AMENDED MEETING NOTICE AND AGENDA

Notice is hereby given that the Kaysville City Council will hold a regular council meeting on Thursday, December 5, 2024, starting at 7:00 PM in the **Council Chambers in Kaysville City Hall at 23 East Center Street, Kaysville, UT**. The meeting will be streamed on YouTube, and the link to the meeting will be posted on www.KaysvilleLive.com.

Public comment is only taken during a meeting for Action Items, "Call to the Public", or for a public hearing. **Those wishing to speak during these times must sign-up in person before the meeting begins.** Comments may also be directed to the City Council via email to publiccomment@kaysville.gov. Emailed comments will NOT be read out-loud at the meeting.

CITY COUNCIL Q&A – 6:30 PM

The City Council will be available to answer questions or discuss any matters the public may have.

CITY COUNCIL MEETING – 7:00 PM

The agenda shall be as follows:

1) OPENING
   a) Presented by Council Member Perry Oaks

2) CALL TO THE PUBLIC (3 MINUTE LIMIT, MUST SIGN UP IN PERSON)

3) DECLARATION OF ANY CONFLICTS OF INTEREST

4) CONSENT ITEMS
   a) Approval of Minutes of October 25, 2024 Council Work Session
   b) Approval of Minutes of November 7, 2024 Council Meeting
   c) Obligation of American Rescue Plan Act (ARPA) funds
   d) Negotiation of contract for signal installation at Mutton Hollow Road and Main Street
   e) Negotiation of contract for the reconstruction of 200 North utilities and pavement project

5) ACTION ITEMS
   a) A Resolution adopting the proposed Wasatch Integrated Waste Management District Recycling Opt-Out Program

6) WORK ITEMS
   a) Interlocal Agreement with Central Davis Sewer District for the 200 North Road Improvement Project

7) COUNCIL MEMBERS REPORTS

8) CITY MANAGER REPORT

9) ADJOURNMENT

Kaysville City is dedicated to a policy of non-discrimination in admission to, access to, or operations of its programs, services, or activities. If you need special assistance due to a disability, please contact the Kaysville City Offices at (801) 546-1235 at least 24 hours in advance of the meeting to be held.

I hereby certify that I posted a copy of the foregoing Notice and Agenda at Kaysville City Hall, Kaysville City website at www.kaysville.gov, and the Utah Public Notice website at www.utah.gov/pmn. Posted on December 3, 2024.

Annemarie Plaizier
City Recorder

KAYSVILLE CITY COUNCIL
WORK SESSION
October 25, 2024

Minutes of a special Kaysville City Council work session held on Friday, October 25, 2024 beginning at 8:07 a.m. in Kaysville City Hall at 23 East Center Street, Kaysville, UT.

Council Members present: Mayor Tamara Tran, Council Member John Swan Adams, Council Member Mike Blackham, Council Member Abbigayle Hunt, Council Member Nate Jackson, Council Member Perry Oaks

Staff Present: City Manager Jaysen Christensen, City Attorney Nic Mills, Finance Director Dean Storey, City Recorder Annemarie Plaizier, Public Works Director Josh Belnap, Parks and Recreation Director Cole Stephens, Community Development Director Melinda Greenwood

Others Present: Grange Gordon

OPENING

Mayor Tran opened the work session and welcomed everyone present.

CLOSED SESSION

Council Member Oaks made a motion to recess the city council work session at 8:07 a.m. and convene a closed session to discuss the character and/or competency of individual(s), pending or reasonably imminent litigation, the purchase, sale, exchange, or lease of real property, water rights or shares, and/or the deployment of security personnel, devices, or systems, as permitted under Utah Code §52-4-205. The motion was seconded by Council Member Hunt and passed unanimously.

Council Member Jackson arrived at 8:19 a.m.

Council Member Oaks made a motion to adjourn the closed session at 8:32 a.m. and reconvene the city council meeting. The motion was seconded by Council Member Adams and passed unanimously.

City Attorney Nic Mills and Community Developer Director Melinda Greenwood were excused from the meeting.

PRESENTATION ON UTILITY MAINTENANCE COST PROJECTION MODELING

Jaysen Christensen introduced Grange Gordon from Waterworth, who presented on their cloud-based utility rate and financial planning software. Mr. Gordon discussed the city's challenges with rising infrastructure costs, referencing a recent unexpected $2 million expense for a waterline replacement on 200 North. He highlighted the potential of the Waterworth software to ensure the city’s water rates are set sustainably, enabling the city to save for future infrastructure needs while maintaining affordability.

Grange Gordon provided a detailed walkthrough of the Waterworth platform, emphasizing its user-friendly, dynamic, and visually driven design. He explained that the software allows for long-term financial modeling of utility rates, forecasting capital costs, rate adjustments, and revenue impacts. The platform’s transparency and collaborative interface enable city staff and council members to run real-time scenarios, making it easier to understand the implications of financial decisions during meetings. Mr. Gordon noted that the tool supports multiple utilities, including water, wastewater, stormwater, and streets. He showcased its ability to provide data-driven recommendations and generate reports that could be easily communicated to the public, addressing current needs while planning for long-term sustainability. Using hypothetical scenarios, he demonstrated how the software could analyze capital costs, cash flow impacts, and rate adjustments to create a proactive approach to financial planning. Mr. Gordon shared that the software has been implemented in over 275 municipalities, including several in Utah, with positive feedback for its efficiency and transparency.

Council members and city staff engaged in a detailed discussion about the software’s utility and costs.

Council Member Blackham asked about the benefits of borrowing versus saving for projects.

Grange Gordon affirmed that using reserves is typically more cost-effective but noted that the software can model either approach.

Council Member Hunt inquired about the software’s ability to integrate interfund transfers, which Mr. Gordon confirmed.

Council Member Jackson highlighted the value of the platform for improving transparency with residents and providing future councils with clear data to guide decisions. He advocated for a tool that could remove political bias in rate setting and streamline the decision-making process.

Council Member Adams and others reflected on the merits of adopting gradual, incremental rate increases rather than reactive adjustments. The discussion highlighted the software’s potential to address these challenges by providing a clear, data-backed framework for decision-making.

Grange Gordon outlined the pricing structure, explaining that the annual subscription for a single utility, such as water, would cost $9,950, with additional utilities increasing the cost. A multi-year subscription would provide discounts and protection from annual price increases.

The council debated whether to start with a one-year subscription for water to evaluate the tool’s effectiveness or to implement it across all utilities immediately. Some members were cautious about the expense, while others saw the value in starting small before expanding its use.

There was general consensus on the tool’s potential to improve long-term planning and financial transparency. Finance Director Dean Storey emphasized the benefits of the tool in managing future costs and prioritizing projects.

While concerns about the expense were acknowledged, the council leaned toward initiating a trial subscription for water services and revisiting the decision to expand its use after gaining experience with the platform. The council expressed gratitude for the research and efforts that went into exploring this tool, recognizing its alignment with the city's goals of improving planning tools and processes.

The mayor and council members expressed appreciation for the presentation and agreed that the software could enhance decision-making by providing clearer insights and enabling proactive financial management. While no formal motion was required, the council signaled its support for moving forward with a trial subscription for water services as an initial step.

CITY CAPITAL PLANNING

Jaysen Christensen introduced the topic of upcoming large capital projects, emphasizing that the discussion was not a formal budget session but an opportunity to update the council on various initiatives. These projects included major building efforts, such as the Operations Center (Ops Center), library, gymnasium, and fire station, as well as significant road improvements like the 200 North upgrades, Crestwood Road project, and Angel Street extension.

OPERATIONS CENTER PROJECT

Mr. Christensen detailed the history of the Ops Center project, which was initially estimated at $36 million in 2022. This estimate included a new power building, upgrades to the existing Ops Center, and site improvements. Due to inflation, the cost has risen to $40 million, making the original plan less feasible. City staff proposed a phased, cost-effective approach to address immediate needs, including expanding office space, replacing and relocating the aging fuel island, and constructing covered storage for vehicles and equipment. This revised plan, estimated at $4-5 million, would extend the life of the existing facilities by approximately 10 years while addressing critical issues.

Council Member Blackham expressed concerns that the phased approach might only offer a temporary solution. He suggested bonding for a new power building now, citing the power fund's revenue potential. Council Member Blackham argued that constructing the power building immediately could free up space in the existing Ops Center for other departments and improve efficiency. However, concerns were raised about potential rate increases needed to service a bond.

Cole Stephens noted that phase one of the power building alone would cost $23 million, excluding covered storage or additional space for Public Works.

Council Member Adams voiced hesitation about initiating major construction projects amid high construction costs and suggested waiting for costs to stabilize.

Council Member Jackson emphasized the importance of addressing immediate needs, such as protecting equipment and materials from weather-related damage.

Cole Stephens explained that the proposed covered storage would include lean-to structures with solid back walls to shield vehicles and supplies from the elements.

The council discussed reallocating $100,000 currently budgeted for interior upgrades at the Ops Center to fund design work. Staff suggested using these funds to engage CRSA Architects to refine cost estimates and develop plans for the phased approach. This would enable the city to better evaluate options during the upcoming budget cycle, whether to proceed with the $4-5 million remodel or reconsider the larger power building project.

Mayor Tran noted that pushing the power building project out another decade could make financial sense if phased improvements address immediate needs. She also mentioned the potential to acquire nearby property, such as the emissions center, to reduce the need for new construction.

The council reached a consensus to reallocate the $100,000 for design and engineering work to refine the project scope and provide detailed options for future budget discussions.

KJH GYMNASIUM PROJECT

Jaysen Christensen provided an update on the gymnasium project being planned in partnership with the school district. The district has included the construction of two gymnasiums in its capital plans and has secured bond funding. Mr. Christensen noted that the district is motivated to proceed and is open to collaborating with the city on financing. Preliminary discussions indicate the cost may be lower than anticipated, and the district appears flexible with repayment arrangements.

Council Member Oaks inquired about the timeline for construction.

Cole Stephens clarified that 2027 remains the target date, though the district hopes to finalize agreements early to allow for advanced planning.

Council Member Adams suggested issuing a Request for Proposals (RFP) with two variations—one for a single gym and another for two gyms—so the city's share could be calculated as the cost difference between the two types of projects.

Cole Stephens explained that the district typically uses a usage-based formula to allocate costs, accounting for the district's use during school hours and the city's use for community programs during evenings and weekends.

Mayor Tran emphasized the need for clarity on the city's financial contribution.

Council Member Blackham proposed adding amenities like a walking track, which has been included in similar gymnasium projects.

