1. City Council Meeting Agenda

   Documents:

   JUNE 15, 2017 CITY COUNCIL REGULAR MEETING AGENDA PACKET.PDF
   JUNE 15, 2017 CITY COUNCIL REGULAR MEETING AGENDA.PDF

2. Meeting Audio & Video

   - MEETING AUDIO
   - MEETING VIDEO
   - MEETING VIDEO 2
   - MEETING VIDEO 3

KAYSVILLE CITY - MEETING NOTICE AND AGENDA

Notice is hereby given that Kaysville City Council will hold a Public Hearing on Thursday, June 15, 2017, starting at 6:30 p.m. A regular City Council meeting will begin at 7:00 p.m., followed by a Municipal Building Authority meeting at 8:00 p.m. or as soon thereafter as the City Council meeting adjourns, in the Council Chambers of the Kaysville City Municipal Center, 23 East Center Street, Kaysville, UT.

6:00 P.M ASK THE COUNCIL/PUBLIC Q & A

1. Council Member Page will be available for discussion related to any topic that pertains to our community and the business of the City.

6:30 P.M. PUBLIC HEARING

1. Public Hearing to allow input regarding the Issuance and sale of not more than $1,375,000 Aggregate Principal Amount of Sales Tax Revenue Bonds, Series 2017 and any potential economic impact that the project to be financed with the proceeds of the Series 2017 Bonds issued under the act may have on the private sector; and related matters.

7:00 P.M. CITY COUNCIL MEETING

PUBLIC HEARING

1. The Adjustment of a Common Municipal Boundary with Farmington City to remove approximately 0.40 acres of property from Farmington City and annex it into Kaysville City. – Lowell Johnson.

The agenda shall be as follows:

1. Opening – Council Member Snell.
2. Volunteer of the Season – Council Member Snell.
3. Call to the Public.
4. Preliminary and Final Plat approval for Lelacheur Farms Subdivision located at 890 South Sunset Drive. – Ken Lelacheur.
5. Consideration of new easement for Questar Gas along Deseret Drive.
6. Consideration of Rezone of 1.53 acres of property at 1450 South Burton Lane from the R-1-20 (Single Family Residential) to the LI (Light Industrial) zoning district. – Jim Puffer.
7. Cooperative Agreement with Forestry, Fire, and State Lands – Chief Larkin.
8. Appointment of Planning Commission Members
9. Kaysville Elected Official Expectation Declaration.
10. Adoption of a Resolution Amending the Kaysville City Budgets for FY 2017;
11. Adoption of a Resolution for the Kaysville City Budgets for FY 2017; Adopting a Consolidated Fee schedule; Adopting a Compensation Schedule for City Officials and Employees and Adopting the Certified Tax Rate for FY 2018.
12. Preliminary Plat for Whisperwood Subdivision (Tabled Item). – Spencer Prince.
13. Council Member Reports.
14. Minutes.
15. Calendar.
16. 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. I hereby certify that I posted a copy of the foregoing Notice and Agenda at City Hall and emailed copies to media representatives on June 13, 2017.

Maria Devereux

Maria T. Devereux/City Recorder

NOTICE OF PUBLIC HEARING AND BONDS TO BE ISSUED

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended (the "Act"), that on May 18, 2017, the City Council (the "Council") of Kaysville City, Utah (the "Issuer"), adopted a resolution (the "Resolution") in which it authorized the issuance of the Issuer's Sales Tax Revenue Bonds, Series 2017 (the "Series 2017 Bonds") (to be issued in one or more series and with such other series or title designation(s) as may be determined by the Issuer), and called a public hearing to receive input from the public with respect to (a) the issuance of that portion of the Series 2017 Bonds issued under the Act and (b) any potential economic impact that the Project described herein to be financed with the proceeds of the Series 2017 Bonds issued under the Act may have on the private sector.

TIME, PLACE AND LOCATION OF PUBLIC HEARING

The Issuer shall hold a public hearing on June 15, 2017, at the hour of 6:30 p.m. at 23 East Center, Kaysville, Utah. The purpose of the hearing is to receive input from the public with respect to (a) the issuance of that portion of the Series 2017 Bonds issued under the Act and (b) any potential economic impact that the Project to be financed with the proceeds of that portion of the Series 2017 Bonds issued under the Act may have on the private sector. All members of the public are invited to attend and participate.

PURPOSE FOR ISSUING THE SERIES 2017 BONDS

The Series 2017 Bonds will be issued for the purpose of (a) financing all or a portion of the costs of improvements to Pioneer Park and all related improvements (the "Series 2017 Project"), (b) funding any debt service reserve funds, as necessary, and (c) paying costs of issuance of the Series 2017 Bonds.

PARAMETERS OF THE SERIES 2017 BONDS

The Issuer intends to issue the Series 2017 Bonds in the aggregate principal amount of not more than One Million Three Hundred Seventy-Five Thousand Dollars ($1,375,000), to mature in not more than ten (10) years from their date or dates, to be sold at a price not less than ninety-eight percent (98%) of the total principal amount thereof, and bearing interest at a rate or rates not to exceed four percent (4.00%) per annum. The Series 2017 Bonds are to be issued and sold by the Issuer pursuant to the Resolution, including as part of said Resolution, a General and a Supplemental Indenture (together, the "Indenture") which were before the Council in substantially final form at the time of the adoption of the Resolution and said Indenture is to be executed by the Issuer in such form and with such changes thereto as shall be approved by the Issuer; provided that the principal amount, interest rate or rates, maturity, and discount of the Series 2017 Bonds will not exceed the maximums set forth above. The Issuer reserves the right to not issue the Series 2017 Bonds for any reason and at any time up to the issuance of the Series 2017 Bonds.

SALES AND USE TAXES PROPOSED TO BE PLEDGED

The Issuer proposes to pledge all or any portion of the revenues produced by the local option sales excise taxes levied by the Issuer pursuant to Title 59, Chapter 12, Part 2, Utah Code Annotated 1953, as amended.

OUTSTANDING BONDS SECURED BY PLEDGED TAXES

The Issuer currently has no parity bonds outstanding secured by the Revenues.

OTHER OUTSTANDING BONDS OF THE ISSUER

Additional information regarding the Issuer's outstanding bonds may be found in the Issuer's financial report (the "Financial Report") at: http://secure.utah.gov/auditor-search/. For additional information, including any information more recent than as of the date of the Financial Report, please contact Dean Storey, Finance Director at (801) 546-1235.

TOTAL ESTIMATED COST OF BONDS

Based on the Issuer's current plan of finance and a current estimate of interest rates, the total principal and interest cost of the Series 2017 Bonds to be issued under the Act to finance the 2017 Project, if held until maturity, is $1,495,000.

A copy of the Resolution and the Indenture are on file in the office of Kaysville City Recorder, 23 East Center Kaysville, Utah, where they may be examined during regular business hours of the City Recorder from 8:00 a.m. to 5:00 p.m. Monday through Friday, for a period of at least thirty (30) days from and after the date of publication of this notice.

NOTICE IS FURTHER GIVEN that a period of thirty (30) days from and after the date of the publication of this notice is provided by law during which (i) any person in interest shall have the right to contest the legality of the Resolution, the Indenture (as it pertains to the Series 2017 Bonds), or the Series 2017 Bonds, or any provision made for the security and payment of the Series 2017 Bonds, and that after such time, no one shall have any cause of action to contest the regularity, formality, or legality thereof for any cause whatsoever and (ii) registered voters within Kaysville City, Utah may sign a written petition requesting an election to authorize the issuance of the Series 2017 Bonds. If written petitions which have been signed by at least 20% of the registered voters of Kaysville City, Utah are filed with the Issuer during said 30-day period, the Issuer shall be required to hold an election to obtain voter authorization prior to the issuance of the Series 2017 Bonds. If fewer than 20% of the registered voters of Kaysville City, Utah file a written petition during said 30-day period, the Issuer may proceed to issue the Series 2017 Bonds without an election.

DATED this May 18, 2017.

/s/ Maria Devereux
City Recorder

City Council
Staff Report

Boundary Adjustment with Farmington City
June 15, 2017

Applicant/Owner: Lowell Johnson / UDOT
Location: Approximately 1075 West Main Street - Farmington
or 1350 South Main Street - Kaysville
Land area: Approximately 0.38 acres

Description:

In April of 2017 the city council approved a Resolution of Intent to consider the subject boundary adjustment wherein Kaysville City would grow by 0.38 acres by adjusting a common municipal boundary and taking a portion of excess UDOT right of way from Farmington City. Since that date staff has certified the petition to adjust the common boundary and has published notice as required by the State of Utah allowing time for affected entities to protest the request. As of the date of this report no protest has been made.

The property is UDOT surplus which the applicant has under contract to purchase. Mr. Johnson has submitted a petition describing the reason for his interest in the property being in Kaysville City rather than Farmington City.

The applicant has expressed his desire to use the subject property for residential purposes and to that end the R-1-10 (Single Family Residential) zoning district is proposed. Staff has reviewed the request and has found that the City is capable of providing services to the property.

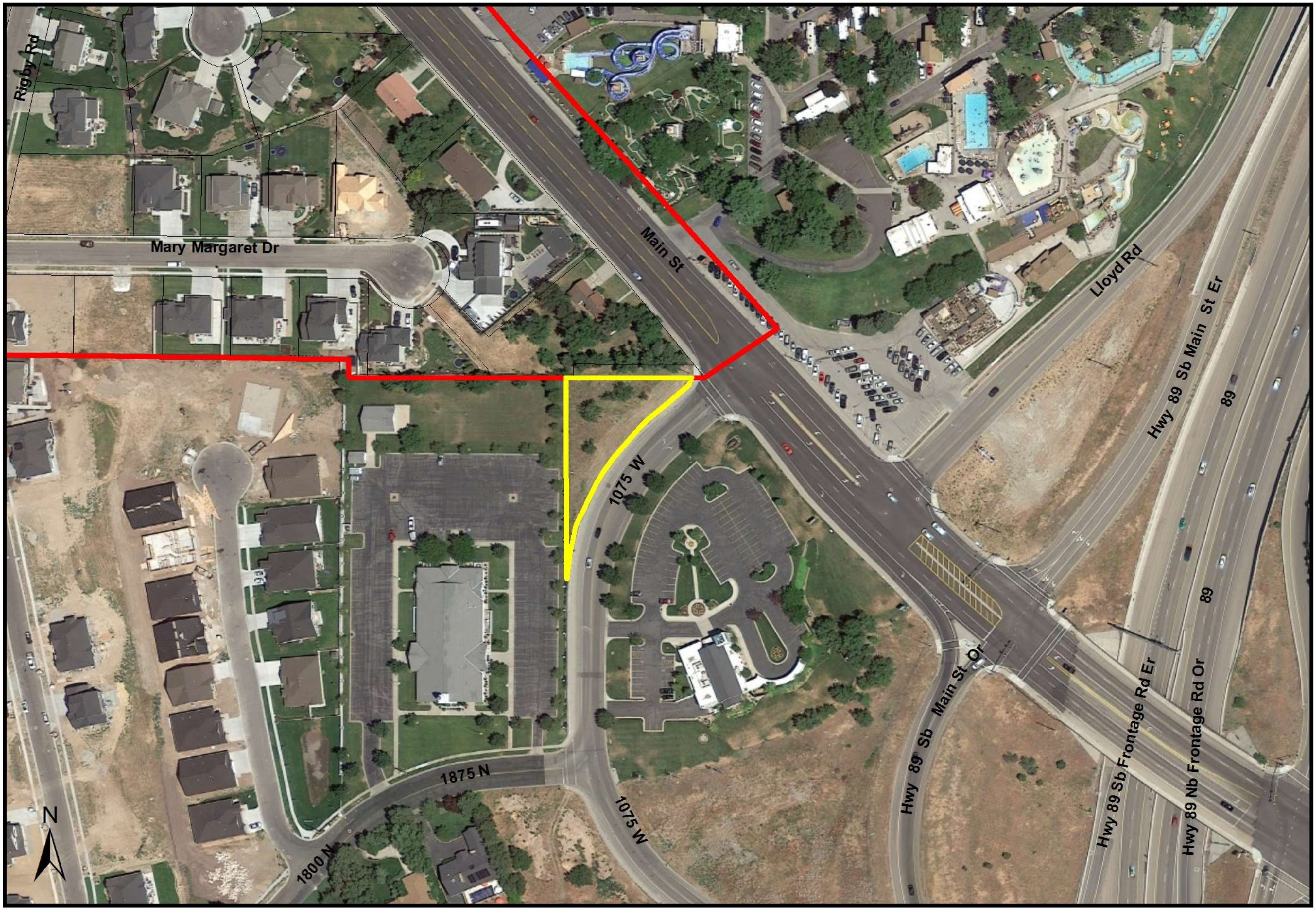
The Farmington City Council during its meeting held March 21, 2017 passed a resolution initiating the process to adjust the common boundary line as described in this application. Since this time Farmington has also completed the required noticing and held a public hearing on June 6, 2017 to make a decision on the request as to whether or not the property would be released from Farmington City. The Farmington City Council voted to deny the request because the applicant was not in attendance at their meeting while this item was being discussed. Without an understanding of what would happen with the property the Council did not feel comfortable approving the request. Discussion with Farmington City's Community Development department and City Attorney determined that it would be appropriate for Farmington City to reconsider the request at the next City Council meeting on June 20, 2017 where the applicant would be present.

