



MEETING NOTICE AND AGENDA
AMENDED

Notice is hereby given that the Kaysville City Council will hold a regular council meeting on Thursday, May 21, 2020, starting at 7:00 p.m. This meeting is being held electronically due to Governor Herbert's "Stay Safe, Stay Home" directive, and in line with the City's response to the COVID-19 pandemic. Council Members and City Staff will participate live from remote locations, but residents can still view the meeting live by going to www.kaysvillelive.com. Members of the public wishing to make comments to the City Council in regard to items on the agenda may do so by going to www.kaysvillelive.com.

SPECIAL PUBLIC COMMENT – 6:00-6:55 P.M. (3 MINUTE LIMIT, PLEASE RAISE HAND DURING MEETING TO SPEAK)

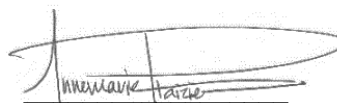
CITY COUNCIL MEETING – 7:00 P.M.

The agenda shall be as follows:

1. OPENING
 - a. Provided by Council Member Tami Tran.
2. RECOGNITIONS AND PRESENTATIONS
 - a. Recognition of graduating seniors from Youth City Council.
 - b. Fiber Presentations. (30 Minutes Each Presentation)
3. DECLARATION OF ANY CONFLICTS OF INTEREST
4. CONSENT ITEMS
 - a. Approval of the Minutes of April 16, 2020.
 - b. Purchase request for Parks and Recreation Fall Soccer Jerseys.
 - c. An Ordinance amending Chapter 7-1, Fire Department, of Title 7, Fire Protection, of the Revised Ordinances of Kaysville City.
5. ACTION ITEMS
 - a. Discussion and possible action on a Proclamation renouncing support of the May 30, 2020 Event at Barnes Park.
 - b. Discussion and possible action on a Resolution placing a moratorium on Special Event Permits until such time as the governor or county health department have approved mass gatherings.
 - c. 2020 Events Plan.
6. WORK ITEMS
 - a. Discussion of a proposed Ordinance amending Title 2, Chapter 2, Section 12 regarding Termination of Electrical Service.
 - b. Discussion of proposed Annexation Plan changes.
7. CALL TO THE PUBLIC (3 MINUTE LIMIT, MUST SIGN UP IN ADVANCE)
8. COUNCIL MEMBER REPORTS
9. CITY MANAGER REPORT
10. 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 and emailed copies to media representatives on May 15, 2020.

A handwritten signature in black ink, appearing to read "Annemarie Plaizier", is written over a horizontal line.

Annemarie Plaizier
City Recorder

KAYSVILLE CITY COUNCIL
April 16, 2020

Minutes of a regular Kaysville City Council meeting held on April 16, 2020 at 7:00 p.m. The meeting was held electronically due to Governor Herbert's "Stay Safe, Stay Home" directive, and in line with the City's response to the COVID-19 pandemic. Council Members and City Staff participated live from remote locations, and the meeting was streamed live online.

Council Members present: Mayor Katie Witt, Council Member John Swan Adams, Council Member Michelle Barber, Council Member Andre Lortz, Council Member Tamara Tran, and Council Member Mike Blackham

Others Present: City Manager Shayne Scott, City Attorney Nic Mills, City Recorder Annemarie Plaizier, Community Development Director Lyle Gibson, Public Works Superintendent Josh Belnap, Information Systems Manager Ryan Judd, Information Technology Assistant Jordan Hansen, Police Chief Sol Oberg, Victim Services Program Coordinator Jennifer Winchester, Detective Josh Steadman, Kristen Floyd, Allen Smith

OPENING

Council Member Barber opened the meeting.

RECOGNITIONS AND PRESENTATIONS

PROCLAMATION DECLARING APRIL 24, 2020 AS ARBOR DAY

Mayor Witt read a proclamation declaring April 24, 2020 as Arbor Day and urged citizens to support efforts to protect our trees and woodlands, and to support our urban forestry program.

PROCLAMATION DECLARING APRIL AS SEXUAL ABUSE AWARENESS MONTH

Mayor Witt said that April is recognized as Sexual Abuse Awareness Month in the United States in hopes of raising public awareness about sexual violence, and helping to educate communities on how to prevent it. Kaysville City strongly supports the efforts made to actively engage the public in their efforts to help increase awareness on what sexual violence is, how to prevent it, how to help survivors connect with services, and how every segment of our society can work together to better address sexual violence. Mayor Witt read a proclamation declaring April 2020 as Kaysville City Sexual Abuse Awareness Month.

SAFE HARBOR PRESENTATION

Kristen Floyd, the Executive Director of Safe Harbor Crisis Center located in Kaysville, presented their 2019 Annual Report to the Council. Ms. Floyd said that the number of individuals experiencing domestic violence and sexual assault exceeds the national statistics. As we reflect back, we are excited to see more victims coming forward for assistance, but are still saddened by the prevalence of violence taking place. During the past year we have experienced a new level of

need from our community. The number of survivors served has increased by nearly forty-percent. They have not been able to serve everyone who has needed assistance because of limited facility space, staff, and programming. Going forward we must continue to educate the community, expand services and create a violence-free space. In July 2019 they were able to launch a housing assistance program which helps survivors as they seek to obtain or maintain independent housing in the community. They also have forensic nurses available 24/7 to provide sexual assault forensic examinations in Davis County. Two private exam rooms are available, which are essential for the comfort and confidentiality of survivors during a stressful and traumatic time. We have advocates available to work with each survivor and provide community resources, crisis counseling, advocacy, education around the next steps, group supports, and access to therapy and other mental health services. Services are also available to friends and family impacted by the assault. Ms. Floyd added her thanks to the city for their continued support with their efforts.