Cole Stephens highlighted the significant benefits the project would bring to the community, including expanded availability for youth and adult basketball, volleyball, and other recreational programs that are currently limited due to space constraints.

The council discussed financing options, including the use of RAMP funds, which are allocated for recreation, arts, and parks projects. Cole Stephens noted that the city could potentially use RAMP funds, which are allocated for recreation, arts, and parks projects. The city has been saving a portion of these funds annually in anticipation of the gymnasium project.

Council Member Blackham cautioned that RAMP funding is subject to voter renewal every ten years, creating some uncertainty for long-term commitments.

Cole Stephens pointed out that similar projects in neighboring cities have relied heavily on RAMP funding. The city received approximately $500,000 in RAMP funds last year and has been saving around $125,000 annually for future use.

Another option discussed was a general obligation bond, which could be presented to residents for approval. Jaysen Christensen suggested that the project would likely receive strong public support given its relatively low cost and high community value.

Cole Stephens noted that the district is motivated to add two gyms, as it benefits their programs as well as the city's recreational needs.

The council expressed general support for advancing planning efforts and emphasized the importance of continued collaboration with the district. Members acknowledged the gymnasium's potential to address current space constraints for youth and adult recreation programs.

FIRE STATION PLANS

Jaysen Christensen provided an update on the city's fire station plans, proposing an addition to the existing station as an interim solution to address space constraints. A $1.5 million placeholder has been included in the Fiscal Year 2027 plan. The proposed addition would provide bunkrooms and office space, accommodating the fire department's growth until a new west-side fire station is constructed. Mr. Christensen suggested that the new station might not be built until after the police station bonds are paid off in 2031 but noted that the timeline would be reassessed as needed.

The council discussed using a general obligation (GO) bond for the new station. Council Member Hunt expressed interest in this option, citing lower interest rates and the public approval process as potential benefits.

Jaysen Christensen cautioned that the city would need full commitment to the project before pursuing a GO bond to avoid issues like those faced during the police station funding process.

The discussion emphasized that while the fire station addition is not an immediate priority, it should remain on the radar for future planning.

LIBRARY REDEVELOPMENT

Community Development Director Melinda Greenwood rejoined the meeting.

Jaysen Christensen shifted the discussion to the redevelopment of the former library building in partnership with Alchemy Development, a local group proposing to convert the space into a food hall with six restaurant spaces. The estimated cost of the project is $4.2 million, with Alchemy proposing to finance half the amount while asking the city to contribute $2 million. Initially, the city had anticipated leasing the space back to Alchemy to recoup some of the costs, but Alchemy has stated that the financial model does not allow for lease payments.

Mayor Tran strongly supported the project, emphasizing its potential to revitalize downtown and attract visitors. She highlighted the historical significance of the building and argued that this investment would create a valuable long-term asset for the city.

The council discussed the project's return on investment, including increased sales tax revenue and broader downtown revitalization. While some members expressed concern about the financial risks, others noted the community value of the project.

Council Member Jackson questioned the inclusion of a paved food truck area in the plan, expressing concern about its alignment with the city's vision.

Council Member Blackham emphasized the importance of demonstrating a clear return on investment to justify the use of taxpayer funds.

Council Member Adams likened the project to investing in a park, where the primary benefit is community value rather than direct financial returns.

The council discussed financing options, including using redevelopment agency (RDA) funds or community reinvestment area (CRA) increments. Finance Director Dean Storey noted that CRA funds would take years to generate sufficient revenue, requiring the city to cover bond payments in the interim.

The issue of timing was raised, with the Utah Department of Transportation (UDOT) planning to pave Main Street in the spring. Utility upgrades, required to support the restaurant space, must be completed before paving to avoid a two-year delay due to UDOT's moratorium on road cuts. The council considered allocating $92,000 to cover the cost of these upgrades.

The discussion concluded with a consensus to proceed with utility upgrades, provided Alchemy takes responsibility for project management and coordination with UDOT. The council emphasized the importance of securing a firm commitment from Alchemy to move forward with the project.

Melinda Greenwood was excused from the meeting.

<u>CRESTWOOD ROAD PROJECT</u>

Josh Belnap provided an update to the Crestwood Road infrastructure project and explained that the project cost has been revised from $26 million to approximately $23 million covering extensive underground utility replacements, curb and sidewalk installations, shoulder improvements, and a full road repaving. Enhancements along the cemetery frontage for angled parking are also included. A proposed multi-use trail on the south side of Crestwood aims to improve connectivity and safety for pedestrians and cyclists.

A significant discussion point was the proposed road realignment along Crestwood Road from 700 East to Brookshire Drive. This realignment, aimed at addressing accident volumes in this area, would cost nearly $3 million and require considerable right-of-way acquisition. Concerns were raised about the high cost, the maintenance of any resulting wall structures, and whether the realignment is the most effective approach. Alternatives like adjusting the road's super-elevation to enhance safety were suggested

The proposed multi-use trail also sparked debate. The trail, designed to provide safer access for Morgan Elementary students and nearby residents, was seen as beneficial by some council members but questioned by others for its cost and necessity.

Council Member Hunt emphasized the importance of improving safety for cyclists and pedestrians, particularly given the number of children who use the road.

Council Member Blackham questioned why a simpler sidewalk or other routes, like 200 North, would not suffice.

Josh Belnap stated that funding opportunities through grants for active transportation could offset costs if the trail is included in the project.

200 NORTH ROAD PROJECT

Josh Belnap also presented the 200 North infrastructure project, which is estimated to cost $12.8 million. This project includes similar elements to the Crestwood Road project, including curb and sidewalk work, underground utility replacement, and road repaving. A $3 million grant is expected to help reduce costs.

During the discussion, Council Member Jackson proposed adding street trees along 200 North to enhance safety and aesthetics. Research presented by the Utah League of Cities and Towns indicate that streetscape improvements, like tree-lined roads, can slow traffic and improve safety. Council Member Jackson emphasized the long-term benefits of such investments and noted residents' interest in improving the street's appearance.

The tree proposal involves the city purchasing and planting trees at an estimated cost of $500 per tree, which includes installation. Maintenance and irrigation would fall to residents, who could choose from an approved list of tree species.

Mayor Tran supported the idea but stressed the need for resident buy-in to ensure success.

Council Member Blackham suggested gauging resident interest first, before any money is spent, expressing concerns about trees being neglected or dying if residents are not truly interested in maintaining the trees.

Council Member Jackson countered that even adoption of these trees by only a portion of the residents could significantly enhance the street's appearance, making the investment worthwhile.

Josh Belnap estimated the project using around 120 trees at a total cost of $60,000, though actual costs could vary based on participation and site-specific challenges.

The discussion broadened to include the city's approach to aesthetics and infrastructure planning. Council members considered adopting strategies similar to Farmington, where tree-lined streets and artistic treatments have enhanced the community's identity.

Josh Belnap suggested codifying standards for aesthetic investments, such as designating a percentage of project costs for landscaping or identifying specific streets for targeted improvements in the general plan.

While acknowledging budget constraints, council members expressed a desire to create a visually appealing and functional urban environment, balancing long-term community benefits with fiscal responsibility.

Council Member Hunt was excused from the meeting at 11:15 a.m.

ANGEL STREET EXTENSION

Josh Belnap presented the Angel Street Extension project update, which revisited plans originally designed in 2018. Initially, the project aimed to extend Angel Street from the new roundabout to tie into Angel Street near Western Drive, requiring the acquisition of about a third of an acre from the Sunset Equestrian Center. An independent appraisal valued the property at over $1 million due to the need to demolish and relocate buildings. At the time, staff and the council decided against moving forward due to the high costs.

Council Member Adams inquired about funding, recalling that grant money initially covered the entire project, including the Angel Street extension.

Josh Belnap clarified that when the extension was removed during the design phase, the remaining grant funds only covered completed portions of the project. The current estimate for completing the extension is $3.5 million, which does not include further right-of-way acquisition as UDOT has agreed to donate the necessary land. The estimate could decrease significantly if development occurs in the area, as developers could be required to build the road as part of their agreements, similar to arrangements made for other development in the city.

Council members discussed the practicality and timing of the project, with general agreement that the extension is not immediately critical. The current traffic flow, aided by recent road improvements, adequately serves the area. However, as developments progress and traffic increases, the need for the Angel Street extension will likely grow.

Further, the discussion touched on UDOT’s decision-making regarding the approval of traffic signals at key intersections along the corridor’s trail system and connector roads, which has led to frustration over safety and traffic flow. Council members also noted ongoing conversations with Symphony Homes, which is involved in planning residential developments in the area on the south end of the city, near the corridor’s on-ramps near 950 South. The potential for connectivity, trail systems, and landscaped enhancements as part of these developments was emphasized, along with opportunities to negotiate trade-offs like building the Angel Street extension as part of the development process.

Lastly, Mayor Tran mentioned updates regarding the proposed gymnasium project with the school district, suggesting that the timeline could accelerate to fiscal year 2026 or potentially earlier.

200 NORTH INTERCHANGE

Josh Belnap discussed the 200 North interchange at I-15, which UDOT plans to redesign within the next 15-20 years. The city hopes to work with UDOT to accelerate this timeline, citing worsening traffic issues and the potential benefits of improved access before the Olympics. Mr. Belnap mentioned that city staff is working to set up a meeting with UDOT in the near future to discuss this matter.

ADJOURNMENT

Council Member Adams made a motion to adjourn the work session with a unanimous vote by the council at 11:39 a.m.

KAYSVILLE CITY COUNCIL
November 7, 2024

Minutes of a regular Kaysville City Council meeting held on November 7, 2024 at 7:00 p.m. in the Council Chambers in Kaysville City Hall at 23 East Center Street, Kaysville, UT.

