



CITY COUNCIL AGENDA

Wednesday, July 08, 2020

NOTICE IS HEREBY GIVEN that the Herriman City Council shall assemble for a meeting in the City Council Chambers, located at
5355 WEST HERRIMAN MAIN STREET, HERRIMAN, UTAH

5:30 PM - WORK MEETING:

- 1. Council Business**
 - 1.1 Review of this Evening's Agenda
 - 1.2 Future Agenda Items
 - 1.3 Council Leadership Task List Review
- 2. Administrative Reports**
 - 2.1. Planning Commission Update - Michael Maloy, City Planner**
 - 2.2. Discussion regarding the Impact Fee Accounting - Alan Rae, Finance Director and Blake Thomas, Community Development Director**
[SR_ImpactFeesDiscussion.pdf](#)
 - 2.3. Discussion regarding an amendment to the City Council Rules of Procedure - Chase Andrizzi, City Attorney**
[SR_CouncilProcedures.pdf](#)
 - 2.4. Discussion of a Zoning Map amendment from A-1 (Agricultural) to A-5 (Agriculture Residential) for approximately five acres of property located at 6221 South 13900 South (File No Z2020-016) - Michael Maloy, City Planner**
[SR_Z2020-017_Rezone.pdf](#)
 - 2.5. Wasatch South Hills Amended Development Discussion - Blake Thomas, Community Development Director**

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[SR_SouthHillsBlvdAlignmentDiscussion.pdf](#)

2.6. Juniper Crest Recreation Area Update - Blake Thomas, Community Development Director

[SR_JuniperCanyonRecreationAreaTrailhead.pdf](#)

2.7. State Auditor's Municipal Officer Training - Brett Wood, City Manager

[SR_MunicipalOfficersTraining.pdf](#)

2.8. Midas Creek Discharge Regulation Discussion - Blake Thomas, Community Development Director

[SR_CountyRunoffRegulationMidasCreek.pdf](#)

2.9. City Manager Updates - Brett Wood, City Manager

3. Adjournment

7:00 PM - GENERAL MEETING:

4. Call to Order

4.1 Invocation/Thought/Reading and Pledge of Allegiance

4.2 City Council Comments and Recognitions

5. Public Comment

Audience members may bring any item to the City Council's attention. Comments will be limited to two minutes. State Law prohibits the Council from acting on items that do not appear on the agenda. Public Comment for this meeting will also be conducted electronically. Any person interest in addressing the City Council electronically may submit a comment by emailing recorder@herriman.org or by visiting herriman.org/agendas-and-minutes/ where there will be a link to join the electronic meeting. Your statement will be read into the public record.

6. City Council Board and Committee Reports

7. Public Hearing

7.1. Public Hearing and consideration of a Resolution amending the Herriman City FY 2020-2021 Budget - Alan Rae, Finance Director

[SR_BudgetAmendment.pdf](#)

8. Consent Agenda

8.1. Approval of the May 27, 2020 City Council meeting minutes

[2020_05_27 RCCM Minutes.pdf](#)

9. Discussion and Action Items

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9.1. Discussion and Consideration of an Ordinance amending the Park Ordinance to add Rules and Regulations for the Midas Creek Pump Track - Anthony Teuscher, Deputy Director of Parks, Recreation and Events

[SR_MidasCreekPumpTrack.pdf](#)

9.2. Discussion and consideration of an Ordinance authorizing a zoning map amendment for 1.13 acres of property located at approximately 12609 South 6000 West from A-1 (Agricultural) to A-.25 (Agricultural Residential) (File No. Z2020-027) - Michael Maloy, City Planner

[SR_Z2020-027_Rezone.pdf](#)

9.3. Discussion and Consideration of an Ordinance amending Title 1; Chapter 6 of the Herriman City Code relating to City Council Meeting Times - Jackie Nostrom, City Recorder

[SR_CityCouncilMeetingTimes.pdf](#)

9.4. Discussion and consideration of a Resolution amending the 2020 Annual Meeting Schedule - Jackie Nostrom, City Recorder

[SR_AmendedAnnualMeetingSchedule.pdf](#)

9.5. Discussion and consideration of a resolution identifying the Economic Development benefit of purchasing two parcels from the Utah Department of Transportation - Chase Andrizzi, City Attorney

[SR_UDOT_Purchase.pdf](#)

10. Future Meetings

10.1. July 16 - Planning Commission meeting 7:00 p.m.

10.2. July 29 - Joint Planning Commission/City Council meeting 6:00 p.m.

11. Events

11.1. July 13 - Hungry Herriman Food Truck Roundup; Crane Park 5:00 p.m.

11.2. July 15 - Yoga in the Park; Crane Park 8:00 a.m.

12. Closed Session

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

13. Adjournment

14. Recommence to Work Meeting (If Needed)

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

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

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

I, Jackie Nostrom, certify the foregoing agenda was emailed to at least one newspaper of general circulation within the geographic jurisdiction of the public body, at the principal office of the public body, on the Utah State Public Notice website www.utah.gov/pmn/index.html and on Herriman City's website at www.herriman.org. Posted and dated this 2nd day of July, 2020. /s/ Jackie Nostrom, City Recorder

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STAFF REPORT

DATE: July 1, 2020

TO: The Honorable Mayor and City Council

FROM: Blake Thomas, Community Development Director

SUBJECT: Impact Fee Discussion

DISCUSSION:

Councilmember Shields requested in the previous City Council meeting that staff prepare a discussion on impact fees. This discussion will include information as follows:

- General Impact Fee Discussion
 - What is an impact fee
 - Why we have impact fees
 - Who authorizes/governs impact fee collection
 - How are they collected and spent
 - When can fees be spent and how long can the city hold collected fees
 - What can they be used for and what can they not be used for
- How a master plan, impact fee facilities plan, and impact fee analysis are developed and adopted and how each of these documents relates to impact fees
- What facilities does Herriman collect impact fees for
 - Brief overview of each impact fee facilities plan
 - What is currently budgeted for Herriman's impact fee funds
- How do we budget to spend impact fees
 - How projects are prioritized and funded
- General budget discussion of impact fee funds and future projections for funding infrastructure.



Impact Fees Discussion

City Council Meeting
July 8, 2020



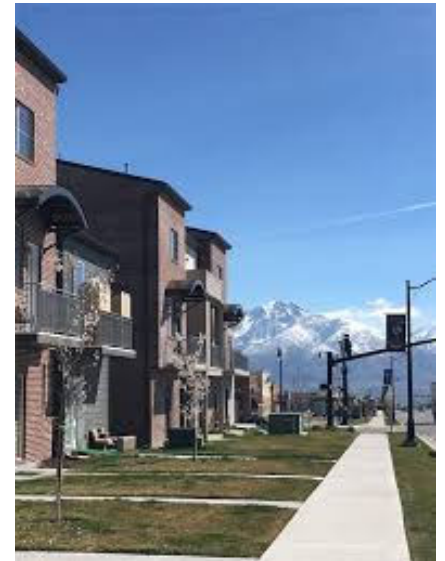
Impact Fees...what they are

- A form of development exaction
- A one-time charge to new development to raise revenue for new or expanded public facilities necessitated by that development
- Improvements eligible must
 - have a useful life of 10 or more years
 - Be owned or operated by a local government
- Governed by State Statute (Title 11, Chapter 36a: Impact Fees Act)
- Paid by Developers and Builders
- To be used specifically for qualifying projects according to fund type



Impact Fees...what they are not

- Impact fees are not a tax
- A building permit, utility hook-up, or application fee
- A recurring cost
- A savings account for the city
- Funds used to do operation or maintenance of infrastructure
- Free to be used on whatever project the city council wants to do



Impact Fees, How Are They Determined

- Determined if imposed by City Council
 - Growing communities need impact fees to fund public infrastructure costs
- Steps to determine fee
 - Master Plan
 - Analyze current system and determine future needs
 - Estimate growth
 - Determine Level of Service for each facility
 - Impact Fee Facilities Plan
 - Analyze existing system to determine excess capacity and existing deficiencies
 - Determine actual costs for existing infrastructure and anticipated costs for future infrastructure projects (can only count up to 10 years from study)
 - Impact Fee Analysis
 - Establish a fee
 - Include adjustments for other funding sources, capacity used in study period, etc.



Impact Fees, How Are They Adopted

- Determine that an impact fee is necessary
- Public notice that the City is planning to enact or change and IFFP or IFA
- Preparation of the plans by qualified professionals
- Public hearing with required notice
- City Council adopts the Enactment ordinance
- 90-day post adoption effective date



Impact Fee Funds

Transportation

- One service area
- Paid at same time as Building Permit
- Residential
 - Single Family: \$2100/house
 - Multi-Family: \$1700/unit
- Commercial
 - Business:
 - \$1400/1k sq.ft.
 - Commercial/Mixed Commercial:
 - \$4350/1k sq. ft.



Water

- Two service areas
- Paid at same time as Building Permit
- Residential & Commercial
 - Tables used based on meter or lot size depending on secondary water is available to the lot



Storm Drain

- Three service areas (SA)
- Paid at plat (prior to building permits)
- Residential
 - SA1: \$3106.57/ac
 - SA2: \$1337.48/ac
 - SA3: \$8041.32/ac
- Commercial
 - SA1: \$3489.79/ac
 - SA2: \$1337.48/ac
 - SA3: \$8041.32/ac



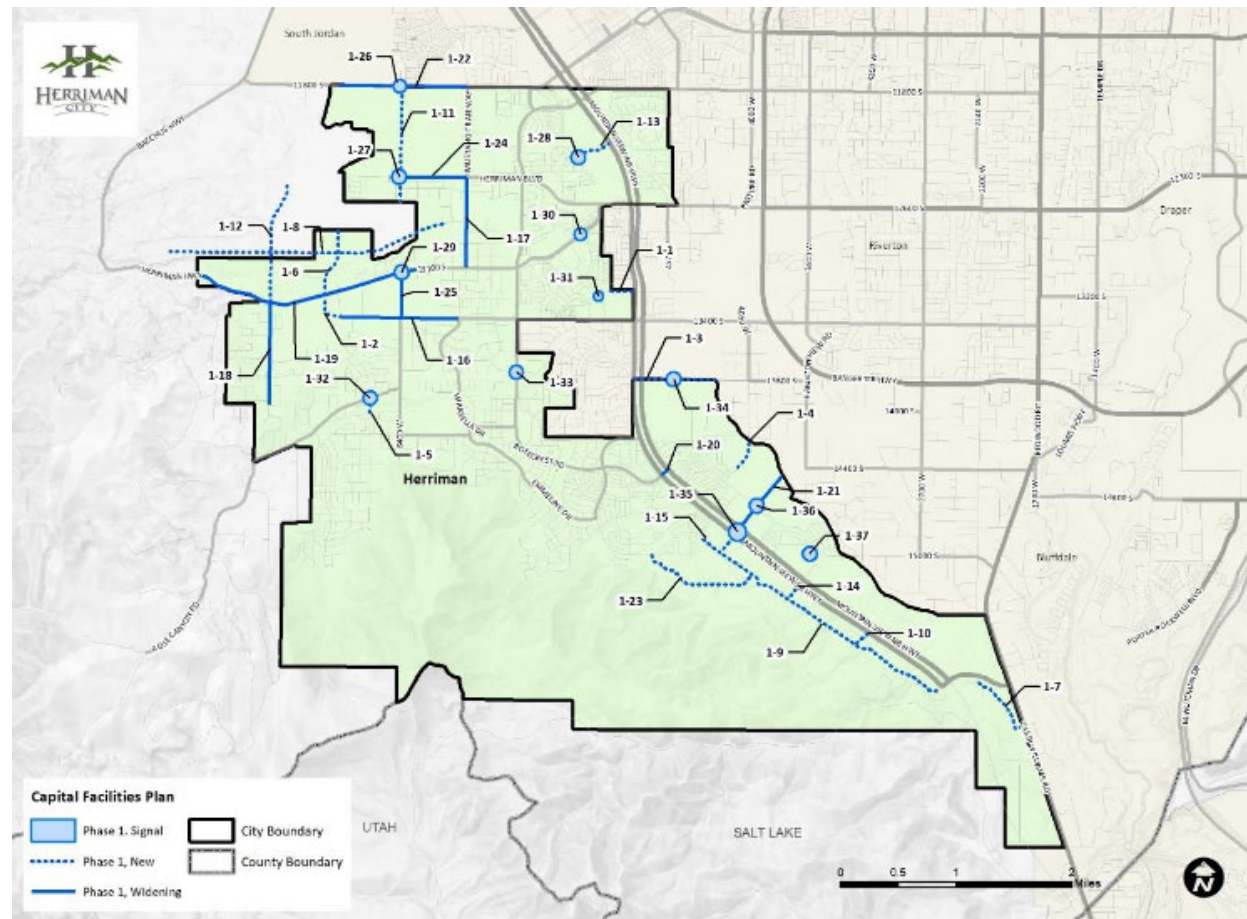
Parks

- One service area
- Paid at same time as Building Permit
- Residential
 - Single Family: \$2903.90/house
 - Multi-Family: \$2735.24/unit
- Commercial
 - No fee