POLICE DEPARTMENT REPORT

Chief Solomon Oberg presented a report of the Kaysville Police Department from the 2019 year. The number of calls for service have gone down quite a bit between 2018 and 2019. Our city saw a higher call volume for a couple of years, but those numbers seem to be leveling off more. The top calls for service include suspicious circumstance, citizen assist, extra patrol, medical assist, traffic accident, alarm, juvenile problem, traffic enforcement, agency assist, and vehicle lockout. Most calls are received during the week, and they have more officers working day shifts during the week to help handle the call volumes. We have seen an increase in the number of cases we are handling, but a decrease in the number of arrests from last year. In 2019 the Investigations Division investigated 488 total cases, which was a 43.9% increase from 2018. The Police Department also provides a disposal bin for the public to safely and confidentially dispose of their unwanted or expired medication. In 2019, the Police Department destroyed 583 pounds of prescription drugs that were received in the disposal bin. Also within the year we had some significant changes within the department. Lieutenant Kenton Pies retired after 26 years of service, and Lieutenant Shawn McKinnon was promoted to Lieutenant soon thereafter. With another position vacant, Officer Lacy Turner was promoted to Sergeant. Officer Martinez left the department after 9 years of service and we wish him the best with his new assignment in homeland security. The officers involved in the fire incident that took place at the Chevron in 2018 were recognized by several organizations for their courageous actions, including receiving a medal of valor from the Utah Peace Officers Association, a Unit Citation and Officer of the Year from the Utah Chiefs of Police Association, as well as receiving the 2019 Law Enforcement Hero Award by the Northern Utah Chapter American Red Cross. Officer Lacy Benson was awarded the first ever Law Enforcement Award at Safe Harbor's Evergreen Ball. Detective Isaacson was awarded the Fraternal Order of Police Officer of the Year award. The department hired several new police officers in 2019, and retired their K-9 Officer, Rex. Officer Bartleson was selected as the newest K-9 officer and we were able to obtain a new K-9 Officer, Rocky. Officer Stanford recently returned to the department after serving a military deployment in Iraq, and he is now working as our D.A.R.E. officer. Our department has been involved in several community events, and community outreach programs. Officers have begun to participate in VirTra training at the Attorney General's office. VirTra helps prepare law enforcement officers for real-life incidents using scenario-based training. In October, KUTV2 did a spotlight story on our victim advocate, Jennifer Winchester, who is here tonight to present to the Council. Chief Oberg added his thanks to the city officials, staff and citizens for their continued support.

Jennifer Winchester said that her position is a two-year grant-funded position and is the first of its kind for Davis County. As part of her grant she must report to the Council on the victim service program. This program has been in place for almost three years now. Only about thirteen percent of law enforcement agencies have victim services. Ms. Winchester said that she recently attended an FBI training program for victims of violent crimes and was able to participate in case work and mass casualty response education. As part of her job she goes with officers to crime scenes and gives support to the victims. She also helps to keep victims apprised of the investigation and court hearings, and will connect them to third-party services. She works with Officer Steadman to bring additional investigation of a case for the victims.

Detective Steadman said that the department received a Violence Against Women Act grant to fund his position, which they will be reapplying for later this year. The cases he investigates covers several different categories of victims over eleven years old or older. Within the first three months they've investigated 83 cases, and their caseload seems to be increasing. Having a detective assigned to these cases helps to give us more time to follow-up and investigate crimes better. They've been able to receive better training on these types of cases because of this grant, and they plan to continue on the training to the other officers. In the future they hope to develop a checklist that officers will have on them during their initial report to make sure we aren't missing items on these cases.

Chief Oberg said that when he first started in his position he wanted to implement a victim services program and Jennifer Winchester and Detective Steadman have done a remarkable job making it happen. He hopes that other cities will follow their example in helping to implement these programs.

DECLARATION OF ANY CONFLICTS OF INTEREST

No conflicts were disclosed.

CONSENT ITEMS

Council Member Blackham made a motion to accept the following consent items:

- a. Approval of the Minutes of March 5, 2020.
- b. Approval of the Minutes of March 19, 2020.
- c. Approval of purchase for two police vehicles – Police Department.
- d. Appointment of Stefania Drogsvold as a Historical Preservation Committee member.

The motion was seconded by Council Member Tran.

The vote on the motion was as follows:

Council Member Adams, yea
Council Member Barber, yea
Council Member Lortz, yea
Council Member Tran, yea
Council Member Blackham, yea

The motion passed unanimously.

ACTION ITEMS

KAYSVILLE CITY PERSONNEL RULES AND REGULATIONS – CHANGES TO SECTION 3.17 BENEFITS ADMINISTRATION, WAIVER OF COVERAGE

Shayne Scott explained that the Kaysville City Personnel Rules and Regulations require that all full-time employees enroll in City health insurance plans at the employee level of coverage. Occasionally there are situations where an employee may want to waive coverage because they are covered through a spouse or other family member's coverage as a dependent. We have reviewed this with our health insurance provider and they don't believe that with the size of our group that there would be a negative effect on the underwriting of our plan.