Recommendation:

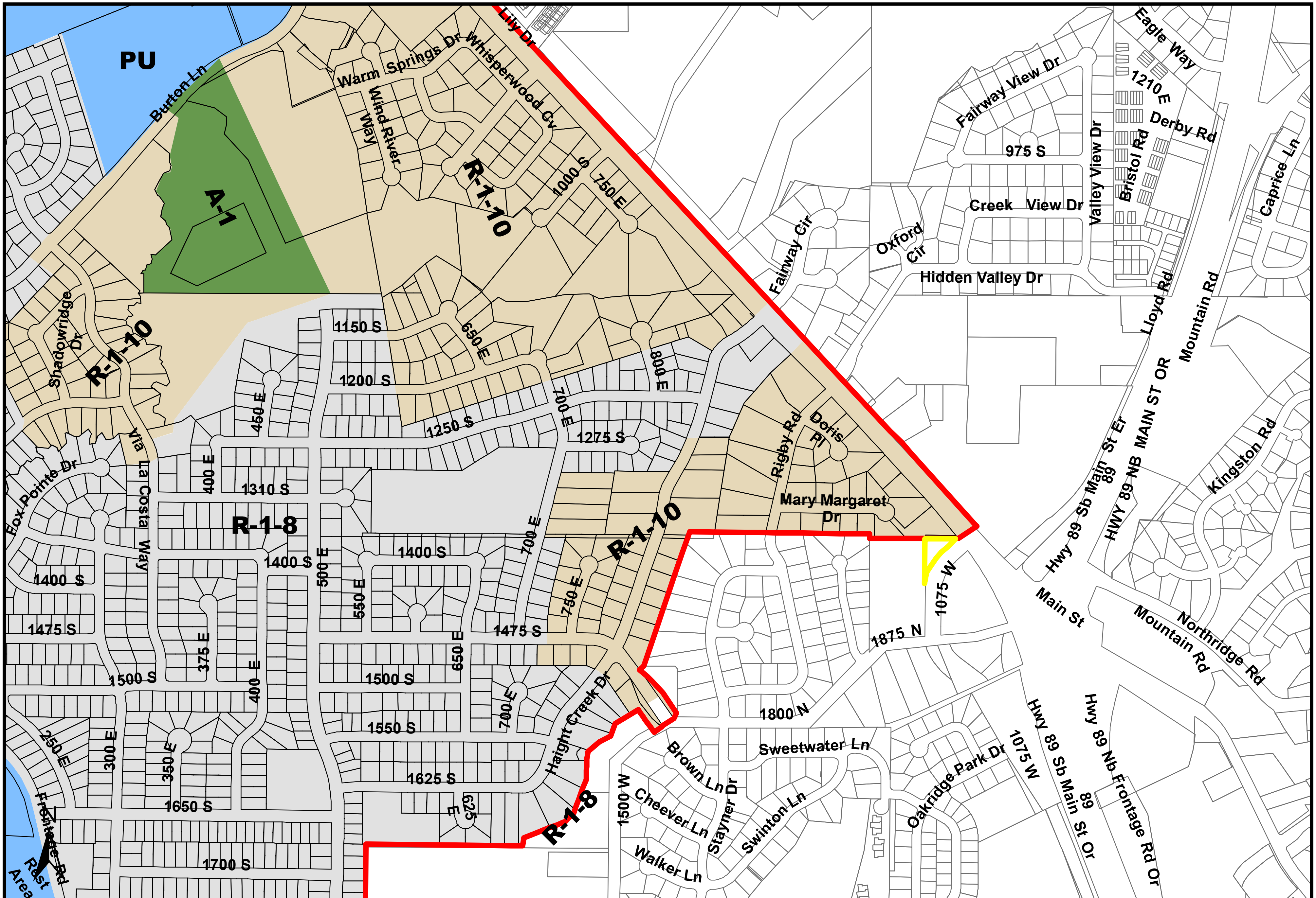
While a decision is still pending from Farmington City, where the public hearing has been noticed for the June 15 Kaysville City Council meeting it is appropriate to consider Kaysville City's interest in the proposal. Should the Council determine that the request is desirable for Kaysville City, the attached ordinance may be approved subject to an approval from the Farmington City Council regarding the same Common Boundary Adjustment. To this point the boundary adjustment cannot be recorded without approved ordinances from both the affected municipalities.

Attachment 1: Location Map
Attachment 2: Proposed Zoning Map
Attachment 3: Boundary Exchange Ordinance

Main Street and 1075 West Street



Boundary Adjustment and Assignment of R-1-10 zone at 1350 South Main Street



ORDINANCE NO. ____

ADJUSTING A COMMON BOUNDARY BETWEEN KAYSVILLE CITY AND FARMINGTON CITY AND ANNEXING 0.38 ACRES OF REAL PROPERTY INTO KAYSVILLE CITY.

WHEREAS, Farmington City has property within its municipal boundary which can be better served by Kaysville City; and

WHEREAS, it has been determined to adjust the common boundary with Farmington City along said property;

BE IT ORDAINED BY THE CITY COUNCIL OF KAYSVILLE CITY, UTAH:

SECTION ONE:

The following described real property is hereby annexed into the corporate limits of Kaysville City, a municipal corporation of the State of Utah:

> A TRACT OF LAND IN FEE SITUATED IN THE E1/2NE1/4 OF SECTION 11, TOWNSHIP 3 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, THE BOUNDARIES OF SAID TRACT OF LAND ARE DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID TRACT, WHICH CORNER IS 1338.85 FEET NORTH AND 1011.25 FEET WEST FROM THE EAST QUARTER CORNER OF SAID SECTION 11, AND RUNING THENCE SOUTH 89°23’33” EAST 154.56 FEET TO THE INTERSECTION OF THE SOUTHWESTERLY RIGHT OF WAY LINE OF HIGHWAY STATE ROUTE 273 AND THE NORTHWESTERLY RIGHT OF WAY AND NO ACCESS LINE OF A FRONTAGE ROAD, THENCE SOUTH 18°58’44” EAST 27.82 FEET ALONG SAID NORTHWESTERLY RIGHT OF WAY AND NO ACCESS LINE OF THE FRONTAGE ROAD TO A POINT 33.00 FEET PERPENDICULARLY DISTANT NORTHWESTERLY FROM THE CENTERLINE OF SAID FRONTAGE ROAD, THENCE THE FOLOWING TWO (2) COURSES PARALLEL TO AND CONCENTRIC W FEET TO A POINT OF TANGENCY WITH AN TH THE CENTERLINE OF SAID FRONTAGE ROAD: (1) SOUTH 47°41’45” WEST 76.50 FEET TO A POINT OF TANGENCY WITH AN 328.21 FOOT RADIUS CURVE TO THE LEFT AND (2) SOUTHWETERLY 193.97 FEET ALONG THE ARC OF SAID CURVE (NOTE: CHORD BEARS SOUTH 30°46’03” WEST 191.16 FEET), THENCE WEST 10.70 FEET ALONG SAID RIGHT OF WAY AND NO ACCESS LINE OF THE FRONGAGE ROAD TO THE WEST BOUNDARY LINE OF SAID TRACT, THENCE NORTH 0°20’47” EAST 243.70 FEET TO THE POINT OF BEGINNING.
>
> Contains: 0.38 +/- acres

The same shall thereafter be subject to the Ordinances and Regulations and taxing powers of Kaysville City. This property is assigned the R-1-10 land use zone as shown on the attached map.

SECTION TWO:

The City Recorder is hereby directed to file a copy of this Ordinance of boundary adjustment with the County Recorder, Davis County, State of Utah, and thereupon the annexation of this property shall be deemed complete and the said territory herein described shall be deemed and held to be a part of this City.

SECTION THREE:

This ordinance shall be effective upon the publication thereof, one time only, in The Davis Clipper.

APPROVED AND ADOPTED this _____ day of _________________, 2017.

____
Steve A. Hiatt
Mayor

ATTEST:

____

Maria T. Devereux
City Recorder

I, Maria Devereux, do hereby certify that I am duly appointed, qualified, and acting City Recorder of Kaysville City, Davis County, State of Utah. I further certify that the above, foregoing, and attached Ordinance, entitled "An Ordinance Disconnecting Real Property from Kaysville City and Adjusting the Boundary Between Kaysville City and Farmington City," constitutes a true and correct copy of such Ordinance passed and adopted by the City Council of Kaysville City on the ___ day of ________________, 2016, as said Ordinance officially appears in my official Ordinance File of Kaysville City, and on deposit in my office as City Recorder.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed thereon the official seal of Kaysville City, this _____ day of _______________, 2016.

____

Maria T. Devereux
City Recorder

Kaysville City

City Council
Staff Report

Preliminary and Final Plat for the Lelacheur Farms Subdivision.
June 15, 2017

Applicant/Owner:	Ken Lelacheur
Location:	890 South Sunset Drive
Zone:	A-1

Description:

The applicant is requesting approval of the Lalacheur Farms Subdivision. It is a one lot subdivision plat. The property, located just south of Centennial Jr. High, is a remnant of a larger piece that requires an approved subdivision plat to allow construction of a home.

The proposed lot is 40,480 sq. ft. in size which is just shy of an acre with nearly 220 ft. of frontage. The A-1 zoning district where the property is located requires a minimum of 40,000 sq. ft. per lot with a frontage of at least 100 ft.

Recommendation:

The Planning Commission voted to forward a favorable recommendation for the preliminary and final plat of the Lelacheur Farms Subdivision as proposed.