Council Members present: Mayor Tamara Tran, Council Member John Swan Adams, Council Member Mike Blackham, Council Member Abbigayle Hunt, Council Member Nate Jackson, and Council Member Perry Oaks

Others Present: City Manager Jaysen Christensen, Administrative Assistant Mindi Edstrom, Information Technology Assistant Jordan Hansen, Fire Chief Paul Erickson, Planner Anne McNamara, Sgt. Jeremy Owens, Jerry Goodspeed, Joel Harris, Julie Harris, Jennifer Garner, Sarah Walker, Megan Condie, Jason Largey, Mark Quillen, Zane Larsen, Jill Dredge, Alicia Boswell, Val Starkey, Laurene Starkey, Lara Cates, Travis Mills, Barbara Morley, Sandra Kinney, Cindy Kerr, Tom Kerr, Yuanyuan Li, Fan Li, David Becker, Valerie Becker, Rob Dansie, Karen Erickson, Cameron Cessna, Michael Hays, Dan Udy, Kalub Lewis, Cameron McKinnon, Kelton Vine, Wes Daugherty, Justin Lund, Sean Moran, Liz Hay, Chris Maynor, Madelyn Morris, Kirsten Garn, Marcie Handy, Chandler Cessna, Jonathan Larson, Mike Shubert, Steve Roundy, Mike Beck, Russ Salas, Patrick Jon Derbidge, Filipe Gutierrez, Niall White, Hilary Rue, Ana Covieo, Karen Brailsford, Julia Daw, Tye Williams, Bode Schimmer, Natalie Barlow, Macie West, Scott Johnson, Lauri Cragun, TJ DeHaan, Scott Edwards, Nathan Rich, Collette West, Jennifer English

PUBLIC HEARING – 6:50 PM

A RESOLUTION AMENDING THE CONSOLIDATED FEE SCHEDULE OF KAYSVILLE CITY

Mayor Tran opened the public hearing for this item.

There were no comments or questions from the public.

Mayor Tran closed the public hearing at 6:52 p.m. There were no dissenting votes.

CITY COUNCIL MEETING – 7:00 P.M.

OPENING

Council Member Blackham opened the meeting by sharing a thought and offering a prayer. The Pledge of Allegiance was then recited by those present.

Mrs. Shepherd's 2nd-grade class from Kaysville Elementary School recited the Preamble to the U.S. Constitution.

Council Member Blackham made a motion to move "Item 7B. Code Blue Center Update" to be considered immediately following "Item 2B. USU Botanical Events Presentation." The motion was seconded by Council Member Jackson.

The vote on the motion was as follows:

Council Member Adams, yea
Council Member Hunt, yea
Council Member Jackson, yea
Council Member Oaks, yea
Council Member Blackham, yea

The motion passed unanimously.

CALL TO THE PUBLIC

This item was included in "Item 7b. Code Blue Shelter Update".

PRESENTATIONS AND AWARDS

EMPLOYEE OF THE QUARTER AWARD

Fire Chief Paul Erickson recognized Cameron Cessna as Employee of the Quarter for his outstanding contributions to the city and the fire department. Chief Erickson highlighted Cameron's leadership in initiating a heavy rescue program, which required a rigorous approval process that Cameron successfully navigated. He explained that Cameron began working part-time for the city four to five years ago before transitioning to a full-time role. Since then, Cameron has excelled in his duties and recently earned a promotion to engineer. Chief Erickson commended Cameron for his dedication and performance, presenting him with the Employee of the Quarter certificate and a monetary award.

Council Member Adams briefly expressed gratitude and congratulations, thanking Cameron for his contributions.

Mayor Tran also thanked Cameron for his hard work and dedication. She emphasized the city's pride in recognizing employees' achievements and praised the Kaysville city team for their efforts in maintaining safety, providing essential services, and supporting the community.

USU BOTANICAL EVENTS PRESENTATION

Jerry Goodspeed, Director of the USU Botanical Center, addressed the council to provide updates on the activities at the USU Botanical Center and Davis Agricultural Heritage Center. He began by sharing details about an upcoming Veterans Evening event, scheduled for the Monday before Thanksgiving, in partnership with the Ken Garff Corporation. During this event, 300 meals will be distributed to veterans and families of deployed service members. The evening will also serve as the introduction to the center's new equine therapy program, which aims to assist individuals who have experienced trauma. Mr. Goodspeed explained that the program already has a dedicated staff member and several horses, with Ken Garff donating an additional horse to support the program. While therapy sessions are currently held indoors, plans are underway to create an outdoor trail around the botanical center to enhance the experience.

Mr. Goodspeed also announced "Reindeer Express Days," a holiday-themed event designed to support the equine therapy program. The event will feature educational sessions led by a veterinarian who works with reindeer, highlighting their preparation for Santa Claus. Families will have the opportunity to see reindeer and other animals, participate in holiday activities, and enjoy treats like hot chocolate. Santa Claus will also make an appearance. Mr. Goodspeed expressed enthusiasm about establishing this event as an annual tradition for Kaysville. He noted that this year's event, scheduled for December 14, would be limited to 2,000 attendees due to fire code restrictions, though future events are expected to expand. He added that tickets, which went on sale earlier in the day, had already sold hundreds.

Mayor Tran thanked Mr. Goodspeed for his updates and commended his dedication to the botanical center and the community. She noted that he was named Kaysville's Unsung Hero at this year's Independence Day events, recognizing his long-standing contributions through his work at Utah State University. Mayor Tran highlighted the botanical center as a valuable, free resource for the public, offering training on plants, flowers, vegetables, and trees, and serving as a beautiful space for walking and learning. She concluded by thanking Mr. Goodspeed for his enthusiasm and efforts in supporting these projects and events.

ITEM 7B. CODE BLUE SHELTER UPDATE

Mayor Tran introduced an update on the Code Blue initiative, explaining its origins and the city's involvement in developing a solution to meet state mandates requiring counties like Davis County to establish emergency shelter facilities during extreme cold weather. She provided a thorough account of the task force's efforts over the past year and a half, which included seven mayors, a county commissioner, and various stakeholders. The task force evaluated and debated multiple options to address the need, including a creative solution proposed by Kaysville: a "warming bus" concept inspired by similar programs in states like Florida and Rhode Island. Mayor Tran explained that Council Member Blackham initially brought forward the idea of retrofitting large touring buses into mobile shelters equipped with flat beds, private compartments, charging ports, and basic facilities like toilets. This mobile solution would meet the state's requirement for a 16-bed shelter while minimizing the impact on any single community. Mayor Tran recounted her personal efforts to research the solution, including a trip to Vero Beach, Florida, to evaluate the buses and speak with their manufacturers.

Although the warming bus proposal gained support from the mayors on the task force, funding challenges and logistical concerns led to its rejection by the county commissioners. The county decided not to manage or fund the program, and the state declined the plan due to insufficient funding. Mayor Tran expressed frustration over the lack of coordination and support from state and county officials, noting that alternative shelter locations, including some in Kaysville, were being considered without direct city input or approval.

City council members echoed these concerns. Council Member Oaks emphasized Kaysville's early and consistent transparency in addressing the Code Blue issue. He commended residents for voicing their opposition to unsuitable shelter options, such as the initial proposal to use the Senior Center, which he criticized as a poor choice due to its proximity to an elementary school and its significance to the senior community. Council Member Oaks expressed gratitude to Mayor Tran and the council for keeping residents informed from the beginning, ensuring they had opportunities to participate in discussions. He reiterated that Kaysville had opposed hosting a shelter at the emissions center facilities from the outset, partly because of the lack of nearby resources, focusing instead on finding compassionate and viable alternatives.

Council Member Blackham underscored the equity of the warming bus proposal, which would involve all 15 cities in Davis County equally by rotating the bus among locations. He argued that this approach would prevent any single city from bearing the sole responsibility of hosting a shelter and would meet the state's mandate without disproportionately burdening specific communities. Council Member Blackham expressed frustration over the rejection of the cost-effective plan, which required relatively minimal funding. He criticized the broader trend of imposing mandates without clear solutions and highlighted Kaysville's proactive efforts to propose a humane and practical option. He argued that the task force had been charged with finding a solution and had succeeded in doing so, only to have it rejected despite its feasibility and widespread support among the participating cities.

Council Member Jackson emphasized the council's commitment to transparency and noted that Kaysville was the first city in Davis County to publicly address the state mandate. He described the warming bus as a creative and forward-thinking solution that deserved serious consideration. He also voiced concerns about other shelter locations, such as the Senior Center and the Emission Center, citing their proximity to sensitive areas like schools and their lack of nearby services. These challenges motivated the council to explore innovative alternatives like the warming bus.

Council Member Hunt expressed frustration with the lack of clarity and communication from both the county and the state. She criticized the apparent disorganization and miscommunication among stakeholders, which unnecessarily complicated the task force's efforts. Council Member Hunt speculated that decisions were being made based on convenience, such as county ownership of properties, rather than the suitability of the locations. She called for greater transparency and saw the situation as a missed opportunity to set a higher standard for addressing homelessness.

Council Member Adams expressed disappointment with the state and county for rejecting the warming bus proposal despite its practicality. He argued that traditional shelter models have historically been ineffective and pointed to innovative programs, such as The Other Side Village in Salt Lake City, as examples of successful community-centered approaches. He urged residents to advocate for the warming bus plan and challenged state and county leaders to reconsider their decision. Council Member Adams also responded to criticism suggesting that Kaysville lacked compassion for the unsheltered, stressing that the city was actively seeking the best solution to care for those in need while protecting the community.

Mayor Tran then invited public comment on the item.

Joel Harris expressed gratitude to the city council and Mayor Tran for their efforts in addressing the Code Blue issue, highlighting their transparency and early engagement with the community. He commended Council Member Blackham's warming bus proposal as a creative solution and even volunteered to help operate one of the buses. Mr. Harris described the state mandate as an example of government overreach, imposing requirements on smaller municipalities without sufficient support. He also praised Mayor Tran for her proactive approach to keeping residents informed throughout the process.

Jennifer Garner commented on Utah's Housing First initiative, arguing that it focused on providing housing without requiring recipients to commit to work or rehabilitation. She stated that the policy failed to address the root causes of homelessness and attracted individuals from out of state, thereby limiting resources for local residents. Drawing on her experience working with homeless populations, Ms. Garner pointed out systemic inefficiencies and questioned why opioid settlement funds had not been allocated to address addiction and homelessness as intended. She also expressed reservations about the warming bus concept, citing potential safety and liability concerns, and called for comprehensive policies to address underlying issues such as addiction and chronic housing instability. Ms. Garner urged residents to advocate for stronger oversight and systemic reforms to ensure meaningful progress in addressing homelessness.

Sarah Walker voiced support for Kaysville's participation in Code Blue efforts, stating that the community could manage the limited number of days required to provide emergency housing. Drawing from her experience living in Salt Lake City, she highlighted the significant burden of homelessness in larger urban areas and argued that Kaysville's contribution could make a meaningful difference without overwhelming the community.

Megan Condie argued that Kaysville's low crime rates and strong community values made it a suitable location for a Code Blue facility to help address homelessness during extreme weather. She expressed support for the warming bus idea, stating that its small-scale and temporary nature was unlikely to lead to significant crime increases. Mrs. Condie encouraged residents to contact state legislators and county officials to advocate for additional resources to support temporary housing efforts. She also emphasized the importance of collaborating with nonprofits and state organizations to implement solutions thoughtfully and safely.