Council Member Lortz made a motion to approve the proposed changes to the Kaysville City Personnel Rules and Regulations, Section 3.17 Benefits Administration, Waiver of Coverage, seconded by Council Member Adams.

The vote on the motion was as follows:

Council Member Barber, yea
Council Member Lortz, yea
Council Member Tran, yea
Council Member Blackham, yea
Council Member Adams, yea

The motion passed unanimously.

WEBER BASIN WATER CONSERVANCY DISTRICT SALES CONTRACT WITH KAYSVILLE CITY FOR PURCHASE OF TREATED DISTRICT WATER FOR MUNICIPAL USE

Shayne Scott explained that several years ago Kaysville City purchased the right to use 286 acre feet of water for the City's future culinary supply needs. At that time there was no formal agreement in how the water could be utilized and made available when needed. The City is approaching the time when we need to call on the additional water and Weber Basin desires to formalize the terms of the utilization of the water resource. These terms of the agreement are similar to other water sales contracts with Weber Basin Water.

Council Member Adams made a motion to approve the Weber Basin Water Conservancy District Sales Contract with Kaysville City for purchase of treated district water for municipal use, seconded by Council Member Barber.

The vote on the motion was as follows:

Council Member Lortz, yea
Council Member Tran, yea
Council Member Blackham, yea
Council Member Adams, yea

Council Member Barber, yea

The motion passed unanimously.

REZONE OF 3.75 ACRES OF PROPERTY LOCATED AT 706 SOUTH ANGEL STREET FROM THE R-A (RESIDENTIAL AGRICULTURAL) TO THE R-1-LD (SINGLE FAMILY LOW DENSITY) ZONING DISTRICT – VERNON SMITH

PRELIMINARY PLAT APPROVAL FOR THE JAMES PLACE SUBDIVISION LOCATED AT 706 SOUTH ANGEL STREET – VERNON SMITH

Lyle Gibson explained that the Smith family is requesting a rezone of their property at 706 South Angel Street to divide the property into six residential lots. The application of the R-1-LD zone would allow the developer some flexibility in the layout of lots without the need for common open space. The R-1-LD zone still limits the number of homes in a subdivision to two dwellings per acre while allowing lots to be as small as 12,000 square feet in size. The Smith Family hopes to keep their existing home, create one new lot to the north, and then create four more lots to the south, all with frontage along Angel Street. The existing home will remain on a 45,354 square foot lot. The five new lots will range from 17,106 square feet to 32,729 square feet in size. All lots meet the frontage and square footage requirements of the R-1-LD zoning district. All right-of-way improvements are in place along the frontage of this subdivision. The southernmost portion of the property will need to be further looked at to ensure that the floodplain is appropriately handled before approval of the final plat.

Allen Smith, representing the Smith family, said that their father died about a year ago and the family wants to split this property up to try to make better use of the property than what is currently there now. The family will continue to live in the existing home. The stream that runs on the property has been substantially altered since Angel Street was redone and the stream was piped as part of that. Much of the land on the southernmost end has increased in height since. The family allowed the city to use it as a depository site for some of the materials they were using for the street construction. They aligned the lots as proposed so that there would be enough buildable area on Lot 6 north of the stream.

Council Member Tran asked if they have had problems with flooding issues from the stream.

Allen Smith responded that sometimes water will get a little backed up during irrigation season, but it hasn't flooded over the banks in probably sixty years. Since the stream was piped on Angel Street the water flow has been more restricted.

Council Member Barber asked if the sidewalks along Angel Street would be removed or blocked.

Allen Smith responded that they would need to install more cutouts for driveways, but the sidewalks along Angel Street will remain.

Council Member Blackham made a motion to approve the rezone of 3.75 acres of property located at 706 South Angel Street from the R-A (Residential Agricultural) to the R-1-LD (Single Family Low Density) zoning district for Vernon Smith, seconded by Council Member Tran.

Council Member Adams commented that he is impressed and grateful for the efforts of the family to try to create a development that matches the surrounding area.

The vote on the motion was as follows:

Council Member Tran, yea
Council Member Blackham, yea
Council Member Adams, yea
Council Member Barber, yea
Council Member Lortz, yea

The motion passed unanimously.

Council Member Adams made a motion to approve the preliminary plat for the James Place Subdivision located at 706 South Angel Street for Vernon Smith, seconded by Council Member Lortz.

The vote on the motion was as follows:

Council Member Blackham, yea
Council Member Adams, yea
Council Member Barber, yea
Council Member Lortz, yea
Council Member Tran, yea

The motion passed unanimously.

WORK ITEMS

WATER DEPARTMENT MUTUAL AID AGREEMENT

Josh Belnap explained that Staff is recommending that the city enter into a mutual aid agreement with the Utah Water/Wastewater Agency Response Network (UT-WARN) to help ensure and safeguard the city's ability to respond to system needs in an emergency event. UT-WARN operates with support from the Rural Water Association of Utah (RWAU) and exists to provide support by way of licensed water operators and other personnel and equipment to its members when in need, but also to help streamline communication with experience RWAU staff, the State Department of Environmental Quality and the Division of Drinking Water. Kaysville City Water is comprised of five staff members, all licensed, who oversee the delivery of nearly one billion gallons of water to nearly 32,000 people each year. This is all done via a network of nearly 150 miles of pipeline that feed from six storage tanks, connecting with nearly 8,700 water meters at homes and businesses within and around the city. In case of a disaster, the Water Department needs to keep this system in service, or restore it as quickly as possible, in order to continue to provide drinking water, fire suppression and necessary support to local businesses. This mutual aid agreement provides access to additional personnel and equipment to help meet that need. The agreement provides the City with the sole discretion to determine when our personnel and equipment can or cannot be spared to help other members. Costs incurred in support of other members is to be reimbursed as detailed within the agreement.

