landscaping Improvements

Other Recommended Projects:

- Gina Road
- McCuiston Road
- 7300 West
- 6000 West

Council consensus determined they would support the development of McCuiston Road if the residents abutting the road would meet part way the City by donating the necessary right-of-way.

3.7. City Manager Updates – Brett Wood, City Manager

City Manager Wood indicated that by ordinance the Ice Ribbon should close today. He recommended keeping the amenity open while temperatures are amenable for the ice. He suggested the Council should look to amend the ordinance to allow flexibility. The Council agreed.

City Manager Wood updated the Council of the Planning Commission interviews and have narrowed the applicants down to six candidates. He encouraged the Council to have an active role in the interview process. City Manager

Wood reported the sales tax income increased to \$461,000 for the month, which is \$40,000 higher than received previously. The local sales tax

4. Adjournment

Councilmember Smith moved to adjourn the City Council work meeting at 7:00 pm. Councilmember Ohrn seconded the motion and all voted aye.

7:10 PM - GENERAL MEETING:

1. Call to Order

Mayor Watts called the meeting to order at 7:07 p.m. and welcomed those in attendance.

1.1. Invocation/Thought/Reading and Pledge of Allegiance

The Pledge of Allegiance was led by Scout Troop #1126.

1.2. Council Disclosure for Conflict of Interest

No conflict of interest was noted.

1.3. Mayor/Council Comments and Recognitions

Councilmember Jared Henderson expressed his excitement of the Grand Opening for REAL Salt Lake as it is the only Academy of its kind in the northern hemisphere for major league soccer. Councilmember Nicole Martin added the facility was a \$78 Million investment into the community, which created a destination location within Herriman City. Councilmember Smith noted it was only possible because of the great foresight and hard work of staff. Mayor Watts thanked REAL Salt Lake for their vision and willingness to invest in the City.

2. Public Comment

Lynn Egbert, thanked the Council for their restraint from overreacting with the inundated calls regarding fireworks last July. He informed the Council of his desire to retain the Community Center as the City may need additional space in the future. Mr. Egbert assumed at some point the fire station would need to be relocated and the City could retain the property for vehicle parking.

Jack Covert, relayed his desire to see an outdoor pool be constructed in Herriman. He also noted he would like to see Google Fiber be available in the City.

3. Mayor and Council Board and Committee Reports

Mayor Watts informed the audience that the 2018 legislative session will be ending and the City has been working against bills targeting local control. Councilmember Henderson added that the Utah League of Cities and Towns (ULCT) has been actively involved fighting to maintain local control.

Councilmember Ohrn indicated that the Wasatch Front Waste and Recycling District has been informed of the closure of a transfer station and are actively seeking a collection area closer or alternatives to lessen the financial burden for Herriman residents.

Councilmember Smith reported the South Valley Sewer District has been very fiscally responsible and has looked to improve services while reduce costs. The District constantly has been confronted with disposal fee increases. They continue to look and plan for the future.

Mayor Watts noted regional transportation option concerns and relayed his commitment to capture dedicated funding for community growth.

4. Reports, Presentations and Appointments

4.1. 2017 Animal Services Annual Report – Carrie Sibert, Salt Lake County Community Liaison Coordinator

Salt Lake County Community Liaison Coordinator Carrie Sibert presented a video to highlight 2017 Events. She presented the year-end statistics from their annual report for the Council and outlined programs and resources available to the community. Councilmember Martin relayed her approval of the creative programs implemented into their services.

5. Consent Agenda

5.1. Approval of the Monthly Financial Statement – Alan Rae, Finance Director

5.2. Consideration of a resolution approving a Stakeholder Agreement with the Utah Transit Authority regarding the Installation of Signage and Striping for a new Bike Lane along the South Side of 11800 South from 6000 West/Mustang Trail Way to Freedom Park Drive – Blake Thomas, City Engineer

5.3. Consideration of a resolution approving the first supplement to the Stakeholder Agreement with the Utah Transit Authority regarding the Installation of Signage and Striping for a new Bike Lane along the South Side of 11800 South from 6000 West/Mustang Trail Way to Freedom Park Drive – Blake Thomas, City Engineer

Councilmember Smith moved to approve the Consent Agenda as written with the removal of the monthly financial statement. Councilmember Ohrn seconded the motion.

The vote was recorded as follows:

- Councilmember Jared Henderson Aye*
- Councilmember Nicole Martin Aye*
- Councilmember Sherrie Ohrn Aye*
- Councilmember Clint Smith Aye*
- Mayor David Watts Aye*

The motion passed unanimously.

Approval of the Monthly Financial Statement – Alan Rae, Finance Director

Finance Director Alan Rae offered a brief synopsis of the Financial Statement including revenues and expenditures for the City, Community Development and Renewal Agency of Herriman City and the Herriman City Safety

Enforcement Area. The format of the document was established at the request of the previous Council, and could be formatted as directed by City Council.

Director Rae explained the Water Enterprise fund and noted the fund is expected to pay for incurred expenses and fees are reviewed periodically. Councilmember Ohrn asked if the fund balance be incorporated into the report. Director Rae confirmed. Councilmember Smith thanked Director Rae for the explanation. Councilmember Henderson commented the impact fees have a higher limit requirement than the General Fund and the City is not able to save up enough money to build facilities such as the City Hall. Director Rae added that Herriman City is at the maximum allowable amount in the General Fund which is not enough to construct a large project. Councilmember Henderson informed the audience that impact fees collected have to be utilized for their specific purpose for new construction. Impact Fees can't be used to rebuild existing infrastructure. He thanked staff for keeping the City fiscally healthy.

Councilmember Smith moved to approve the Monthly Financial Statement. Councilmember Ohrn seconded the motion.

The vote was recorded as follows:

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Councilmember Sherrie Ohrn</i>	<i>Aye</i>
<i>Councilmember Clint Smith</i>	<i>Aye</i>
<i>Mayor David Watts</i>	<i>Aye</i>

The motion passed unanimously.

1. Calendar

1.1. Meetings

- 1.1.1. March 1– Planning Commission Meeting 7:00 p.m.
- 1.1.2. March 14 – City Council Work Meeting 5:00 p.m.; City Council Meeting 7:00 p.m.

2. Closed Session

- 2.1. *The Herriman City Council may temporarily recess the City Council meeting to convene in a closed session to discuss the purchase, exchange or lease of real property as provided by Utah Code Annotated §52-4-205*

Councilmember Smith moved to temporarily recess the City Council meeting to convene in a closed session to discuss the purchase, exchange or lease of real property as provided by Utah Code Annotated §52-4-205 at 7:55 p.m.. Councilmember Henderson seconded the motion.