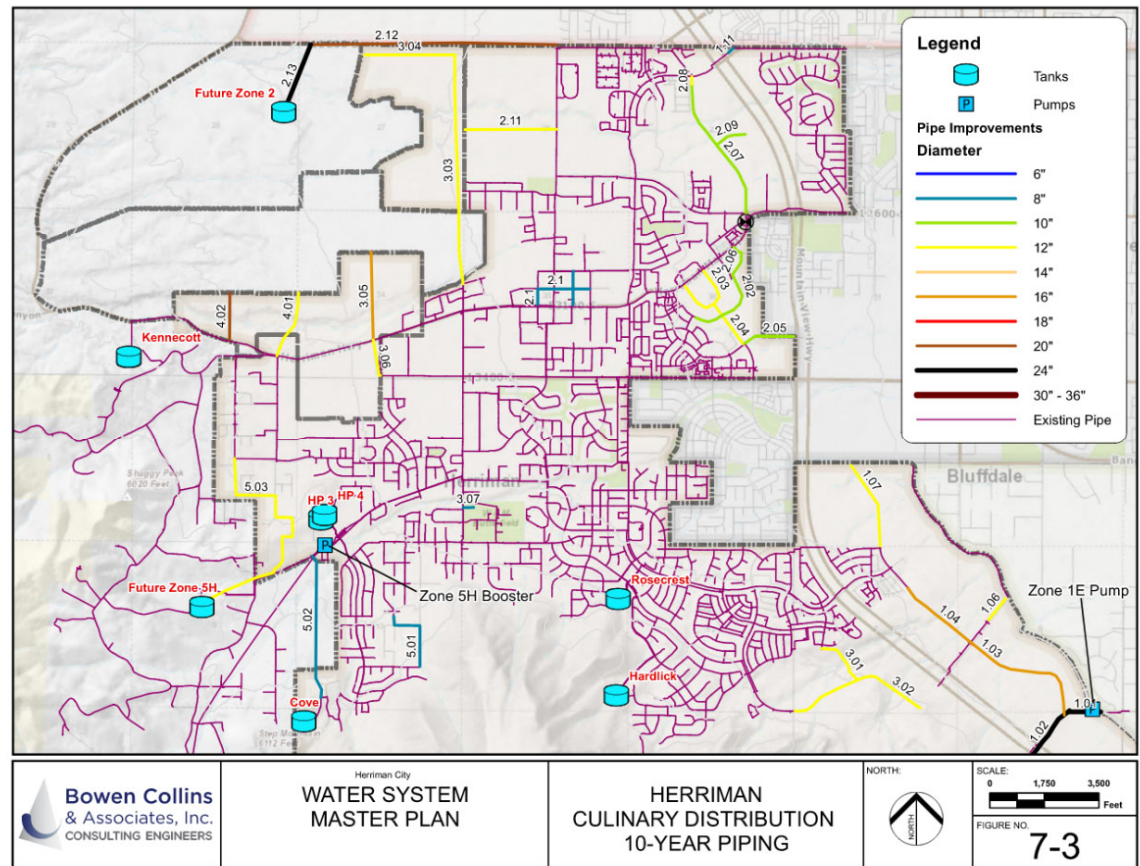
Transportation Impact Fee Facilities Plan

- Map represents 10 year of projects
- 29 Total Projects
- Not all projects are eligible to be 100% paid for by impact fees

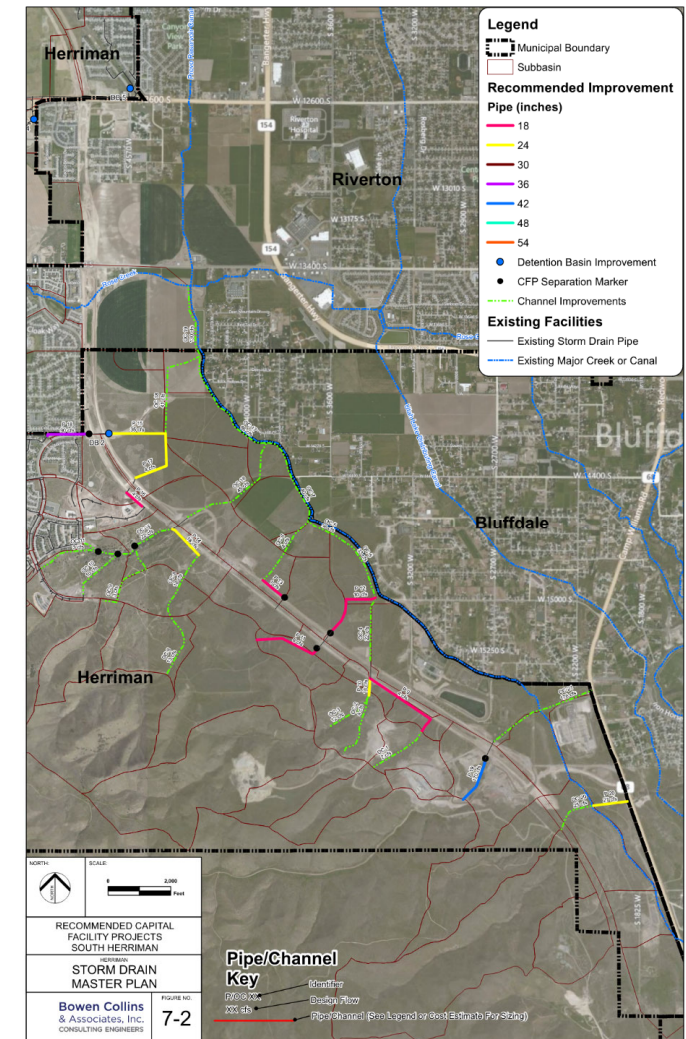
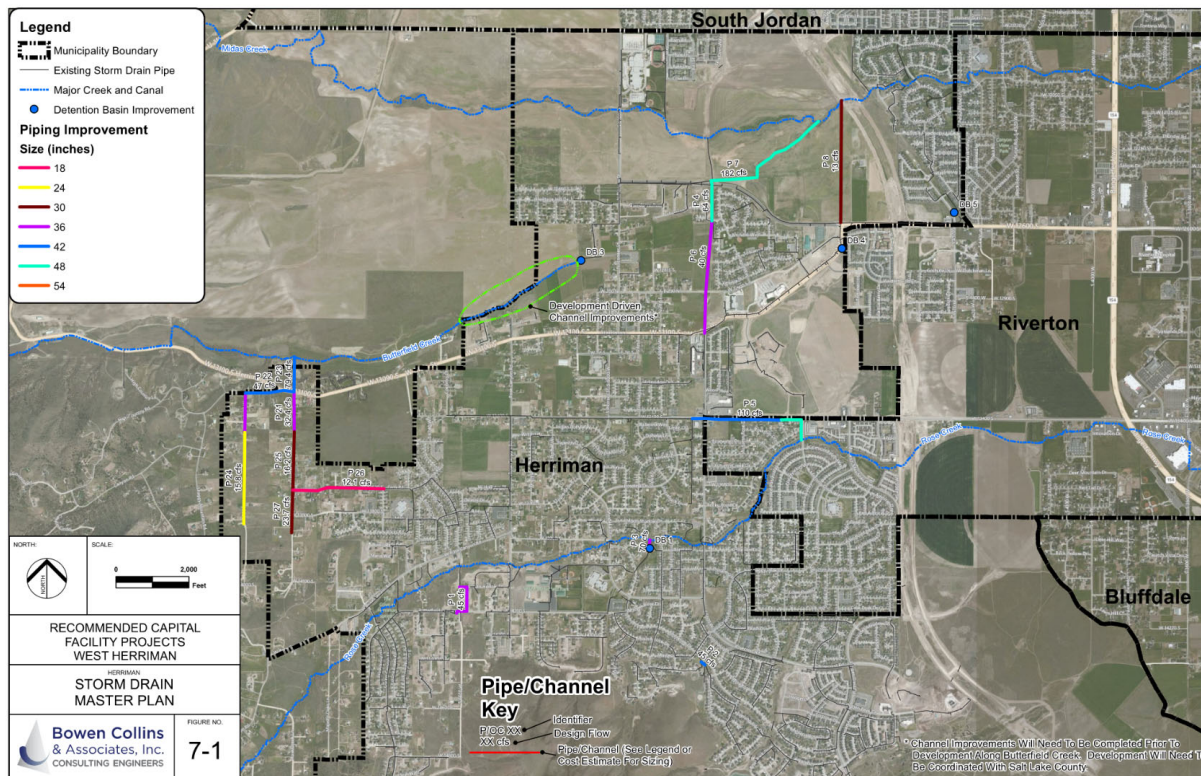


Water Impact Fee Facilities Plan

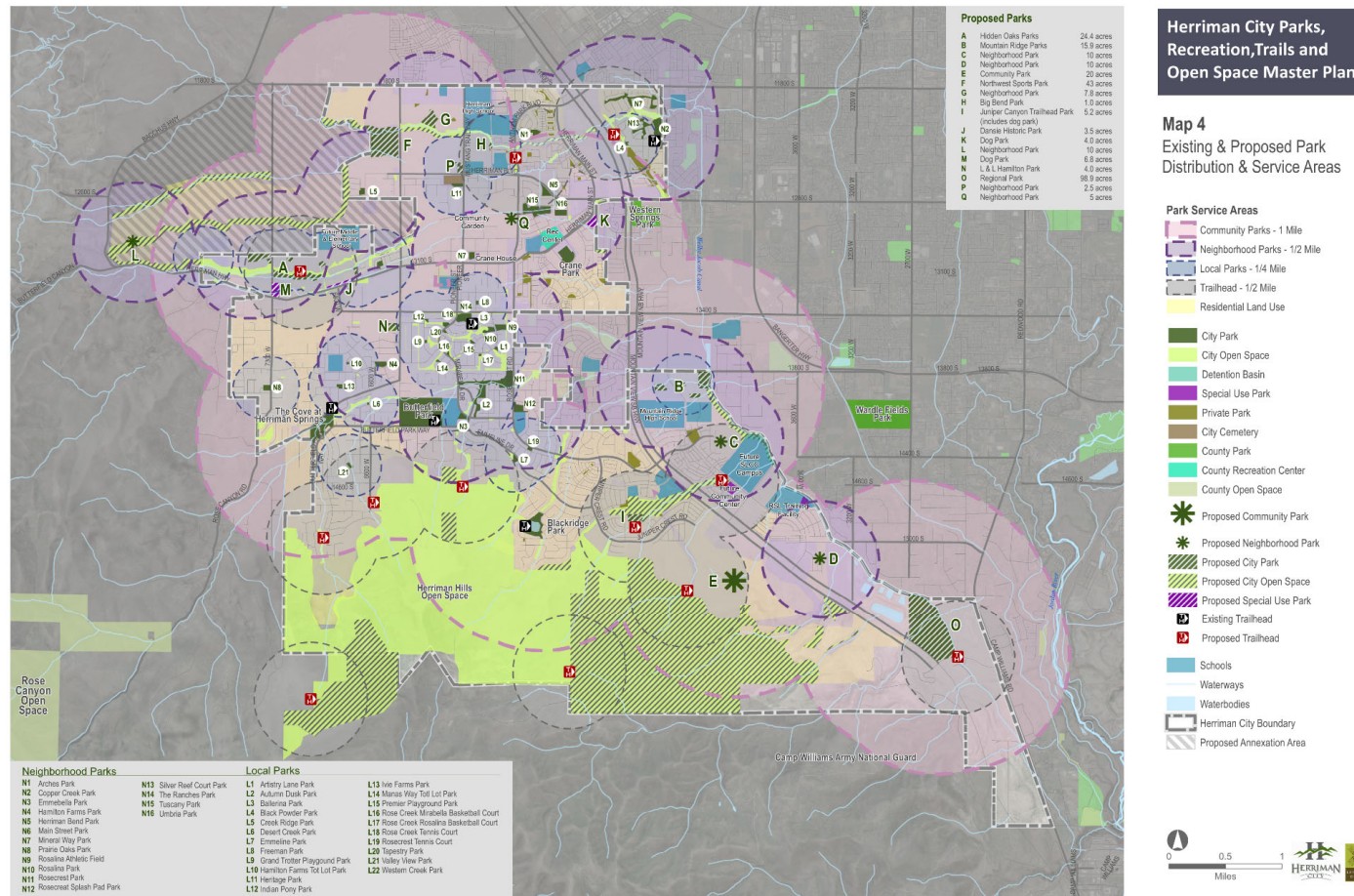
- Map represents 10 year of pipe projects
- 28 Total Projects
- Other maps for storage and sources



Storm Drain Impact Fee Facilities Plan



Parks Impact Fee Facilities Plan





STAFF REPORT

DATE: July 2, 2020

TO: The Honorable Mayor and City Council

FROM: Chase Andrizzi, City Attorney

SUBJECT: Amendment to the City Council Rules of Procedure

RECOMMENDATION:

Provide direction to staff what amendments are desired.

DISCUSSION:

During the January 15, 2020 Special City Council Meeting, the City Council requested amendments be conducted to the Rules of Procedure. During the June 24, 2020 City Council meeting, the Council requested another legal review to provide additional recommended changes.

ALTERNATIVES:

Request any other desired changes.

FISCAL IMPACT:

None.

HERRIMAN CITY COUNCIL

RULES OF ORDER AND PROCEDURE

Passed and approved by the Herriman City Council ____/____/____

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BACKGROUND

As the legislative body in Herriman City (the “City”), the Herriman City Council (the “Council”) requires a systematic and orderly way of conducting its business. The following rules of order and procedure (the “Rules”) establish methods and practices for conducting Council business. Utah Code Ann. § 10-3-606 requires that the Council adopt for all of its public meetings, a set of rules of order and procedure that govern, at a minimum, the following items:

1. Parliamentary order and procedure of public meetings;
2. The ethical behavior of the Council; and
3. Civil discourse of Council and citizens at such meetings.