Jason Largey expressed criticism of Davis County Commissioner Kamalu's handling of the Code Blue issue, alleging that she was dismissive of public input and misrepresented facts about proposed shelter sites. He recounted a specific instance where, according to his account, Commissioner Kamalu visited a Kaysville City Council meeting, lectured residents for half an hour, and left without staying to hear their concerns. Mr. Largey also claimed that she had contradicted herself by initially denying that the Emission Center in Kaysville was under consideration as a shelter site, only to later suggest it was a primary location. Mr. Largey voiced strong support for the warming bus concept, describing it as a practical and innovative alternative to fixed shelters. He questioned the county's reluctance to manage such a program, suggesting that the decision might be politically motivated rather than based on logistical or financial considerations. He argued that the long-term costs of not implementing the bus—including potential increases in crime, property devaluation, and community impact—could outweighed program's initial expense. Mr. Largey also emphasized the need to resolve issues with noncompliant train crossings in neighboring cities, highlighting that addressing these problems is essential for reinstating the quiet zone for train crossings.

Jennifer English, a resident near the Emission Center, expressed concerns about the safety of her neighborhood, particularly for children in the area. She questioned how the city would manage individuals who might refuse to get on the return bus in the morning after the Code Blue night and instead linger in the area, potentially posing risks to local residents.

Mark Quillen urged residents to contact elected officials to express their opposition to the state mandate. He questioned the necessity of complying with the mandate, noting that penalties for non-compliance had reportedly been removed from Utah Code. Mr. Quillen expressed concerns about the potential impact of a shelter on Kaysville's safety and quality of life. He suggested that shelters, regardless of their scale or operational safeguards, could attract crime, drug activity, and other social challenges, potentially straining community resources. Mr. Quilled voiced skepticism about the effectiveness of increased police patrols, expressing doubt that such measures would adequately mitigate potential risks. He highlighted the shelter's proximity to parks, schools, and neighborhoods as a particular concern, warning that these areas could be negatively affected. Questioning the temporary nature of the proposed plan, Mr. Quillen urged the council to prioritize comprehensive, permanent solutions that would avoid placing shelters or similar facilities in residential neighborhoods. He called on the council to continue advocating for Kaysville residents, emphasizing the importance of protecting the community's safety and character.

Jill Dredge shared her observations from a recent meeting in Fruit Heights, noting widespread confusion and dissatisfaction among attendees regarding the proposed shelter sites. She argued that shelters would be better situated near existing homeless populations and support services, such as medical facilities, rather than in residential areas. Ms. Dredge questioned whether Davis County was obligated to comply with the state mandate, citing reports that penalties for non-compliance had been removed. She also raised concerns that a facility initially presented as temporary could evolve into a permanent installation, potentially bringing long-term impacts to the community.

Zane Larsen voiced strong criticism of the potential financial and social impacts associated with implementing a shelter or warming bus in Kaysville. He expressed concerns that even temporary solutions, such as a warming bus, could lead to issues like vandalism, increased crime, and a decline in the community's overall quality of life. Mr. Larsen also warned that such measures might attract transient populations to the area, creating additional demands on local resources. He characterized the state's mandate as an example of government overreach and urged the city to resist complying. Mr. Larsen emphasized the importance of preserving Kaysville's safety, community values, and residential character. He expressed concerns that introducing any form of shelter, even on a limited basis, might compromise the qualities that make the city a desirable place to live. He called on the council to take a firm stance against the proposal to protect the interests of Kaysville residents.

Lauri Cragun shared observations from visiting proposed shelter sites, including the Valley View Golf Course in Layton and the Clearfield Senior Center. She noted that while the Valley View Golf Course offered significant space, several homes along its south side would be directly impacted. Ms. Cragun empathized with these residents and questioned why the Kaysville Emission

Center was being prioritized over the Clearfield Senior Center, which she argued was better suited for a shelter. She highlighted the Clearfield site's proximity to resources such as the Davis County Health Department, a fire station, and a police station, contrasting this with the Emission Center's lack of comparable infrastructure. Drawing on her personal experiences, Ms. Cragun recounted her brother's struggles with homelessness and addiction, which ultimately led to his death. She voiced strong opposition to hosting a shelter in a residential neighborhood, citing concerns about safety for families and the challenges posed by individuals with addiction or mental health issues. Ms. Cragun advocated for locating shelters near appropriate services and support systems to minimize risks to the surrounding community.

Scott Edwards raised concerns about the potential for increased crime, vandalism, and other negative impacts if a shelter or similar facility were established in Kaysville. Referencing personal experiences and examples from other cities, he described how shelters often correlate with property crimes, such as theft and vandalism, contributing to a general sense of insecurity in the area. Mr. Edwards criticized what he saw as poor decision-making by local and state officials, arguing that the long-term consequences for affected communities had not been adequately considered. He also questioned County Commissioner Kamalu's support for placing a shelter in Kaysville, expressing frustration that her actions did not reflect the will of residents. Mr. Edwards highlighted potential financial challenges for residents and businesses near the proposed center, emphasizing the need to prioritize the safety and well-being of current community members.

TJ DeHaan shared his experiences working in areas with high homeless populations in Salt Lake City, emphasizing the prevalence of crime, substance abuse, and violence. He cautioned the council against introducing similar challenges to Kaysville, arguing that both mobile and stationary shelters could bring significant risks to the community.

Filipe Gutierrez echoed Mr. DeHaan's concerns, sharing his perspective owning a property management office in downtown Salt Lake City. He described challenges such as finding discarded needles and vandalism on his property, which he attributed to nearby homeless populations. Mr. Gutierrez urged the city to avoid hosting any shelter facilities, citing concerns about the potential for similar issues to arise in Kaysville.

Scott Johnson raised concerns about the possibility that Code Blue facilities could lead to broader mandates, such as Code Red legislation, requiring year-round solutions for extreme weather. He emphasized the importance of considering the long-term implications of these mandates, including potential impacts on the community. Mr. Johnson urged the council to advocate for residents and continue resisting state and county mandates that could compromise Kaysville's safety and character.

Mayor Tran thanked those who commented on this item and who attended tonight.

DECLARATION OF ANY CONFLICTS OF INTEREST

No conflicts of interest were disclosed.

CONSENT ITEMS

Council Member Hunt made a motion to approve the following consent items:

a) Approval of the minutes of September 19, 2024 Council Meeting.
b) Approval of the minutes of October 3, 2024 Council Meeting.
c) A Resolution authorizing the sale of a surplus fire engine.

Council Member Jackson seconded the motion.

The vote on the motion was as follows:

Council Member Hunt, yea
Council Member Jackson, yea
Council Member Oaks, yea
Council Member Blackham, yea
Council Member Adams, yea

The motion passed unanimously.

ACTION ITEMS

A RESOLUTION AMENDING THE CONSOLIDATED FEE SCHEDULE OF KAYSVILLE CITY

Jaysen Christensen provided an overview of the proposed updates to the Kaysville City Consolidated Fee Schedule, explaining that it had recently come to the city staff's attention that some fees charged for police reports and other documents were significantly undervalued. The proposed amendments would help offset the costs incurred by the city when fulfilling these requests. For instance, adjustments to fees for GRAMA (Government Records Access and Management Act) requests—particularly those made through the police department—are necessary due to the extensive time and resources required to review video evidence. The new fee structure would better reflect the effort involved in processing such requests.

Mr. Christensen also noted the removal of outdated fees, such as those associated with the discontinued bicycle registration program. Additionally, the city would eliminate the fingerprint service fee, as it no longer offers this service due to staffing limitations.

Mayor Tran clarified that these updates had already been discussed as a Work Item during a previous council meeting.

Council Member Oaks made a motion to approve the Resolution amending the Consolidated Fee Schedule of Kaysville City, seconded by Council Member Hunt.

The vote on the motion was as follows:

Council Member Jackson, yea
Council Member Oaks, yea

Council Member Blackham, yea
Council Member Adams, yea
Council Member Hunt, yea

The motion passed unanimously.

REZONE OF 0.46 ACRE OF PROPERTY AT 109 SOUTH 1025 WEST FROM R-1-20 SINGLE FAMILY RESIDENTIAL TO R-1-14 SINGLE FAMILY RESIDENTIAL FOR DAVID AND VALERIE BECKER

City Planner Anne McNamara explained that the proposed rezone of the Becker property, located at 109 South 1025 West, aims to correct a property line discrepancy with the Kinney property to the east. During the sale process of the Kinney property, it was discovered that the Kinney's had constructed a driveway encroaching onto the Becker property. The neighbors seek a lot line adjustment to resolve the issue; however, the current R-1-20 zoning, which requires a minimum lot size of 20,000 square feet, prevents this adjustment.

The proposed rezone to R-1-14 zoning allows for a minimum lot size of 14,000 square feet. Approval of the rezone would reduce the Becker property's lot size to below 20,000 square feet and add the necessary square footage to the Kinney property. This adjustment would enable the recording of a lot line modification, aligning the property line with the existing fence—where both parties previously understood the boundary to be. Additionally, the rezone would address the issue of the Kinneys' detached garage, which is currently a non-complying structure due to insufficient setbacks.

The rezone application was presented at the October 24, 2024, Planning Commission meeting, where a public hearing was held. While no comments were made during the public hearing, one comment in support of the rezone was submitted through the online portal. The Planning Commission voted unanimously to recommend approval of the request.

David Becker acknowledged that the issue stemmed from a mistake made long ago and expressed his willingness to support a resolution that benefits all parties involved. He emphasized the importance of being a good neighbor and working cooperatively.

Council Member Hunt commended both parties for their cooperative approach to resolving a potentially sensitive issue, highlighting the care and effort involved. She thanked the applicants for their willingness to work with city staff to achieve a solution.

Council Member Adams made a motion to approve the request to rezone 0.46 acre of property at 109 South 1025 West from R-1-20 to R-1-14 for David and Valerie Becker. Council Member Hunt seconded the motion

The vote on the motion was as follows:

Council Member Oaks, yea
Council Member Blackham, yea

Council Member Adams, yea
Council Member Hunt, yea
Council Member Jackson, yea

The motion passed unanimously.

REZONE OF 0.53 ACRE OF PROPERTY AT 1397 WEST WILLOW BROOK LANE FROM R-1-20 SINGLE FAMILY RESIDENTIAL TO R-1-14 SINGLE FAMILY RESIDENTIAL FOR SYMPHONY HOMES

City Planner Anne McNamara explained that Symphony Homes has applied to rezone 1397 West Willow Brook Lane from R-1-20 Single-Family Residential to R-1-14 Single-Family Residential. The rezone request is a solution-oriented response to the city's requirement for a stub road to be created in the directly adjacent Encore Estates Subdivision, which is currently in the preliminary plat subdivision process. While the application for City Council's consideration is strictly for the rezone of 1397 West Willow Brook Lane, it is closely tied to the administrative approval process for the Encore Estates Subdivision.