The vote was recorded as follows:

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Aye</i>
<i>Councilmember Sherrie Ohrn</i>	<i>Aye</i>
<i>Councilmember Clint Smith</i>	<i>Aye</i>
<i>Mayor David Watts</i>	<i>Aye</i>

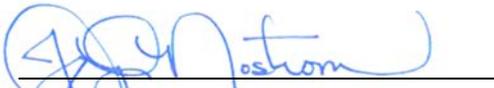
The motion passed unanimously.

3. Adjournment

Councilmember Smith moved to adjourn the City Council meeting at 8:30 p.m. Councilmember Ohrn seconded the motion and all voted aye.

4. Recommence to Work Meeting (If Needed)

I, Jackie Nostrom, City Recorder for Herriman City, hereby certify that the foregoing minutes represent a true, accurate and complete record of the meeting held on February 28, 2018. This document constitutes the official minutes for the Herriman City Council Meeting.



Jackie Nostrom, MMC
City Recorder



STAFF REPORT

DATE: 03/20/2018

TO: The Honorable Mayor and City Council

FROM: Wendy Thomas

SUBJECT: Recommended update to City Boards and Commissions

BACKGROUND:

City Council was presented with recommended updates to the Herriman Trails Committee on February 28, 2018. City Council requested that all boards and commissions be consistent in minimum board members and term lengths. After going through the officially recognized boards and commissions, it was determined to make all boards and commissions a minimum of three (3) members for a minimum of three (3) years with the exception of the Planning Commission.

On March 7, 2018, City Council directed staff to add the staggering of terms for appointees.

Boards and Commissions included in this update:

- Historical Society
- Community Arts Council
- Economic Development Committee
- Be Ready Herriman Committee
- Healthy Herriman Committee
- Herriman Trails Committee

ALTERNATIVES:

Revert back to previous minimums and term lengths (if indicated).

FISCAL IMPACT:

No fiscal impact.

RECOMMENDATION:

Accept changes for all officially recognized boards and commissions to have a minimum of three (3) members with staggered three (3) year terms, with the exception of the Planning Commission.

HERRIMAN, UTAH
ORDINANCE NO. 18-

**AN ORDINANCE AMENDING TITLE 2 CHAPTERS 1 THROUGH 6 OF THE
HERRIMAN CODE OF ORDINANCES REGARDING BOARDS AND COMMITTEES
AND ADDING A NEW CHAPTER 7 CREATING A TRAILS COMMITTEE**

WHEREAS, the City Council (the “Council”) met in regular meeting on March 28, 2018, to consider, among other things, an ordinance amending title 2 chapters 1 through 6 of the Herriman Code of Ordinances regarding boards and committees and adding a new chapter 7 Creating a trails committee; and

WHEREAS, Title 2 chapters 1 through 6 creates various boards and committees and the Council has determined to amend these provisions to create a more consistent process for the appointment of board or committee members and other modifications; and

WHEREAS, the Council has determined to make the Trails Committee a full fledge committee rather than a subcommittee of another committee; and

WHEREAS, after careful consideration, the Council finds that it is in the best interest of the health, safety, and welfare of the inhabitants of Herriman to amend title 2 chapters 1 through 6 of the Herriman Code of Ordinances regarding boards and committees and add a new chapter 7 creating a trails committee.

NOW, THEREFORE, BE IT ORDAINED by the Council that title 2 chapters 1 through 6 of the Herriman Code of Ordinances be amended, designated by interlineating the words to be deleted and underlining the words to be added and a new title 2 chapter 7 be added to the Herriman Code of Ordinances, all as attached hereto.

PASSED AND APPROVED this 28th day of March, 2018.

HERRIMAN

ATTEST:

David Watts, Mayor

Jackie Nostrom, MMC
City Recorder

Chapter 1

HISTORICAL SOCIETY

2-1-1: CREATED:

2-1-2: GENERAL PURPOSE:

2-1-3: MEMBERSHIP TERMS, COMPENSATION AND VACANCY:

2-1-4: ORGANIZATION, QUORUM AND COMMITTEES:

2-1-5: AUTHORITY AND RESPONSIBILITIES:

2-1-6: MEETINGS:

2-1-7: STAFF SUPPORT:

2-1-8 LIMITATIONS:

2-1-1: CREATED:

There is hereby created a commission known as the Herriman historical society. The Herriman historical society is created pursuant to the authority granted by Utah Code Annotated section 9-8-102 et seq.

2-1-2: GENERAL PURPOSE:

The purposes of the historical society are to:

- A. Encourage the preservation of buildings and related structures of historical and architectural significance as part of the city's important cultural, educational and economic assets;
- B. Encourage proper development and utilization of land and areas adjacent to historical areas and buildings, and to encourage complimentary, contemporary design and construction;
- C. Encourage the protection and enhance the attraction of the city's historic landmarks and buildings for visitors;
- D. Encourage and safeguard the heritage of the city by encouraging the protection of landmarks representing significant elements of its history;
- E. Promote the private and public use of landmarks in historical areas within the city;
- F. Increase public awareness of the value of historic, cultural and architectural preservation;

G. Engage in the research and compilation of information necessary to safeguard and preserve a comprehensive history of the city for the ultimate goal of publication; and

H. Recommend design standards pertaining to the protection of historic and architecturally significant buildings and structures.

2-1-3: MEMBERSHIP TERMS, COMPENSATION AND VACANCY:

The historical society shall consist of at least three (3) members, appointed by the mayor, with the advice and consent of the city council. Such members shall be appointed in a manner providing balance in geographic, professional, neighborhood and community interests representation. Members of the historical society may serve a maximum of three (3) consecutive terms of ~~four~~ (4)three (3) years each. Notwithstanding, the terms of the first members ~~The terms~~ shall be staggered so that all member's terms do not expire in the same year. Vacancies may be filled by the Mayor, with the advice and consent of the City Council, to any unexpired term or for the full term as the case may be. ~~The mayor, with the advice and consent of the city council, shall appoint a new member to fill any vacancies that might arise.~~ Members of the Historical Society shall serve without compensation.

2-1-4: ORGANIZATION, QUORUM AND COMMITTEES:

~~The historical society shall elect a chairperson, who shall serve for a term of one year. The chairperson may be elected to serve consecutive terms in the same office.~~

A. Quorum: More than fifty percent (50%) of the historical society present shall constitute a quorum for conducting business of the historical society and the action can be had upon the vote of the majority present.

B. Organization: The Historical Society may elect a chair, organize committees, and adopt administrative rules, bylaws and procedures necessary to accomplish its purpose. The Historical Society shall submit such rules, bylaws and procedures to the City Council for approval.