State law also requires:

1. That the Rules apply to all public meetings of the Council;
2. That the Council conduct all meetings in accordance with the Rules; and
3. The Rules be made available to the public.

In addition to these Rules, the Council is also required to abide by the Utah Open and Public Meetings Act (Utah Code Ann. § 52-4-101, *et seq.*) and the Municipal Officers’ and Employees’ Ethics Act (Utah Code Ann. § 10-3-1301, *et seq.*). Those statutory requirements are incorporated into these Rules by reference. In the event of any conflict or inconsistency between these Rules and the Utah State Code, the Utah State Code shall govern.

The Rules are created by the Council to comply with the requirements of the State Code, but also to provide for full, open, and comprehensive debate of issues brought before the City Council for action in a forum open to the public, and which encourages citizens’ awareness of Council business. Accordingly, they are organized into two parts with the first part dealing with the organization of the Council and its meeting (comprising sections 1 – 13), and the second part dealing with general guidelines for conduct of the council (comprising sections 14 – 22). These Rules do not, and are not intended to, increase or diminish the existing powers or authority of the Mayor or Council members as such are set forth in state law or local ordinance.

To ensure that the above-describe requirements and purposes are being achieved, the Council may periodically review and amend these rules upon a majority vote of the Council.

1. ORGANIZATION

- 1.1. Council. The powers of municipal government in Herriman City (the “City”) are vested in the Council. The Council is composed of five members, one of whom is the City Mayor (the “Mayor”). The other four members of the Council are elected to represent one of four districts within the City.
- 1.2. Mayor. The Mayor is a regular, voting member of the Council. The Mayor also serves as the chair of the Council and presides at all Council meetings. The Mayor has the primary responsibility for ensuring that these Rules are followed. In addition, the Mayor is also responsible for maintaining the dignity of Council meetings, calling the meeting to order, setting time limits on input and discussion items, recognizing Council members, and courteously discouraging Council members from interrupting others who have the floor and ensuring that the rule of order of the meeting is maintained. In the mayor’s absence, inability, or refusal to act, the mayor pro tempore shall preside at Council meetings.
- 1.3. Mayor Pro Tempore.
 - 1.3.1. Authority. If the Mayor is absent, unable, or refuses to act, the Mayor Pro Tempore shall preside at Council meetings and perform the duties and functions of the Mayor during the Mayor’s absence, disability, or refusal to act.
 - 1.3.2. Election. Pursuant to Herriman City Code 1-6-3(B), the members of the Council may elect, upon a majority vote, another member of the Council to serve as mayor pro tempore. The election of the mayor pro tempore shall be held at the Council’s first regular meeting each January. The Recorder shall enter in the minutes of the Council meeting in which the mayor pro tempore is elected, the election of mayor pro tempore.
 - 1.3.3. Method of election. The election for mayor pro tempore shall comply with the following:
 - 1.3.3.1. The Mayor shall call for nominations, and any member of the Council may submit names for nomination. A voice vote is necessary to close the period of time for nomination.
 - 1.3.3.2. If two or fewer names are submitted for nominations, then only one vote will be held. If three or more are submitted, then voting will take place in two rounds.
 - 1.3.3.3. Voting shall be by written ballot which identifies the Council member casting the vote. The City Recorder shall collect all written votes and announce the vote cast, as well as the council member who cast the vote.
 - 1.3.3.4. In elections with two rounds, the first round shall narrow the field of candidates down to the two who received the most votes, and the Council will vote in a second round.
 - 1.3.3.5. In the event of a tie between two candidates, the tie shall be resolved by an immediate coin toss by the City Recorder in the presence of the Council. In the event of a three-way tie in an initial round of voting, the field shall be narrowed by means of drawing straws, with the Council member who draws the short straw being eliminated.
 - 1.3.3.6. A vacancy in the position of mayor pro tempore shall be filled by election in the manner prescribed above and the new mayor pro tempore shall serve until the end of the unexpired term which he or she is filling.
 - 1.3.4. Term. The mayor pro tempore shall serve for one year, or until the next meeting where a new mayor pro tempore is elected.

- 1.4. *Absence of Mayor and Mayor Pro Tempore*. In the absence of both the Mayor and the mayor pro tempore at a meeting, the Council member who conducted at the meeting is authorized to sign all documents upon which final action was taken during that meeting.
- 1.5. *Parliamentarian*. The City Attorney shall serve as the parliamentarian and will recommend rulings, upon the request of the Mayor, to all points of order raised during any Council meeting. The Parliamentarian does not vote on issues before the Council and only clarifies these Rules and recommends rulings.

2. PARLIAMENTARY PROCEDURE AT MEETINGS

- 2.1. *Purpose of Parliamentary Procedure*. The purpose of parliamentary procedure is to make it easier for people to work together effectively and to help groups accomplish their purposes. The following are crucial elements of parliamentary procedure to be used, respected, and observed by the Council.
 - 2.1.1. Motions are assigned a level of importance and an order of precedence as set forth herein.
 - 2.1.2. All members have equal rights, privileges, and obligations.
 - 2.1.3. One of the Mayor's main responsibilities is to use the authority of the chair to ensure that all people who attending a meeting are treated equally. The chair should not permit a vocal few to dominate the debates.
 - 2.1.4. Each member agrees to be governed by the vote of the majority.
 - 2.1.5. The rights of the minority must always be protected.
 - 2.1.6. Although the ultimate decision rests with a majority, all members have such basic rights as the right to be heard and the right to oppose.
 - 2.1.7. The rights of all members should be the concern of every member, for a person may be in a majority on one question, but in minority on the next item.
 - 2.1.8. Every matter presented for decision should be discussed fully.
 - 2.1.9. The right of every member to speak on any issue is as important as each member's right to vote.
 - 2.1.10. Every member has the right to understand the meaning of any question presented to a meeting, and to know what effect a decision will have.
 - 2.1.11. A member always has the right to request information on any motion he or she does not thoroughly understand.
 - 2.1.12. All meetings must be characterized by fairness and by good faith.

3. GENERAL MEETING RULES

- 3.1. *Public Meetings*. All meetings of the Council shall be open to the public except as allowed by State Law.
- 3.2. *Location*. Unless publicly noticed otherwise, all meetings of the Council shall be in Council chambers located at Herriman City Hall, 5355 West Herriman Main Street, Herriman, Utah 84096.
- 3.3. *Quorum and Majority*. Three members of the Council shall constitute a quorum. At least three votes, which constitutes a majority of the Council, are required to take any action by the Council regardless of absence or vacancy.
- 3.4. *Recognition by the Mayor*. All Council members, City staff, and individuals from the general public shall be recognized by the Mayor before addressing the City Council on any issue. All communications directed to the City Council will occur at the podium or at any location where a microphone is present and upon recognition

by the Mayor. Public outbursts, gestures, applause, or other attempts to disrupt any Council meeting are prohibited and may be punished under State law.

- 3.5. Meeting Minutes. The City Recorder shall prepare draft minutes of each Council meeting. Draft minutes shall be brought to the Council for approval. Once written minutes are ready to be presented to the City Council, those minutes become public record. Written minutes that are made available to the public before final approval of the Council shall be clearly identified as “awaiting approval.”

4. TYPES OF MEETINGS

- 4.1. Regular Meetings. The Council holds regular meetings on the second and fourth Wednesday of each month. The Council conducts standard business in Regular Meetings.
- 4.2. Special Meetings. The Council may convene a Special Meeting upon order of either the Mayor or any two Council members. The order to convene a Special Meeting shall provide at least three hours’ notice of the Special Meeting and notify the other Council members (who did not order the Special Meeting) of the time and place of such meeting.
- 4.3. Emergency Meetings. In the event of an emergency or an urgent matter, any Council member, including the Mayor, may request an Emergency Meeting. An attempt must be made to notify all Council members of such meeting and the best notice practicable shall be given. No Emergency Meeting will be held unless a majority of the Council Members vote in favor of holding such a meeting.
- 4.4. Closed Meetings. Subject to the parameters of the Open and Public Meetings Act, and upon a majority vote of the Council, the Council may adjourn a noticed meeting¹ to a closed meeting to discuss certain topics. The reason for holding a Closed Meeting and the roll-call vote to hold such a meeting shall be entered on the minutes of the noticed meeting. The Council may not approve any ordinance, resolution, rule, regulation, contract, or appointment in a Closed Meeting. Unless a meeting is closed to discuss the character, professional competence, or physical or mental health of an individual, the Closed Meeting may be recorded and minutes may be kept. Any recordings or minutes of a Closed Meeting are protected records under Utah’s Government Records Access and Management Act (GRAMA).
- 4.5. Work Meetings. The Council may regularly convene Work Meetings to openly discuss upcoming Council business, receive updates on items already before the Council, or to address those items on the Work Meeting agenda. The Council takes no action at Work Meetings and public comment is generally not allowed. Instead, after discussion, the Council will refer items to a future Regular Meeting agenda for consideration under the Consent Agenda, or to another work meeting for additional work and discussion by the Council. Notice of Work Meetings shall be provided and the Mayor shall sit as the chair of such meetings.
- 4.6. Workshops and Executive Session Meetings. The Council may convene a Workshop or Executive Session meeting to discuss broad issues facing the City. These meetings are open to the public and appropriate public notice must be given. The Council makes no final decisions on any resolutions, ordinances, or other matters before the Council at such meetings.

5. FORM OF MEETINGS

- 5.1. In-Person Meetings. Unless as otherwise set forth below, all Council meetings shall be held in-person and at the location listed on the notice for the respective meeting.
- 5.2. Electronic Meetings. Under certain circumstances, which are governed by state law and local ordinance, the Council may convene a public meeting through electronic means where each Council member is connected with all others concurrently. Notice of electronic meetings will be posted as required by law and an opportunity will be provided for the public to provide comments and give appropriate feedback at such meetings.

¹ A meeting is a “noticed meeting” if it complies with the requirements of Utah Code Ann. § 52-4-202.

- 5.3. Form of Meeting Required on Notice. Every notice of Council meetings, regardless of the type, will set forth the form of the meeting and shall otherwise comply with the notice requirements of the Open and Public Meetings Act.

6. GENERAL ORDER OF BUSINESS FOR REGULAR MEETINGS

- 6.1. Work Session. Generally, a Work Session will precede a Regular Meeting and shall start at 5:00 p.m. Work Sessions usually proceed as follows.

6.1.1. Council Business

6.1.1.1. Regular Session Agenda Review

6.1.1.2. Identify Future Agenda Items

6.1.2. Administrative Reports from the City Manager and other City Staff

- 6.2. Regular Session. Generally, regular sessions shall start at 7:30 p.m., or upon call of the Council. Regular sessions usually proceed as follows.

6.2.1. Call to Order / Welcome / Introduction / Invocation / Thought / Reading

6.2.1.1. Any presentation, invocation, thought, or reading (collectively the “Presentations”) shall be done on a volunteer basis and without cost to the City.

6.2.1.2. The Presentations are intended to be non-denominational and non-proselytizing in charter and not exceed two minutes in length.

6.2.1.3. The person offering the Presentations will be referred to as the presenter. The presenter will be allowed up to two minutes.

6.2.1.4. The City will not dictate the form or content of any Presentation.

6.2.2. Pledge of Allegiance

6.2.3. Council and Mayor Comments/Recognitions

6.2.4. Public comments

6.2.4.1. The purpose of public comment is to allow citizens to address the Council.

6.2.4.2. Citizens requesting to address the Council will be asked to complete a written comment form and present it to a designated peace officer.

6.2.4.3. In general, the Mayor will allow an individual two minutes to address the Council. A spokesperson, recognized as representing a group in attendance, may be allowed up to five minutes. Staff shall monitor, with a timer, the amount of time for public comment and clearly indicate to such presenter when the presenter’s allotted time has expired. At the conclusion of the citizen comment time, the Mayor may direct staff to assist the citizen on the issue presented; direct the citizen to the proper administrative department(s); or take no action.

6.2.5. City Council Board and Committee Reports

6.2.5.1. Council Members will present a summary report on the City committees or external boards to which they are assigned.

6.2.6. Reports, Presentations, and Appointments

6.2.7. Public Hearings

6.2.7.1. Public Hearings shall be conducted in accordance with Section 12 of these Rules.

6.2.8. Consent Agenda

6.2.8.1. The Consent Agenda consists of items that are administrative actions where no additional discussion is needed or which are routine in nature.

6.2.8.2. All items on the Consent Agenda shall be adopted by a single motion and roll call vote.

6.2.8.3. The Council can remove an item from the Consent Agenda for discussion by a majority vote. The item will keep its agenda number and will be added to the Discussion and Action Items portion of the agenda for discussion, unless placed otherwise by the Council.

6.2.9. Agenda Items for Discussion and Action

6.2.9.1. These items are legislative in nature and therefore Council discussion, presentation, and public feedback are encouraged. Such items also include policy, procedural, or other deliberations which do not include a formal action by the Council, but may include direction given to City staff for future consideration.