Reasoning:

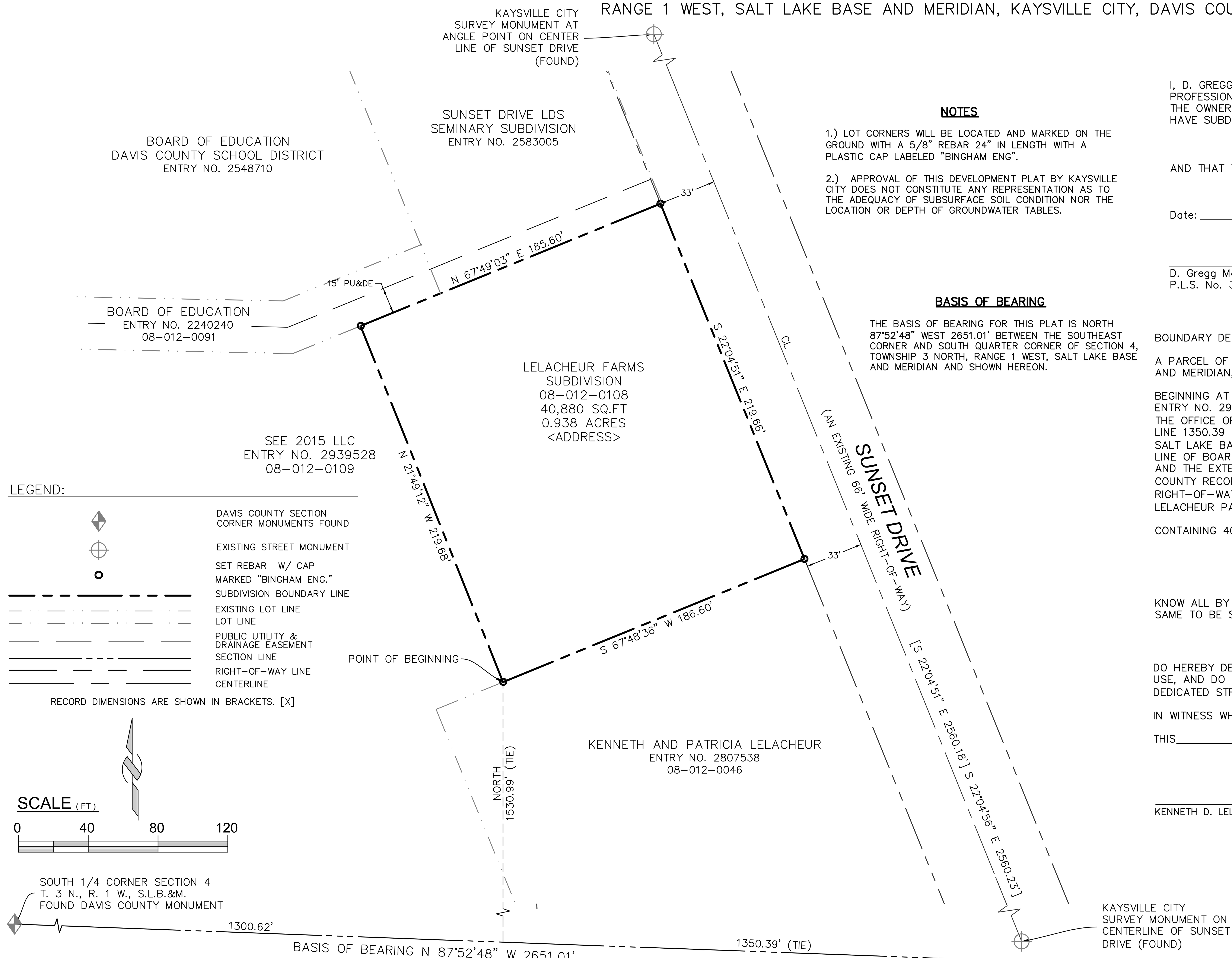
The lot as proposed meets the area and lot width requirements of the underlying zoning district.

Attachment 1: Area Map
Attachment 2: Subdivision Plat

Lelacheur Farms Subdivision

LELACHEUR FARMS

A SUBDIVISION LOCATED IN THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 3 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, KAYSVILLE CITY, DAVIS COUNTY, UTAH



NOTES

1.) LOT CORNERS WILL BE LOCATED AND MARKED ON THE GROUND WITH A 5/8" REBAR 24" IN LENGTH WITH A PLASTIC CAP LABELED "BINGHAM ENG".

2.) APPROVAL OF THIS DEVELOPMENT PLAT BY KAYSVILLE CITY DOES NOT CONSTITUTE ANY REPRESENTATION AS TO THE ADEQUACY OF SUBSURFACE SOIL CONDITION NOR THE LOCATION OR DEPTH OF GROUNDWATER TABLES.

BASIS OF BEARING

THE BASIS OF BEARING FOR THIS PLAT IS NORTH 87°52'48" WEST 2651.01' BETWEEN THE SOUTHEAST CORNER AND SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 3 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN AND SHOWN HEREON.

SURVEYOR'S CERTIFICATE

I, D. GREGG MEYERS, A PROFESSIONAL LAND SURVEYOR LICENSED UNDER TITLE 58, CHAPTER 22, PROFESSIONAL ENGINEERS AND PROFESSIONAL LAND SURVEYORS LICENSING ACT HOLDING LICENSE NO. 312770, DO HEREBY CERTIFY THAT BY THE AUTHORITY OF THE OWNERS, I HAVE MADE AN ACCURATE SURVEY OF THE TRACT OF LAND SHOWN ON THIS PLAT AND DESCRIBED HEREON, AND HAVE SUBDIVIDED SAID TRACT OF LAND INTO A SINGLE LOT, HEREAFTER TO BE KNOWN AS:

LELACHEUR FARMS

AND THAT THE SAME HAS BEEN SURVEYED AND STAKED ON THE GROUND AS SHOWN ON THIS PLAT.

Date: ______________________

____
D. Gregg Meyers
P.L.S. No. 312770

PROFESSIONAL LAND SURVEYOR
LICENSE #312770
D. GREGG MEYERS
STATE OF UTAH

BOUNDARY DESCRIPTION

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 3 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, BEING FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE EAST CORNER OF SEE 2015 LLC PARCEL AS RECORDED IN THE OFFICE OF THE DAVIS COUNTY RECORDER AS ENTRY NO. 2939528, SAID POINT ALSO BEING ON THE NORTH LINE OF KENNETH AND PATRICIA LELACHEUR PARCEL AS RECORDED IN THE OFFICE OF THE DAVIS COUNTY RECORDER AS ENTRY NO. 2807538, SAID POINT LIES NORTH 87°52'48" WEST ALONG THE SECTION LINE 1350.39 FEET AND NORTH 1530.99 FEET FROM THE SOUTHEAST CORNER OF SECTION 4, TOWNSHIP 3 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; AND RUNNING THENCE NORTH 21°49'12" WEST ALONG SAID EAST LINE 219.68 FEET TO THE SOUTH LINE OF BOARD OF EDUCATION PARCEL AS RECORDED IN THE OFFICE OF THE DAVIS COUNTY RECORDER AS ENTRY NO. 2240240 AND THE EXTENSION OF THE SOUTH LINE OF SUNSET DRIVE LDS SEMINARY SUBDIVISION AS RECORDED IN THE OFFICE OF THE DAVIS COUNTY RECORDER AS ENTRY NO. 2583005; THENCE NORTH 67°49'03" EAST ALONG SAID LINES 185.60 FEET TO THE WEST RIGHT-OF-WAY LINE OF SUNSET DRIVE; THENCE SOUTH 22°04'51" EAST ALONG SAID LINE 219.66 FEET TO THE NORTH LINE OF SAID LELACHEUR PARCEL; THENCE SOUTH 67°48'36" WEST ALONG SAID LINE 186.60 FEET TO THE POINT OF BEGINNING.

CONTAINING 40,880 SQUARE FEET OR 0.938 ACRES, 1 LOT.

OWNER'S DEDICATION AND CONSENT TO RECORD

KNOW ALL BY THESE PRESENT THAT WE THE UNDERSIGNED OWNER(S) OF THE DESCRIBED TRACT OF LAND, HAVING CAUSED THE SAME TO BE SUBDIVIDED INTO A SINGLE LOT TO HEREAFTER BE KNOWN AS

LELACHEUR FARMS

DO HEREBY DEDICATE FOR PERPETUAL USE OF THE PUBLIC ALL PARCELS OF LAND SHOWN ON THIS PLAT AS INTENDED FOR PUBLIC USE, AND DO WARRANT, DEFEND, AND SAVE THE CITY HARMLESS AGAINST ANY EASEMENTS OR OTHER ENCUMBRANCES ON THE DEDICATED STREETS WHICH WILL INTERFERE WITH THE CITY'S USE, OPERATION, AND MAINTENANCE OF THE STREETS.

IN WITNESS WHEREOF, WE HAVE HEREUNTO SET OUR HANDS

THIS______________ DAY OF____________,20____.

______________________ KENNETH D. LELACHEUR, OWNER

______________________ PATRICA A. LELACHEUR, OWNER

ACKNOWLEDGMENT

State of Utah)
:ss
County of Davis)

ON THIS __________ DAY OF ____________________, 20___, PERSONALLY APPEARED BEFORE ME, KENNETH D. LELACHEUR AND PATRICA A. LELACHEUR, WHO BEING BY ME DULY SWORN, DID SAY THAT THEY ARE THE OWNERS OF THE ABOVE DESCRIBED TRACT OF LAND AND THAT THE FOREGOING INSTRUMENT WAS SIGNED BY THEIR OWN FREE WILL, AND SAID KENNETH D. LELACHEUR AND PATRICA A. LELACHEUR ACKNOWLEDGED TO ME THAT THEY HAVE EXECUTED THE SAME.

NOTARY PUBLIC FOR THE STATE OF UTAH.

MY COMMISSION EXPIRES ____________

Notary Seal

Plat Prepared By:

BINGHAM ENGINEERING
5160 Wiley Post Way, Salt Lake City, Ut 84116
(801) 532-2520 www.binghamnet.com

Design: ______
Drawn: JJS
Checked: GM
Reviewed: JRL

Plat Prepared For:
KENNETH LELACHEUR
890 Sunset Drive
Kaysville, Utah 84037

HAIGHTS CREEK IRRIGATION COMPANY APPROVAL	CITY COUNCIL APPROVAL	RECOMMENDED FOR APPROVAL	RECOMMENDED FOR APPROVAL	RECOMMENDED FOR APPROVAL	Davis County Recorder
Approved This ______ day of ________, 20__. ______________ Haights Creek Irrigation Company	PRESENTED TO THE CITY COUNCIL OF KAYSVILLE CITY, UTAH THIS ________ DAY OF ______________, 20___ AT WHICH TIME THIS SUBDIVISION WAS APPROVED AND ACCEPTED ______________ MAYOR ______________ ATTEST: CITY RECORDER	APPROVED THIS _____ DAY OF __________, 20___. ______________ CITY ENGINEER	APPROVED THIS _____ DAY OF __________, 20___. ______________ CHAIRMAN, PLANNING COMMISSION	APPROVED THIS _____ DAY OF __________, 20___. ______________ CITY ATTORNEY	ENTRY NO. ______________ FEE PAID ________ FILED FOR RECORD AND RECORDED THIS ________ DAY OF ______________, 20___ AT _____ IN BOOK ________ OF OFFICIAL RECORDS PAGE ________ ______________ COUNTY RECORDER ______________ DEPUTY RECORDER

Date 05/25/2017 Proj. # 5372 Sht 1 of 1

Kaysville City

City Council
Staff Report

Consideration Questar Gas pipeline location along Deseret Drive.
June 15, 2017

Applicant/Owner:	Questar Gas
Location:	Deseret Drive from approximately Chelsie Drive Old Mill Lane

Description:

Questar has been working on a major pipeline project installing new natural gas lines over many miles. In anticipation of this project Questar has reached out to Kaysville City informing staff of their project including its projected timeline and impact. In considering the impact the work would have on the City and its residents Questar brought up the idea of locating the new pipelines to the east of the existing lines in the subject area on the north end of Deseret Drive to reduce the impact the construction would have on the residents in the area.

Currently Questar's pipelines are within a 40 ft. wide easement which encumbers 8 residential lots in the subject area. While residents are able to use this area within their properties, it is limited in use including a restriction from planting trees within the 40 ft. easement. If allowed to locate the new pipelines within the parkway, the existing 40 ft. easement would be abandoned along the effected residential lots. It would be re-described to include 10 ft. of easement along the far east end of those lots so there would still be some encumbrance but less than exists today. Permission including a newly described easement as applicable would need to be given by the City for the new location of the lines.