Council Member Adams asked how long the agreement would be in place.

Nic Mills responded that the city would renew the agreement perpetually, with the initial agreement being for fifty years.

Council Member Lortz made a motion to move this item to an action item, seconded by Council Member Tran.

The vote on the motion was as follows:

Council Member Adams, yea
Council Member Barber, yea
Council Member Lortz, yea
Council Member Tran, yea
Council Member Blackham, yea

The motion passed unanimously.

CALL TO THE PUBLIC

Nothing was brought under this item.

COUNCIL MEMBER REPORTS

Council Member Lortz commented that the American Public Power Association awarded Kaysville as one of the most reliable public utilities in the nation. Council Member Lortz thanked the Power Department for their hard work in keeping our power going.

Council Member Blackham said that he visited the city offices earlier and development in Kaysville is still going strong despite the pandemic. There are a lot of people out looking for ground in Kaysville and building permits are still going steady.

Council Member Adams commented that one of the consent items in tonight's agenda was to appoint Stefania Drogsvold to the Historical Preservation Committee, and we are excited to have her as a member of the committee. Council Member Adams added that the Kaysville City Cemetery was recently awarded the 2020 Best of State in the Public Lands and Cemeteries category.

Council Member Barber added that nothing compares to Kaysville's Cemetery and wanted to thank Trent Walker and his staff for their hard work in taking care of it. Council Member Barber added that the Parks and Recreation Department recently announced that they would have to cancel all spring sports but they hope to be able to have their summer sports. The fiber committee is working on the plans to get the fiber initiative on the ballot in November and are awaiting responses from the RFP for fiber.

Council Member Tran said that earlier this year Planning Commission Alternates were approved for the first time in Kaysville and it has worked out really well. They have become a great addition

to the Planning Commission.

Council Member Barber said that the Council had received an email from Brigg Lewis who expressed concerns for the economy and what the future entails because of the pandemic.

Mayor Witt responded that the Mayors within the county have a meeting every week to give an update on where we are at in regards to coronavirus cases. Overall both the city and the county is doing very well in combating the coronavirus. We are all getting questions about how it will affect summer plans and events. Nothing has been decided as of yet, and we hope to come up with fun solutions for our residents if changes have to be made.

CITY MANAGER REPORT

Shayne Scott said that many changes had to be made within the first couple of weeks within the city offices to be able to continue to conduct city business with our doors shut. There is still a lot going on within the city and city staff has done their best to continue to provide needed services.

Mayor Witt expressed appreciation for city staff and their willingness to figure out how to get things done during this pandemic. Our city staff has been great in getting the work done and many are working harder now than ever. Mayor Witt added her thanks to the community and the willingness she has seen to support each other.

ADJOURNMENT

Council Member Blackham made a motion to adjourn the City Council meeting at 8:25 p.m., seconded by Council Member Lortz and passed unanimously.

CITY COUNCIL STAFF REPORT



MEETING DATE: May 21, 2020

TYPE OF ITEM: Consent
PRESENTED BY:

SUBJECT/AGENDA TITLE: Soccer Uniform Purchase

EXECUTIVE SUMMARY:

The Score Sport purchase of soccer uniforms for the Kaysville Recreation Fall 2020-Spring 2021 season, State Contract AV2294 for \$39,857.75. If the season is unable to be played in the fall, we will start in the spring 2021 and the uniforms will carry us through Spring 2021-Fall 2021. Ordering of the uniforms is needed now, expense would occur in the FY 21 budget year.

Council Options: Approve / Disapprove

Recommended Options: Approve

Fiscal Impact & Fund Source for Recommended Action: Submitted in Tentative FY21 Budget

Attachments: Quote from Score Sports State Contract AV2294

**Quote for
Kaysville City Parks & Recreation
Youth Soccer Program RFP**



Quote prepared for:
Kris Willey-High, Recreation Director
85 N. 100 East Street
Kaysville, UT 84037
(801) 544-1788
kwilley@kaysvillecity.com

Quote prepared by:
Vanessa Martinez, Bid Specialist
726 E Anaheim St.
Wilmington, CA 90744
(800) 626-7774 ext. 1133
vmartinez@scoresports.com

Date: 5/14/2020
Acct#: 497241
Contract #: AV2294

Style/ Item	Description	Size	Qty	Price	Extended Price
Youth Jerseys w/logo and numbers		Youth	1600	\$7.00	\$11,200.00
SCORE Costa Rica No. 235 or	Available in 25 colors for #235 and 21 colors in #221. 24 Colors in #295 and 22 Colors in #270. Price includes 3.5" 2-color W/B logo applied on the left chest of the jersey (L-01109) and and 8"	Adult	800	\$7.00	\$5,600.00