6.2.10. Future Meetings and Events

6.2.11. Closed Meeting

6.2.12. Adjournment

7. CITY COUNCIL AGENDA

7.1. Requirement. All meetings of the Council will have a notice and agenda that complies with the Utah Open and Public Meetings Act.

7.2. Requests for Agenda Items. An item may be placed on the agenda by the City Manager or at the request of at least two Council members. The City manager should inform all the other Council members of the items being requested for the agenda. Proper requests for agenda items shall appear on a draft agenda for Council review.

7.3. Timeframe for Delivery of Information. For each Council meeting, members will receive a packet containing the agenda of the meeting as well as complete information pertaining to items on the agenda. To allow members adequate time to study the items for consideration at the upcoming meeting(s), all information for agendas and packets will be delivered to the City Recorder by noon on the Wednesday preceding the meeting(s). The City Recorder will then distribute the agenda and packet to the Council by 5:00pm the following day (Thursday preceding the meeting). These timeframes may be altered depending upon the type of meeting being held.

7.4. Removing Items. In order for an item to be removed from an agenda, the applicant must request in writing to have an item removed. If, however, the applicant has not provided all of the necessary documentation for a meeting of the Council prior to the appropriate deadline as set forth above, the item will automatically be removed from the Agenda.

7.5. Preparation. The agenda is prepared by the City Manager and submitted to the Council for review. Upon Council approval, the agenda shall be posted. Once the agenda is posted, it shall not be amended or modified except by the Council pursuant to motion and majority vote. Provided however, matters or items may be added to an agenda because of unforeseen circumstances of an emergency or urgent nature as determined in writing by the City Manager or Assistant City Manager and the writing is delivered to the Council at the time the matter or item is added to the agenda.

- 7.6. Withdrawal of Items. To expedite progress of the meeting, the Mayor may announce that the presenter or applicant would like to withdraw the item from the agenda and ask if there is any objection. If no members objects, the Mayor can go on to the next item of business. A unanimous lack of objection is, in effect, a unanimous vote to delete the item from the agenda.

8. GENERAL RULES OF MOTIONS

- 8.1. Motions. A motion is a formal proposal by a Council member during a meeting that the Council take certain action. Matters appearing on the agenda for a meeting may be discussed by the Council prior to a motion being made. Motions should be succinct and clearly understood by the Council. All motions require a second before they can be discussed or acted upon. A motion that does not receive a second dies for lack of a second and no action may be taken on that motion. Motions require a minimum of three affirmative votes to be approved. The Council should not consider any matter unless it has been placed before the meeting in the form of a motion.
- 8.2. Procedure. The following procedures apply to making, discussing, and voting on motions:
- 8.2.1. A motion on an agenda item shall not be made prior to the Mayor requesting for a motion on the matter. After a motion has been made, the Mayor shall: (1) announce the author of the motion; (2) restate the motion; (3) announce who seconded the motion; (4) ask if there are any questions on the motion; and (5) call for a vote on the motion.
 - 8.2.2. If a question is raised or further discussion is needed on a motion, the author of the motion is allowed to speak first. All other Council members are allowed to address the issue after the author. The author is also allowed to make a summation.
 - 8.2.3. The author of a motion may amend or withdraw the motion before it has been seconded and restated by the Mayor. Once a motion has been restated by the Mayor, it belongs to the Council and the motion requires a majority vote to withdraw it.
 - 8.2.4. If no additional discussion, questions, or other motions are made, the Mayor may then call for a vote on the original motion.
- 8.3. Classification and Order of Motions. Each motion is assigned a level of importance and precedence. The terms “precedence” and “importance” are not synonyms. The most important motion is the main motion which also has the lowest degree of precedence. Motions should be classified by level of importance and precedence in accordance with the following rules.
- 8.3.1. The most important motion is the first one made.
 - 8.3.2. The motion with the highest degree of precedence is the last motion made.
 - 8.3.3. Except as otherwise set forth in these Rules, there can only be one motion of any degree of precedence pending at one time. Other motions proposed during consideration of a motion can be accepted by the Mayor only if they are of higher precedence.
 - 8.3.4. There may only be up to three motions of any level of precedence on the floor at the same time.
 - 8.3.5. The motions shall be addressed in the reverse order in which they were made. As such, the last motion being made should be addressed first. If the third motion being made passes and moots the first and second motions, the first and second motions shall not be considered. If the third motion fails, the second motion shall be considered before the first. If the second motion passes and moots the first motion, the first motion shall not be considered. If the second motion fails, the first motion shall be considered. If the first motion was amended by another motion of higher precedence, the amended format would be considered. If not amended by another motion, then the original version of the first motion would be considered.

9. TYPES OF MOTIONS

9.1. Main Motions.

- 9.1.1. A main motion is a motion that brings business before a meeting.
- 9.1.2. Because a meeting can consider only one subject at a time, a main motion can be made only when no other motion is pending.
- 9.1.3. A main motion ranks lowest, in the order of precedence, but highest in terms of importance.
- 9.1.4. When a main motion has been stated by one member, seconded by another member, and repeated for the meeting by the Mayor, the meeting cannot consider any other business until that motion has been disposed of, or until some other motion of higher precedence has been proposed, seconded, and accepted by the Mayor.
- 9.1.5. A main motion must not interrupt another speaker, requires a seconder, is debatable, can be amended, cannot be applied to any other motion, and may be reconsidered.
- 9.1.6. When a motion has been made by a member and seconded by another, it becomes the property of the meeting. The mover and seconder cannot withdraw the motion unless a majority of the Council agrees. Alternatively, the Mayor may ask if the Council objects to the motion being withdrawn. If no one objects, then the motion may be withdrawn.

9.2. Secondary Motions

- 9.2.1. Secondary motions assist a meeting in treating or disposing of a main motion and, as such, take precedence over the main motion.
- 9.2.2. These motions are listed below in ascending order of rank. Accordingly, each of these motions takes precedence over all of the secondary motions listed before such motion.
 - 9.2.2.1. ***Postpone Indefinitely.*** This motion is made to kill a pending main motion. If a main motion is brought before a meeting, a Council member can propose to dispose of the question (without bringing it to a direct vote) by moving to postpone indefinitely. Such a motion can be made at any time except when a speaker has the floor. If passed, the motion kills the matter under consideration. It requires a seconder, may be debated, cannot be amended, can be reconsidered only if the motion is passed, and requires a majority vote to pass.
 - 9.2.2.2. ***Amend.*** A motion to amend may be made after an initial motion and is usually used to change the initial motion in some way. A motion to amend is germane to the initial motion and must not be the same as a negative vote on the initial motion. It seeks to retain the initial motion on the floor and only alter it slightly with new or different language. An amendment to the initial motion should be discussed and voted on before the main motion. With a motion to amend, the Council votes only on whether to amend the initial motion and not the item addressed in the initial motion. If the amended motion passes, it becomes the initial motion and the Mayor shall proceed with the amended motion in the same manner as the initial motion. A motion to amend cannot interrupt another speaker, must be seconded, is debatable if the motion to be amended is debatable, may itself be amended by an amendment to the amendment, can be reconsidered, and requires a majority vote to pass. If the amendment is defeated, another amendment may be proposed, or discussion will proceed on the original motion. If the amendment carries, the meeting does not necessarily vote immediately on the motion as amended. The discussion of the principle of the original motion was not permitted during debate on the amendment and there may be members who want to speak now on the issue raised in the original motion. Other amendments may also be proposed, provided that they do not alter or nullify the amendments already passed. After all

discussion on all applicable amendments, the Council will vote on the “motion as amended” or, if all amendments are defeated, on the original motion. If more than two amendments are proposed, the Council should consider a substitute motion.

- 9.2.2.3. ***Postpone to a Certain Time.*** A motion to postpone to a certain time is used to consider a main motion later in the same meeting, or at a later time and in another meeting. Such a motion can be made regardless of how much debate there has been on the main motion it proposes to postpone. A motion to postpone may be to postpone to a specific time/date or until after some other item of business has been decided. When the time to which a motion has been postponed has arrived, the Mayor shall state the postponed motion to the Council for its consideration. A motion to postpone to a definite time may not interrupt another speaker, must be seconded, is debatable only as to the propriety or advisability of postponing and of postponing to the particular time, can be amended, can be reconsidered, and requires a majority vote if the postponement is to a subsequent meeting. If the postponement is to a later time in the same meeting, the effect is to amend the agenda of that meeting, and the motion therefore requires a majority vote.
- 9.2.2.4. ***Limit/Extend Limits of Debate.*** A motion to limit debate changes the normal rules of debate set forth herein. Such a motion may, for example, limit the time of the whole debate or it might limit the time taken by each speaker. A motion to extend debate permits greater participation and time than usual. A motion to limit or extend the time of debate may not interrupt a speaker, must be seconded, and is not debatable, can be amended, may be reconsidered, and requires a majority vote.
- 9.2.2.5. ***Table.*** A motion to Table a main motion has the effect of delaying action on the main motion in question. If a subsequent meeting does not lift the question from the table, the effect of the motion to table is to prevent action from being taken on the main motion. A motion to table may not interrupt another speaker, must be seconded, is not debatable, is not amendable, may not be reconsidered, and requires a majority vote.

9.3. *Privileged Motions*

- 9.3.1. Unlike either secondary or main motions, privileged motions do not relate to the pending business. Rather, privileged motions have to do with special matters of immediate and overriding importance that, without debate, should be allowed to interrupt the consideration of all other matters.
- 9.3.2. The privileged motions are listed below in ascending order of rank. Accordingly, each of these motions takes precedence over all of the privileged motions listed before such motion.
 - 9.3.2.1. ***Recess.*** A Council member may propose an intermission in a meeting, even while business is pending, by moving to recess for a specified length of time. A motion to recess may not interrupt another speaker, must be seconded, is not debatable, can be amended, cannot be reconsidered, and requires a majority vote.
 - 9.3.2.2. ***Adjourn.*** A motion to adjourn is used to close a meeting. This motion can be made even while business is pending, provided that the time for the next meeting is established or has been set by the Council. In such a case, unfinished business is carried over to the next meeting. A motion to adjourn may not interrupt another speaker, must be seconded, is not debatable, is not amendable, cannot be reconsidered, and requires a majority vote. If the motion to adjourn has been made, but important matters remain for discussion, the Mayor may request that the motion to adjourn be withdrawn. A motion to adjourn can be withdrawn only with the majority vote of the Council.
 - 9.3.2.3. ***Fix Time to Which to Adjourn.*** This motion takes the highest degree of precedence of all privileged motions. This motion is appropriate only when made

while another question is pending and when there is no meeting scheduled for the same or the next day. The time fixed cannot be beyond the time of the next meeting. When the Council meets at the time to which it adjourned, the meeting is a continuation of the previous session. The motion may not interrupt a speaker, must be seconded, is not debatable, is amendable, can be reconsidered, and requires a majority vote.

9.4. Incidental Motions

- 9.4.1. These motions are incidental to the motions or matters out of which they arise. Because they arise incidentally out of the immediately pending business, they must be decided immediately, before business can proceed. Most incidental motions are not debatable.
- 9.4.2. Because incidental motions must be decided immediately, they do not have an order of precedence. An incidental motion is in order only when it is legitimately incidental to another pending motion or when it is legitimately incidental in some other way to business at hand. It then takes precedence over any other motions that are pending.
- 9.4.3. The most common incidental motions are:
 - 9.4.3.1. **Point of Order.** This motion permits a member to draw the Mayor's attention to what the member believes to be an error in procedure or a lack of decorum in debate. The Mayor should recognize the member, who will then state the point of order. The Mayor shall make an immediate ruling on the question involved. The Mayor will give the reason(s) for making the ruling. If the ruling is thought to be wrong, the Mayor can be challenged by any other member. A point of order can interrupt another speaker, does not require a seconder, is not debatable, is not amendable, and cannot be reconsidered.
 - 9.4.3.2. **Appeal.** The Council may appeal certain rulings of the Mayor on decisions of parliamentary law. The appeal is made by one member and seconded by another. At that point, the question is taken from the Mayor and vested in the Council for final decision. Members have no right to criticize a ruling of the Mayor unless they appeal such decision.
 - 9.4.3.3. **Suspension of the Rules.** A motion to suspend the rules allows the Council to temporarily suspend these Rules to conduct some matter of business. The matter of business, and suspension of these Rules, may not be in conflict with local, state, or federal law. Additionally, any temporary suspension of these Rules should avoid violating the fundamental principles of parliamentary law and procedure. Such a motion cannot interrupt a speaker, must be seconded, is not debatable, is not amendable, cannot be reconsidered, and requires a majority vote. After the meeting has taken the action it wants to take, the rules that were suspended come into force again automatically.
 - 9.4.3.4. **Motions Related to Methods of Voting.** A member can move that a vote be taken by roll call. Such motions may not interrupt another speaker, must be seconded, are not debatable, are amendable, can be reconsidered, and require majority votes.
- 9.4.4. All other incidental motions, and their respective levels of precedence, set forth in Roberts Rules of Order are incorporated into these Rules by this reference.

9.5. Motions that Bring a Question Again Before the Council

- 9.5.1. These types of motions allow the Council to consider again the merits of a question that has previously been disposed of in some way. They are usually made while no other business is pending.