2-1-5: AUTHORITY AND RESPONSIBILITIES:

In addition to carrying out the general purposes set forth above, the historical society may:

A. Conduct surveys of significant historical, architectural and cultural landmarks within the city;

B. Develop and participate in public education programs to increase public awareness of the value of historic, architectural and cultural preservation;

C. Make recommendations to the planning commission relating to historic, architectural and cultural preservation;

- D. Make recommendations to the city council regarding historic, architectural and cultural preservation;
- E. Make recommendations to the city council concerning utilization of state, federal or private funds to promote the preservation of historic, architectural and cultural preservation; and
- F. Make recommendations to the city council on policies and ordinances that may encourage preservation of buildings and related structures of historical and architectural significance. Notwithstanding anything to the contrary herein, the historical society shall not have authority to expend or commit to the expenditure of public funds without city council approval.

2-1-6: MEETINGS:

- A. Open Meetings: The historical society shall meet as it deems necessary, and such meetings shall be open to the public.
- B. Rules Of Procedure: The historical society shall adopt policies and procedures for the conduct of its meetings that it deems necessary for its proper functioning.

2-1-7: STAFF SUPPORT:

The mayor-City shall provide the historical society with such administrative staff support and materials as he deems necessary to assist in carrying out its duties and functions.

Chapter 2 COMMUNITY ARTS COUNCIL

2-2-1: PURPOSE:

2-2-2: CREATED:

2-2-3: ORGANIZATION, QUORUM AND COMMITTEES:

2-2-4: TERMS, COMPENSATION AND VACANCY:

2-2-5: JURISDICTIONCITY SUPPORT STAFF:

2-2-6: MEETINGS:

2-2-7 LIMITATIONS:

2-2-78: FUNDING:

2-2-1: PURPOSE:

The primary purpose for the Herriman community arts council shall include, but not be limited to, the following:

- A. Promote and encourage public artistic programs;
- B. Further development of public awareness of and interest in fine and performing arts;
- C. Provide for the assurance of the artistic needs of the community;
- D. Provide for the means for the development of a comprehensive plan to encourage and strengthen artistic and cultural resources;
- E. Develop programs in the arts which shall seek to introduce the visual and performing arts to city residents who have previously not participated in such activities and encourage existing organizations to develop new ways to reach the community;
- F. Provide a forum of communication between representatives of the community and the city council;
and
- G. Act as an advisory body to the city in all matters pertaining to the arts and the cultural development of the city.

2-2-2: CREATED:

There is hereby created a council for the arts known as the Herriman community arts council (the "arts council"). The arts council shall consist of not less than five (5) nor more than eleven (11) members, to be appointed by the mayor, with the advice and consent of the city council.

2-2-3: ORGANIZATION, QUORUM AND COMMITTEES:

- A. Quorum: More than fifty percent (50%) of the arts council present shall constitute a quorum for conducting business of the arts council and the action can be had upon the vote of the majority present.

B. Organization: The arts council may elect a chair, organize committees, and adopt administrative rules, bylaws and procedures necessary to accomplish its purpose. The arts council shall submit such rules, bylaws and procedures to the city council for approval.

2-2-4: TERMS, COMPENSATION AND VACANCY:

The arts council shall consist of at least three (3) members, appointed by the mayor, with the advice and consent of the city council. Members of the arts council may serve a maximum of three (3) consecutive terms of three (3) years each. Notwithstanding, the terms of the first members shall be staggered so that all member's terms do not expire in the same year. All members of the arts council shall serve for a period of one year, after which at least one third ($\frac{1}{3}$) may be appointed for a period of one year, the second one third ($\frac{1}{3}$) for a period of two (2) years, and the third one third ($\frac{1}{3}$) for a period of three (3) years. Thereafter, all appointments shall be for the term of three (3) years. Vacancies may be filled by the mayor, with the advice and consent of the city council, to any unexpired term or for the full term as the case may be. However, it is understood that the membership of the arts council may fluctuate as provided above. Members of the arts council shall serve without compensation.

2-2-5: JURISDICTION CITY STAFF SUPPORT:

~~The arts council jurisdiction shall be limited to:~~

~~A. The purpose set forth in section 2-2-1 of this chapter; and~~

~~B. Making recommendations to the mayor or city council.~~

The city shall provide the committee with such administrative support staff and materials as it deems necessary to assist in carrying out the duties and responsibilities of the committee.

2-2-6: MEETINGS:

~~The arts council shall hold regular meetings at least once a month to review the business of the arts council. The meetings shall be held at a time and place to be established. The arts council meetings shall be open to the public.~~

2-2-7: LIMITATIONS:

The arts council shall not have authority to bind the city or impose any condition on the city or its citizens and is not vested with authority to make decisions regarding the public's business.

2-2-7~~8~~: FUNDING:

Funding shall be determined by the city council.

Chapter 3

ECONOMIC DEVELOPMENT COMMITTEE

2-3-1: CREATION:

2-3-2: DUTIES AND RESPONSIBILITIES:

2-3-3: MEMBERSHIP TERMS, COMPENSATION, AND VACANCY:

2-3-4: RULES OF PROCEDURE ORGANIZATION, QUORUM AND COMMITTEES:

2-3-5: CITY STAFF SUPPORT:

2-3-6: MEETINGS:

2-3-7: LIMITATIONS:

2-3-1: CREATION:

There is hereby created a committee known as the economic development committee.

2-3-2: DUTIES AND RESPONSIBILITIES:

The economic development committee shall advise and recommend economic development strategies and policies to promote the development needs of the city in connection with its strategic economic development plan and as directed by the economic development director, mayor, and council and:

- A. Assist the economic development director, mayor, and council in the establishment, implementation, revision, and promotion of a strategic economic development plan for the city.

- B. Publicize and disseminate news and information regarding economic development activities within the city and conduct research with respect to these efforts.

- C. Hold publicized meetings in which economic development within the city is discussed.

- D. Assist with business attraction and development by identifying advantages of locating within the city, and by identifying those target businesses with the greatest potential for locating within the city.

- E. Conduct business retention activities to help expand and retain existing city businesses.

- F. Assist in making presentations to the council and other agencies concerning economic development in the city.
- G. Represent economic development committee to civic and governmental organizations whose purpose is to foster economic development.
- H. Recommend projects, legislation, policies, funding allocations, incentives and other measures, programs and activities for economic development in the city.
- I. Initiate, sponsor, and promote involvement, activities, and contributions by the private sector for the economic development in the city.
- J. Perform such other duties and functions as are consistent with this chapter and which are designed to promote economic development in the city.