France No. 295



Germany No. 270



Belize No. 221



Camo USA No. 220



Belgium No. 278



Mexico No. 277



Poland No. 286



**8" 2-color W/B Number
placed on BACK of
Jersey**



**3.5" 2-color W/B
Logo #L-01109**

**Youth and Adult Shorts
SCORE Sydney No. 117A**

Available in 12 colors
Shine® body, elastic drawcord
waistband, and classic fit style

Y	1600	\$5.95	\$9,520.00
A	800	\$5.95	\$4,760.00



Quote for Kaysville City Parks & Recreation Youth Soccer Program RFP



Style/ Item	Description	Size	Qty	Price	Extended Price
SOCKS SCORE Solid Socks No. #800	Classic Tube Sock Available in 22 colors Knit-in elastic to keep sock in place Extra padded footbed for extra support		2400	\$2.00	\$4,800.00
 					

Coach Bag with Logo SCORE Coach Bag No. #8640	Available in Black Only 220 The perfect bag for every coach & referee Large U-shaped dual zipper main compartment Dual vented damp item side pockets Dual small team pockets with organizer Extra long front pocket for holding referee flags Includes:		220	\$9.95	\$2,189.00
					

Style/ Item	Description	Size	Qty	Price	Extended Price
Size 3-5 Soccer Balls SCORE Galaxy Ball No. #1460	Available in 4 Sizes - (5, 4, 3, & Mini) The Galaxt soccer ball is designed for training & rec play. Super soft machine stitched PU cover Multiply fabric & EVA foam foam linings for softness & durability. Premium reinforced butyle bladded for maximum air retention. One year quality guarantee	3 4 5	110 75 40	\$7.95 \$7.95 \$7.95	\$874.50 \$596.25 \$318.00
					

				Subtotal:	\$39,857.75
				Sales Tax:	EXEMPT
				Estimated UPS Ground Shipping (See Notes):	Included
				Estimated Total:	\$39,857.75

Misc. Notes:

- All add-on orders will be at the same price.
- **Shipping is included on Main Order only. All Add on orders, shipping will be charged on weight and speed of delivery.**
- Production time for uniform orders of 150+ is approximately **7-10 business days** from receipt of order.
- Production time for equipment orders (if in stock) is approximately **1-3 business days** from receipt of order.
- Delivery time will be approximately **2-3 business days** by way of UPS Ground. Expedited shipping is available at an additional cost.
- *Other terms and conditions may apply. Please see catalog for details.*

Please contact your local Regional Sales Manager, Mike Bennett at (801) 631-8118 or at Mbennett@scoresports.com or you can contact your Inside Sales Representative, Kathie Arzate at (800) 626-7774 ext. 1149 or at karzate@scoresports.com with any questions.

STAFF REPORT



COUNCIL MEETING DATE: May 21, 2020

TYPE OF ITEM: Consent

**SUBJECT/AGENDA TITLE: An Ordinance Amending Title 7, Chapter 1
Regarding the Fire Department**

EXECUTIVE SUMMARY:

City Staff has recently been reviewing the municipal code in an effort to ensure that our code is succinct, current, and addresses the concerns of the City. This amendment eliminates many sections of the Code that Staff believed were unnecessary. Many of these sections created strict timelines that staff believes are unnecessary. Others created restrictions that seem based on unfounded concerns. These amendments would help simplify our code and provide staff greater flexibility to address the needs of the citizenry.

Council Options: 1) Approve the Ordinance Amending Title 7, Chapter 1 Regarding the Fire Department; 2) Approve the Ordinance with any modifications that the Council deems appropriate; 3) Decline to adopt the Ordinance and remand to staff with further direction.

Recommended Options: Staff recommends that the City Council approve the Ordinance Amending Title 7, Chapter 1 Regarding the Fire Department.

Fiscal Impact & Fund Source for Recommended Action: City Staff does not anticipate any costs to the City based on the passage of this ordinance.

Attachments: Proposed Ordinance Amendment

ORDINANCE 20-XX-XX

AN ORDINANCE AMENDING TITLE 7, CHAPTER 1, FIRE DEPARTMENT, PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Kaysville City desires to maintain a code that is easily readable and concise; and

WHEREAS, City Staff has reviewed aspects of Title 7, Chapter 1 regarding the fire department and found them to be overly verbose and restrictive; and

WHEREAS, amending this section of the code would allow greater flexibility for the Fire Department to accomplish its critical tasks; and

WHEREAS, the City Council of Kaysville City finds it to be in the best interest of its citizens to amend this section of the City Code.

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

SECTION I: Repealer. If any provisions of the City's Code previously adopted are inconsistent herewith they are hereby repealed.

SECTION II: Enactment. Title 7, Chapter 1, shall be amended to read as follows:

7-1-1 Department Created

~~There is For the purpose of preventing and extinguishing fires and to protect life and property within Kaysville City there is hereby created the Kaysville City Fire Department. The City shall own, equip and maintain such fire fighting equipment and life saving equipment as the City Council of the City deems necessary and adequate and within the financial ability of the City so to provide. The Fire Department was created in 1911.~~

7-1-2 Fire Chief

~~There is hereby created the position of Fire Chief who shall be the Fire Department supervisor. The Fire Chief shall be appointed by the City Manager on the basis of his qualifications and experience in the field of fire fighting, direction and supervision of personnel and fire fighting equipment.~~