If 1397 West Willow Brook Lane is rezoned to allow for a reduced lot size, the location of the road stub could be improved for several reasons. The 25-foot sewer easement on the west side of the property could be removed, with the sewer line relocated to the right-of-way (ROW) of the stub road. Additionally, the road stub could be shifted further east, reducing conflicts with the planned cul-de-sac. Symphony Homes would still be able to develop the same number of lots while constructing the road stub.

The Planning Commission reviewed this rezone application at their October 24, 2024, meeting, where a public hearing was held. The Planning Commission received one supportive comment through the online portal. Two residents spoke during the public hearing: one expressed opposition to the rezone, citing concerns about increased traffic due to the road connection and the potential for a smaller house being built on the reduced lot size. The other resident asked questions regarding the necessity of adding the stub road to the Encore Estates Subdivision. The Planning Commission voted unanimously to recommend approval of the proposed rezone request.

Matt Loveland, a representative from Symphony Homes, briefly addressed the council, expressing appreciation for the city staff's collaborative and creative approach to finding an optimal solution.

Council Member Adams commended the city staff for their efforts to find an alternative that preserved the developer's lot count while meeting city requirements. He praised the collaborative outcome and expressed his support for the proposal.

Council Member Jackson echoed these sentiments, noting that the reduced lot size would still align with the neighborhood's character, including consistent setbacks, and that the plan supported the city's long-term connectivity goals.

Council Member Adams made a motion to approve the request to rezone 0.53 acre of property at 1397 West Willow Brook Lane from R-1-20 to R-1-14 for Symphony Homes. Council Member

Oaks seconded the motion.

The vote on the motion was as follows:

Council Member Blackham, yea
Council Member Adams, yea
Council Member Hunt, yea
Council Member Jackson, yea
Council Member Oaks, yea

The motion passed unanimously.

WORK ITEMS

A RESOLUTION ADOPTING THE PROPOSED WASATCH INTEGRATED WASTE MANAGEMENT DISTRICT RECYCLING OPT-OUT PROGRAM

Nathan Rich, representing Wasatch Integrated Waste Management District, addressed the council to discuss updates to the district's recycling program. He began by emphasizing the importance of diversifying waste management efforts and commended Kaysville for its exemplary recycling initiatives. Mr. Rich explained that over a year ago, the district had proposed a mandatory recycling ordinance requiring cities to implement bundled recycling programs to avoid increased fees. However, after significant pushback, the ordinance was amended during the May board meeting, resulting in the creation of a new "diversion incentive" program. This program offers fee reductions for cities with effective recycling initiatives, directly tied to the percentage of waste diverted from garbage to recycling.

Mr. Rich outlined Kaysville's current recycling efforts, noting that the city's green waste program already qualifies for the diversion incentive, diverting about 15% of waste. He encouraged the city to adjust its blue can recycling program to meet the revised criteria, which would require new residents to be automatically enrolled in recycling, while existing residents could still opt out. This change, he noted, would further improve diversion rates and make Kaysville eligible for additional incentives.

Mr. Rich also introduced Colette West, the district's sustainability specialist, who is developing educational materials to support community recycling efforts. He suggested increasing public outreach, especially during the holiday season, to promote responsible recycling practices, such as avoiding non-recyclable wrapping paper.

Council Member Blackham expressed concerns about requiring mandatory participation for new residents, advocating for consistent opt-out options for all residents.

Council Member Jackson inquired about the possibility of a hardship policy for residents on fixed incomes.

Nathan Rich confirmed that cities could implement such a policy, allowing individuals to continue recycling without financial strain.

Council Member Hunt asked about the long-term impact of increased recycling on landfill operations.

Nathan Rich explained that diverting 30% of residential waste through combined blue and green can programs could extend the landfill's life by about 30%, though recycling alone could not fully resolve the issue of limited landfill capacity. He emphasized the importance of considering resource conservation and cost avoidance associated with transporting waste to distant landfills.

Mayor Tran provided additional context, explaining that Kaysville's current voluntary recycling program boasts a 70% participation rate. She emphasized that the revised proposal represented a compromise designed to balance flexibility for existing residents with broader regional goals of increasing waste diversion. Mayor Tran expressed her support for moving the program forward as an action item for council consideration.

Council Member Hunt made a motion to move this item to an Action Item.

Council Member Adams suggested amending the motion to include a hardship provision for residents in financial need.

Council Member Hunt amended her motion to move this item to an Action Item, incorporating a hardship provision for residents in financial need. The motion was seconded by Council Member Jackson.

The vote on the motion was as follows:

Council Member Adams, yea
Council Member Hunt, yea
Council Member Jackson, yea
Council Member Oaks, yea
Council Member Blackham, nay

The motion passed with a vote of four to one.

Nathan Rich concluded by inviting council members and staff to celebrate Wasatch Integrated Waste Management District's 40th anniversary event on America Recycles Day, November 15th, from noon to 3:00 p.m.

COUNCIL MEMBERS REPORTS

Council Member Blackham noted that colder weather has put an end to mosquito activity for the year. He encouraged residents to utilize the mosquito abatement district's resources, such as pre-spraying for events or providing fish that consume larvae in ornamental ponds. Council Member Blackham praised the district for its proactive and user-friendly approach, expressing appreciation for its diligent work.

Council Member Hunt provided a brief update, reporting that the Trunk or Treat event was a success, with children enjoying the festivities and an abundance of candy distributed. She expressed gratitude for the positive turnout and participation.

Council Member Jackson expressed excitement about the upcoming commencement of the 200 North road improvement project. Jaysen Christensen confirmed that construction is expected to begin in January and noted that a contract for the project is anticipated to be finalized within the month.

CITY MANAGER REPORT

City Manager Jaysen Christensen reminded council members about an upcoming Davis County Commission work session to discuss Kaysville's CRA funding proposal. The work session is scheduled for Tuesday at 8:30 a.m. Mr. Christensen emphasized the importance of council attendance to show support and shared optimism that this could be the final step in securing the funding.

Mayor Tran proposed canceling the November 21 council meeting due to a lack of pressing business and scheduling conflicts. The council members responded positively to the suggestion.

ADJOURNMENT

Council Member Oaks made a motion to adjourn the city council meeting at 8:52 p.m. The motion passed unanimously.

CITY COUNCIL STAFF REPORT

MEETING DATE: December 5, 2024

TYPE OF ITEM: Consent Items

PRESENTED BY: Josh Belnap

SUBJECT/AGENDA TITLE: Obligation of American Rescue Plan Act (ARPA) funds

EXECUTIVE SUMMARY:

In 2021, Kaysville City received approximately $3.5 million dollars in American Rescue Plan Act (ARPA) funds from the federal government. These funds were isolated to assist with certain emergency responder functions, and water equipment and infrastructure projects.

Staff has been working through 2024 to finalize plans to meet the obligations for these remaining funds, specifically to obligate (contractually commit) these funds before the end of 2024, and then spend them by the end of 2026.

Staff has worked with the Fire Department and Motorola to identify an option for handheld radios that would allow Public Works staff to communicate immediately with emergency personnel and each other in case of a water emergency, even if cell phones or internet were not available. Enough radios for all public works staff would be $55,000.

Kaysville City is 100% reliant upon Weber Basin for drinking water. This sole source is a great partner, but Kaysville City only has 3-4 days worth of storage ability if Weber Basin goes down or is otherwise unavailable. Staff has spent the last 2 years looking at options to diversify water sources, and has been working on a project to acquire water rights and eventually drill wells in Kaysville that can at least supplement deliveries from Weber Basin, and increase our storage beyond 3 or 4 days. We have worked with a water right holder in the area to acquire 120 acre-feet of underground water rights. This would cost $576,000.

Staff wants to obligate at least $1.1 million towards replacing waterlines in 200 N.

City Council Options:
1) Approve, 2) Deny

Staff Recommendation:
Approve

Fiscal Impact:
ARPA funds

ATTACHMENTS:

1. Resolution - Obligation of ARPA funds

RESOLUTION __-__-__

A RESOLUTION AUTHORIZING THE CITY MANAGER TO OBLIGATE ARPA FUNDS.

WHEREAS, the City received funds from the Federal Government in 2021 as part of the American Rescue Plan Act (ARPA) to aid public health and economic recovery from the COVID-19 pandemic, specifically with water related equipment and infrastructure projects; and

WHEREAS, these funds must be obligated by the end of 2024 and expended by the end of 2026; and

WHEREAS, the City would like to obligate $576,000 to acquire 120 acre-feet of underground water rights as part of a future well project, $55,000 to purchase handheld radios that are capable of communicating with police and fire in cases of water emergencies and in general water operations, and at least $1,100,000 toward rebuilding portions of the Cities drinking water lines in 200 North.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF KAYSVILLE, UTAH:

1. That the City Manager is authorized to approve the obligation and utilization of remaining funds as described above.

PASSED AND ADOPTED by the City Council of Kaysville, Utah, this **5th day of December, 2024.**

____

Tamara Tran, Mayor

ATTEST:

____

Annemarie Plaizier, City Recorder

CITY COUNCIL STAFF REPORT

MEETING DATE: December 5, 2024

TYPE OF ITEM: Consent Items

PRESENTED BY: Josh Belnap

SUBJECT/AGENDA TITLE: Negotiation of contract for signal installation at Mutton Hollow Road and Main Street

EXECUTIVE SUMMARY:

Staff recently advertised and opened bids for the installation of a traffic signal at Mutton Hollow Road and Main Street. The cost estimate for construction had been $1,392,660, and the low bid on the project was from Brinkerhoff Construction for $1,271,117.75.

Staff has reviewed the bids and references for Brinkerhoff, and, as a result, are recommending that the Council authorize the City Manager to negotiate a contract with Brinkerhoff for this project.

It is hoped that construction on this project will commence this winter, and be completed by late summer (or earlier).