2-3-3: MEMBERSHIP TERMS, COMPENSATION, AND VACANCY:

~~Subject to the appointment and process set forth herein, the committee shall be limited to city residents or qualified individuals who have demonstrated an interest in promoting economic development in the city. Members shall be appointed by the mayor with the advice and consent of the city council. (Ord. 10-20, 4-15-2010) The economic development committee shall consist of at least three (3) members, appointed by the mayor, with the advice and consent of the city council. Such members shall be appointed in a manner providing balance in geographic, professional, neighborhood and community interests representation. Members of the economic development committee may serve a maximum of three (3) consecutive terms of three (3) years each. Notwithstanding, the terms of the first members shall be staggered so that all member's terms do not expire in the same year. Vacancies may be filled by the mayor, with the advice and consent of the city council, to any unexpired term or for the full term as the case may be. Members of the economic development committee shall serve without compensation.~~

2-3-4: RULES OF PROCEDURE ORGANIZATION, QUORUM AND COMMITTEES:

~~The committee shall operate in accordance with "Robert's Rules Of Order" unless the committee develops rules or procedures otherwise.~~

A. Quorum: More than fifty percent (50%) of the economic development committee shall constitute a quorum for conducting business for the economic development committee and the action can be had upon the vote of the majority present.

B. Organization: The economic development committee may elect a chair, organize committees, and adopt administrative rules, bylaws and procedures necessary to accomplish its purpose. The economic development committee shall submit such rules, bylaws and procedures to the city council for approval.

2-3-5: CITY STAFF SUPPORT:

The mayer-city shall provide the committee with such administrative support staff and materials as he deems necessary to assist in carrying out the duties and responsibilities of the committee.

2-3-6: MEETINGS:

The meetings of the economic development committee shall be open to the public.

2-3-7: LIMITATIONS:

The economic development committee shall not have authority to bind the city or impose any condition on the city or its citizens and is not vested with authority to make decisions regarding the public's business.

Chapter 4 BE READY HERRIMAN COMMITTEE

2-4-1: CREATION:

2-4-2: DUTIES AND RESPONSIBILITIES:

2-4-3: MEMBERSHIP AND ORGANIZATION; TERMS, COMPENSATION AND VACANCY:

2-4-4: RULES OF PROCEDURE ORGANIZATION, QUORUM AND COMMITTEES:

2-4-5: CITY STAFF SUPPORT:

2-4-6: MEETINGS:

2-4-7: LIMITATIONS:

2-4-1: CREATION:

There is hereby created a committee known as the Be Ready Herriman committee.

2-4-2: DUTIES AND RESPONSIBILITIES:

The Be Ready Herriman committee shall:

- A. Promote resident and volunteer emergency preparedness;
- B. Identify emergency preparedness training and organizational needs of emergency volunteers;
- C. Increase awareness of and facilitate enrollment in existing emergency preparedness training opportunities including those offered by local emergency service partners, citizen corps (e.g.,

community emergency response team (CERT)), or federal emergency management agency (FEMA);

D. Recommend emergency response policy and procedure pertaining to city emergency volunteers;

E. Maintain the organization and coordination necessary for emergency volunteer activation as directed by city or public safety officials;

F. Provide volunteer support to integrate school, business or church emergency response plans with existing city, state and county emergency management objectives.

2-4-3: MEMBERSHIP AND ORGANIZATION:

The Be Ready Herriman Committee shall consist of at least three (3) members, appointed by the mayor, with the advice and consent of the city council. The committee shall be limited to city residents or qualified individuals who have demonstrated an interest in emergency preparedness. Members of the Be Ready Herriman Committee may serve a maximum of three (3) consecutive terms of three (3) years each. Notwithstanding, the terms of the first members shall be staggered so that all member's terms do not expire in the same year. Vacancies may be filled by the mayor, with the advice and consent of the city council, to any unexpired term or for the full term as the case may be. Members of the Be Ready Herriman Committee shall serve without compensation. Members shall be appointed by the mayor with the advice and consent of the city council. The Be Ready Herriman committee may create and organize various subcommittees and offices as it deems necessary to accomplish its purpose.

2-4-4: RULES OF PROCEDURE ORGANIZATION, QUORUM AND COMMITTEES:

The committee shall operate in accordance with "Robert's Rules Of Order", unless the committee develops rules or procedures otherwise.

A. Quorum: More than fifty percent (50%) of the Be Ready Herriman committee shall constitute a quorum for conducting business of the Be Ready Herriman Committee and the action can be had upon the vote of the majority present.

B. Organization: The Be Ready Herriman Committee may elect a chair, organize committees, and adopt administrative rules, bylaws and procedures necessary to accomplish its purpose. The Be Ready Herriman Committee shall submit such rules, bylaws and procedures to the city council for approval.

2-4-5: CITY STAFF SUPPORT:

The city shall provide the committee with such administrative support staff and materials as it deems necessary to assist in carrying out the duties and responsibilities of the committee.

2-4-6: MEETINGS:

The meetings of the Be Ready Herriman committee shall be open to the public.

2-4-7: LIMITATIONS:

The Be Ready Herriman committee shall not have authority to bind the city or impose any condition on the city or its citizens and is not vested with authority to make decisions regarding the public's business.

Chapter 5 HEALTHY HERRIMAN COMMITTEE

2-5-1: CREATION:

2-5-2: DUTIES AND RESPONSIBILITIES:

2-5-3: MEMBERSHIP AND ORGANIZATION TERMS, COMPENSATION AND VACANCY:

2-5-4: RULES OF PROCEDURE ORGANIZATION, QUORUM AND COMMITTEES:

2-5-5: CITY STAFF SUPPORT:

2-5-6: MEETINGS:

2-5-7: LIMITATIONS:

2-5-1: CREATION:

There is hereby created a committee known as the Healthy Herriman committee.

2-5-2: DUTIES AND RESPONSIBILITIES:

The Healthy Herriman committee functions to enhance and foster the health and safety of Herriman City residents. The Healthy Herriman committee shall:

- A. Increase public awareness of the value of healthy lifestyles;
- B. Encourage resident safety through safety related initiatives;
- C. Organize, promote and facilitate health and safety related events;
- D. Recommend strategies, policies, activities, and environmental supports to promote the health and safety of residents;

E. Identify and promote health and safety resources available to residents;

F. Engage in the research and evaluation of information necessary to enhance amenities and events to promote healthy lifestyles in Herriman.

2-5-3: MEMBERSHIP AND ORGANIZATION TERMS, COMPENSATION AND VACANCY:

~~The committee shall be limited to city residents or qualified individuals who have demonstrated an interest in emergency preparedness. Members shall be appointed by the mayor with the advice and consent of the city council. The Healthy Herriman committee may create and organize various subcommittees and offices as it deems necessary to accomplish its purpose.~~

The Healthy Herriman committee shall consist of at least three (3) members, appointed by the mayor, with the advice and consent of the city council. Such members shall be appointed in a manner providing balance in geographic, professional, neighborhood and community interests representation. Members of the healthy Herriman committee may serve a maximum of three (3) consecutive terms of three (3) years each. Notwithstanding, the terms of the first members shall be staggered so that all member's terms do not expire in the same year. Vacancies may be filled by the mayor, with the advice and consent of the city council, to any unexpired term or for the full term as the case may be. Members of the Healthy Herriman committee shall serve without compensation.