9.5.2. These motions enable the Council to reopen a completed question during the same session, or to take up one that has been temporarily disposed of, or to change something previously adopted and still in force.²

9.5.3. The four types of these motions are:

9.5.3.1. ***Take from the Table.*** Before a meeting can consider a matter that has been previously tabled, a member must move that the question concerning the tabled matter be taken from the table. Such a motion may not interrupt another speaker, must be seconded, is not debatable, is not amendable, cannot be reconsidered, and requires a majority vote. If a motion to take from the table passes, the meeting resumes debate on the original question (or on any amendments to it).

9.5.3.2. ***Rescind or Amend Something Previously Adopted.*** This motion allows the Council to consider and change an action previously taken or ordered. To rescind a previous item means to cancel or countermand the order relating to that item. The effect of *rescind* is to strike out an entire main motion, resolution, order, or rule that has been adopted at some previous time. To amend something previously adopted is the motion that can be used if it is desired to change only a part of the text, or to substitute a different version.³ Such a motion may not interrupt another speaker, must be seconded, is debatable, is amendable, can only be reconsidered if the vote was negative, and requires a majority vote of the Council.

9.5.3.3. ***Discharge a Committee.*** This motion allows the Council to take a matter out of a committee's hands after previously referring it to the committee and before the committee has made a final report on it. This motion may not interrupt another speaker, must be seconded, is debatable, is amendable, can only be reconsidered if the vote was negative, and requires a majority vote of the Council.

9.5.3.4. ***Reconsider.*** A motion to reconsider allows the Council to bring back for further consideration, a motion which has already been voted on. This generally occurs when additional information becomes available after the original vote was taken. A motion to reconsider can only be made by a member who voted with the prevailing side and must be made at the same meeting in which the motion suggested to be reconsidered occurred or at the immediately preceding meeting if new information or a changed situation makes it appear that a different result might reflect the true will of the Council. If at the next preceding meeting, an item to be reconsidered shall appear on the unfinished business portion of the agenda and shall be identified as "Reconsideration of _____." Discussion of the substance of the matter to be reconsidered shall occur only after a motion to reconsider has been successfully approved by a majority of the Council present and voting. This motion may not interrupt another speaker, must be seconded, is debatable, cannot be amended, cannot be reconsidered, and requires a majority vote of the Council.

10. **DISCUSSION / DEBATE**

10.1. **Recognition.** The Mayor shall recognize any Council member requesting recognition to speak, discuss, give notice, make a motion, submit a report, debate, or for any other reason address the Council unless a motion taking precedence is offered.

10.2. **Right to Discuss/Debate.** All Council members shall be allowed to speak at least once on any subject.

10.3. **Order during Discussion/Debate.** The mayor shall be responsible for maintaining order during all discussions and debates of the Council. If, in the discretion of the Mayor, private discourse among Council members or

² RONR (11th ed.), p. 75, ll. 20-24.

³ RONR (11th ed.), p. 305, ll. 3-14.

any other disturbance disrupts the Council's business, the Mayor may call the Council and meeting to order. If the Mayor calls the Council to order, all Council business shall cease until such time as the Mayor resumes the Council's business. Any Council member may make a motion that the Council be called to order.

10.4. Decisions without Discussion. The following will be decided without discussion:

- 10.4.1. A motion to adjourn
- 10.4.2. A motion to recess
- 10.4.3. Questions relating to the order of business

11. VOTING

- 11.1. Form. Voting shall be in the form of "aye" "yes" "or" "nay" "no" vote.
- 11.2. Majority Required. All votes requiring a majority shall be a majority of the quorum present including those attending the meeting electronically, except where State law or these Rules require otherwise.
- 11.3. Abstaining. An expression of "abstain" during voting shall be considered and recorded as a no vote. A Council member who abstains on a question, or is absent, may not move to reconsider that question. A Council member who abstains should, as a common courtesy, state a point of personal privilege and give an explanation of such abstention.
- 11.4. Ties. In the case of a tie vote, the motion shall fail.
- 11.5. Explanation of Vote / Point of Privilege. Council members shall not explain their votes during the call of the roll or at the time of a voice vote. However, before the vote is taken or at the conclusion of the vote, any Council member may request a point of personal privilege to give an explanation of their vote.
- 11.6. Voting Required. Every Council member who is deemed present (either in person or by electronic means) at the time the vote is called shall vote.
- 11.7. Roll Call. On a roll call vote, votes shall be cast as the roll is called as directed by the Mayor.

12. PUBLIC HEARINGS

- 12.1. Purpose and Scope of Public Hearings. Public hearings are designed to provide the public an opportunity to give input and feedback to the Council on certain issues coming before the Council for decision. Public hearings shall consist of those items for which the Council would like to receive public input as well as those items for which public hearings are required under the laws of the State of Utah.
- 12.2. Procedure. The following procedures apply to public hearings conducted at Council meetings.
 - 12.2.1. The Council shall first receive a report or presentation by City staff on the matter being discussed. The Council should ask all questions of the presenter at this time.
 - 12.2.2. Upon completion of the presentation(s) and any questions from the Council, the Mayor shall open the public hearing to the public. At this time, all parties interested in addressing the matter being considered during the public hearing are invited to speak only after being recognized by the Mayor. Each individual who speaks at the public hearing will state his or her name and city or residence before proceeding. The Mayor may limit the time for public input, cutoff input that is unrelated to the matter being discussed, and otherwise have disorderly public participants removed from the meeting in accordance with these rules. Generally, the public may not directly ask questions of the Council or its members during a public hearing, however, such questions posed by the public may be discussed by the Council after the public hearing is closed.

- 12.2.3. After all individuals have had an opportunity to speak at the public hearing, the Mayor shall close the public hearing. No further remarks by the public will be heard on the matter unless approved, by motion of the Council. The Council may, upon a majority vote, continue a public hearing to another specific date and time.
- 12.2.4. Upon completion and closure of the public hearing, the Council may re-convene its discussions on the matter being considered. When the Council has completed its discussion on the matter, the Mayor may entertain a motion on the matter and the matter may be otherwise disposed of as set forth herein.

13. **DECORUM**

- 13.1. While Voting. No Council member shall walk about in or out of the Council Chamber while the Chair is calling the vote.
- 13.2. Distractions. Council members should avoid engaging in private discourse or committing any other act or dress in a manner which may tend to distract the attention of the Council or the audience from the business before the Council or otherwise interfere with any person's right to be heard after recognition by the Chair.
- 13.3. Respect. When speaking to or debating a specific subject before the Council, all persons, including Council members, shall not use vulgar or obscene language and confine their remarks to the topic under discussion or debate, avoiding personal attacks.
- 13.4. End of Debate. Anyone engaging in discussion or debate beyond the topic before the Council shall be ordered to stop by the Chair and no further discussion or debate will be allowed by said person.
- 13.5. Expulsion from Meeting. The Council may expel any member of the Council from an open public meeting or prohibit the member from attending an open public meeting for disorderly conduct following a vote of the Council or expel any member of the public from an open meeting for disorderly conduct following a vote of the Council.
- 13.6. Use of Cell Phones and other Electronic Devices. Cell phones and other electronic devices are convenient tools that members may use to help them conduct Council business. However, Council members' use of cell phones and other electronic devices during Council meetings to discuss any matters listed on the agenda is discouraged. Such communications are subject to GRAMA requests and may become part of the record of the meeting. Additionally, use of electronic devices and cell phones to share messages about agenda items during the course of a meeting is contrary to the public policy purpose of the Open and Public Meetings Act to take actions and deliberate openly.
- 13.7. Recognition. No one may address the Council without first being recognized by the Mayor.

14. **CITY COUNCIL RELATIONS**

- 14.1. Council Member Conduct. The following are rules of conduct for Council members to use in relations and contact with each other, City Staff, and members of the public. The points contained herein are intended to assist in maintaining the important distinction between the policy and legislative role of Council versus the administrative/management role of the City Manager/Staff.
 - 14.1.1. Representing the Council. Council Members do not have authority to commit the City to positions or otherwise obligate the City without a vote or consent of the entire Council as set forth in these Rules.
 - 14.1.2. Private Meetings with Other Council Members. Council members are permitted to meet with one another outside of noticed meetings so long as a quorum is not present. If two members meet with one another and City staff or other outside third parties are also present, the two members who attended the meeting shall provide a summary of the meeting to the other Council members as soon as possible but no later than 24 hours after the meeting.

- 14.1.3. *Complaints from Citizens.* Citizen complaints received by individual Council Members should be referred to the City Manager and/or City Attorney for delegation, investigation, resolution, and follow-up. The respondent for the complaint should also ensure the City Manager and requesting Council Member(s) are made aware of the response (e.g. Courtesy Copy on an email). A vast majority of complaints concern enforcement issues handled by different City departments. The direct involvement by individual Council Members in matters of enforcement is discouraged.
- 14.1.4. *Lobbying.* Lobbying of Council Members by fellow Council Members outside of or even during discussion on matters at a meeting sometimes occurs and may be helpful. However, attempts by Council Members to influence individual Staff members' views on issues that are under study or review for later consideration by the entire Council are improper and should be avoided to ensure Staff may be as objective as possible in their work recommendations to the Council.
- 14.1.5. *Private Disputes.* On occasion, individual residents or neighborhoods will come forth with problems of a purely private nature. These typically include overhanging trees, Covenant, Conditions & Restrictions (CC&Rs) enforcement, and boundary line or fence disputes. The City has no legal jurisdiction in such matters, and therefore Council should not get involved. Intercession in such matters will needlessly consume time and taxpayers' dollars and could potentially expose the City to liability. If Council is not clear whether a reported problem is properly within the City's jurisdiction, he/she should refer to the City Manager and/or City Attorney for input.
- 14.1.6. *Use of Staff for City Business and Private Business.* Asking Staff for help on personal business or problems can present a dilemma and conflicts and should be avoided.
- 14.1.7. *Request for Information.* All requests for information should include the City Manager. The City Manager shall respond to the requestor and the remainder of the City Council, as deemed appropriate.
- 14.1.8. *Policing Problems.* It is the Council's responsibility to police and correct any problems among its members. Any violation of these Rules shall be discussed in an open meeting and a majority of the Council may impose consequences permitted by law upon any other member found by a majority of the Council to be in violation of these Rules.

15. CONFLICTS OF INTEREST

- 15.1. *Compliance with State Law.* Council members are required by Utah law to disclose actual or potential conflicts of interest between their public duties and their personal interests. Under most conflict of interest situations, Council members should abstain from voting on a matter if they have a substantial interest in the item before the Council, and to avoid participating in the discussion as well.

16. THE MUNICIPAL OFFICERS' AND EMPLOYEES' ETHICS ACT

- 16.1. *Application, Purpose, and Scope.* All municipal officers and employees must abide by the Municipal Officers' and Employees' Ethics Act as outlined in Utah State Code §10-3-13. The stated purposes of this state law are to establish standards of conduct for municipal officers and employees and to require a disclosure of actual or potential conflicts of interest between public duties and personal interests. The ethics law apply to all elected and appointed officers and employees of the City. These include persons serving on special, regular, or full-time committees, agencies, or boards whether or not they are compensated for their services. It applies to both full and part-time employees.

17. MEDIA INQUIRIES AND SUBMISSIONS

- 17.1. *Role of City Public Information Officer / Director of Communications.* All City-related press releases should originate from the City's Communications Director or Public Information Officer ("PIO"). Additionally, all Council Members shall comply with the following regarding media inquiries:
 - 17.1.1. Only the PIO will convey to the media the City's official position.

- 17.1.2. If a reporter contacts a Council member for an official City position, the Council member shall inform the PIO.
 - 17.1.3. At times, a reporter may contact an Elected Official for their personal viewpoint related to an issue. The elected official providing a personal viewpoint shall notify the PIO prior to the interview, if possible, or as soon as possible thereafter, and should ensure language is used to indicate the position is their own, not the city's official position.
 - 17.1.4. Elected Officials are provided opportunities to submit articles to local publications to address items of citizen interest. With adequate notice, the City's PIO or City Manager may be asked to suggest topics or provide information or statistics to be shared with the public. Fact-based articles are preferred to avoid any misunderstandings regarding a shared opinion being the opinion of the City or City Council as a whole.
- 17.2. Dissemination of Formal Information. Individual Council Members are not the "Spokesman" for the City. The Council "Body" is the designated "Spokesman" for the City of Herriman. The Communication Department will disseminate information for the Council "Body".

18. SOCIAL MEDIA GUIDELINES

- 18.1. Use of City Social Media. Elected officials are to comply with the following guidelines when using City social media sites:
- 18.1.1. Herriman City social media sites are the official sites for City information.
 - 18.1.2. Elected officials shall not use personal social media accounts to conduct City business.
 - 18.1.3. Elected officials shall not use official City social media sites for campaigning purposes.
 - 18.1.4. Elected officials shall not post comments or links to any content that endorses or opposes political candidates or ballot propositions, including links to an elected officials' campaign site.
 - 18.1.5. Elected officials should not use social media as a mechanism for conducting official City business other than to informally communicate with the public, share information from the official City page, and educate the public on proper protocol and accurate information.
 - 18.1.6. Elected officials should reveal that they are elected officials for the City when making a post and should be honest, straightforward, and respectful.
 - 18.1.7. Elected officials should add value to any social media discussion by staying focused on the issue and presenting facts.
 - 18.1.8. Members of the City Council should refrain from responding to any published postings, or from using the site to respond to, blog, engage in serial meetings, or otherwise discuss, deliberate, or express opinions on any issue within the subject matter jurisdiction of the Council body. Individual Council Members are not spokespersons for the City. The Director of Communications and Communications Department will disseminate information from the Council body.
 - 18.1.9. City elected officials shall not engage in online discussions concerning matters which may come before them for City Council action. They should also not imply a position on an item that may come before the City Council for action as it has the potential to reveal non-neutrality on the topic.
- 18.2. Role of Public Information Officer / Director of Communications. The PIO or Director of Communications serves as the official spokesperson for the City on official City social media sites. To help prevent errors, elected officials should not post official information about the City as it could create liability issues. If it is information that the City is pushing out, the elected officials should "share" the official post made by the City.