City Council Options:
1) Approve, 2) Deny

Staff Recommendation:
Approve

Fiscal Impact:
WFRC grant and Road Utility funds

ATTACHMENTS:
1. Bid Tabulation - Kaysville Mutton Hollow & Main St Intersection

Bid Tabulation - Kaysville City - Mutton Hollow; Main Street Intersection

Bid Opening Date - 11/21/2024

				Engineer's OPC		C & L Water Solution		Brinkerhoff Excavating		m.c. green & sons		STAPP Construction	
Item #	Description	Unit	Estimated Quantity	OPC - Unit Price	OPC - Total Price	Bid Unit Price 1	Bid Total Price 1	Bid Unit Price 2	Bid Total Price 2	Bid Unit Price 3	Bid Total Price 3	Bid Unit Price 4	Bid Total Price 4
1	Mobilization	Lump Sum	1	$ 135,000.00	$ 135,000.00	$ 40,351.00	$ 40,351.00	$ 84,650.00	$ 84,650.00	$ 90,000.00	$ 90,000.00	$ 85,157.80	$ 85,157.80
2	Traffic Control	Lump Sum	1	$ 70,000.00	$ 70,000.00	$ 36,274.00	$ 36,274.00	$ 29,500.00	$ 29,500.00	$ 48,000.00	$ 48,000.00	$ 56,635.00	$ 56,635.00
3	Storm Water Pollution Prevention Plan (SWPPP)	Lump Sum	1	$ 5,000.00	$ 5,000.00	$ 21,524.00	$ 21,524.00	$ 14,500.00	$ 14,500.00	$ 15,000.00	$ 15,000.00	$ 16,660.00	$ 16,660.00
4	Site Clearing	Lump Sum	1	$ 20,000.00	$ 20,000.00	$ 6,262.00	$ 6,262.00	$ 24,000.00	$ 24,000.00	$ 22,000.00	$ 22,000.00	$ 14,550.00	$ 14,550.00
5	Pothole Utility	Each	25	$ 850.00	$ 21,250.00	$ 199.00	$ 4,975.00	$ 515.00	$ 12,875.00	$ 1,500.00	$ 37,500.00	$ 675.00	$ 16,875.00
6	Remove Concrete Curb and Gutter	Linear Feet	757	$ 15.00	$ 11,355.00	$ 8.00	$ 6,056.00	$ 10.00	$ 7,570.00	$ 12.00	$ 9,084.00	$ 11.00	$ 8,327.00
7	Remove Concrete Sidewalk	Square Yard	429	$ 45.00	$ 19,305.00	$ 22.00	$ 9,438.00	$ 21.00	$ 9,009.00	$ 19.00	$ 8,151.00	$ 19.50	$ 8,365.50
8	Remove Concrete Driveway	Square Yard	31	$ 55.00	$ 1,705.00	$ 58.00	$ 1,798.00	$ 46.00	$ 1,426.00	$ 19.00	$ 589.00	$ 43.00	$ 1,333.00
9	Remove Asphalt Driveway	Square Yard	28	$ 5.00	$ 140.00	$ 40.00	$ 1,120.00	$ 60.00	$ 1,680.00	$ 19.00	$ 532.00	$ 46.00	$ 1,288.00
10	Remove Tree	Each	30	$ 1,200.00	$ 36,000.00	$ 390.00	$ 11,700.00	$ 825.00	$ 24,750.00	$ 1,800.00	$ 54,000.00	$ 788.00	$ 23,640.00
11	Remove Pavement Marking Paint	Linear Feet	748	$ 4.50	$ 3,366.00	$ 9.00	$ 6,732.00	$ 6.00	$ 4,488.00	$ 2.00	$ 1,496.00	$ 6.95	$ 5,198.60
12	Remove Pavement Message Paint	Each	1	$ 200.00	$ 200.00	$ 2,376.00	$ 2,376.00	$ 1,650.00	$ 1,650.00	$ 248.00	$ 248.00	$ 1,890.00	$ 1,890.00
13	Remove Sign	Each	5	$ 200.00	$ 1,000.00	$ 350.00	$ 1,750.00	$ 94.00	$ 470.00	$ 135.00	$ 675.00	$ 252.00	$ 1,260.00
14	Remove Catch Basin	Each	2	$ 2,300.00	$ 4,600.00	$ 1,098.00	$ 2,196.00	$ 975.00	$ 1,950.00	$ 3,426.00	$ 6,852.00	$ 636.00	$ 1,272.00
15	Remove Combination Inlet/Cleanout Box	Each	1	$ 2,500.00	$ 2,500.00	$ 1,745.00	$ 1,745.00	$ 1,550.00	$ 1,550.00	$ 3,426.00	$ 3,426.00	$ 1,195.00	$ 1,195.00
16	Remove Pipe	Linear Feet	790	$ 55.00	$ 43,450.00	$ 31.00	$ 24,490.00	$ 86.00	$ 67,940.00	$ 69.71	$ 55,070.90	$ 18.00	$ 14,220.00
17	Remove Irrigation Box	Each	3	$ 2,000.00	$ 6,000.00	$ 1,680.00	$ 5,040.00	$ 1,425.00	$ 4,275.00	$ 3,500.00	$ 10,500.00	$ 448.00	$ 1,344.00
18	Remove and Salvage Rock Mulch	Square Yard	206	$ 10.00	$ 2,060.00	$ 14.00	$ 2,884.00	$ 18.00	$ 3,708.00	$ 15.00	$ 3,090.00	$ 57.00	$ 11,742.00
19	Remove and Salvage Fire Hydrant Assembly	Each	1	$ 2,500.00	$ 2,500.00	$ 1,960.00	$ 1,960.00	$ 4,150.00	$ 4,150.00	$ 5,280.00	$ 5,280.00	$ 1,125.00	$ 1,125.00
20	Adjust Manhole to Grade	Each	11	$ 1,200.00	$ 13,200.00	$ 619.00	$ 6,809.00	$ 660.00	$ 7,260.00	$ 1,320.00	$ 14,520.00	$ 630.00	$ 6,930.00
21	Adjust Valve Box to Grade	Each	7	$ 750.00	$ 5,250.00	$ 630.00	$ 4,410.00	$ 690.00	$ 4,830.00	$ 1,200.00	$ 8,400.00	$ 630.00	$ 4,410.00
22	Adjust Catch Basin to Grade	Each	2	$ 1,500.00	$ 3,000.00	$ 420.00	$ 840.00	$ 2,500.00	$ 5,000.00	$ 1,320.00	$ 2,640.00	$ 630.00	$ 1,260.00
23	Adjust Junction Box to Grade	Each	2	$ 250.00	$ 500.00	$ 812.00	$ 1,624.00	$ 2,500.00	$ 5,000.00	$ 1,320.00	$ 2,640.00	$ 630.00	$ 1,260.00
24	Relocate Culinary Water Meter	Each	2	$ 4,500.00	$ 9,000.00	$ 1,885.00	$ 3,770.00	$ 3,400.00	$ 6,800.00	$ 2,638.39	$ 5,276.78	$ 2,925.00	$ 5,850.00
25	Relocate Traffic Sign	Each	2	$ 400.00	$ 800.00	$ 568.00	$ 1,136.00	$ 330.00	$ 660.00	$ 256.00	$ 512.00	$ 315.00	$ 630.00
26	Relocate Mailbox	Each	2	$ 450.00	$ 900.00	$ 279.00	$ 558.00	$ 600.00	$ 1,200.00	$ 1,500.00	$ 3,000.00	$ 315.00	$ 630.00
27	Relocate Cluster Mailbox	Each	1	$ 650.00	$ 650.00	$ 955.00	$ 955.00	$ 4,200.00	$ 4,200.00	$ 2,700.00	$ 2,700.00	$ 631.00	$ 631.00
28	Adjust Three Rail Wood Fence (Contingency Item)	Linear Feet	100	$ 40.00	$ 4,000.00	$ 31.00	$ 3,100.00	$ 21.00	$ 2,100.00	$ 33.00	$ 3,300.00	$ 22.50	$ 2,250.00
29	Remove and Salvage Swing Gate	Each	1	$ 800.00	$ 800.00	$ 229.00	$ 229.00	$ 119.00	$ 119.00	$ 1,650.00	$ 1,650.00	$ 1,125.00	$ 1,125.00
30	Roadway Excavation (Plan Quantity) (EST Embankment Quantity 100 cu yd)	Cubic Yard	1265	$ 40.00	$ 50,600.00	$ 47.00	$ 59,455.00	$ 42.00	$ 53,130.00	$ 48.00	$ 60,720.00	$ 53.50	$ 67,677.50
31	Granular Borrow (Plan Quantity)	Cubic Yard	435	$ 35.00	$ 15,225.00	$ 99.00	$ 43,065.00	$ 69.50	$ 30,232.50	$ 69.00	$ 30,015.00	$ 86.50	$ 37,627.50
32	Geotextile Fabric, Mirafi RS580i	Square Yard	2610	$ 8.00	$ 20,880.00	$ 26.00	$ 67,860.00	$ 6.50	$ 16,965.00	$ 5.50	$ 14,355.00	$ 7.20	$ 18,792.00
33	Untreated Base Course (Plan Quantity)	Cubic Yard	505	$ 65.00	$ 32,825.00	$ 127.00	$ 64,135.00	$ 84.00	$ 42,420.00	$ 65.00	$ 32,825.00	$ 89.00	$ 44,945.00
34	HMA - 1/2 Inch	Ton	650	$ 155.00	$ 100,750.00	$ 175.00	$ 113,750.00	$ 140.00	$ 91,000.00	$ 114.40	$ 74,360.00	$ 227.00	$ 147,550.00
35	Standard Curb and Gutter	Linear Feet	1259	$ 50.00	$ 62,950.00	$ 63.00	$ 79,317.00	$ 46.00	$ 57,914.00	$ 42.00	$ 52,878.00	$ 49.50	$ 62,320.50
36	Concrete Sidewalk	Square Feet	3392	$ 11.00	$ 37,312.00	$ 14.00	$ 47,488.00	$ 11.50	$ 39,008.00	$ 11.00	$ 37,312.00	$ 10.50	$ 35,616.00
37	Pedestrian Curb Ramp	Each	2	$ 2,600.00	$ 5,200.00	$ 5,464.00	$ 10,928.00	$ 5,775.00	$ 11,550.00	$ 2,730.00	$ 5,460.00	$ 2,400.00	$ 4,800.00