The proposed alignment does not appear to create any undesired conflicts with existing utilities in the area. The parkway on the west side of the street is 20 ft. wide which currently includes 5 ft. sidewalk at back of curb and 15 ft. of unimproved land.

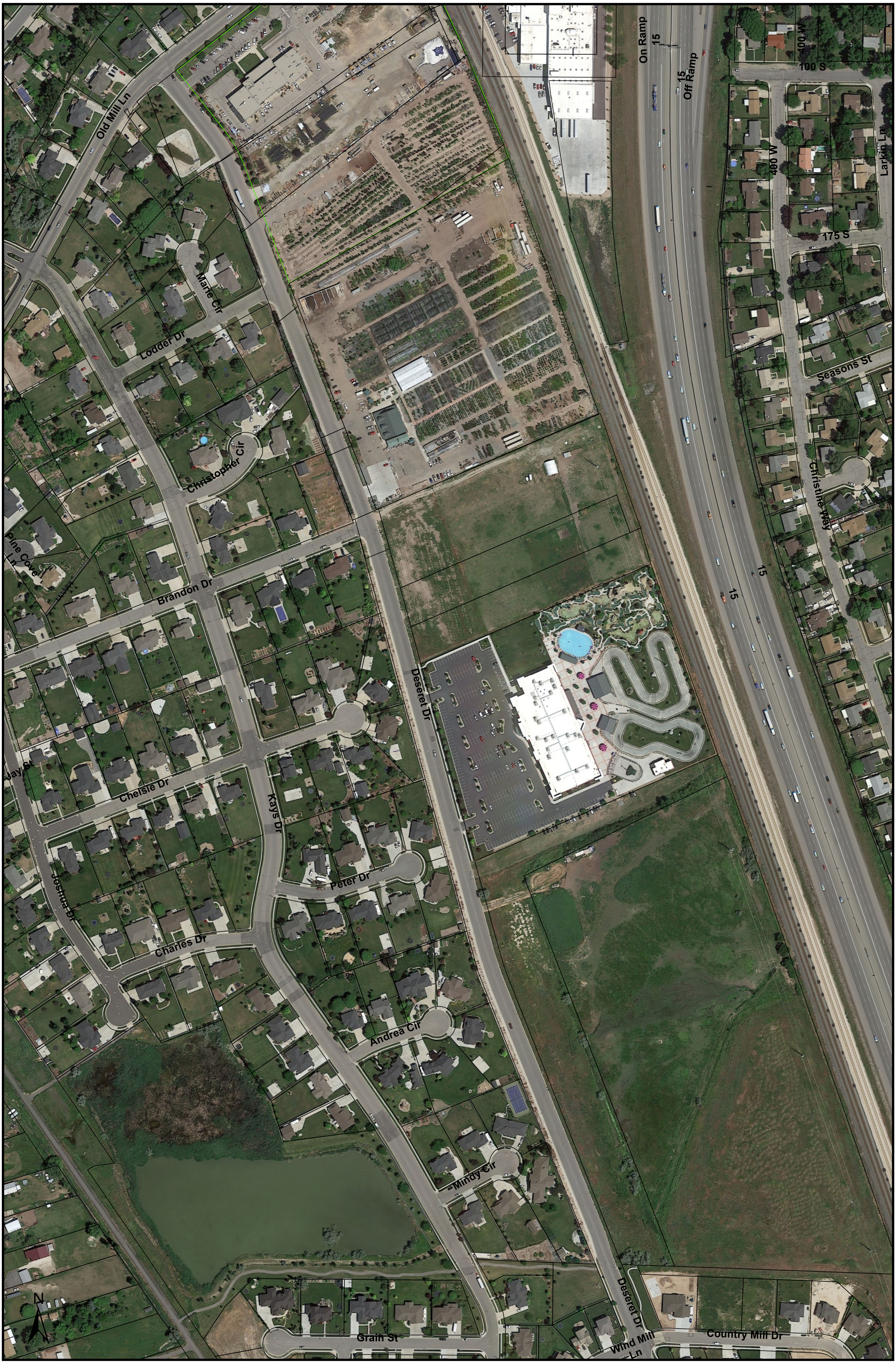
Historically Tri-City has used the parkway for storage of tree product. This has acted as a place to store inventory for Tri-City and a buffer of sorts for properties to the west from noise along Deseret Drive, the Freeway, and rail lines. In recent years with a change in business model Tri-City has been storing less trees in this area and has already ceased this use south of Brandon Drive and is in the process of clearing out areas north of Lodder Drive. As of the date of this report the only area left with tree product is directly in Front of Tri-City's store. A pipeline in this area would still allow this practice, however the product would have to be relocated at a minimum for the duration of construction. Staff has been in contact with Tri-City management and has been informed that if the gas lines being moved to the parkway is best for the residents in the area and the City they are happy to participate however necessary to make that work. No longer storing trees in the parkway would not be a negative for their business.

This does raise the question of what ultimately should be done in the parkway along Deseret Drive. There is nearly 3,000 feet of parkway from Old Mill Lane to the trail on the far north end of the Old Mill Village that is unimproved. About half of this stretch would be impacted by the Questar pipeline project.

Before pursuing additional survey work and putting together the necessary documentation and plans to move forward, Questar is seeking input from the City Council as to whether or not this concept is worth pursuing. They do not expect to be working on this section of the pipeline project until 2018.

Attachment 1: Map of Deseret Drive Parkway
Attachments 2 and 3: Maps comparing existing and proposed easements

Deseret Drive Parkway



80 0 80 160
SCALE OF FEET

LEGEND

- EASEMENT LINE
- PROPERTY LINE
- EXISTING FENCE LINE
- EDGE OF ASPHALT
- EXISTING TREE
- EXISTING SIDEWALK
- EXISTING WATER LINE
- EXISTING SEWER LINE
- ADDITIONAL EASEMENT AREA
- EXISTING EASEMENT AREA
- SEWER MANHOLE
- STORM DRAIN CATCH BASIN
- POWER PEDESTAL
- FIBER OPTIC PEDESTAL
- VALVE
- FIRE HYDRANT
- WATER METER
- STORM DRAIN MANHOLE
- TELEPHONE PEDESTAL

UTAH BLUE STAKES

CALL FOR LOCATION OF UNDERGROUND UTILITIES 811 OR 1-800-662-4111

PRELIMINARY

REFERENCE DRAWINGS

DRAWING NUMBER	REV	DRAWING DESCRIPTION
QGC-R-WA1419-PIP-001	A	FABRICATION DRAWINGS, END FACILITY @ WA1419

WORK ORDERS

WO NUMBER	DESCRIPTION
01043611	FL-122, PHASE 1, REPLACEMENT PROJECT

REVISIONS

NO	DESCRIPTION	DATE	BY	CHECK

ENGINEERING RECORD

DRAWN BY: T. MARTIN
CHECKED BY: D. BROX
PROJECT ENGINEER: S. CLAUSEN
SURVEYOR: PSOMAS
ENGINEERING MNGR: M. GILL
CONSTR MNGR: J. FOX
APVD FOR CONSTR:

QUESTAR Gas

ROW NUMBER:
SECTION: 3, 4, 33, 34 T3N & 4N R 1W
ELEVATION: 4234'
LAT: 41.029612 LONG: -111.950844
SCALE: 1" = 80'

LINE NUMBER: FL- 122
FACILITY:
TITLE: DESERET DRIVE EXISTING GAS EASEMENT
DESCRIPTION: GAS LINE EASEMENT EXHIBIT
ADDRESS: DESERET DRIVE

CITY	COUNTY	STATE
KAYSVILLE	DAVIS	UTAH

DRAWING NUMBER	SHEET	REVISION
N/A	1 OF 1	0

QUESTAR ANSI D

UTAH BLUE STAKES

CALL FOR LOCATION OF UNDERGROUND UTILITIES 811 OR 1-800-662-4111

PRELIMINARY

REFERENCE DRAWINGS

DRAWING NUMBER	REV	DRAWING DESCRIPTION
QGC-R-WA1419-PIP-001	A	FABRICATION DRAWINGS, END FACILITY @ WA1419

WORK ORDERS

WO NUMBER	DESCRIPTION
01043611	FL-122, PHASE 1, REPLACEMENT PROJECT

REVISIONS

NO	DESCRIPTION	DATE	BY	CHECK

ENGINEERING RECORD

DRAWN BY: T. MARTIN
CHECKED BY: D. BROX
PROJECT ENGINEER: S. CLAUSEN
SURVEYOR: PSOMAS
ENGINEERING MNGR: M. GILL
CONSTR MNGR: J. FOX
APVD FOR CONSTR:

QUESTAR Gas

ROW NUMBER:
SECTION: 3, 4, 33, 34 T3N & 4N R 1W
ELEVATION: 4234'
LAT: 41.029612 LONG: -111.950844
SCALE: 1" = 80'

LINE NUMBER: FL- 122
FACILITY: DESERET DRIVE EXISTING GAS EASEMENT
TITLE:
DESCRIPTION: GAS LINE EASEMENT EXHIBIT
ADDRESS: DESERET DRIVE

CITY	COUNTY	STATE
KAYSVILLE	DAVIS	UTAH

DRAWING NUMBER	SHEET	REVISION
N/A	1 OF 1	0

QUESTAR ANSI D

City Council
Staff Report

Request to rezone 1.53 acres of property from R-1-20 (Single Family Residential) to the LI (Light Industrial) zoning district
June 15, 2017

Applicant/Owner:	Jim Puffer
Location:	Approximately 1450 South Burton Lane

Description:

The request to rezone the subject property to the LI zoning district is for the purpose of accommodating the desired use of the applicant to store landscaping materials at the subject property.

This application has been back and forth between the Planning Commission and City Council since April of 2017. After the initial hearings and recommendation from the Planning Commission to approve the rezone subject to a development agreement with specific restrictions. The City Council determined that it was appropriate to ensure more residents were aware of the proposal and requested that a new public hearing be held with increased noticing to residents in the area. Additional noticing was done and a new public hearing was held on May 25, 2017 with the Planning Commission.

As a rezone action the City Council may use broad discretion in making its determination as to whether or not the request is appropriate for the area and in harmony with the City's general plan.

The regulations of the LI zoning district are found in Chapter 17-21 of the Kaysville City Ordinance.

The Kaysville City General Plan states under "Business and Industry":

A. Most sites used primarily for business or industry should be located on major streets. Mitigate impacts on adjacent residential uses through compliance with ordinances and regulations.

Recommendation:

After a significant amount of public comment and discussion by the planning commission a new recommendation was made by the Planning Commission to be forwarded to the City Council.

The Planning Commission voted 3-2 in favor of forwarding a recommendation to the City Council to approve the requested rezone subject to a development agreement which would require a fence to remain on the west property line that is at least 6 ft. in height, trees to be planted along the trail corridor, no signage allowed, any future change of use requires amendment to the development agreement, and the zone extend across the trail to allow building near the property line. The Planning Commission also requested that the rezone be subject to review of a traffic study which demonstrates the streets in the immediate area are capable of dealing with the additional traffic created by the use at the subject property.

The applicant expressed that he was comfortable with these conditions and has been working with staff to provide items needed to complete a development agreement including data regarding trucks going in and out of the property and a site plan. As of the date of this report a development agreement is not ready for review of the City Council.

The descending votes were opposed to the desired use based on the concerns and comments heard from those present at the recent public hearing.

Possible Motions:

- Recommend approval of the request subject to a development agreement with appropriate restrictions that would control the use in a manner that best fits the area. These restrictions may be the same or different than previously discussed.