2-5-4: RULES OF PROCEDURE ORGANIZATION, QUORUM AND COMMITTEES:

~~The committee shall operate in accordance with "Robert's Rules Of Order", unless the committee develops rules or procedures otherwise.~~

A. Quorum: More than fifty percent (50%) of the Healthy Herriman committee shall constitute a quorum for conducting business of the Healthy Herriman committee and the action can be had upon the vote of the majority present.

B. Organization: The Healthy Herriman committee may elect a chair, organize committees, and adopt administrative rules, bylaws and procedures necessary to accomplish its purpose. The Healthy Herriman committee shall submit such rules, bylaws and procedures to the city council for approval

2-5-5: CITY STAFF SUPPORT:

The city shall provide the committee with such administrative support staff and materials as it deems necessary to assist in carrying out the duties and responsibilities of the committee.

2-5-6: MEETINGS:

The meetings of the Healthy Herriman committee shall be open to the public.

2-5-7: LIMITATIONS:

The Healthy Herriman committee shall not have authority to bind the city or impose any condition on the city or its citizens and is not vested with authority to make decisions regarding the public's business.

Chapter 6 COMMUNITY GARDEN COMMITTEE

2-6-1: CREATION:

2-6-2: DUTIES AND RESPONSIBILITIES:

2-6-3: MEMBERSHIP AND ORGANIZATION: TERMS, COMPENSATION AND VACANCY:

2-6-4: RULES OF PROCEDURE ORGANIZATION, QUORUM AND COMMITTEES:

2-6-5: CITY STAFF SUPPORT:

2-6-6: MEETINGS:

2-6-7: LIMITATIONS:

2-6-1: CREATION:

There is hereby created a committee known as the Herriman community garden committee.

2-6-2: DUTIES AND RESPONSIBILITIES:

The Herriman community garden committee shall:

- A. Encourage public awareness of community gardening and assist interested residents in the cultivation of a garden plot;
- B. Provide necessary organization to recruit members, establish garden plots, maintain member garden plot records, schedule watering rotations, ensure community garden plot maintenance and weeding, complete harvesting and other tasks as necessary;
- C. Increase public awareness of the value of developing gardening skills;
- D. Support community gardeners with information as necessary to maintain healthy and productive gardens;
- E. Recognize the gardening and farming heritage of the city.

2-6-3: MEMBERSHIP AND ORGANIZATION:

The Herriman community garden committee shall consist of at least three (3) members, appointed by the mayor, with the advice and consent of the city council. The committee shall be limited to city residents or qualified individuals who have demonstrated an interest in community gardening. Members of the Herriman community garden committee may serve a maximum of three (3) consecutive terms of three (3) years each. Notwithstanding, the terms of the first members shall be staggered so that all member's terms do not expire in the same year. Vacancies may be filled by the mayor, with the advice and consent of the city council, to any unexpired term or for the full term as the case may be. Members of the Herriman Community garden committee shall serve without compensation.

~~Members shall be appointed by the mayor with the advice and consent of the city council. The community garden committee may create and organize various subcommittees and offices as it deems necessary to accomplish its purpose.~~

2-6-4: RULES OF PROCEDURE ORGANIZATION, QUORUM AND COMMITTEES:

~~The committee shall operate in accordance with "Robert's Rules Of Order", unless the committee develops rules or procedures otherwise.~~

A. Quorum: More than fifty percent (50%) of the Herriman community garden committee shall constitute a quorum for conducting business of the Herriman community garden committee and the action can be had upon the vote of the majority present.

B. Organization: The Herriman community garden committee may elect a chair, organize committees, and adopt administrative rules, bylaws and procedures necessary to accomplish its purpose. The Herriman community garden committee shall submit such rules, bylaws and procedures to the city council for approval

2-6-5: CITY STAFF SUPPORT:

The city shall provide the committee with such administrative support staff and materials as it deems necessary to assist in carrying out the duties and responsibilities of the committee.

2-6-6: MEETINGS:

The meetings of the community garden committee shall be open to the public.

2-6-7: LIMITATIONS:

The community garden committee shall not have authority to bind the city or impose any condition on the city or its citizens and is not vested with authority to make decisions regarding the public's business.

Chapter 7

HERRIMAN TRAILS COMMITTEE

2-5A-1: CREATION:

2-5A-2: DUTIES AND RESPONSIBILITIES:

2-5A-3: TERMS, COMPENSATION AND VACANCY

2-5A-4: RULES OF PROCEDURE: ORGANIZATION, QUORUM AND COMMITTEES

2-5A-5: CITY STAFF SUPPORT:

2-5A-6: MEETINGS:

2-5A-7: LIMITATIONS:

2-5A-1: CREATION:

There is hereby created a ~~Healthy~~ Herriman Trails ~~Sub~~Committee.

2-5A-2: DUTIES AND RESPONSIBILITIES:

The ~~Sub~~Committee shall act in an advisory and voluntary capacity in the development of trails and recreation opportunities for City residents, including but not limited to the following:

- (1) Recommend to the City Council and the Planning Commission a Trails Master Plan;
- (2) Review and recommend appropriate changes and updates to the Trails Master Plan to the City Council and Planning Commission;
- (3) Recommend projects, legislation, policies, funding allocations, and other measures, programs, or activities for the development of parks, trails and recreation opportunities within the City;
- (4) Carry out projects, programs, or activities as directed by the City Council;
- (5) Initiate, sponsor, and promote involvement, activities and contributions by the private sector for the development of parks, trails and recreation in the City; and
- (6) Initiate, sponsor, and promote involvement and activities for the public for the development and use of parks, trails and recreation in the City.

2-5A-3: TERMS, COMPENSATION AND VACANCY

The Herriman trails ~~Sub~~committee shall be comprised of at least three (3) members, appointed by the mayor, with the advice and consent of the city council. Such members shall be appointed in a

manner providing balance in geographic, professional, neighborhood and community interests representation. Members of the Herriman trails committee may serve a maximum of three (3) consecutive terms of three (3) years each. Notwithstanding, the terms of the first members shall be staggered so that all member's terms do not expire in the same year. Vacancies may be filled by the mayor, with the advice and consent of the city council, to any unexpired term or for the full term as the case may be. Members of the Herriman Trails committee shall serve without compensation.