7-1-3 Powers And Duties

~~The Fire Chief shall be responsible and have, under his direction, control and supervision, the continual maintenance and operation of all Kaysville City Fire Department equipment. He shall have the duty of directing the Fire Department personnel in the extinguishing of fires and protection of life and property within Kaysville City and elsewhere when so authorized. He may make such rules and regulations, subject to the approval of the City Council, for the governing of all officers and members of the Department as he may deem necessary. He may make suitable regulations under which the officers and members of the Department shall be required to wear an appropriate uniform or badge, by which, in case of fire and at other times, their authority and position in the Fire Department may be known. The Chief shall have sole and entire command over all officers and members of the Department at fires. He shall adopt such measures as he shall deem necessary for the extinguishment of fire, the protection of life and property, the preservation of order, and the duties required of him by law and the ordinances of Kaysville City. It shall be the duty of the Fire Chief to examine into the condition of all houses and to inspect engines, hose and hook and ladder equipment of the Fire Department.~~

7-1-4 Appointment Of Members

~~The Fire Chief shall, subject to the approval of the City Manager, appoint such number of member fire fighters to the Kaysville City Fire Department as he shall deem necessary adequately to man, operate and activate said Department in the performance of its functions.~~

7-1-5 Removal Of Members

~~The Fire Chief shall have power to remove any officer or member of the Department at any time he sees fit, subject to confirmation by the City Manager.~~

7-1-6 Drills And Instruction

~~The Fire Chief shall conduct suitable drills or instruction in the operation and handling of equipment, first aid and rescue work, salvage, a study of buildings in the City, fire prevention, water supplies, and all other matters generally considered essential to good firemanship and safety of life and property from fire.~~

7-1-7 Investigation

~~The Fire Chief is empowered to assist the proper authorities in suppressing the crime of arson by investigating or causing to be investigated the cause, origin, and circumstances of all fires, when in his opinion arson is suspected as the probable cause of any fire.~~

7-1-8 Records Of Fires And Inspections

~~The Chief shall see that complete records are kept of all fires, inspections, apparatus and minor equipment, personnel and other information about the work of the Department.~~

7-1-9 Quarterly Report On Equipment

~~The Chief shall report quarterly to the City Manager the condition of the apparatus and equipment; the number of fires during such quarter, their location and cause, and date of same and loss occasioned thereby; the number and purpose of all other runs made; and the number of members responding to each fire or other run, and any changes in membership.~~

7-1-10 Annual Report To Mayor And City Council

~~The Chief shall make a complete annual report to the Mayor and City Council within one month after the close of the fiscal year, as to the operations of the Department together with comparative data for previous years and recommendations for improving the effectiveness of the Department.~~

7-1-11 Equipment

~~The Department shall be equipped with such apparatus and other equipment as may be provided by the City to maintain its efficiency and properly protect life and property from fire.~~

7-1-12 Recommendations For Purchases

~~Recommendations of apparatus and equipment shall be made by the Chief to the City Manager, and all purchases shall be made in such manner as may be designated by the City.~~

7-1-13 Fire Protection Agreements With Other Communities

~~The Chief is hereby authorized to recommend agreements with nearby incorporated communities or other organizations with fire protection.~~

7-1-14 Hiring Out Of Equipment

~~No apparatus shall be hired out or permitted to leave the City, except in response to a call for aid at a fire in a neighboring community without the consent of the Chief or his designated representative.~~

7-1-15 Badge

~~Each member of the Department may be issued a badge designating his rank and each member of the Department driving a car shall be issued a suitable insignia to be attached to the car.~~

7-1-16 Compensation

~~The compensation of the Fire Chief and the members shall be fixed by resolution of the City Council from time to time, and shall be paid from the funds of the City~~

SECTION III: Severability. If any section, subsection, sentence, clause or phrase of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of this ordinance.

SECTION IV: Effective Date. This ordinance being necessary for the peace, health and safety of the City, shall become effective immediately upon posting.

PASSED AND ADOPTED by the City Council of Kaysville, Utah, this 21st day of May, 2020.

Katie Witt, Mayor

ATTEST:

Annemarie Plaizier, City Recorder

CITY COUNCIL STAFF REPORT



MEETING DATE: May 21, 2020

TYPE OF ITEM: Action

PRESENTED BY: Nic Mills

SUBJECT/AGENDA TITLE: A Proclamation Disavowing Support of the Utah Business Revival Concert.

EXECUTIVE SUMMARY:

This proclamation would articulate the City's official position on the Utah Business Revival Concert. It expresses respect for the efforts taken by the State of Utah and the Davis County Health Department. This proclamation also recognizes the difficult position that local businesses find themselves in. This proclamation attempts to clarify the City's position due to some potential confusion based on recent media reports.

Council Options: 1) Adopt the Proclamation Disavowing Support of the Utah Business Revival Concert; 2) Adopt the Proclamation with any modifications that the Council deems appropriate; 3) Decline to adopt the Proclamation and remand to staff with further direction.

Fiscal Impact & Fund Source for Recommended Action: None

Attachments: Proclamation

A Proclamation Disavowing Support for the Utah Business Revival Concert

We, the Kaysville City Council, hereby make the following proclamation:

Kaysville City has learned that a group of people—known as Utah Business Revival—are planning to hold an outdoor concert and accompanying festivities at Barnes Park on, or about, May 30th, 2020. Recent events reported by respected media partners have caused confusion about the City's official position regarding this concert. We seek to clarify our position through this proclamation.