- 18.3. *Fixing Mistakes*. If an elected official makes a mistake, it should be corrected as soon as the official is made aware of the error. Corrections should be upfront and as timely as possible. If modifying an earlier post, make it clear the posting has been corrected. Consider designating corrections with "fixed link" or "fact correction" prior to the correction.
- 18.4. *Civility*. Elected officials should maintain civility when posting on social media and not use profane language, support unsubstantiated allegations, or use social media as a place to engage in disagreement or instigate, promote, or bolster a dispute among public or other Council members.
- 18.5. *Scope of Use*. It is also not good policy to use social media for official discussions or to criticize the votes of other City Council members. Social media posts aimed at colleagues reflects on your leadership as well as the City. It is recommended that you let your vote speak for itself without denigrating the votes of your colleagues.

19. BOARDS AND COMMITTEE ASSIGNMENTS

- 19.1. *Duty to Assign and Review*. Council Members may serve on various City committees or external boards as official representatives of the City pursuant to assignment by the Council. Council Members serving on said boards and committees should attend the annual trainings that are offered. At the first regular meeting in January, the Council shall review Council Member assignments to City committees or external boards.
- 19.2. *Creation of Committees*. The Council may create, revise, or abolish any and all Council committees. The Council may create any special or ad hoc committee for any specific purpose proper for Council consideration. When such committees are created, their purpose and a relevant time frame will be established. After the final report of the committee, the special or ad hoc committee will be abolished.
- 19.3. *Powers of Standing Committees*. Any standing committee, or the Council as a whole, may resolve to sit as an oversight committee for the purpose of investigating items relating to the conduct of City business. No powers are accorded the standing committee other than those provided by Utah State law.
- 19.4. *Meetings of Committees*. All meetings of Council committees shall provide notice in compliance with the requirements of the Utah Open and Public Meetings Act.

20. TRANSITION FOR COUNCIL OFFICE FOLLOWING MUNICIPAL ELECTIONS

- 20.1. Council member(s) who are not reelected shall deliver any City-owned equipment to the City Recorder no later than noon on the day that elected officials of the City take their oath of office. City-owned property includes, but is not limited to, iPads, laptop computers, printers, software, office keys, City identification, etc.
- 20.2. Council members who are not reelected must meet with the City Recorder to complete and sign a separation checklist before receiving their final paychecks.
- 20.3. As soon as practical after the elected officials of the City take their oath of office, the City Recorder shall arrange for City-owned property to be distributed to the new Council member(s) and records shall be maintained regarding assignment of items.

21. AMENDMENTS

- 21.1. Any Council member may propose amendments, revisions, or additions to these Rules of Procedure. Each amendment, revision, or addition proposed by a Council member shall be in written form and copies shall be provided to each Council member. Consideration of any amendments, revisions, or additions to these Rules shall be noticed on a Council agenda in compliance with the Utah Open and Public Meetings Act. A majority vote of all Council members in a regular Council meeting shall be required for passage and adoption of any amendment, revision, or addition to these Rules of Procedure.



Staff Report

DATE: July 1, 2020

TO: Mayor David Watts and Members of the Herriman City Council

FROM: Michael Maloy, AICP, Planning Director

MEETING: City Council Work Meeting July 8, 2020

REQUEST: Rezone property from A-1 Agricultural (1 acre) to A-.50 Agricultural (half-acre)
Applicant: Western Flats, on behalf of CLM&LPM Trust
Address: 6221 W 13900 South
Zone: A-1 Agricultural (1 acre minimum lot area)
Acres: 5.0 ±
File Number: Z2020-016

Summary

The applicant is requesting a zoning map amendment from A-1 Agricultural (1-acre minimum) to A-.50 Agricultural (half-acre minimum) for 5 acres of property located at 6221 W 13900 South. If the City Council approves the zoning amendment, the applicant intends to subdivide the property into five lots.

Site

The subject property contains a single-family home that is accessible from 13900 South. The existing home will remain and will occupy one of the future lots after the property is subdivided.

The property lies on the north side of the Rosecreek drainage channel, which is immediately north of Butterfield Park. Although the property generally slopes downward from south to north, the southern (highest) portion of the property slopes downward to the Rosecreek drainage channel along the south side of the property.

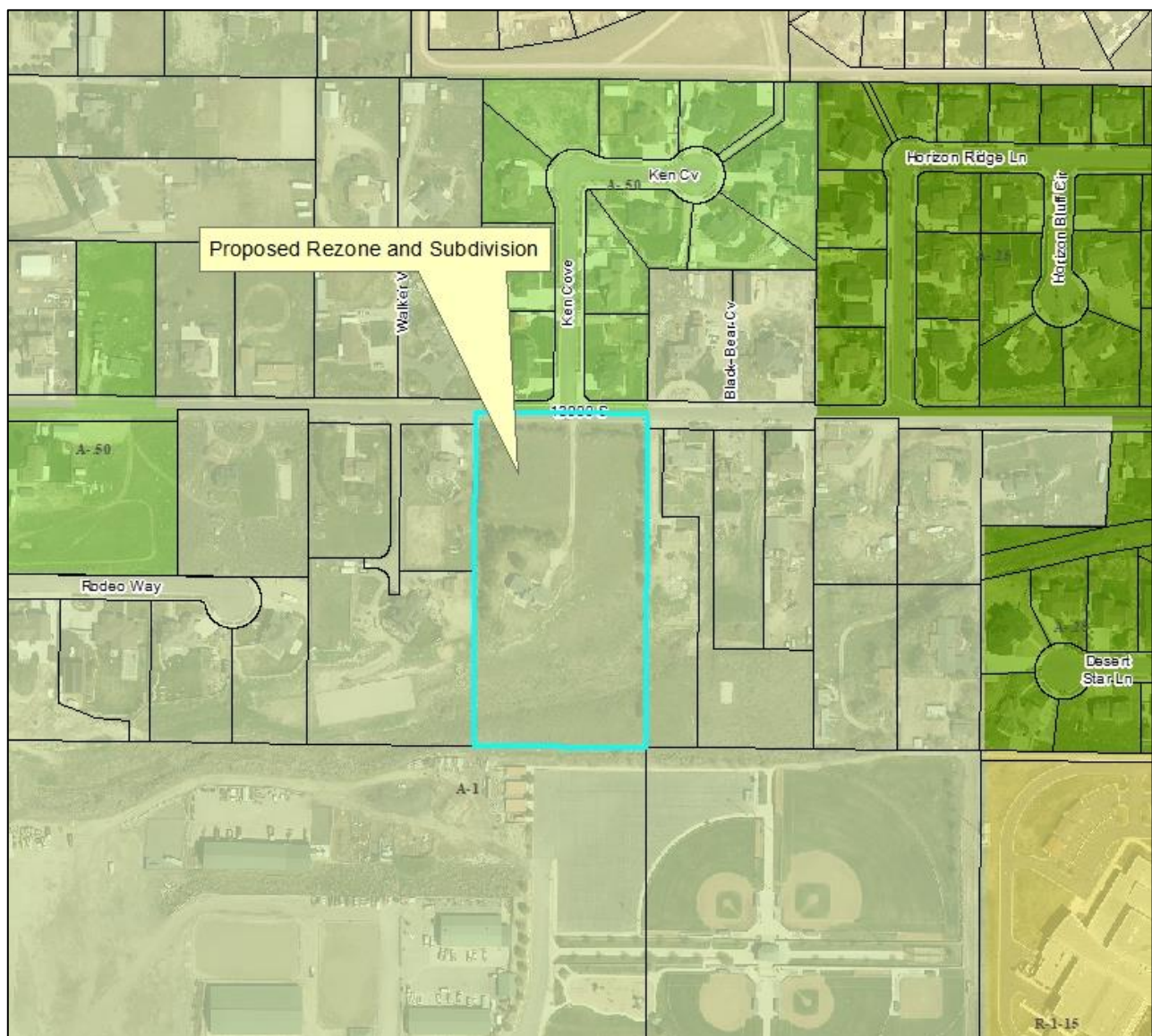
The southernmost portion is within a “Zone A” flood plain, which is regulated by the Federal Emergency Management Agency (FEMA). To remove portions of the property from the flood plain, and facilitate further development, the applicant intends to submit a “Conditional Letter of Map Revision” (CLOMR) request to FEMA, which should reduce the area encumbered by the flood plain.

General Plan

The City has designated the subject property on the Future Land Use Map of the Herriman City General Plan as Low Density Residential. This designation allows a density range of 1.8 to 2.5 dwelling units per acre. If approved, the proposed zoning map amendment would be compatible with the General Plan.

Zoning

The property is currently zone A-1 Agricultural, which requires a minimum lot area of one acre. A segment of the Herriman City Zoning Map that contains the subject property is shown below:



Process

A rezone is a legislative decision. The Planning Commission is required to hold a public hearing and make a recommendation to the City Council. The City Council will then hold a public meeting and make the final decision on the application.

Neighborhood Meeting

The applicant held an “electronic” neighborhood meeting on May 4, 2020. The meeting was attended by 13 individuals. Residents were concerned with the potential increase in development density, impacts on property values, development encroachments on the existing rural lifestyle, the sufficiency of water pressure, and right-of-way improvements on 13900 South—among other related issues (see Attachment C – Neighborhood Comments).

Notices

For the Planning Commission public hearing, the Planning Department mailed notices to all property owners within 400 feet of the subject property. Notices were mailed to 27 property owners and affected entities on June 5, 2020.

During the public hearing, one resident spoke in favor of the proposal if the development would not reduce water pressure in the neighborhood. Two residents spoke against the proposal, stating similar concerns that were noted during the neighborhood meeting. For the record, staff also received one email before the hearing, which has been attached for review (see Attachment D – Public Hearing Comment).

Discussion

The applicant is requesting a rezone from A-1 to A-.50. The A-1 Zone requires a minimum lot size of one acre. The A-.50 Zone allows a minimum lot size of one-half acre. The applicant has also submitted a preliminary application for a five-lot subdivision, which is dependent on the approval of the proposed zoning amendment.

For the record, the original zoning amendment application requested the A-.25 Zone. However, after the neighborhood meeting, the applicant revised the application to A-.50 and proposed a preliminary subdivision plan that maintains one-half acre or larger lots.

Recommendation

Following the public hearing, the Planning Commission voted 5-1 to recommend denial of the zoning map amendment and expressed support for maintaining large lots around Butterfield Park. Some Commissioners also wanted to avoid an undesirable precedent for future amendments in the area.

The dissenting position supported the zoning amendment with a zoning condition that would limit the number of future lots to five.

Whereas this item is on the City Council agenda for discussion only, no action or decision is required at this time.

Attachments

- A. Application
- B. Vicinity Maps
- C. Neighborhood Comments
- D. Public Hearing Comment

Attachment A

Application



Rezone Application

PROPERTY INFORMATION			
Property Address: <u>6221 West 13900 South</u>			
Parcel Numbers: <u>32-023000 12 0000</u>			
Current Zone: <u>A-1</u>		Requested Zone: <u>A-1.75</u>	
Total Acres: <u>5 ac</u>			
Name of Proposed Development: <u>Oakleaf Estates</u>			
APPLICANT INFORMATION			
Name of Applicant: <u>Western Flats</u>			
Address of Applicant: [REDACTED]			
Email of Applicant: [REDACTED]		Phone: [REDACTED]	
Applicants Affiliation with the Subject Property:			
<input checked="" type="checkbox"/> Owner <input type="checkbox"/> Engineer <input type="checkbox"/> Architect <input checked="" type="checkbox"/> Other			
Engineer: (if not listed above) <u>Everdeen Eng. Andrew Moran</u>			
[REDACTED]		Phone of [REDACTED]	
Architect: (if applicable) <u>N/A</u>			
Email of Architect		Phone of Architect:	
Property Owner: (if not listed above) <u>Western Flats / CME & FM Trust</u>			
Email of Owner: [REDACTED]		Phone: [REDACTED]	
[REDACTED]			
Date Received:	Received By:	File Number:	Fee:
Zone:	Assigned Planner:	Receipt #	

APPLICANT'S AFFIDAVIT

State of Utah)
City of Herriman)

I (we), JOEL CUNNINGHAM - Western Flats, being duly sworn, depose and say that I (we) am (are) the owner(s) or authorized agent(s) of owner, of property involved in the attached application and that the statements and answers contained herein in the attached plans and other exhibits thoroughly, to the best of my (our) ability, present the argument in behalf of the application requested herewith and that the foregoing statements and information above referred to are in all respects true and correct to the best of my (our) knowledge and belief.

Signed _____

STATE OF UTAH)
§
COUNTY OF SALT LAKE)

On this 07 of JAN, in the year 2020, before me WILLIAM NGUYEN, personally appeared JOEL CUNNINGHAM proved to me through satisfactory evidence of identification, which was DRIVER LICENSE, to be the person whose name is signed on the preceding document in my presence.