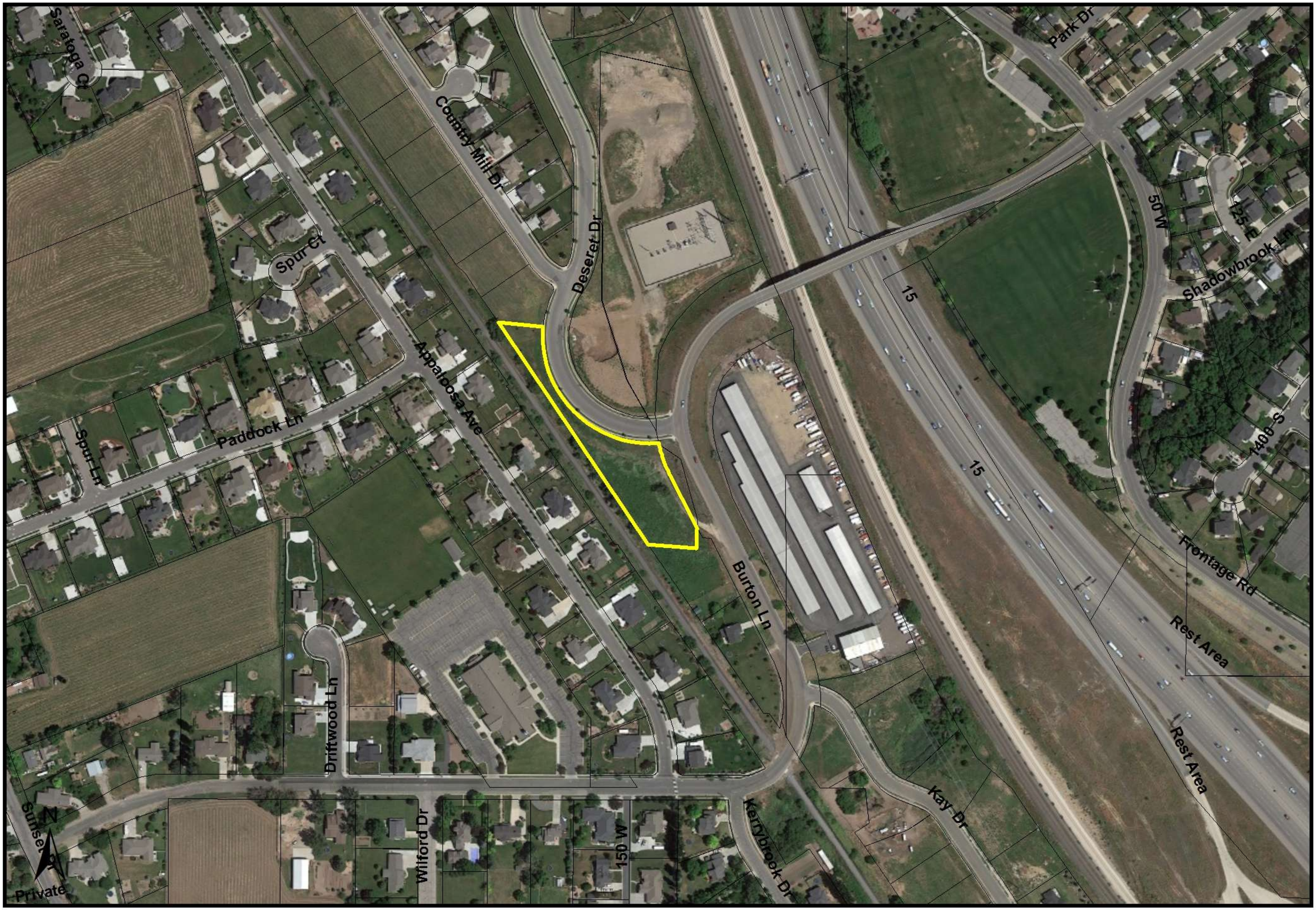
- Recommend approval of the request for the LI zoning district without the additional restrictions of a development agreement.

- Recommend denial of the request for the proposed rezone.

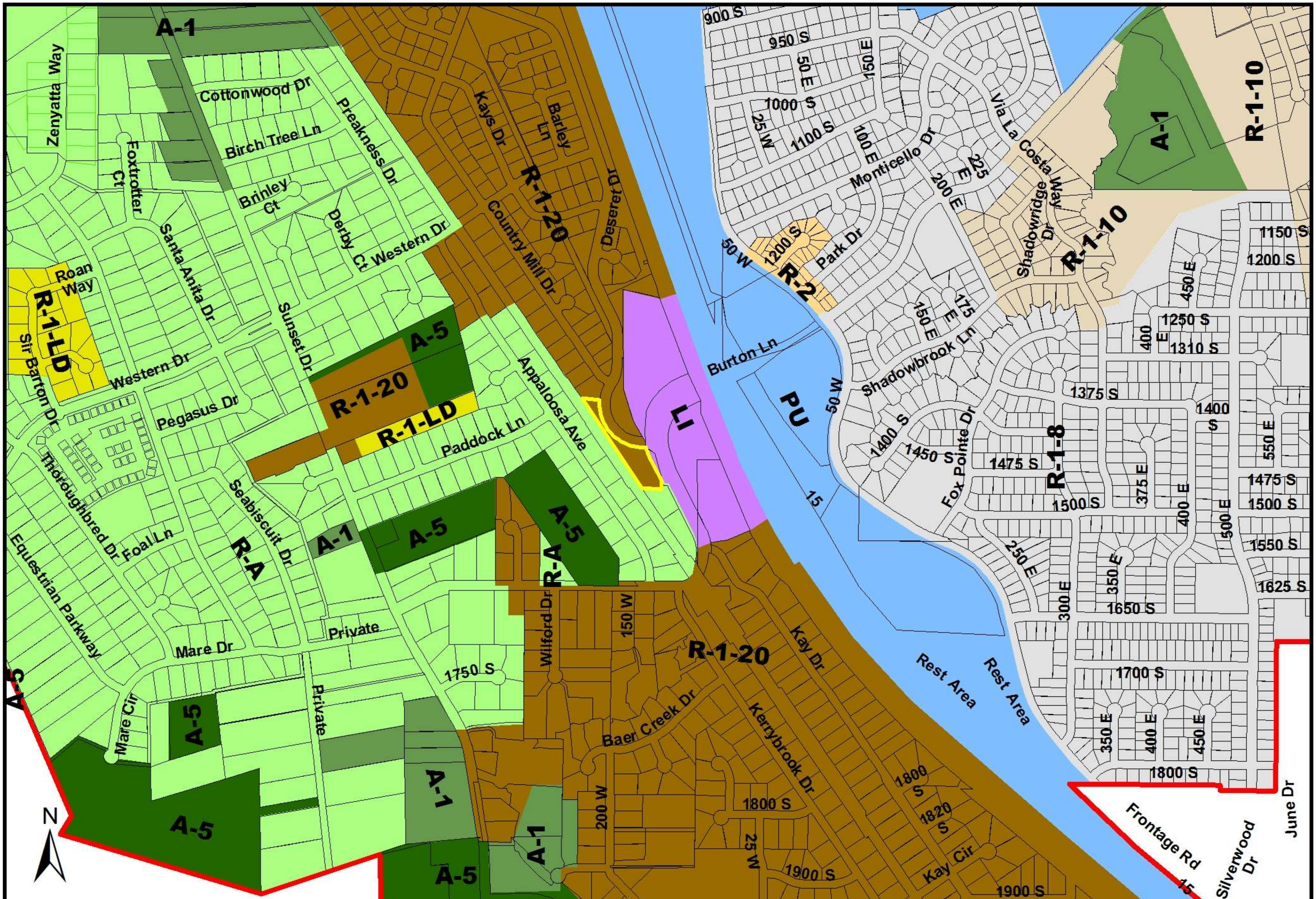
- Table a decision pending additional information.

Attachment 1: Location Map
Attachment 2: Current Zoning Map

Approximately 1450 South and Burton Lane



Approximately 1450 South and Burton Lane - Zoning Map



Utah Division of Forestry, Fire and State Lands

1594 West North Temple, Suite 3520
P.O. Box 145703
Salt Lake City, UT 84114-5703

FINANCIAL STATEMENT: WILDLAND FIRE PROGRAM PARTICIPATION COMMITMENT BETWEEN UTAH DIVISION OF FORESTRY, FIRE AND STATE LANDS and KAYSVILLE

	Medium Risk Assessment	High Risk Assessment	Total
	$**2344**	$**4016**	$**6360**
Division's 10 year fire suppression cost average within the jurisdiction:			$0
Less carry over balance from previous year:			
Plus amount not met from previous year(s):			
		**Participation Commitment for 2017:	$**6360**

List below how the Participating Entity plans to meet the Participation Commitment total above. List the project, action or acquisition. Category (fuel mitigation, wildfire prevention, wildfire suppression capacity) Duration (how long will the project take to complete) Value this Year (estimated value to be claimed this year) All Projects-Actions or Acquisitions must be included in the approved Community Wildfire Preparedness Plan

Proposed Project, Action, or Acquisition	Category	Duration	Value this Year

Utah Division of Forestry, Fire and State Lands

Signature

Print Name and Title Date

Official Participating Entity Representative

Signature

Print Name and Title Date

**If Participation Commitment for 2017 is less than total Risk Assessment, municipality is eligible for discounted Participation Commitment based on its revenue.
Due to the Utah Division of Forestry, Fire and State Lands within 30 days of receipt.

Utah Division of Forestry, Fire and State Lands 1594 West North Temple, Suite 3520 P.O. Box 145703 Salt Lake City, UT 84114-5703			
Fire Suppression Cost 10 Year Average Calculations			
YEAR	**NORMAL FIRE SUPPRESSION COSTS (See Note 2)**	**TIMES INFLATION RATE FACTOR (See Note 3)**	**EQUALS ADJUSTED FIRE COSTS IN CONSTANT DOLLARS**
2006	$0	1.19	$0
2007	$0	1.16	$0
2008	$0	1.12	$0
2009	$0	1.12	$0
2010	$0	1.10	$0
2011	$0	1.07	$0
2012	$0	1.05	$0
2013	$0	1.03	$0
2014	$0	1.03	$0
2015	$0	1.02	$0
		TOTAL:	$0
		DIVIDED BY EIGHT YEARS	$0

COOPERATIVE AGREEMENT
BETWEEN THE
UTAH DIVISION OF FORESTRY, FIRE AND STATE LANDS
AND
KAYSVILLE

This agreement shall become effective on January 1, 2017 and is intended to continue for five years from the date of the last authorized signature and may only be amended by mutual written agreement of the parties. In the event of disagreement between this agreement and any statute or regulation, the statute or regulation shall control. No waiver of any terms of this agreement will be valid unless in writing in accordance with R652-122-200 (2017).

SECTION I: RECITALS AND GLOSSARY OF TERMS

A. Pursuant to Utah Code § 65A-8-203 (2017), this Cooperative Agreement is required for a county, municipality, or certain other eligible entity ("Participating Entity") and the State of Utah, Division of Forestry, Fire, and State Lands ("FFSL")(collectively "parties") to cooperatively discharge their joint responsibilities for protecting non-federal land from wildland fire.