38	Concrete Flatwork, 4 Inch Thick (Min)	Square Feet	402	$ 12.00	$ 4,824.00	$ 15.00	$ 6,030.00	$ 10.75	$ 4,321.50	$ 11.00	$ 4,422.00	$ 10.50	$ 4,221.00
39	Type 1 - Commercial Driveway Approach	Square Feet	310	$ 20.00	$ 6,200.00	$ 35.00	$ 10,850.00	$ 16.75	$ 5,192.50	$ 17.00	$ 5,270.00	$ 16.50	$ 5,115.00
40	Type 2 - Residential Driveway Approach	Square Feet	393	$ 20.00	$ 7,860.00	$ 32.00	$ 12,576.00	$ 14.50	$ 5,698.50	$ 17.00	$ 6,681.00	$ 14.50	$ 5,698.50
41	Dip Driveway Approach - APWA Plan 215	Square Feet	211	$ 20.00	$ 4,220.00	$ 38.00	$ 8,018.00	$ 22.00	$ 4,642.00	$ 17.00	$ 3,587.00	$ 18.00	$ 3,798.00
42	Driveway, HMA - 3 Inch Thick	Square Feet	242	$ 22.00	$ 5,324.00	$ 14.00	$ 3,388.00	$ 9.00	$ 2,178.00	$ 11.00	$ 2,662.00	$ 28.00	$ 6,776.00
43	6 ft Chain Link Fence With Privacy Insert Slats	Linear Feet	536	$ 40.00	$ 21,440.00	$ 52.00	$ 27,872.00	$ 36.00	$ 19,296.00	$ 41.00	$ 21,976.00	$ 50.50	$ 27,068.00
44	Swing Gate (Double)	Each	1	$ 1,500.00	$ 1,500.00	$ 3,023.00	$ 3,023.00	$ 2,100.00	$ 2,100.00	$ 2,195.00	$ 2,195.00	$ 2,525.00	$ 2,525.00
45	Roll Gate	Each	2	$ 3,000.00	$ 6,000.00	$ 3,253.00	$ 6,506.00	$ 2,250.00	$ 4,500.00	$ 2,750.00	$ 5,500.00	$ 3,155.00	$ 6,310.00
46	Walk-Through Gate	Each	1	$ 1,500.00	$ 1,500.00	$ 1,073.00	$ 1,073.00	$ 745.00	$ 745.00	$ 550.00	$ 550.00	$ 631.00	$ 631.00
47	Concrete Stair	Each	8	$ 150.00	$ 1,200.00	$ 238.00	$ 1,904.00	$ 275.00	$ 2,200.00	$ 864.00	$ 6,912.00	$ 483.00	$ 3,864.00
48	Standard Single Catch Basin	Each	3	$ 5,500.00	$ 16,500.00	$ 4,327.00	$ 12,981.00	$ 5,550.00	$ 16,650.00	$ 4,530.88	$ 13,592.64	$ 6,140.00	$ 18,420.00
49	Single Catch Basin - 6 ft Long	Each	1	$ 9,000.00	$ 9,000.00	$ 8,824.00	$ 8,824.00	$ 8,900.00	$ 8,900.00	$ 7,904.87	$ 7,904.87	$ 6,445.00	$ 6,445.00
50	Combination Inlet/Cleanout Box, 7 ft Long	Each	2	$ 12,000.00	$ 24,000.00	$ 9,896.00	$ 19,792.00	$ 10,000.00	$ 20,000.00	$ 8,764.97	$ 17,529.94	$ 8,035.00	$ 16,070.00
51	4 Foot Standard Manhole	Each	1	$ 9,000.00	$ 9,000.00	$ 8,316.00	$ 8,316.00	$ 5,400.00	$ 5,400.00	$ 5,486.37	$ 5,486.37	$ 6,870.00	$ 6,870.00
52	4 Foot Standard Manhole - 10 ft to 12 ft Deep	Each	1	$ 14,000.00	$ 14,000.00	$ 4,939.00	$ 4,939.00	$ 10,800.00	$ 10,800.00	$ 8,247.89	$ 8,247.89	$ 8,605.00	$ 8,605.00
53	Ductile Iron Coupler - 12 Inch	Each	1	$ 2,500.00	$ 2,500.00	$ 1,618.00	$ 1,618.00	$ 1,500.00	$ 1,500.00	$ 3,188.10	$ 3,188.10	$ 955.00	$ 955.00
54	Ductile Iron Pipe - 12 Inch	Linear Feet	8	$ 375.00	$ 3,000.00	$ 311.00	$ 2,488.00	$ 326.00	$ 2,608.00	$ 529.65	$ 4,237.20	$ 366.00	$ 2,928.00
55	Reinforced Concrete Pipe - 18 Inch	Linear Feet	686	$ 200.00	$ 137,200.00	$ 211.00	$ 144,746.00	$ 166.00	$ 113,876.00	$ 187.96	$ 128,940.56	$ 145.00	$ 99,470.00
56	Reinforced Concrete Pipe - 24 Inch	Linear Feet	300	$ 250.00	$ 75,000.00	$ 393.00	$ 117,900.00	$ 207.00	$ 62,100.00	$ 217.83	$ 65,349.00	$ 186.00	$ 55,800.00
57	Irrigation Diversion Box (4 ft X 3 ft)	Each	2	$ 3,500.00	$ 7,000.00	$ 7,643.00	$ 15,286.00	$ 5,900.00	$ 11,800.00	$ 7,570.63	$ 15,141.26	$ 6,410.00	$ 12,820.00
58	Irrigation Diversion Box (4 ft X 4 ft)	Each	2	$ 5,000.00	$ 10,000.00	$ 10,289.00	$ 20,578.00	$ 6,000.00	$ 12,000.00	$ 5,509.02	$ 11,018.04	$ 5,600.00	$ 11,200.00
59	Irrigation Diversion Box (5 ft X 3 ft)	Each	1	$ 8,500.00	$ 8,500.00	$ 6,686.00	$ 6,686.00	$ 7,000.00	$ 7,000.00	$ 6,803.80	$ 6,803.80	$ 8,305.00	$ 8,305.00
60	Irrigation Diversion Box (8 ft X 5 ft)	Each	1	$ 10,000.00	$ 10,000.00	$ 9,372.00	$ 9,372.00	$ 8,650.00	$ 8,650.00	$ 8,173.44	$ 8,173.44	$ 8,475.00	$ 8,475.00
61	Irrigation Slide Gate	Each	3	$ 700.00	$ 2,100.00	$ 1,356.00	$ 4,068.00	$ 1,900.00	$ 5,700.00	$ 5,682.84	$ 17,048.52	$ 3,160.00	$ 9,480.00
62	Irrigation Screw Gate	Each	1	$ 2,000.00	$ 2,000.00	$ 5,535.00	$ 5,535.00	$ 4,700.00	$ 4,700.00	$ 6,765.60	$ 6,765.60	$ 5,460.00	$ 5,460.00
63	Irrigation Ditch Grading (Contingency Item)	Each	75	$ 50.00	$ 3,750.00	$ 20.00	$ 1,500.00	$ 55.00	$ 4,125.00	$ 79.25	$ 5,943.75	$ 300.00	$ 22,500.00
64	Fire Hydrant Assembly	Each	1	$ 12,500.00	$ 12,500.00	$ 14,544.00	$ 14,544.00	$ 14,500.00	$ 14,500.00	$ 12,607.43	$ 12,607.43	$ 9,100.00	$ 9,100.00
65	Traffic Sign	Each	7	$ 650.00	$ 4,550.00	$ 776.00	$ 5,432.00	$ 600.00	$ 4,200.00	$ 734.00	$ 5,138.00	$ 820.00	$ 5,740.00
66	Pavement Markings - 4" Paint	Linear Feet	2876	$ 2.00	$ 5,752.00	$ 3.00	$ 8,628.00	$ 2.00	$ 5,752.00	$ 1.00	$ 2,876.00	$ 2.15	$ 6,183.40
67	Pavement Markings - 8" Paint	Linear Feet	801	$ 3.00	$ 2,403.00	$ 5.00	$ 4,005.00	$ 3.75	$ 3,003.75	$ 1.50	$ 1,201.50	$ 4.30	$ 3,444.30
68	Pavement Markings - 12" Paint (Stopline, Crosswalk)	Linear Feet	312	$ 4.00	$ 1,248.00	$ 7.00	$ 2,184.00	$ 5.00	$ 1,560.00	$ 3.50	$ 1,092.00	$ 5.70	$ 1,778.40
69	Pavement Message - Paint	Each	16	$ 60.00	$ 960.00	$ 114.00	$ 1,824.00	$ 80.00	$ 1,280.00	$ 45.00	$ 720.00	$ 91.00	$ 1,456.00
70	Traffic Signal System - Main St & Mutton Hollow Rd	Lump Sum	1	$ 160,000.00	$ 160,000.00	$ 224,943.00	$ 224,943.00	$ 143,800.00	$ 143,800.00	$ 192,000.00	$ 192,000.00	$ 205,000.00	$ 205,000.00
71	Intelligent Transportation System (ITS) - Main St & Mutton Hollow Rd	Lump Sum	1	$ 15,000.00	$ 15,000.00	$ 7,919.00	$ 7,919.00	$ 9,350.00	$ 9,350.00	$ 3,000.00	$ 3,000.00	$ 3,155.00	$ 3,155.00
72	Topsoil	Square Yard	313	$ 12.00	$ 3,756.00	$ 10.00	$ 3,130.00	$ 21.00	$ 6,573.00	$ 18.00	$ 5,634.00	$ 42.00	$ 13,146.00
73	Tree Pruning	Each	21	$ 600.00	$ 12,600.00	$ 396.00	$ 8,316.00	$ 597.00	$ 12,537.00	$ 990.00	$ 20,790.00	$ 360.00	$ 7,560.00
74	1.5" Calpier Tree (Contingency Item)	Each	5	$ 500.00	$ 2,500.00	$ 546.00	$ 2,730.00	$ 1,210.00	$ 6,050.00	$ 510.00	$ 2,550.00	$ 732.00	$ 3,660.00
75	Restore Landscape	Parcel	7	$ 2,500.00	$ 17,500.00	$ 2,759.00	$ 19,313.00	$ 4,500.00	$ 31,500.00	$ 4,200.00	$ 29,400.00	$ 2,280.00	$ 15,960.00
76	Restore Sprinkler System	Parcel	5	$ 2,200.00	$ 11,000.00	$ 238.00	$ 1,190.00	$ 960.00	$ 4,800.00	$ 1,800.00	$ 9,000.00	$ 2,025.00	$ 10,125.00
TOTAL					**$ 1,392,660.00**		**$ 1,468,127.00**		**$ 1,271,117.75**		**$ 1,395,192.59**		**$ 1,362,500.00**