Notary Signature _____



NOTARY PUBLIC
WILLIAM NGUYEN
703063
COMMISSION EXPIRES
OCTOBER 26, 2022
STATE OF UTAH

*May be owner of record, contract owner, party to valid earnest money agreement, option holder or have other legal control of the property.

AGENT AUTHORIZATION

I (we), Western Flats / CLM LFM Trust, the owner(s) of the real property at 6221 W. 13900 S. Herriman, Utah, do hereby appoint Western Flats / JOEL CUNNINGHAM as my (our) agent to represent me (us) with regard to this application affecting the above described real property, and authorize JOEL CUNNINGHAM to appear on my (our) behalf before any City Boards considering this application.

Signed _____

STATE OF UTAH)
§
COUNTY OF SALT LAKE)

On this 07 of JAN, in the year 2020, before me WILLIAM NGUYEN, personally appeared JOEL CUNNINGHAM proved to me through satisfactory evidence of identification, which was DRIVER LICENSE, to be the person whose name is signed on the preceding document in my presence.

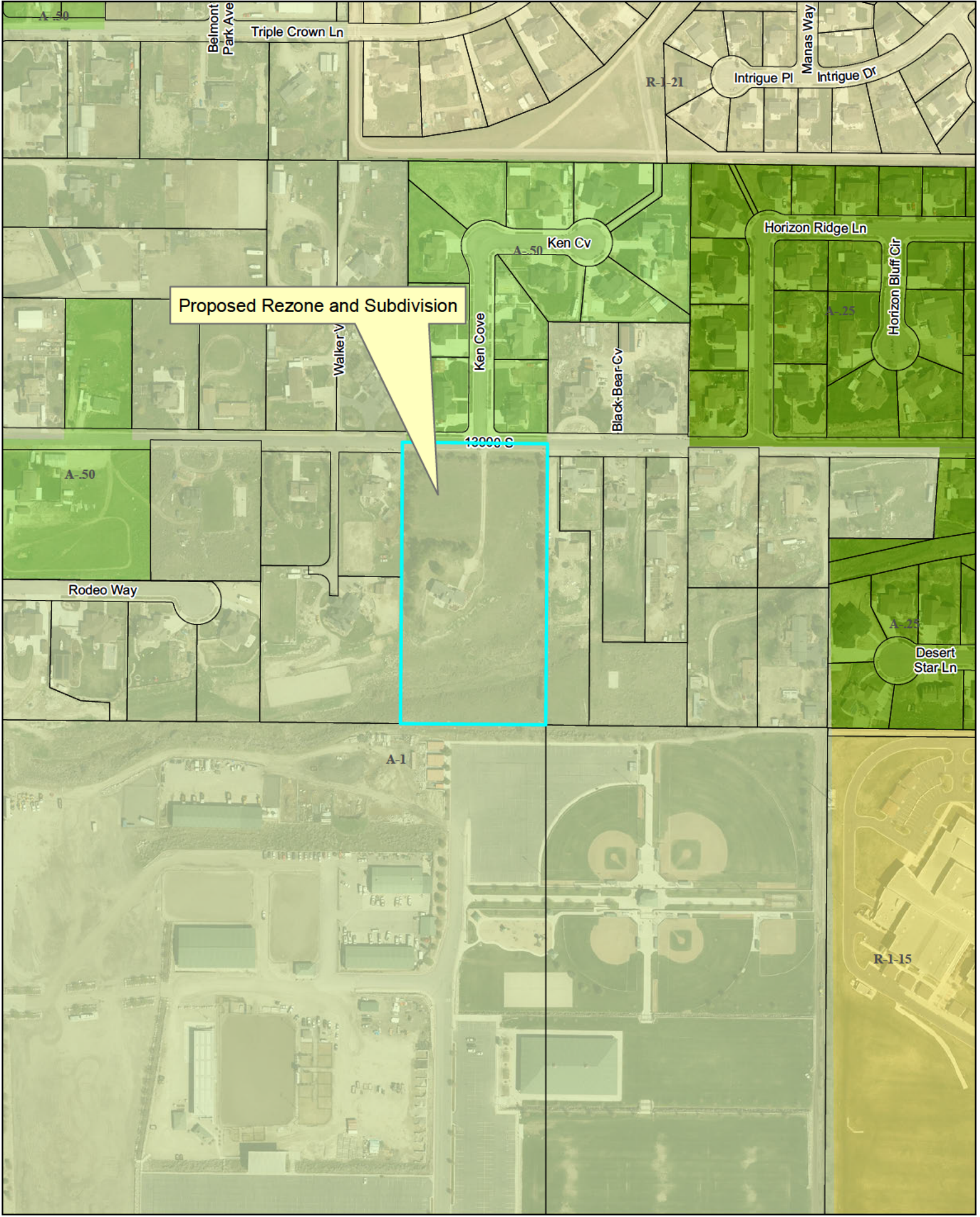
Notary Signature _____

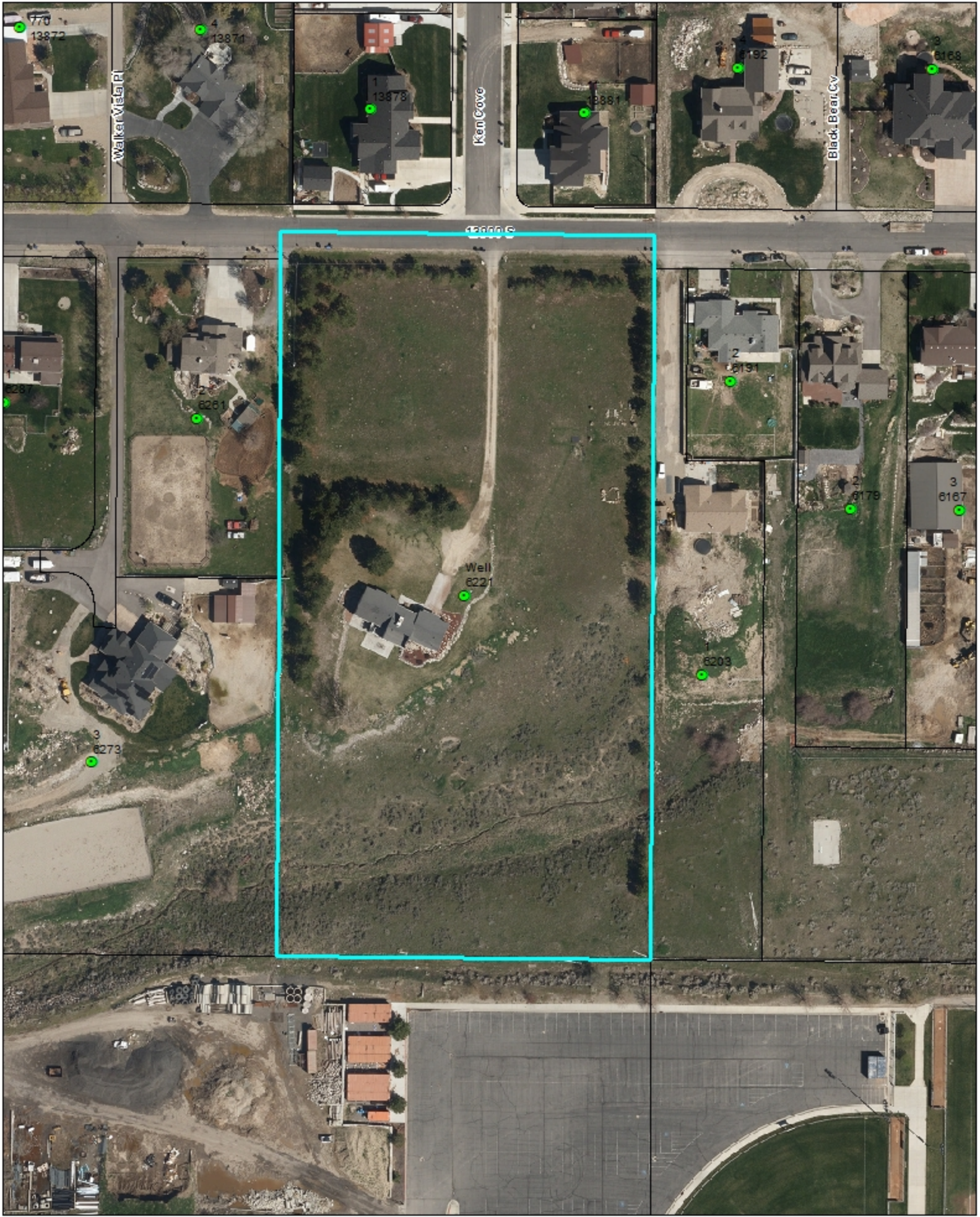


NOTARY PUBLIC
WILLIAM NGUYEN
703063
COMMISSION EXPIRES
OCTOBER 26, 2022
STATE OF UTAH

Attachment B

Vicinity Maps





Attachment C
Neighborhood Comments

Last Name	First Name	Date Asked	Time Asked	Question Asked	Time In Session
DeLeeuw	Brian	05/04/2020	06:07:32 PM MDT	Will there be CC&R's and square footage minimums on this development?	53 minutes
DeLeeuw	Brian	05/04/2020	06:09:28 PM MDT	The current owners allow kids and residents to cut through to the baseball fields. Will there be a path to continue this?	53 minutes
DeLeeuw	Brian	05/04/2020	06:26:24 PM MDT	One of the biggest concerns is sidewalks and street lamps, or lack thereof. Adding more traffic without this improvement along 13900 S. is not safe. We already have speeding issues down the hill along 13900 S. I think this is a bigger issue than whether or not they are 3,000 sqf under 1/2 acre and should be addressed.	53 minutes
Thompson	Catherine	05/04/2020	06:08:29 PM MDT	Why can't the 2 smaller lots be combined into a lot just under 1 ace	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:08:44 PM MDT	Acre	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:09:54 PM MDT	This will be a negative impact on our property values having smaller lots in the neighborhood	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:10:35 PM MDT	Lot 4 and 5 do not meet the 1/2 acre requirements	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:13:56 PM MDT	The water pressure and internet are already limited. How do you plan to address this?	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:14:27 PM MDT	Please read my comments above and ask how they will address them I have 3 pending	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:16:06 PM MDT	This is a horse community we do not support this changing.	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:17:24 PM MDT	Horse property zoning is more valuable than non. This will impact the value	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:20:48 PM MDT	I would like your input regarding the smaller lot residence living so closely to horses and the elements of noise, smell, flies etc. A million dollar house on that small of a lot will put these houses right in the horse environment	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:21:20 PM MDT	Catherine Thompson and Kathleen Lee are together on this call	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:23:02 PM MDT	We are not talking about that one	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:23:53 PM MDT	The water pressure and internet are already limited. How do you please to address this?	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:24:56 PM MDT	Then they need to be made 1 acre	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:27:28 PM MDT	Still impact the # of residence in our neighborhood	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:29:43 PM MDT	Why can't you offer the expense and make the smaller lots a 1 acre lot and a million dollar home instead of 2 million dollar homes	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:31:43 PM MDT	You have the ability to stay in compliant with the horse property requirements, and with the value of homes you are claiming to be building, you CAN offset your planning. Why are you not complying with this?	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:32:44 PM MDT	Curb and gutter are not safe for horses. It is a hazard to animals. Where are you getting your info from	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:34:28 PM MDT	Why can't you mirror Lee subdivision, Walker Sub and Rodeo Acres? Everyone complies with these requirements	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:36:15 PM MDT	We are not willing to take this risk.	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:42:14 PM MDT	13900 S does not get adequate road repair as is, this more traffic will worsen the road condition. How do you plan to address that?	1 hour 30 minutes

Thompson	Catherine	05/04/2020	06:43:19 PM MDT	I would like the plan for there the other homes will stay as planned	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:47:01 PM MDT	They are claiming they cannot combine 4 and 5 due to expense. Why can't they offset that expense by not building 2 million dollar homes on 1 lot	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:47:19 PM MDT	I want to be at that meeting too. Not just you and Craig	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:47:48 PM MDT	Does he have horses	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:48:06 PM MDT	We need to meet as a community	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:50:09 PM MDT	Widening 13900 S takes out my front yard. I absolutely will not support this	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:50:31 PM MDT	Catherine Thompson Kathleen Lee	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:50:59 PM MDT	Both have horses	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:54:20 PM MDT	You are reading my questions but not providing answers	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:54:35 PM MDT	Isn't Cade building a new home right now?????	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:54:53 PM MDT	What is the plan for building walls?	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:57:16 PM MDT	Then reschedule this meeting so we can all talk. This is not effective!	1 hour 30 minutes
Thompson	Catherine	05/04/2020	06:58:32 PM MDT	Does everyone on this call understand the impact that widening 13900 will have on their properties? Please ask?	1 hour 30 minutes
Thompson	Catherine	05/04/2020	07:00:50 PM MDT	Not feasible for who????	1 hour 30 minutes
Thompson	Catherine	05/04/2020	07:02:37 PM MDT	We need to reschedule this after COVID19. This is not a topic to rush or limit our communication	1 hour 30 minutes
Thompson	Catherine	05/04/2020	07:03:11 PM MDT	We need to ALL be part of these meetings	1 hour 30 minutes
Thompson	Catherine	05/04/2020	07:04:09 PM MDT	Can we get a copy of the minutes and all the questions asked during this session	1 hour 30 minutes
Thompson	Catherine	05/04/2020	07:15:16 PM MDT	We do not want this!	1 hour 30 minutes
Atkinson	Craig	05/04/2020	06:09:01 PM MDT	This is Craig Atkinson. Who is Western Flats, LLC? Also, has the property been sold?	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:10:48 PM MDT	Can we go around the "room" and see who is on this call? That would be helpful.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:13:15 PM MDT	When the neighborhood on Ken Cove across the street was developed, Herriman City said it would be the last development on this street and that no more houses would be allowed on this street because it is a dead end. Others tried to develop at that same time and were all told no.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:15:31 PM MDT	Did you say it has been sold? We could not hear you? Also, how come Western Flats LLC come up as a real company when we google it?	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:17:24 PM MDT	This will bring too much traffic to our street and we are on a dead-end. This street does not have the infrastructure to support more development. Also, when the Ken Cove subdivision was built no one on this street or Triple Crown supported it.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:18:03 PM MDT	We do NOT feel this will increase the value of our property. We moved here because we did not want to live in high-density housing. That is what Herriman promised us when we purchased our property.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:18:26 PM MDT	There is a vacant lot in Ken Cove still.	1 hour 26 minutes