2-5A-4 ORGANIZATION, QUORUM AND COMMITTEES:

A. Quorum: More than fifty percent (50%) of the Herriman Trails committee present shall constitute a quorum for conducting business of the Herriman Trails committee and the action can be had upon the vote of the majority present.

B. Organization: The Herriman Trails committee may elect a chair, organize committees, and adopt administrative rules, bylaws and procedures necessary to accomplish its purpose. The Herriman Trails committee shall submit such rules, bylaws and procedures to the city council for approval.

2-5A-5: CITY STAFF SUPPORT:

The city shall provide the Committee with such administrative support staff and materials as it deems necessary to assist in carrying out the duties and responsibilities of the committee.

2-5A-6: MEETINGS:

The SubCommittee may hold meetings at such times as the SubCommittee determines is necessary and as properly called with notice given to each SubCommittee member. The meetings of the SubCommittee shall be open to the public.

2-5A-7: LIMITATIONS:

The SubCommittee shall not have authority to bind the city or impose any condition on the city or its citizens and is not vested with authority to make decisions regarding the public's business.



STAFF REPORT

DATE: 03/19/18

TO: The Honorable Mayor and City Council

FROM: Justun Edwards, Water Department Director

SUBJECT: Animal Control Fee Schedule Update

RECOMMENDATION:

Staff recommends approval

BACKGROUND:

The interlocal agreement between Herriman and Salt Lake County Animal Control was last updated April 26th, 2017. At that time, the updated fee schedule was not included in the resolution, so the purpose of this resolution is to update the fee schedule to match the fees currently charged by County Animal Control.

DISCUSSION:

This resolution will not only update the fees to match the County's current fees, but it will also include them in the City's Master Fee Schedule, which should make it much easier for our residents to find.

HERRIMAN, UTAH
RESOLUTION NO. 18-

**A RESOLUTION AMENDING THE FEE SCHEDULE
WITH RESPECT TO ANIMAL CONTROL**

WHEREAS, the Herriman City Council (the “Council”) met in regular session on March 28, 2018, to consider, among other things, amending the fee schedule (“Fee Schedule”) with respect to animal control; and

WHEREAS, Herriman contracts for animal control services with Salt Lake County; and

WHEREAS, the Council finds that it is desirable to have the Fee Schedule for Herriman and Salt Lake County to be the similar; and

WHEREAS, Herriman Code of Ordinances § 5-1C-3 provides in part that the Fee Schedule may be modified from time to time upon approval of the Council by resolution

WHEREAS, after careful consideration the Council has determined that it is in the best interest of the health, safety, and welfare of the residents of Herriman to amend the Fee Schedule as set forth herein.

NOW, THEREFORE, BE IT RESOLVED by the Council that Fee Schedule be amended as set forth on exhibit “A” attached hereto and that the Fee Schedule adopted pursuant to this resolution be incorporated in the City Master Fee Schedule.

PASSED AND APPROVED this 28th day of March, 2018.

HERRIMAN CITY COUNCIL

David Watts, Mayor

ATTEST:

Jackie Nostrom, MMC
City Recorder

Fee Schedule

Customer ID _____
Animal ID _____
Officer Number _____

Impound & Boarding		
1st Impound		\$40
2nd Impound within 24 months		\$80
3rd Impound within 24 months		\$160
Subsequent Impound within 24 months		\$320
Board Fee = Each Day of Board/ \$20 multiplied by # of Days Boarded _____ = Total Board Fee _____		
Rabies/Vaccines/Microchip		
Rabies Vaccination		\$25
Rabies Deposit (cash or credit only)		\$25
Rabies Test Fee (or Quarantine Fee)		\$200
Microchip (may be required upon impound)		\$30
Pet Licenses (Issued for a 1-year Period)		
License - Unsterilized		\$40
License - Sterilized		\$15
License - Senior Citizen, Sterilized (for residents 60 years and older)		\$5
License - Transfer Fee or Replacement Tag		\$5
Late License Penalty (applicable 30 days after due date)		\$50
Permits (Issued for a 1-year Period)		
Commercial operations - up to 30 animals		\$200
Commercial operations - over 30 animals		\$300
Residential Permit		\$50
Animal exhibition (single event \$100) OR (multiple events \$400)		
Other Permit Specified by Ordinance _____		
Late application renewal fee (in addition to regular fee)		\$50
Sterilization		
Sterilization Deposit (<i>mandated for 2nd impound & each after by Utah State Code 11.46.206</i>)		\$150
In-house Sterilization		\$100
Notice of Violation		
First NOV (fee per violation)		\$50
Second Violation (fee per violation)		\$100
Third Violation (fee per violation)		\$200
Subsequent Notices of Violation (fee per violation)		\$250
Livestock		
Dead Livestock Removal		\$300
Dead Livestock Disposal		\$200
Brand Inspection Fee		\$30
Livestock Transportation Fee (per incidence)		\$50
Euthanasia and Disposal - Companion Animals		
Euthanasia and disposal of small animals (hamsters, mice, guinea pigs, etc.)		\$5
Euthansia (dog or cat)		\$50
Disposal (dog or cat)		\$50
Other		
Turnover Fee		\$50
Turnover Biter Fee		\$250
Other _____		
Other _____		
Total Fees		

Fees are established in ordinance and may not be waived or refunded. Rev. June 2017

HERRIMAN, UTAH
ORDINANCE NO. 09-23

**AN ORDINANCE AMENDING ANIMAL CONTROL ORDINANCE
WITH RESPECT TO FEES**

WHEREAS, the Herriman City Council (the "Council") met in regular session on July 16, 2009 to consider, among other things, an ordinance amending animal control ordinance with respect to fees; and

WHEREAS, the City has adopted a comprehensive ordinance regarding animal control which includes a fee schedule; and

WHEREAS, the fee schedule set forth in such ordinance needs to be amended to reflect current cost to provide the referenced services; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interest of the health, safety, and welfare of the inhabitants of the City to amend the animal control ordinance with respect to fees.