B. Glossary of Terms
   a. Annual Participation Commitment Report – a report prepared by the Participating Entity detailing the expenditures and activities conducted in compliance with the Participation Commitment during the past fiscal year.
   b. Cooperative Agreement – an agreement between FFSL and an Eligible Entity wherein the Eligible Entity agrees to meet a Participation Commitment and provide Initial Attack for wildland fire, and FFSL agrees to pay for wildland fire suppression costs following a Delegation of Fire Management Authority as found in Utah Code § 65A-8-203.1 (2017), as well as all aviation asset costs charged to the incident.
   c. Eligible Entity – as defined in Utah Code § 65A-8-203 (2017), a county, municipality, special service district, local district, or service area with wildland fire suppression responsibility as described in Utah Code § 11-7-1 and wildland fire suppression cost responsibility and taxing authority for a specific geographic jurisdiction; or, with approval by the FFSL director, a political subdivision established by a county, municipality, special service district, local district, or service area that is responsible for providing wildland fire suppression services and paying for the cost of wildland fire suppression.
   d. Extended Attack – actions taken in response to wildland fire after Initial Attack.
   e. Initial Attack –actions taken by the first resources to arrive at any wildland fire incident. Initial actions may be size-up, patrolling, monitoring, holding action, or

aggressive suppression action. All wildland fires that are controlled by suppression forces undergo initial attack. The kind and number of resources responding to initial attack varies depending on fire danger, fuel type, values to be protected and other factors. Generally, initial attack involves a small number of resources and the incident size is small. Regardless of fire type, location, or property/resources being threatened, firefighter and public safety is always the highest priority. (NWCG Wildland Fire Incident Management Field Guide, 2013)

f. Participation Commitment – prevention, preparedness, and mitigation actions and expenditures undertaken by a Participating Entity to reduce the risk of wildland fire and meet the intent of Utah Code § 65-A-8-202 (2017) and Utah Code § 65-A-8-202.5(2017).
g. Annual Participation Commitment Statement – a statement prepared by FFSL and sent to the Participating Entity detailing the Participation Commitment for the upcoming fiscal year.
h. Participating Entity – an Eligible Entity with a valid Cooperative Agreement.

SECTION II: CERTIFICATION OF QUALIFICATIONS

FFSL and the Participating Entity certify that the following qualifications have been met:

A. The Participating Entity is a county, municipality, or other Eligible Entity.

B. The Participating Entity agrees to adopt within 2 years of signing this agreement, and update within five years of signing this agreement, a Community Wildfire Preparedness Plan (“CWPP”) or an equivalent wildland fire preparedness plan with approval from FFSL.

C. The Participating Entity’s fire department or fire service provider as defined in Utah Code § 65A-8-203 (2017) meets minimum standards for wildland fire training, certification, and equipment based on nationally accepted standards as specified by FFSL in R652-122-1400 (2017).

D. FFSL has provided an Annual Participation Commitment Statement and the Participating Entity has reviewed, approved, and returned the signed Annual Participation Commitment Statement to FFSL before the start of the Participating Entity’s fiscal year.

E. The Participating Entity agrees to implement prevention, preparedness, and mitigation actions, which are identified in their CWPP and lead to reduction of wildfire risk, according to their Annual Participation Commitment Statement.

F. The Participating Entity is not ineligible for a Cooperative Agreement pursuant to R652-122-200 (2017), R652-121-400 (2017), or R652-121-600 (2017)

G. If the Participating Entity is a county or has jurisdiction over unincorporated private land, the county in question has adopted a wildland fire ordinance based on minimum standards established by FFSL in R652-122-1300 (2017).

H. If the Participating Entity is a county or has jurisdiction over unincorporated private land, the county in question has a designated fire warden as described in Utah Code § 65A-8-209.1 (2017) and has entered into a County Warden Agreement (Addendum A).

SECTION III: PARTICIPATION COMMITMENT

FFSL and the Participating Entity agree to the following provisions:

A. Participation Commitment
   1. The Participating Entity agrees to fulfill a Participation Commitment as contained in R652-122-800 (2017) and R652-122-200(6)(c) (2017).
   2. The Participation Commitment includes prevention, preparedness, and mitigation actions identified in an FFSL-approved CWPP or equivalent wildland fire preparedness plan.

B. Participation Commitment Expenditures and Activities
   1. The Participation Commitment may be met through either direct expenditures or in-kind activities.
      a. Direct expenditures include funds spent by the Participating Entity to implement wildland fire prevention, preparedness or mitigation actions identified in Addendum B or with the approval of the Participating Entity's respective FFSL Area Manager.
      b. In-kind activities include wildland fire prevention, preparedness or mitigation efforts identified in Addendum B or with the approval of the Participating Entity's respective FFSL Area Manager.
         i. In-kind expenditures are valued at the rate calculated by the "Independent Sector" (https://www.independentsector.org/), the same source used for FFSL's Fire Department Assistance Grant program.
      c. Participation Commitment cannot be met through direct payment to the State.
   2. FFSL staff (e.g., County Warden, WUI Coordinator, FMO, or Area Manager) may assist the Participating Entity with identifying valid Participation Commitment

actions and activities based on the Participating Entity's FFSL-approved CWPP or equivalent wildfire preparedness plan.

C. Participation Commitment Accounting and Reporting
    1. The Participating Entity is responsible for accounting for its respective Participation Commitment activities and expenditures.
        a. Beginning January 1, 2016, all qualifying Participation Commitment expenditures and activities count toward the Participating Entity's first full fiscal year Participation Commitment.
        b. The value of Participation Commitment expenditures and activities may, in certain instances, "carry-over" to the next fiscal year with the approval of the respective FFSL Area Manager.
            i. The value of capital improvement projects--typically, large "preparedness-type" projects--can carry-over for five years, with no single project's value accounting for more than 25% of the Participating Entity's total Participation Commitment for any of those years. This is the same 25% annual maximum that applies to all preparedness activities as noted on Addendum B.
            ii. All other non-capital improvement actions (e.g., a large fuels reduction project) can carry over for three years. No maximum value applies to mitigation actions as described in Addendum B.
            iii. It is the responsibility of the Participating Entity to receive approval from their respective FFSL Area Manager in advance of pursuing a carry-over
            iv. It is the responsibility of the Participating Entity to account for, track and report in their annual Participation Commitment Report the carry-over from year to year.
    2. The Participating Entity agrees to provide an Annual Participation Commitment Report detailing the Participation Commitment activities and expenditures to their local FFSL Area Office at the conclusion of the Participating Entity's fiscal year (via the County Fire Warden) for annual review and approval by FFSL.
        a. FFSL shall have the right to review and verify records related to the Participation Commitment. FFSL shall also have the right to deny unverifiable or incorrect records.

D. Annual Participation Commitment Statement
    1. In advance of a Participating Entity's fiscal year, FFSL will send the Participating Entity an Annual Participation Commitment Statement.
    2. In order to continue participation for the Participating Entity's upcoming fiscal year, the Participating Entity's executive officer must approve, sign and return the Annual

Participation Commitment Statement to FFSL by the due date contained in the Statement. Failure to do so will terminate this agreement at the conclusion of the Participating Entity's current fiscal year.

3. The Annual Participation Commitment Statement is based on the Participating Entity's fiscal year, and the corresponding Participation Commitment must be met throughout the Participating Entity's next fiscal year.
    a. For counties, the first year of Participation Commitment will be FY 2017, starting January 1, 2017.
    b. For cities and towns, the first year of Participation Commitment will be FY 2018, starting July 1, 2017.
    c. For any other Participating Entity, the fiscal year may vary, so the first year of Participation Commitment will begin at the start of each Participating Entity's fiscal year.

E. Participation Commitment Calculation

1. The Participation Commitment is based on two elements, a wildfire risk assessment by acres ("Risk Assessment") conducted by FFSL, and the historic fire cost average ("Fire Cost Average") in each Participating Entity's jurisdiction.
    a. The Risk Assessment is determined by FFSL's "Utah Wildfire Risk Assessment Portal" (UWRAP), which will be updated as data sources, technology and funding allow.
    b. The Fire Cost Average is based on historic suppression costs accrued by a Participating Entity. Only wildland fire suppression costs accrued and paid by the State on behalf of a Participating Entity are counted toward that entity's historic fire cost average. This includes State-paid costs after a Delegation of Fire Management Authority and Transfer of Fiscal Responsibility has occurred.
        i. The Fire Cost Average is calculated on a rolling ten-year average, dropping the highest and lowest cost years and adjusting for inflation (using the Consumer Price Index); therefore, each ten-year average will have eight data points.
        ii. The Fire Cost Average will only include State-paid suppression costs for areas for which the Participating Entity has fire suppression responsibility and taxing authority.
2. FFSL will calculate the Participation Commitment for the Participating Entity according to the formula found in R652-122-300 (2017), R652-122-400 (2017) and R652-122-500 (2017).

F. Participation Commitment Appeals
    1. Decisions related to the Participation Commitment may be informally appealed to the State Forester.

SECTION IV: INITIAL ATTACK, DELEGATION OF FIRE MANAGEMENT AUTHORITY, TRANSFER OF FISCAL RESPONSIBILITY, and EXTENDED ATTACK

A. Initial Attack
    1. The Participating Entity agrees to primary responsibility for Initial Attack ("IA"). IA is defined as actions taken by the first resources to arrive at any wildland fire incident. Initial actions may be size-up, patrolling, monitoring, holding action, or aggressive suppression action. All wildland fires that are controlled by suppression forces undergo initial attack. The kind and number of resources responding to initial attack varies depending on fire danger, fuel type, values to be protected and other factors. Generally, initial attack involves a small number of resources and the incident size is small. Regardless of fire type, location, or property/resources being threatened, firefighter and public safety is always the highest priority (NWCG Wildland Fire Incident Management Field Guide, 2013).
    2. Effective wildland fire IA will be determined by FFSL based on the definition above and pursuant to Utah Code § 65A-8-202 (2017), defined as what is reasonable for the entity.
    3. The Participating Entity agrees to financial responsibility for all IA costs except aviation assets, which are the responsibility of the State.
    4. FFSL agrees to financial responsibility for all costs of aviation assets, including both IA and extended incidents.
        a. Aviation assets on initial run cards as established by the State will not:
            a. be counted towards a Participating Entity's historic fire cost average for purposes of annually calculating the Participating Entity's Participation Commitment; and,
            b. cause the Delegation of Fire Management Authority or Transfer of Fiscal Responsibility.

B. Delegation of Fire Management Authority and Transfer of Fiscal Responsibility
    1. Delegation of Fire Management Authority and Transfer of Fiscal Responsibility ("Delegation") occur simultaneously with one of the following events:
        a. State or federally owned lands are involved in the incident; or,
        b. firefighting resources are ordered through an Interagency Fire Center (beyond "pre-planned dispatch"); or,

c. at the request of the Participating Entity having jurisdiction by the local fire official on scene; or,
d. by decision of the State Forester after consultation with local authorities.

2. Delegation to FFSL means FFSL or its designee becomes the primary incident commander, in a unified command environment with the agency having jurisdiction.

C. Extended Attack

1. Upon Delegation a timestamp will be recorded via radio with the Interagency Fire Center servicing the incident.
2. Delegation documentation will be signed by all parties on the incident organizer and resource needs will be reevaluated in the transition from initial to extended attack.
3. This timestamp will also be reflected on the Crew Time Reports (CTR)/Shift Ticket of all resources that are not covered by a no-cost local agreement, such as an automatic aid system or other inter-local agreement.
4. At the time of the Delegation, a new CTR/Shift Ticket will be started for all resources to be used in the extended attack effort.
5. FFSL agrees to be financially responsible for the wildland fire suppression costs beyond IA if a Delegation occurs and the Participating Entity meets the terms of Code, Rule and this Agreement.