As an initial matter, we recognize and empathize with local business. We appreciate that the COVID-19 pandemic has placed extraordinary strain on the economy. The long-term ramifications that this pandemic will have on our communities businesses is a concern for the City Council. We applaud businesses, community partners, and others who have been, and are continuing, to evaluate and implement measures designed to safely and responsibly stimulate the economy.

We also respect efforts by Governor Gary Herbert to advocate for directives that have attempted to balance personal freedom and public health concerns. The aim of the Davis County Health Department's orders to limit the spread of COVID-19 are to be commended. We believe that the efforts of State and County officials have been motivated by noble intentions.

We recognize that balancing public health, personal freedom, and economic recovery during a pandemic is a nearly-impossible task.

We issue this proclamation to simply and clearly articulate the City's Official position on the Utah Business Revival event and resolve any confusion that may exist. Put simply:

1. The Kaysville City Council does not support or endorse the Utah Business Revival event proposed to be held on May 30, 2020, at Barnes Park.
2. The Kaysville City Council does not support any use of City resources or influence to promote or imply affiliation with Mayor Witt's congressional campaign or any other political campaign. Further, we do not support or endorse campaign strategies that imply City promotion or affiliation with specific candidates.

ADOPTED and PROCLAIMED by the City Council of Kaysville, Utah, this 21st day of May, 2020.

Michelle Barber, Mayor Pro Tem

Tamara Tran, City Council

Mike Blackham, City Council

Andre Lortz, City Council

John Adams, City Council



CITY COUNCIL STAFF REPORT



MEETING DATE: May 21, 2020

TYPE OF ITEM: Action

PRESENTED BY: Nic Mills

SUBJECT/AGENDA TITLE: A Resolution Placing a Moratorium on the Issuance of Special Events Permits.

EXECUTIVE SUMMARY:

This resolution places a moratorium on the City's issuance of special events permits. Due to the COVID-19 pandemic, the Parks Department has not hired seasonal staff in the way they normally do. Further, the State and County have issued directives and orders limiting mass gatherings. This resolution would suspend issuance of special events permits in the City until the council took further action. The resolution also adopts a sunset provision so that the Council is not required to take further action to terminate this resolution.

Council Options: 1) Adopt the Resolution Placing a Moratorium on the Issuance of Special Events Permits; 2) Adopt the Resolution with any modifications that the Council deems appropriate; 3) Decline to adopt the Resolution and remand to staff with further direction.

Recommended Option: Adopt the Resolution giving the staff and event organizers direction on how the City desires to handle potential special events this summer.

Fiscal Impact & Fund Source for Recommended Action: None.

Attachments:

RESOLUTION __-__-__

**A RESOLUTION PLACING A MORATORIUM ON THE ISSUANCE OF
SPECIAL EVENTS PERMITS**

WHEREAS, Kaysville City has hosted special events from time to time; and

WHEREAS, Kaysville City has issued permits regarding special events in order to provide for event organizers to be provided appropriate facilities, protect public health, provide for attendee and community safety, adequately address traffic concerns, and account for various other situations that may arise; and

WHEREAS, the COVID-19 pandemic has resulted in fewer seasonal staff being hired to support the mission of the parks department; and

WHEREAS, the COVID-19 pandemic has also resulted in the Davis County Health Department issuing orders regarding mass gatherings; and

WHEREAS, the Governor of the State of Utah has issued guidance regarding best practices for limiting the spread of the COVID-19 virus; and

WHEREAS, Kaysville City has found that most special events draw crowds in excess of the Health Department's orders or the Governor's guidelines; and

WHEREAS, the limited Parks Department staffing and direction from the State and County create pragmatic issues that make responsibly hosting special events difficult for staff to accommodate; and

WHEREAS, Kaysville City believes that placing a moratorium on issuing special events permits will benefit the public health, safety, and welfare of the citizenry.

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

1. That a moratorium on issuing special events permits shall be enacted immediately and will continue until further action of this council.
2. Notwithstanding anything to the contrary set forth herein, this resolution shall expire when the governor of the State of Utah declares a "green" level health risk, the Davis County Health department has rescinded its orders related to COVID-19, or on September 30, 2020 whichever is sooner.

PASSED AND ADOPTED by the City Council of Kaysville, Utah, this ____ day of _____, 20__.

Katie Witt, Mayor

ATTEST:

Annemarie Plaizier, City Recorder

STAFF REPORT



COUNCIL MEETING DATE: May 21, 2020

TYPE OF ITEM: Action

PRESENTED BY: Shayne Scott

SUBJECT/AGENDA TITLE: 2020 Events Plan

EXECUTIVE SUMMARY:

Description:

Kaysville City Administration, in conjunction with the Parks Committee, Mayor Witt and Council Member Barber as Parks liaison, determined to severely limit and cancel Memorial Day and 4th of July events in light of concerns over the Covid-19 pandemic. City officials also coordinated with other cities in Davis County in making the determination to cancel events where large groups of individuals may be tempted to gather and could potentially spread the Corona Virus from one person to another.

Mayor Witt has requested a review of the cancellations and changes that were made. City Staff recommends staying with the cancellations and alterations as previously proposed.