NOW, THEREFORE, BE IT ORDAINED by the Council that the following Chart 8.16.040 be adopted (the amendments herein are designated by interlineating the words to be deleted and underlining the words to be added)

Chart 8.16.040
Fees

PERMIT FEES	
Commercial operations up to 30 animals	\$ 75.00 <u>\$100.00</u>
Commercial operations over 30 animals	\$150.00 <u>\$175.00</u>
Cattery or kennel permit (in addition, all pets must be individually licensed as provide below)	\$ 25.00 <u>\$ 75.00</u>
Pet Shops selling only tropical or freshwater fish	<u>\$ 50.00</u>
Stables	\$ 40.00 <u>\$ 50.00</u>
Animal Exhibitions for single event	\$ 25.00 <u>\$ 75.00</u>
Animal Exhibits for multiple events	<u>\$250.00</u>
Guard Dog permit (pet site)	\$ 25.00 <u>\$ 50.00</u>

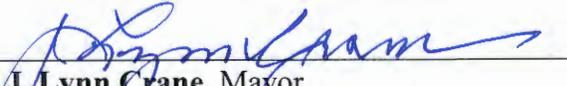
Fancier's permit	\$ 25.00 \$ 50.00
Hobby permit (sterilized pets)	\$ 25.00 \$ 50.00
Exotic Animal permit	\$ 5.00 \$ 25.00 plus \$5.00 per animal up to 50
Dangerous Animal permit	\$ 25.00 \$ 75.00
Late fee (in addition to regular fee)	\$ 25.00
PET LICENSE FEES	
Sterilized	\$ 5.00 \$ 10.00
Unsterilized	\$ 25.00 \$ 45.00
<u>Sterilized and microchipped</u>	\$ 8.00
Senior citizen (age 60 and older) (unsterilized pet)	\$ 15.00 \$ 25.00
Senior citizen (age 60 and older) (sterilized pet, one-time fee)	\$ 15.00 \$ 25.00
Senior citizen (age 60 and older) (sterilized pet and microchipped, one time fee)	\$ 5.00
Transfer fee	\$ 3.00
Replacement tag	\$ 3.00
Late fee (in addition to regular fee)	\$ 25.00
SERVICE FEES FOR PETS	
Impound fees:	
First impound	\$ 25.00 \$ 35.00
Second impound within 24 month period	\$ 50.00 \$ 75.00
Third impound within 24 month period	\$100.00 \$125.00
Subsequent impound after third impound (within 24 month period)	\$200.00 \$250.00
Board fee per day per pet	\$ 8.00 \$ 12.00
<u>Dog Adoption fee (includes microchip and adoption packet)</u>	\$ 25.00 \$ _____

Cat Adoption fee (includes microchip and adoption packet)	\$ 5.00 \$ _____
Sterilization deposit:	
Dog impoundment	\$ 50.00
Cat impoundment	\$ 25.00
Rabies deposit	\$ 25.00
Turn-over:	
Turnover or disposal fee	\$ 25.00 \$ 35.00
Transportation fee	\$ 25.00 \$ 35.00
Stray animal from another jurisdiction	\$ 10.00
SERVICE FEES FOR LIVESTOCK	
Impound fees:	
Large livestock	\$ 60.00 \$ 75.00
Small livestock	\$ 30.00
Board fees per day:	
Large livestock	\$ 10.00 \$ 15.00
Small livestock	\$ 8.00 \$ 12.00
Transportation fees	\$ 20.00 \$ 50.00
Removal of dead small livestock (as requested and approved)	\$150.00
Disposal of dead small livestock	\$ 45.00
Removal of dead large livestock (as requested and approved)	\$300.00
Disposal of dead large livestock	\$ 65.00
OTHER FEES	
Deposit for rental of cat trap (\$40 refunded when trap is returned in good condition)	\$ 50.00
Deposit for rental of dog trap (\$125 refunded when trap is returned in good condition)	\$150.00
Euthanasia of dog	\$ 50.00
Euthanasia of cat	\$ 25.00
Disposal of pet up to 25 pounds	\$ 25.00
Disposal of pet 26 to 50 pounds	\$ 30.00
Disposal of pet 51 to 75 pounds	\$ 40.00
Disposal of pet 76 to 100 pounds	\$ 45.00

<u>Disposal of pet over 100 pounds</u>	<u>\$ 45.00</u> <u>plus \$1.00</u> <u>for every</u> <u>pound over</u> <u>100</u>
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PASSED AND APPROVED this 16th day of July 2009.

HERRIMAN CITY COUNCIL

By: 
J. Lynn Crane, Mayor

ATTEST:


Kristi Peterson, CMC
 City Recorder



VOTING:

J. Lynn Crane	Yea X	Nay ___
Jerry Walker	Yea X	Nay ___
Mike Day	ABSENT	
Michelle Facer-Baguley	Yea X	Nay ___
Matt Robinson	ABSENT	



Mayor and Council

Monthly Financial Summary

Attached is the February 2018 financial report, all of the figures are through February 28, 2018. I have presented the information in summary format, please contact me with any questions or concerns.

General Fund

The general fund has revenue exceeding expenditures through February 28, 2018 in the amount of \$920,809 this represents an increase in fund balance after transferring \$2,500,000 to Capital Projects. We are currently 66.67% of the year as you will see we are little ahead our projection of revenue and expenditures.

Fund Balances

I have included the fund balance and changes to fund balance during the year for all funds except water. Due to the Water Fund being accounted for with full accrual accounting a fund balance is not calculated.

Budget

The budget numbers represent the adopted budget of June 7, 2017 and amended September 27, 2017

Alan W Rae
Director of Finance

GENERAL FUND

	2/28/2018	Budget	% of Budget
REVENUE			
TAXES			
Property Tax	\$ 688,412	\$ 690,000	99.77%
Sales & Use Tax	3,060,951	4,107,240	74.53%
Franchise Tax	1,292,007	2,184,150	59.15%
	<u>5,041,370</u>	<u>6,981,390</u>	<u>72.21%</u>
LICENSES & PERMITS			
Business Licenses and Permit	26,880	50,000	53.76%
Building & Development Revenue	4,915,823	7,360,073	66.79%
	<u>4,942,703</u>	<u>7,410,073</u>	<u>66.70%</u>
INTERGOVERNMENTAL REVENUE			
Class "C" Road Fund Allotm	823,333	1,562,000	52.71%
Other Intergovernmental Revenue	29,922	20,000	149.61%
	<u>853,255</u>	<u>1,582,000</u>	<u>53.94%</u>
OTHER REVENUE			
Parks/Rec Special Service District Fees	459,349	680,012	67.55%
Courts	103,075	130,000	79.29%
Miscellaneous Revenue	981,008	1,231,350	79.67%
Water Administrative Fee	421,234	784,613	53.69%
	<u>1,964,665</u>	<u>2,825,975</u>	<u>69.52%</u>
TOTAL GENERAL FUND REVENUE	\$ 12,801,994	\$ 18,799,438	68.10%
EXPENDITURES			
Governmental Activities			
Legislative	\$ 76,651	\$ 168,173	45.58%
Planning Commission	12,469	22,000	56.68%
Legal	155,329	290,000	53.56%
Administration			
Administration	432,820	647,940	66.80%
Communications	294,954	505,450	58.35%
Courts	133,696	218,894	61.08%
Human Resources	239,864	362,900	66.10%
Recorder	275,916	432,060	63.86%
Customer Service	150,308	310,363	48.43%
Finance			
Finance	330,464	463,200	71.34%
Information Technology	399,750	520,725	76.77%
Operations			
Facilities	299,805	723,100	41.46%
Enforcement/Emergency	165,064	417,808	39.51%
Fleet Management	133,216	335,825	39.67%
Streets	1,013,891	1,544,757	65.63%
Snow Removal	46,161	178,500	25.86%
Storm Drain	130,121	264,212	49.25%
Street Signs	65,872	123,474	53.35%
Street Lights	301,621	509,865	59.16%
Parks, Recreation and Events			