SECTION V: WILDLAND FIRE RESPONSE TRAINING, CERTIFICATION AND EQUIPMENT STANDARDS

A. Wildland Fire Response Training and Certification

1. FFSL prefers certification by the Utah Fire Certification Council as Wildland Firefighter I as certified by the Utah Fire and Rescue Academy (UFRA).
2. At a minimum, the Participating Entity will ensure that firefighters providing Initial Attack to wildland fire within the Participating Entity's jurisdiction will be trained in NWCG S130 Firefighter Training and S190 Introduction to Wildland Fire Behavior. FFSL also recommends S215 Wildland Urban Interface Firefighting Operations.
   a. This includes firefighters who are directly involved in the suppression of a wildland fire; firefighters on scene who have supervisory responsibility or decision-making authority over those involved in the suppression of a wildland fire; or individuals who have fire suppression responsibilities within close proximity of the fire perimeter.
   b. This does not include a person used as a courier, driver of a vehicle not used for fire suppression, or a person used in a non-tactical support or other peripheral function not in close proximity to a wildland fire.
   c. Upon the Delegation of Fire Management Authority, Firefighters not certified by the Utah Fire Certification Council as Wildland Firefighter I will be released from Initial Attack or reassigned to other firefighting duties.
   d. FFSL reserves the right to reevaluate these requirements.
3. The Participating Entity will ensure that firefighters providing Initial Attack to wildland fire within the Participating Entity's jurisdiction will complete RT130 Annual Fireline Safety Refresher Training prior to each statutory "closed fire season" as found in Utah Code § 65A-8-211(2017).
4. In order to be eligible for state reimbursement for wildland fire suppression response outside of its jurisdiction, a Participating Entity's firefighters and fire departments must follow the qualifications outlined in the FFSL Memorandum of Understanding.
   OR
   the County or participating entity fire departments for qualified resources used under this agreement on federal, state or out-of-county(or out-of-entity) fires pursuant to the terms and conditions outlined in the fire department MOU and rate agreement

B. Wildland Fire Response Equipment Standards

1. The Participating Entity will ensure that engines, water tenders, hand tools, and water handling equipment used for response to wildland fire on non-federal land within the Participating Entity's jurisdiction will meet the standard for the type of equipment as

determined by the National Wildfire Coordinating Group and/or as indicated in FFSL's annual Fire Department Manual.

SECTION VI: WILDLAND FIRE COST RECOVERY LEGAL ACTIONS

A. Pursuant to Utah Code § 65A-3-4, the Participating Entity agrees to initiate a civil action to recover suppression costs incurred by the Participating Entity and the State of Utah on non-federal land within the Participating Entity's jurisdiction for wildland fire caused negligently, recklessly, or intentionally.
B. Counsel for FFSL will provide assistance with these actions.
C. Any costs recovered may reduce the Participating Entity's Historic Fire Cost Average and Participation Commitment.

SECTION VII: BREACH OF THIS AGREEMENT

A. If, at the end of a fiscal year, FFSL determines that the Participating Entity has not complied with the terms of this agreement, including but not limited to, failing to comply with the Participation Commitment or failing to comply with the terms stated in Utah Code § 65A-8-203(4) (2017), the entity will be placed on Probation Status by FFSL and given notice of this decision, the reasons for this decision, and actions required to remove Probation Status.
A decision to place the Participating Entity on Probation Status may be appealed to the State Forester. The State Forester may conduct an investigation, hold an informal hearing, and/or request further information from the Participating Entity and/or the Division.
During Probation Status, the Participating Entity may continue to receive assistance as provided in this Cooperative Agreement, but the Participating Entity must come into compliance with the Cooperative Agreement by the end of the fiscal year.
If the Participating Entity comes into compliance with the Cooperative Agreement by the end of the first Probation Status fiscal year, the Probation Status shall be lifted.

1. If the reason for the Probation Status is that the Participating Entity has failed to fulfill its Participation Commitment during the previous fiscal year, the Participating Entity must fulfill the Participation Commitment for the previous year, as well as the Participation Commitment for the current fiscal year by the end of the fiscal year in order to have its probation status lifted.
    a. If during the first Probation Status year, the Participating Entity fulfills its Participation Commitment for the previous fiscal year, but not for the first Probation Status year, the Probation Status may be extended for a second fiscal year.

If during the second Probation Status year, the Participating Entity fails to fulfill the Participation Commitment for both the first and second Probation Status years, the Cooperative Agreement shall be revoked as specified in subsection VII(E) herein below.
Participation Commitment expenditures and actions shall be credited towards the outstanding obligation before being credited to the current obligation.

B. If the Participating Entity does not come into compliance with the terms of this Cooperative Agreement by the end of the first Probation Status fiscal year (or second Probation Status fiscal year if the non-compliance is failure to meet the Participation Commitment), this Cooperative Agreement shall be revoked pursuant to Utah Code § 65A-8-203(5)(b)(ii) (2017) and the entity shall not be eligible for assistance from the Wildland Fire Suppression Fund and shall be responsible for wildland fire suppression costs within its jurisdiction pursuant to Utah Code § 65A-8-203.2 (2017)

If a Participating Entity revokes this agreement or if FFSL revokes this agreement for cause, the participating entity shall only be allowed to enter into a new cooperative agreement pursuant to R652-121-600 (2017).

UTAH DIVISION OF FORESTRY, FIRE, AND STATE LANDS:

______________________________ ______________________________
Authorized Signature Date

____
Title

KAYSVILLE :

______________________________ ______________________________
Authorized Signature Date

____
Title

APPROVED AS TO FORM:

____
Assistant Attorney General

Kaysville City

SETTLED IN 1850

2017 Process for Appointing Planning Commission Members

Council,

As you may be aware, we have the terms of two Planning Commission members that will expire on June 30, 2017. Per Section 17-4-1 of the Revised Ordinances of Kaysville city, I am proposing the following appointment process for your review and approval.

Both of the existing Commission Members, Stroh DeCaire and Matt Anderson are asking to be re-appointment. They all do a fine job and have excellent attendance.

I would suggest the process for these two positions be:

- Immediately re-appoint Stroh DeCaire and Matt Anderson to a new three year term on the Kaysville Planning Commission.

We will place this as an agenda item for our June 15, 2017 council meeting and will request that you take action to re-appoint these two individuals.

Please let me know if you have any questions.

Sincerely,

Steve A. Hiatt, Mayor

23 East Center Street Kaysville, Utah 84037 | phone 801-546-1235 | fax 801-544-5646
www.kaysvillecity.com

City Council
Staff Report

Election Handout
June 15, 2017

Description:
During the council retreat/goal planning session of January 7, 2017, there was some consensus by the elected body for a declaration of expectations on the part of those who run for office in Kaysville. This declaration would express the role of the elected member and some of the expectations of the position. The idea behind this declaration would be to inform those that run of the obligation and expectations that one assumes as an elected official in Kaysville City.

Recommendation:
It is recommended that the city council review the included "Role of the Local Elected Official" sheet that has been put together by staff – mostly by Maria Devereux, City Recorder. Once reviewed and suggested changes are made, Mrs. Devereux may include this in future correspondence with those that have chosen to run in 2017 as well as those that choose to run in city elections in future years.

Reasoning:
While there is no one way to be a successful elected official, The Role of the Local Elected Official document contains definitions, meeting attendance requirements, time expectations, and many other constructive ideas about how best to serve as a local elected official.

Role of the individual Council Member

Council Members' statutory duties are to be performed, almost without exception, by the Council as a whole. For example, the Council, not individual members, must formulate policies, and exercise City powers.

Council Members should devote their official time to problems of basic policy and act as liaisons between the city and the general public. Council Members should be concerned, not only with the conduct of daily affairs, but also with the future development of the City.

Expectations:

1. It is the duty of each Council Member to attend its monthly meetings. The most important single responsibility of a council member is participation at Council meetings. An approximate per month time commitment consists of 30+ hours for this office.

2. If a Council Member is unable to attend a meeting, it is the responsibility of the Council Member to inform the Chair and/or the City Manager as soon as practical. A Council Member may be excused with the consent of the Chair.

3. A Council Member may be expected to serve as liaison to one or more Commissions, Committees or Departments within the City, as appointed.

4. A Council Member must be willing to attend ongoing training as offered throughout the year. Elected Official education and training provides up-to-date information on major issues and concerns relating to local government. A Council Member may benefit from annual conferences, conventions, and webinars.

5. It is the duty of the Mayor and Council Members to ensure the City fulfills its duties under the law and lawfully exercises its powers.

Elected Officials – Best Practices

Respect - Show respect for Fellow Council Members, the Community, Staff, Press, and the Legislative Process.

City Manager - Encourage a close relationship and meet with your City Manager periodically. Your City Manager can be your greatest asset in reaching your goals. Do you want to get things done? Ask the City Manager, not the staff.

Mayor - Meet with the Mayor frequently to discuss your ideas or concerns. The Mayor works closely with the City Manager to move the City Council goals forward, anticipate upcoming issues, and manage the action of the Council meetings. All of this can happen more smoothly if the Mayor understands your concerns.

Council vs. Staff - The work of the City is done by staff, not the Council. Set clear goals and policies. Staff becomes a willing effective partner.

Team Effort - Become an expert at small group decision making. Understand and appreciate each other's styles, strengths, and expertise. Respect each other and understand your roles. Learn to compromise.

Ethics - Be solid on laws and rules regarding ethics. Remember your values and why you ran for office or entered public service. Put the community first in all matters.

Controversial Topics - Even on very controversial topics with greatly varying opinions, the Council deliberation can be and should be "businesslike" and professional.

Sensitive Matters - Communications relating to confidential or sensitive matters are best accomplished in person or by phone.

RESOLUTION NO____

A RESOLUTION AMENDING THE KAYSVILLE CITY BUDGETS FOR FISCAL YEAR 2017.

WHEREAS, the Kaysville City Council has adopted a Fiscal Year 2017 General Fund and Capital Projects Fund Budgets and now finds it necessary to amend these budgets:

BE IT RESOLVED BY THE KAYSVILLE CITY COUNCIL:

1. The City Council hereby amends the Fiscal Year 2017 General Fund and Capital Projects Fund Budgets as necessary, which amendment is attached hereto as Exhibit A – Kaysville City Fiscal Year 2017 Budget Amendments and incorporated herein by this reference.

2. The effective date of this resolution shall be the date of adoption.

APPROVED and ADOPTED this 15th day of June 2017.

____
Steve Hiatt
Mayor

ATTEST:

____
Maria Devereux
City Recorder

Fiscal Year 2017
Budget Amendments

GENERAL FUND

	Revenues Original	Revenues Amended	
Taxes	$8,875,000.00	$8,875,000.00	
Licenses	$515,000.00	$515,000.00	
Intergovernmental	$1,211,500.00	$1,211,500.00	
Service Charges	$2,212,500.00	$2,212,500.00	
Community Events	$89,650.00	$89,650.00	
Fines	$96,000.00	$96,000.00	
Miscellaneous	$67,500.00	$67,500.00	
Transfers & Reserves & Fund Balance	$465,000.00	$627,000.00	*
	$13,532,150.00	**$13,694,150.00**	

	Expenditures Original	Expenditures Amended	
Administration			
Council	$101,850.00	$107,850.00	* 1
Manager	$182,450.00	$188,450.00	* 2
Administrative Services	$797,000.00	$797,000.00	
Legal Services	$145,000.00	$145,000.00	
Elections	$0.00	$0.00	
Fleet Maintenance	$308,100.00	$308,100.00	
Information Systems	$534,700.00	$534,700.00	
Animal Control	$50,000.00	$50,000.00	
Vehicle Replacement	$0.00	$0.00	
Parks, Recreation & Public Properties			
Buildings	$126,100.00	$126,100.00	
Parks	$899,900.00	$899,900.00	
Cemetery	$187,350.00	$187,350.00	
Recreation	$877,200.00	$877,200.00	
Community Events	$245,250.00	$245,250.00	
Community Development			
Planning & Zoning	$310,589.00	$310,589.00	
Code Enforcement	$466,696.00	$466,696.00	
Public Works			
C-Road	$963,620.00	$963,620.00	
Public Works	$968,176.00	$1,048,176.00	* 3
Police	$3,563,389.00	$3,633,389.00	*4
Fire	$1,144,900.00	$1,144,900.00	
Non-Departmental	$576,380.00	$576,380.00	
Transfers & Fund Balance	$1,083,500.00	$1,083,500.00	
	$13,532,150.00	**$13,694,150.00**	
		$162,000.00	

Revenue:
Increase Fund Balance Budget. Unused appropriation from other areas roll into Fund Balance

Expendituies:
1. Council - Ipads - Paperless Meetings

2. Manager - Training and Travel Expenses

3. Public Works - Salt and Snow Removal Expenses

4. Police - Contract / Billable Services
Carry Over of Alchol Funds

Fiscal Year 2017
Budget Amendments

CAPITAL PROJECTS FUND

		Original		Amended
Bonds Proceeds	$	1,200,000	$	1,200,000
Park Impact Fees	$	300,000	$	550,000
Capital Projects Fund Balance	$	240,000	$	240,000
Transportation Impact Fees	$	-	$	300,000
	$	1,740,000	$	2,290,000

		Original		Amended	
Barnes Park Restroom	$	225,000	$	225,000	
Barnes Park Pickleball Courts				$125,000.00	*1
Heritage Park	$	75,000		$200,000.00	*2
Road Projects - (Impact Fee Eligible) Angel & Burton Lane	$	-		$300,000.00	*3
Information Systems	$	80,000	$	80,000	
Pioneer Park	$	1,200,000	$	1,200,000	
City Offices	$	160,000	$	160,000	
	$	1,740,000	$	2,290,000	

Revenue:
Increase in use of Park Impact Fess
and Transportation Impcat Fees

Expenditures:
1. Pickleball City Contribution

2. Heritage Park - Parking Lot

3. Angel Street/200 North
& Burton Lane

RESOLUTION NO. _____

A RESOLUTION ADOPTING THE KAYSVILLE CITY BUDGETS FOR FISCAL YEAR 2018, ADOPTING A CONSOLIDATED FEE SCHEDULE, ADOPTING A COMPENSATION SCHEDULE FOR CITY OFFICIALS AND EMPLOYEES AND ADOPTING THE CERTIFIED TAX RATE FOR FISCAL YEAR 2018.