Council Options: Take no action and keep events as they currently are
Move to alter staff recommendations in whatever way City Council sees fit

Recommended Options: Take no action at this time

Fiscal Impact & Fund Source for Recommended Action: Budgeted Event Costs

Attachments: None

STAFF REPORT



COUNCIL MEETING DATE: May 21, 2020

TYPE OF ITEM: Work

SUBJECT/AGENDA TITLE: Discussion of a proposed Ordinance amending Title 2, Chapter 2, Section 12 regarding Termination of Electrical Service

EXECUTIVE SUMMARY:

Under the current code, Staff spends a significant amount of time personally informing power customers prior to the termination of their power service. This amendment does several things. First, it updates the methods that the Power Department can use to effectuate notification prior to termination. Second, it allows, during summer months, for less restrictive notification procedures. Staff surveyed other power suppliers. Staff believes that these amendments generally reflect the current policy regarding shut-off procedures in the market.

Council Options: 1) Move this item to an action item as it currently exists; 2) Move this item to an action item with any modifications that the Council deems appropriate; 3) Decline to move the item to an action item and remand to staff with further direction.

Recommended Options: Staff recommends moving this item to an action item as it currently exists.

Fiscal Impact & Fund Source for Recommended Action: City Staff anticipates that these changes will result in a small cost-savings for the City.

Attachments: Proposed Ordinance Amendment

SECTION 1: AMENDMENT “10-2-12 Termination Of Electrical Service” of the Kaysville City Code is hereby *amended* as follows:

AMENDMENT

10-2-12 Termination Of Electrical Service

1. At such time as a utility account is delinquent 30 days, the customer will be notified of the past due and current charges on the next utility bill. If the past due charges are not paid within 10 days, a written or emailed notice will be sent to the customer's residence or email address stating that the electrical service will be disconnected on a date specified in the notice. ~~If the account is not paid by the date in the notice, a hand delivered shut off notice will be placed on the customer's door giving the customer 48 hours to bring the account to a zero balance or the electrical service will be disconnected.~~
2. Notice of Termination:
 - a. For terminations occurring between October 1 and March 31, personal notification to the account holder is required at least 48 hours prior to the scheduled termination. Personal notification may consist of personal contact, a telephone conversation, a text message or voicemail left at the account holder's telephone number, or an email.
 - b. During all other times of the year, the City should make good faith efforts to notify the customer or an adult member of the household of the termination at least 48 hours prior to the scheduled termination. Such notice may be made by email, mail, telephone, text message to the account holder's telephone number, or personal visit.
3. After giving proper notice, power will be disconnected until the account is paid in full, including any applicable fees. ~~Power will be disconnected until the account is paid in full, plus any applicable fees.~~
4. For terminations occurring between October 1 and March 31, a limiter should be installed to give the customer a small amount of power to run the furnace or small heat source. ~~November 1st through March 31st a limiter will be installed to give the customer a small amount of power to run the furnace or small heat source.~~ If the bill is not paid within 5 days of the limiter being installed, the limiter may ~~will~~ be removed and the electrical service will be disconnected without notice until the account and all applicable fees are paid in full.

STAFF REPORT



COUNCIL MEETING DATE: May 21, 2020

TYPE OF ITEM: Work Item
PRESENTED BY: Shayne Scott

SUBJECT/AGENDA TITLE: Annexation Policy Change Proposal

EXECUTIVE SUMMARY:

Description:

Kaysville City has recently gone through an Annexation Process. When so doing, city staff recognized some ways in which our policy could be clearer. The primary way is a requirement in our policy document that annexed property be served by all utilities provided by Kaysville City.

While the City Council may make an exception to this policy at the time of annexation, having this requirement in a policy plan will give both staff and any proposed annexation landowner an expectation of what it means to be in Kaysville.

If acceptable, this document will need to go through a Public process and include Planning Commission weighing in. Staff proposes a motion to bring it back to Action after this process is complete.

Council Options: Move to Action/Table with direction on possible changes

Recommended Options: Move to Action (after a Public process including The Planning Commission)

Fiscal Impact & Fund Source for Recommended Action: None

Attachments: Annexation Policy Plan

Annexation Policy Plan

Statement of Specific Criteria

The specific criteria that will guide the decision whether or not to grant future annexation petitions are:

1. The area to be annexed is compatible with the character of Kaysville City.
2. Municipal services are needed in the area to be annexed. All properties included in any future annexation shall be served by all possible Kaysville City utilities.
3. The plan for extension of municipal services into the area to be annexed is acceptable.
4. How the services in the area to be annexed will be financed is acceptable.
5. The estimated tax consequences to residents both currently within Kaysville City's boundaries and in the area to be annexed are acceptable.
6. The interests of all affected entities have been considered.

Justification for Excluding Urban Development Within ½ Mile

The areas containing urban development within ½ mile of Kaysville City's boundaries that have been excluded from the Kaysville City Expansion Area are within another city or can be better served by another city.

Statement Addressing any Comments

The Mutton Hollow Improvement District (District) requested that all of Mutton Hollow Road or none of it be included in the Area Kaysville City Anticipates Annexing. District correspondence highly recommended that the 2005 plan be retained in order to preserve the integrity of the District water system and to comply with the long term wishes of most residents in the area to align with Kaysville City rather than Layton City. The 2005 plans show that Layton City and Kaysville City each anticipate annexing about half of the District and half of the water system. The discrepancy was discussed with District representative who states that the Area shown on the 2005 Plan was preferred over all other configurations, so it was shown on the Map.