	2/28/2018	Budget	% of Budget
Events	459,586	815,796	56.34%
Arts & Cultural Development	60,242	143,550	41.97%
Cemetery	26,992	84,200	32.06%
Parks	1,507,019	2,833,528	53.19%
Engineering			
Engineering	717,722	1,079,819	66.47%
GIS	235,509	385,746	61.05%
Planning & Development			
Building	524,738	954,528	54.97%
Economic Development	203,113	386,310	52.58%
Planning	238,292	554,865	42.95%
Transfers	3,250,000	3,500,000	92.86%
TOTAL GENERAL FUND EXPENDITURES	\$ 11,881,184	\$ 18,777,588	63.27%
CHANGE IN FUND BALANCE	\$ 920,809		
Beginning Fund Balance	\$ 4,190,004		
Change in Fund Balance	920,809		
Ending Fund Balance	<u>\$ 5,110,814</u>		

	2/28/2018	Budget	% of Budget	Fund Balance	
PARK IMPACT FEE FUND					
Revenue	\$ 3,004,226	\$ 3,304,500	90.91%	Beginning Fund Balance	\$ 1,251,647
Expenditures	1,760,151	2,842,437	61.92%	Change in Fund Balance	1,244,075
Change in Fund Balance	\$ 1,244,075			Ending Fund Balance	\$ 2,495,722

STORM DRAIN IMPACT FEE FUND					
Revenue	\$ 539,372	\$ 725,300	74.37%	Beginning Fund Balance	\$ 1,792,348
Expenditures	817,325	635,000	128.71%	Change in Fund Balance	(277,952)
Change in Fund Balance	\$ (277,952)			Ending Fund Balance	\$ 1,514,396

ROAD IMPACT FEE FUND					
Revenue	\$ 1,858,293	\$ 2,499,000	74.36%	Beginning Fund Balance	\$ 670,380
Expenditures	1,401,594	2,240,000	62.57%	Change in Fund Balance	456,699
Change in Fund Balance	\$ 456,699			Ending Fund Balance	\$ 1,127,079

NEW DEVELOPMENT STREET LIGHTS					
Revenue	\$ 398,576	\$ 1,000,000	39.86%	Beginning Fund Balance	\$ 346,740
Expenditures	427,302	702,500	60.83%	Change in Fund Balance	(28,726)
Change in Fund Balance	\$ (28,726)			Ending Fund Balance	\$ 318,014

HERRIMAN CITY SAFETY ENFORCEMENT AREA					
Revenue	\$ -	\$ 2,500,000	0.00%	Beginning Fund Balance	\$ 346,740
Expenditures	695,350	2,224,554	31.26%	Change in Fund Balance	(695,350)
Change in Fund Balance	\$ (695,350)			Ending Fund Balance	\$ (348,610)

NEW DEVELOPMENT STREET SIGNS					
Revenue	\$ 110,580	\$ 200,000	55.29%	Beginning Fund Balance	\$ 226,381
Expenditures	82,020	80,000	102.53%	Change in Fund Balance	28,560
Change in Fund Balance	\$ 28,560			Ending Fund Balance	\$ 254,941

HERRIMAN TOWNE CENTER CDA/SAA					
Revenue	\$ 1,713,704	\$ 1,812,700	94.54%	Beginning Fund Balance	\$ 3,638,056
Expenditures	2,870,636	2,421,977	118.52%	Change in Fund Balance	(1,156,933)
Change in Fund Balance	\$ (1,156,933)			Ending Fund Balance	\$ 2,481,123

HERRIMAN TOWNE CENTER-CITY HALL					
Revenue	\$ 39,059	\$ -	#DIV/0!	Beginning Fund Balance	\$ 9,372,776
Expenditures	8,502,637	7,400,000	114.90%	Change in Fund Balance	(8,463,577)
Change in Fund Balance	\$ (8,463,577)			Ending Fund Balance	\$ 909,198

CAPITAL PROJECTS					
Revenue	\$ 8,665,407	\$ 33,400,000	25.94%	Beginning Fund Balance	\$ (755,250)
Expenditures	4,754,202	33,029,800	14.39%	Change in Fund Balance	3,911,205
Change in Fund Balance	\$ 3,911,205			Ending Fund Balance	\$ 3,155,955

WATER FUND

	2/28/2018	Budget	% of Budget	Fund Balance
REVENUE				
Operating Income				
Water Sales	\$ 5,099,048	\$ 7,632,000	66.81%	
Secondary Water Sales	387,189	556,500	69.58%	
Connection Fees	290,306	328,600	88.35%	
Other Operating Income	256,773	346,880	74.02%	
Total Operating Income	\$ 6,033,315	\$ 8,863,980	68.07%	
Operating Expenses				
Administration	\$ 2,615,670	\$ 3,598,345	72.69%	
Maintenance	2,995,245	5,180,566	57.82%	
Blue Stakes	22,848	100,013	22.85%	
Secondary Water	249,354	2,010,600	12.40%	
Total Operating Expenses	\$ 5,883,116	\$ 10,889,524	54.03%	
Total Income from Operations	\$ 150,199	\$ (2,025,544)	-7.42%	
Non-Operating Revenue	\$ 10,264	\$ 31,000	33.11%	
Non-Operating Expenses	\$ 599,297	\$ 594,288	100.84%	
Total Income or (Expense)	\$ (438,834)			Equity 55,055,176

WATER RIGHTS IMPACT FEE FUND

Revenue	\$ 1,577,848	\$ 1,500,000	105.19%	Beginning Fund Balance	\$ 7,796,972
Expenditures	256,430	2,573,000	9.97%	Change in Fund Balance	1,321,418
Change in Fund Balance	\$ 1,321,418			Ending Fund Balance	\$ 9,118,390

WATER IMPACT FEE FUND

Revenue	\$ 2,773,189	\$ 5,000,000	55.46%	Beginning Fund Balance	\$ 15,060,300
Expenditures	2,869,829	14,590,000	19.67%	Change in Fund Balance	(96,641)
Change in Fund Balance	\$ (96,641)			Ending Fund Balance	\$ 14,963,660