WHEREAS, Section 10-6-118, Utah Code Annotated, the Uniform Fiscal Procedures Act, requires Kaysville City Corporation by ordinance or resolution to adopt an annual budget for each fund and the Kaysville City Council desires to adopt the Fiscal Year 2018 Budgets including the Consolidated Fee Schedule and the Compensation Schedule for City Officials and Employees; and

WHEREAS, Section 59-2-924, Utah Code Annotated, the Revenue and Taxation Act, requires Kaysville City to set a certified tax rate as part of the annual budget; and

WHEREAS, the Kaysville City Council, after giving due notice required by statute, has held public hearings and given notice as required on the budgets and now desires to adopt the Fiscal Year 2018 Budgets with the Consolidated Fee Schedule and the Compensation Schedule and set the certified tax rate:

BE IT ORDAINED BY THE KAYSVILLE CITY COUNCIL:

1. The City Council hereby adopts the Fiscal Year 2018 Budgets, the Consolidated Fee Schedule and the Compensation Schedule which are attached hereto as Exhibit A - Kaysville City Fiscal Year 2018 Budgets, Exhibit B - Consolidated Fee Schedule and Exhibit C - Kaysville City Compensation Schedule and incorporated herein by this reference.

2. The City Council hereby sets a certified tax rate as calculated and attached hereto as Exhibit D - Certified Tax Rate Calculation and incorporated herein by this reference.

3. The effective date of this ordinance shall be June 15, 2017.

APPROVED and ADOPTED this 15th day of June 2017.

____
Steve A. Hiatt
Mayor

ATTEST:

____
Maria Devereux
City Recorder

City Calendar and Events

Jun 2017 (Mountain Time)

Sun	Mon	Tue	Wed	Thu	Fri	Sat
28	29	30	31	1	2	3
4	5	6 6:15pm - City 7pm - Power	7	8 8am - Kaysville 7pm - Planning	9	10
11	12	13	14	15 7pm - City Council	16	17
18	19	20	21 7pm - "Chasing the	22 7pm - Planning	23	24
25	26	27	28	29	30 7pm - "Little	1 7pm - "Little

City Calendar and Events

Jul 2017 (Mountain Time)

Sun	Mon	Tue	Wed	Thu	Fri	Sat
25	26	27	28	29	30 7pm - "Little	1 7pm - "Little
2	3 7pm - "Little 7pm - Patriotic 9pm - Kaysville	4 City Offices Closed 6:30am - 4th of July 7:30am - Rotary 11am - Kaysville 3pm - "Little 3pm - "Little 5pm - Family 7:30pm - Concert in 10pm - Fireworks	5 7pm - "Little	6 6pm - "Ask the 7pm - "Little 7pm - City Council	7 7pm - "Little	8
9	10	11	12	13 7pm - Planning	14	15
16	17	18	19	20 7pm - City Council	21	22
23	24 Pioneer Day (City 7am - Bowman's	25	26	27 7pm - Planning	28	29
30	31	1 7pm - Power	2	3 8am - Kaysville 6pm - "Ask the 7pm - City Council	4	5

City Calendar and Events

Aug 2017 (Mountain Time)

Sun	Mon	Tue	Wed	Thu	Fri	Sat
30	31	1 7pm - Power	2	3 8am - Kaysville 6pm - "Ask the 7pm - City Council	4	5
6	7	8	9	10 7pm - Planning	11	12
13	14	15	16	17 7pm - City Council	18	19
20	21	22	23	24 7pm - Planning	25	26
27	28	29	30	31	1	2

KAYSVILLE CITY
REDEVELOPMENT AGENCY BOARD MEETING
NOTICE AND AGENDA

Notice is hereby given that the Kaysville City Redevelopment Agency Board will hold a special meeting on Thursday, June 15, 2017 at 8:00 p.m., or as soon thereafter as the City Council Meeting adjourns, in the Council Room of the Kaysville City Municipal Center, 23 East Center Street, Kaysville. The agenda shall be as follows:

1. Opening.
2. Adoption of a Resolution adopting the Budget for the Kaysville City Redevelopment Agency for Fiscal Year 2018.
3. Other Agency business.
4. Adjournment.

The Kaysville City Redevelopment Agency is dedicated to a policy of non-discrimination in admission to, access to, or operation of its programs, services or activities. If you need special assistance due to a disability, please contact the Agency Offices at 801-546-1235.

I hereby certify that I posted a copy of the foregoing Notice and Agenda at City Hall and emailed copies to media representatives on June 9, 2017.

Maria Devereux
Agency Secretary

RESOLUTION NO_____

A RESOLUTION ADOPTING A BUDGET FOR THE KAYSVILLE REDEVELOPMENT AGENCY FOR FISCAL YEAR 2018.

WHEREAS, the Kaysville City Redevelopment Agency has been created to transact the business and exercise all powers provided in the Limited Purpose Local Government Entities – Community Development and Renewal Agencies Act, (the "Act)" Title 17C of the Utah Code, as amended; and

WHEREAS the "Act" requires the Agency to adopt a budget each fiscal year;

BE IT RESOLVED BY THE BOARD OF THE KAYSVILLE CITY REDEVELOPMENT AGENCY:

1. The Kaysville City Redevelopment Agency Budget for FY 2018 is hereby adopted.

Revenues		
	Property Tax (Tax Increment)	$100,000
Expenditures		
	Professional Services	$ 25,000
	Inter-Fund Loan Payment	$ 75,000
		$100,000

2. This Resolution shall take effect upon the date of adoption.

APPROVED and ADOPTED this 15th day of June 2017.

____
Steve A. Hiatt
Chair, Agency Board

ATTEST:

____
Maria Devereux
Secretary

Kaysville City

KAYSVILLE CITY
MUNICIPAL BUILDING AUTHORITY MEETING
NOTICE AND AGENDA

Notice is hereby given that the Kaysville Municipal Building Authority will hold a special meeting on Thursday, June 15, 2017 at 8:00 p.m., or as soon thereafter as the City Council Meeting adjourns, in the Council Room of the Kaysville City Municipal Center, 23 East Center Street, Kaysville. The agenda shall be as follows:

1. Opening.
2. Adoption of a Resolution adopting the Budget for the Kaysville Municipal Building Authority for Fiscal Year 2018.
3. Other Building Authority business.
4. Adjournment.

The Kaysville Municipal Building Authority is dedicated to a policy of non-discrimination in admission to, access to, or operation of its programs, services or activities. If you need special assistance due to a disability, please contact the City Offices at 801-546-1235.

I hereby certify that I posted a copy of the foregoing Notice and Agenda at City Hall and emailed copies to media representatives on June 9, 2017.

Maria Devereux
Agency Secretary

RESOLUTION NO_____

A RESOLUTION ADOPTING A BUDGET FOR THE KAYSVILLE MUNICIPAL BUILDING AUTHORITY FOR FISCAL YEAR 2018.

WHEREAS, the Municipal Building Authority of Kaysville City desires to adopt a budget for the purpose of accounting for expenditures related to the Municipal Building Authority.

BE IT RESOLVED BY THE BOARD OF THE KAYSVILLE CITY REDEVELOPMENT AGENCY:

1. The Kaysville City Redevelopment Agency Budget for FY 2018 is hereby adopted.

   Revenues

Fund transfer from the General Fund	$430,000

   Expenditures

MBA Debt Service / Lease Payment	$430,000

2. This Resolution shall take effect upon the date of adoption.

APPROVED and ADOPTED this 15th day of June 2017.

____
Steve A. Hiatt
Chair, Municipal Building Authority

ATTEST:

____
Maria Devereux
Secretary

KAYSVILLE CITY - MEETING NOTICE AND AGENDA

Notice is hereby given that Kaysville City Council will hold a Public Hearing on Thursday, June 15, 2017, starting at 6:30 p.m. A regular City Council meeting will begin at 7:00 p.m., followed by a Municipal Building Authority meeting at 8:00 p.m. or as soon thereafter as the City Council meeting adjourns, in the Council Chambers of the Kaysville City Municipal Center, 23 East Center Street, Kaysville, UT.

6:00 P.M **ASK THE COUNCIL/PUBLIC Q & A**

1. Council Member Page will be available for discussion related to any topic that pertains to our community and the business of the City.

6:30 P.M. **PUBLIC HEARING**

1. Public Hearing to allow input regarding the Issuance and sale of not more than $1,375,000 Aggregate Principal Amount of Sales Tax Revenue Bonds, Series 2017 and any potential economic impact that the project to be financed with the proceeds of the Series 2017 Bonds issued under the act may have on the private sector; and related matters.

7:00 P.M. **CITY COUNCIL MEETING**

PUBLIC HEARING

1. The Adjustment of a Common Municipal Boundary with Farmington City to remove approximately 0.40 acres of property from Farmington City and annex it into Kaysville City. – Lowell Johnson.

The agenda shall be as follows:

1. Opening – Council Member Snell.
2. Volunteer of the Season – Council Member Snell.
3. Call to the Public.
4. Preliminary and Final Plat approval for Lelacheur Farms Subdivision located at 890 South Sunset Drive. – Ken Lelacheur.
5. Consideration of new easement for Questar Gas along Deseret Drive.
6. Consideration of Rezone of 1.53 acres of property at 1450 South Burton Lane from the R-1-20 (Single Family Residential) to the LI (Light Industrial) zoning district. – Jim Puffer.
7. Cooperative Agreement with Forestry, Fire, and State Lands – Chief Larkin.
8. Appointment of Planning Commission Members
9. Kaysville Elected Official Expectation Declaration.
10. Adoption of a Resolution Amending the Kaysville City Budgets for FY 2017;
11. Adoption of a Resolution for the Kaysville City Budgets for FY 2017; Adopting a Consolidated Fee schedule; Adopting a Compensation Schedule for City Officials and Employees and Adopting the Certified Tax Rate for FY 2018.
12. Preliminary Plat for Whisperwood Subdivision (Tabled Item). – Spencer Prince.
13. Council Member Reports.
14. Minutes.
15. Calendar.
16. 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. I hereby certify that I posted a copy of the foregoing Notice and Agenda at City Hall and emailed copies to media representatives on June 13, 2017.

Maria Devereux

Maria T. Devereux/City Recorder