CITY COUNCIL STAFF REPORT

MEETING DATE: December 5, 2024

TYPE OF ITEM: Consent Items

PRESENTED BY: Josh Belnap

SUBJECT/AGENDA TITLE: Negotiation of contract for the reconstruction of 200 North utilities and pavement project

EXECUTIVE SUMMARY:

Staff have been working for the last 18 months to design and coordinate a project to replace several miles worth of underground water, storm drain and sewer lines, sidewalks, curbs and repave 200 North between Main Street and Fruit Heights.

In 2023, the City posted a request for proposals from a contractor to help come up with a design that would minimize costs, maximize ease of construction and minimize community delays/impacts. The City interviewed 3 different contractors and selected Brinkerhoff Construction as our CMGC partner in the design and coordination.

The CMGC process requires the contractor to open their accounting books on current/previous projects to us to aid in determining a project estimate. This process also allows the City to execute a contract for construction if the City feels the contractor is capable and that their pricing is desirable.

Staff has spent significant time reviewing their numbers, has reviewed their bid on another Kaysville project (which was a low bid), and has talked with other entities who have worked with Brinkerhoff, and we are recommending that the Council authorize the City Manager to negotiate a contract with Brinkerhoff for this project.

The 200 N project will be split into 2 phases, and the design for phase 2 will be finalized as construction on phase 1 is going on. Brinkerhoff would then move into phase 2 thereafter. The overall project cost is $13,800,000. Of that, 24% is for waterline work, and 76% is for curb, sidewalk and repaving work. The City will utilize ARPA funds (at least $1.1 million), and Davis County has recommended that we receive a $3.5 million grant (3rd quarter funding), but that has not yet been finalized.

City Council Options:
1) Approve, 2) Deny

Staff Recommendation:
Approve

Fiscal Impact:
ARPA and Road Utility funds

ATTACHMENTS:
None

To: Mayor and City Council
From: Jaysen Christensen, City Manager
Date: November 25, 2024

RE: Consideration of a resolution adopting the Opt-out Recycling Program as described in the Wasatch Integrated Waste Management District ordinances and establishing a financial hardship program for qualifying residential accounts

RECOMMENDATION

I recommend that the City Council approve Resolution 2024-___: A Resolution adopting the Opt-out Recycling Program as described in the Wasatch Integrated Waste Management District ordinances.

BACKGROUND

Kaysville is one of many public member agencies of the Wasatch Integrated Waste Management District (the District). That means that our solid waste and recycling curbside pickup is all disposed of at District facilities. As a member agency, we have representation on the Governing Board of the District (Mayor Tran). The District has always had the objective of having proactive and aggressive recycling programs. Recently, the District and its Board have been looking for ways to improve recycle rates among member agencies which include agencies in Davis, Weber and Morgan Counties. They have proposed increasing public education programs, providing grants which would reduce the cost of recycling and adopting various policy proposals which range from mandatory recycling to the present proposed program which provides pricing incentives to agencies in exchange for local requirements on residential customers.

Last spring, District personnel held meetings with staff from member cities in order to discuss how to achieve better recycling participation. Those discussions began with the idea of a heavy-handed approach of penalizing member agencies who chose not to adopt recommended mandatory recycling. That proposal was met with significant opposition by participating member cities. The District has now proposed a new and much better system which is a per unit price reduction for agencies which are willing to participate in one of three programs: Bundled solid waste and recycling; Opt-out recycling; and green waste curbside programs. The proposal that fits Kaysville's needs the best is the Opt-out recycling program. This is the definition of the Opt-out recycling program adopted by the District:

> *"Opt-out Recycling Program" means a program of a member city or county for the curbside collection of Comingled Recyclable Materials from Household Units in separate 90 to 105 gallon containers that allow existing residents of a member city or county to opt-out of participation in the recycling program at the time of the implementation and initial roll-out of the recycling program by the city or county. Any Opt-out Recycling Program must also provide that residents of the member city or county who apply for new solid waste services after implementation and roll-out of the city or county's recycling program may not opt-out of the recycling program and must be provided a Recycling container for*

Comingled Recyclable Materials ensuring increasing recycling program participation over time. A member city or county that on July 1, 2024, had a recycling program with a 70 percent or greater Household Unit participation rate will be deemed an "Opt-out Recycling Program" if no later than January 1, 2025 the member city or county requires by ordinance that residents of the member city or county who apply for new solid waste services may not opt-out of the recycling program and must be provided a Recycling container for Comingled Recyclable Materials.

As indicated in the definition, the Opt-out Recycling Program is not retroactive. In other words, the City is not required to force existing customers who previously chose not to have a recycling can to participate in recycling. However, all residential accounts established after January 1, 2025, would be required to have and pay for a recycling can. Approximately 80% of new move-ins to Kaysville are already voluntarily requesting and paying for a recycling can to be delivered by the City. We do not anticipate that the 20% increase will have a substantial impact to the City's ability to store additional recycle cans and deliver them to new residents. Once again, existing residents will not be forced to participate in recycling; however, it should also be noted that 73% of current households are currently participating in the recycling program voluntarily.

In summary, if the City adopts the Opt-out Recycling Program, we will receive the discounted recycling pricing from the District. The discounted pricing is a formula based upon the percentage weight of waste that is diverted from the solid waste stream through recycling. Kaysville's diversion rate (weight of diverted waste divided by the total solid waste stream) is among the top two or three of cities in Davis County, with a total diversion rate averaging around 22% (15% green waste and 8% comingled). Kaysville is already qualified for an incentive payment for its diverted green waste and has been receiving an incentive payment of approximately $11,000 per month since July 2024. If the City chooses to adopt the opt-out program for co-mingled recycling (i.e. require new move-ins to receive a recycling can) the City would qualify for an additional incentive payment of approximately $3,500 per month, thereby brining the total monthly incentive payment from $11,000 to approximately $14,500. The incentive payments are rolled back into the solid waste enterprise fund so that they can be used to help stabilize rates and offset future rate increases.

Additionally, the motion that was approved at the November 7 council meeting, to move the opt-out resolution to an action item, requested that the City also adopt a hardship program. Currently, residents pay $5.00 per month for a recycle cart in addition to the $15.15 per month they pay for a trash cart and the $7.00 per month they pay for yard waste service if they chose. One option for a hardship program would be to mirror the State of Utah HEAT program, which states that in order to qualify for financial assistance with energy bills, households must be at or under 150% of the Federal Poverty Level and be directly responsible for paying their home energy costs (not a landlord). For example, and per the Federal Poverty Level table below, a family of 6 that has a monthly household income of $5,245 or lower, would qualify for a financial hardship and be exempt from paying the $5.00 monthly recycling services fee. This would apply to both current and future residents who meet the HEAT eligibility requirements. Note that in order to qualify for WIWMD's opt-out incentive, the City could exempt the resident from paying the recycling fee, but the City must still pay the fee in lieu of the resident. To determine eligibility, the City would require the resident to provide documentation showing that they have already been approved for HEAT assistance or provide proof of eligible income directly to the City. The City would also independently verify through its own utility billing records that applicants are directly responsible for and paying for their own household trash services.

FEDERAL POVERTY LEVEL (FPL) & MONTHLY INCOME LIMITS
Effective 3/1/2024

Household Size	100% of Poverty	150% of Poverty HEAT/HELP	Household Size	100% of Poverty	150% of Poverty HEAT/HELP
1	$1,255	$1,883	8	$4,394	$6,590
2	$1,704	$2,555	9	$4,842	$7,263
3	$2,152	$3,228	10	$5,290	$7,935
4	$2,600	$3,900	11	$5,739	$8,608
5	$3,049	$4,573	12	$6,187	$9,280
6	$3,497	$5,245	13	$6,635	$9,953
7	$3,945	$5,918	14	$7,084	$10,625
			Family over eight, add $		$673

PROPOSED MOTION
I move that the City Council approve Resolution 2024-___: A Resolution adopting the Opt-out Recycling Program as described in the Wasatch Integrated Waste Management District ordinances.

RESOLUTION 24-XX-XX

A RESOLUTION ADOPTING THE PROPOSED WASATCH INTEGRATED WASTE MANAGEMENT DISTRICT OPTOUT RECYCLING PROGRAM REQUIRING MANDATORY RECYCLING FOR ALL NEW RESIDENTIAL ACCOUNTS AND ESTABLISHING A FINANCIAL HARDSHIP PROGRAM FOR QUALIFYING RESIDENTIAL ACCOUNTS

WHEREAS, the Kaysville City (hereinafter "City") is a member agency of the Wasatch Integrated Waste Management District (the District) and is obligated by contract to dispose of its solid waste at District facilities; and

WHEREAS, the District Board has adopted a policy of incentivizing its member agencies by reducing the unit costs for recycling if members participate in various recycling and green-waste programs; and

WHEREAS, the City currently has a high participation rate in recycling, but does not require mandatory recycling on new single family or individual residential accounts; and

WHEREAS, the City is desirous to participate in the incentive program and can be approved to receive the incentive by complying with the District's recycling policy; and

WHEREAS, the City finds that maximizing recycling opportunities supports the public's general health and welfare including preservation of landfill space and reduction of general solid waste; and

WHEREAS, the City is desirous to provide a hardship program for qualifying households for financial relief against the added cost of the recycling program.

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

1. The City hereby adopts the Opt-out Recycling Program as described in the ordinances of the Wasatch Integrated Waste Management District which requires mandatory recycling for all new individual residential accounts in order to qualify for a price incentive

2. The fee schedule for trash and recycling service is hereby amended to exempt qualifying households from the recycling fee. "Qualifying household" is defined as a household with an income at or below 150% of the Federal Poverty Level and which is directly responsible for paying for its own trash and recycling services.

3. If any section, part, or provision of this Resolution is held invalid, or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts, and provisions of this Resolution shall be severable.

4. This Resolution shall become effective immediately upon its passage.

PASSED AND ADOPTED by the City Council of Kaysville, Utah, this 5th day of December, 2024.

____
Tamara Tran, Mayor

ATTEST:

____
Annemarie Plaizier, City Recorder

CITY COUNCIL STAFF REPORT

MEETING DATE: December 5, 2024

TYPE OF ITEM: Work Items

PRESENTED BY: Josh Belnap

SUBJECT/AGENDA TITLE: Interlocal Agreement with Central Davis Sewer District for the 200 North Road Improvement Project

EXECUTIVE SUMMARY:

As part of the 200 North road project, there is approximately $1.4 million worth of underground pipe replacement that the Central Davis Sewer District (CDSD) would like to conduct as part of the City's 200 North project.

Staff feels the most efficient way to do this without causing delays and detrimental impacts to public access is by executing an interlocal agreement to have the City's contractor do that work.

Staff would like input from the Council on this to aid in drafting an agreement.

City Council Options:
1) Move to Action, 2) Table

Staff Recommendation:
Move to Action

Fiscal Impact:
n/a

ATTACHMENTS:
None