Atkinson	Craig	05/04/2020	06:19:56 PM MDT	The traffic alone will devalue the street. Studies show it to be 50 trips per day based on your proposal. That alone will devalue the property of our road and create a safety hazard because the road is a dead-end. In addition, the residents here use this road to ride horses on; we don't want more cars.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:21:24 PM MDT	Yes, we would like to know who the attendees are.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:24:15 PM MDT	Could you please identify who is making what comments? It would be helpful to know who is speaking.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:26:40 PM MDT	You are adding 5 houses to an existing street that is already a dead-end. The guy at the end of the street does not want people turning around in his driveway.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:27:54 PM MDT	And the dump truck has to back down the street now because of this issue with no turnaround.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:31:18 PM MDT	We would like to request another community meeting after the pandemic. This meeting is not as effective via Webinar.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:36:37 PM MDT	Thank you for the list of attendees.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:40:23 PM MDT	Can we hold another meeting where we are all allowed to speak?	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:40:59 PM MDT	The street cannot sustain any more housing . . . zero. This was previously decided in 2008.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:43:51 PM MDT	Can you tell us who TCJ Investments is?	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:47:03 PM MDT	We could clarify our questions if we could speak. But since we are not able to talk, I would suggest we have another public meeting that is more effective where we can all have an opportunity to speak and there will be time limits. That is what public scoping is all about.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:48:02 PM MDT	I don't think there should be private one-on-one meetings. Then alliances are made and side deals are cut. We need to have a real public meeting or it is not effective public scoping.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:50:06 PM MDT	I understand that you want to maximize your profits as you leave this neighborhood, but this neighborhood was meant to be a rural community and it cannot safely sustain more development. You leave all of us with less property value, safety issues, and a decreased quality of life.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:51:08 PM MDT	We don't ride our horses on sidewalks.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	06:54:08 PM MDT	The Garcia's at the end of the street were told that they could not develop any more lots on this street unless their homes faced Rodeo Acres.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	07:00:15 PM MDT	You say you are putting in 4 new houses. How do we know you won't put in 6 or 8? Please Give us some examples of other developments you have done in this state.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	07:01:19 PM MDT	Your profit margins aren't our concern.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	07:08:49 PM MDT	We are confused as to who is who. Are their two Cades? Are you father and son?	1 hour 26 minutes
Atkinson	Craig	05/04/2020	07:13:30 PM MDT	We would like examples of other developments you have done.	1 hour 26 minutes
Atkinson	Craig	05/04/2020	07:15:49 PM MDT	We now know who is who. No further explanation needed.	1 hour 26 minutes
Lewis	Dan	05/04/2020	06:08:59 PM MDT	Everything in the area is .5 or above	1 hour 38 minutes
Lewis	Dan	05/04/2020	06:09:29 PM MDT	The land size has never changed	1 hour 38 minutes
Lewis	Dan	05/04/2020	06:12:59 PM MDT	your property doesn't touch horizon ridge	1 hour 38 minutes

Lewis	Dan	05/04/2020	06:17:13 PM MDT	You can't keep referring to horizon ridge. (It is) non-conjoining.	1 hour 38 minutes
Lewis	Dan	05/04/2020	06:18:44 PM MDT	Could lot 3 be reduced to give lot 4 and 5 more size	1 hour 38 minutes
Lewis	Dan	05/04/2020	06:28:40 PM MDT	Parcel A could still be split up between 2 and 3 to allow more for lot 4 and 5	1 hour 38 minutes
Lewis	Dan	05/04/2020	06:49:46 PM MDT	lot 3 still seems to have plenty of room with the set backs to scoot the line back to allow 4 and 5 to achieve .5 acre	1 hour 38 minutes
Lewis	Dan	05/04/2020	07:16:08 PM MDT	portion A should remain on lot 2 and 3	1 hour 38 minutes
Evans	Jacob	05/04/2020	06:06:29 PM MDT	No the neighborhood across the street are not 1/4 acre lots. I live there and we are 1/2 acre the neighborhood to the east have two means of egress.	1 hour 11 minutes
Evans	Jacob	05/04/2020	06:09:54 PM MDT	So would lot 4 and 5 not be horse property?	1 hour 11 minutes
Evans	Jacob	05/04/2020	06:13:02 PM MDT	Horizon ridge lane have two egresses	1 hour 11 minutes
Farnsworth	Jeremy	05/04/2020	06:07:02 PM MDT	What is the plan for the open space parcel in the back?	1 hour 26 minutes
Farnsworth	Jeremy	05/04/2020	06:14:11 PM MDT	Have you been communicating with the city about giving/selling them the land labeled parcel A?	1 hour 26 minutes
Farnsworth	Jeremy	05/04/2020	06:23:58 PM MDT	They are using Horizon Ridge as justification for rezoning this parcel	1 hour 26 minutes
Farnsworth	Jeremy	05/04/2020	06:30:53 PM MDT	What is the target price range on the lots?	1 hour 26 minutes
Farnsworth	Jeremy	05/04/2020	06:31:44 PM MDT	13900 is a private road after Horizon Ridge Ln connects. How do you give part of it back to the city without giving it all to the city?	1 hour 26 minutes
Farnsworth	Jeremy	05/04/2020	06:35:38 PM MDT	Are you planning on moving to one of these lots Cade?	1 hour 26 minutes
Farnsworth	Jeremy	05/04/2020	06:56:33 PM MDT	We don't want the city to acquire Parcel A; we live directly East of this proposed development.	1 hour 26 minutes
Farnsworth	Jeremy	05/04/2020	07:17:40 PM MDT	Cade Monroe is the one who is selling the 5 acres.	1 hour 26 minutes
Farnsworth	Jeremy	05/04/2020	07:17:50 PM MDT	Thank you!	1 hour 26 minutes
Lewis	Marcie	05/04/2020	06:04:45 PM MDT	Across the street is half acres. Not .25	1 hour 24 minutes
Lewis	Marcie	05/04/2020	06:06:11 PM MDT	The .25-acre neighborhood is not directly East. It is further down.	1 hour 24 minutes
Lewis	Marcie	05/04/2020	06:07:45 PM MDT	The Ken Cove neighborhood is all .50 acres.	1 hour 24 minutes
Lewis	Marcie	05/04/2020	06:08:46 PM MDT	There is nothing on this street that is .25 acres. Everything is either .50 and above horse property.	1 hour 24 minutes
Lewis	Marcie	05/04/2020	06:18:38 PM MDT	You keep referring to Horizon Ridge, but that is not a comparable. Ken Cove is comparable because it's conjoining.	1 hour 24 minutes
Lewis	Marcie	05/04/2020	06:39:29 PM MDT	That's a great idea in theory that non-horse people know they are moving into horse property area and what they are getting into, but they really don't. They think it's cute to move by horses, and then complain about everything that comes with it including dust, dirt, flies and all the noise and smells that comes from animals. When you have horse people move in, they already expect those things.	1 hour 24 minutes
Lewis	Marcie	05/04/2020	06:47:36 PM MDT	Which lot is Mr. Cunningham planning on building on?	1 hour 24 minutes
Lewis	Marcie	05/04/2020	06:58:43 PM MDT	Our family is not opposed to developing and putting homes there. What we are opposed to is rezoning to .25. Rezone to .50 and realign your boundaries and keep it horse property.	1 hour 24 minutes

Lewis	Marcie	05/04/2020	07:16:37 PM MDT	Parcel A needs to be included with the lots.	1 hour 24 minutes
Hardman	Nathan	05/04/2020	06:08:50 PM MDT	Can I ask verbal questions or only via comment?	1 hour 35 minutes
Hardman	Nathan	05/04/2020	06:10:47 PM MDT	Ken Cove was denied .25 acre. What has changed to now allow .25 acre?	1 hour 35 minutes
Hardman	Nathan	05/04/2020	06:11:18 PM MDT	When do we get curb gutter and sidewalks for all of 13900?	1 hour 35 minutes
Hardman	Nathan	05/04/2020	06:11:56 PM MDT	Can we get public path north and south to connect to Butterfield park?	1 hour 35 minutes
Hardman	Nathan	05/04/2020	06:12:59 PM MDT	Does this set the precedence for everyone on 13900 to change zoning to .25 acres?	1 hour 35 minutes
Hardman	Nathan	05/04/2020	06:17:05 PM MDT	What is the city's long-term plan for the traffic patter at the west end of 13900 and 6400 W?	1 hour 35 minutes
Hardman	Nathan	05/04/2020	06:17:17 PM MDT	Pattern	1 hour 35 minutes
Hardman	Nathan	05/04/2020	06:25:01 PM MDT	Statement: all the .25 acre lots are all connected with curb, gutter and sidewalks for safe vehicle and pedestrian traffic	1 hour 35 minutes
Hardman	Nathan	05/04/2020	06:26:52 PM MDT	Concern: traffic conflicts between vehicle and pedestrian, bicycle and equestrian is an all-time high on 13900. Adding more vehicle traffic is a huge concern	1 hour 35 minutes
Hardman	Nathan	05/04/2020	06:35:34 PM MDT	Are you going to cut down the pine trees?	1 hour 35 minutes
Hardman	Nathan	05/04/2020	06:45:27 PM MDT	Statement: developing the small amount of your sub-division's frontage on 13900 doesn't outweigh the cost of adding more vehicle traffic on 13900. We need sidewalks for the full length of 13900 before adding any more vehicle traffic.	1 hour 35 minutes
Hardman	Nathan	05/04/2020	07:03:37 PM MDT	Go back to Cade Monroe and renegotiate the purchase price of the property to reflect .50 acer zoning	1 hour 35 minutes
Northrup	Rickey	05/04/2020	06:55:08 PM MDT	On that side of the street we have been told only one acre lots for years	2 hours 21 minutes
Northrup	Rickey	05/04/2020	06:57:42 PM MDT	Those lots butt right up against the horse equestrian park. It's crazy not to make those horse lots	2 hours 21 minutes
Northrup	Rickey	05/04/2020	07:13:20 PM MDT	We need no sidewalks on the south side of the road because it's not horse friendly.	2 hours 21 minutes
Merkley	Sharee	05/04/2020	06:10:30 PM MDT	I am very concerned about the .25 acre zoning I would like to see realignment to zone 1/2 acre	1 hour 22 minutes
Merkley	Sharee	05/04/2020	06:16:14 PM MDT	.25 acre zoning will affect the atmosphere and animal rights on 13900 I would very much like you to look into realigning the lots to 1/2	1 hour 22 minutes
Merkley	Sharee	05/04/2020	06:23:27 PM MDT	13900 S is a more rural atmosphere and the .25 zoning is not in agreement with the way of life we would like to preserve. I am still very much wanting you to realign the lots to make 1/2 acre zoning	1 hour 22 minutes
Merkley	Sharee	05/04/2020	06:39:46 PM MDT	The city needs to work with the developer to be able to do 1/2 acre zoning and preserve the rural atmosphere of 13900	1 hour 22 minutes
Merkley	Sharee	05/04/2020	06:50:33 PM MDT	I also would like the area to remain horse property and animal friendly	1 hour 22 minutes
Merkley	Sharee	05/04/2020	06:52:43 PM MDT	I can see the developer needs Herriman City to give a little so they can develop 1/2 acre zoning	1 hour 22 minutes
Merkley	Sharee	05/04/2020	07:00:41 PM MDT	I do not want sidewalks on all of 13900 because I like the rural atmosphere	1 hour 22 minutes
Merkley	Sharee	05/04/2020	07:02:51 PM MDT	The city needs to work with the developer to be able to do 1/2 acre zoning and they can do it.	1 hour 22 minutes

Merkley	Sharee	05/04/2020	07:07:45 PM MDT	Thank you I appreciate your willingness to continue to strive to do the 1/2 acre zoning	1 hour 22 minutes
Salari	Sonia	05/04/2020	06:15:07 PM MDT	Traffic will increase substantially on our street. We have a blind hill to the east, which people may be going too fast. This is a concern of mine with regard to children, horses and pets.	1 hour 20 minutes
Salari	Sonia	05/04/2020	06:43:40 PM MDT	I would agree with those who are concerned about rezone to .25 acre. Nothing would stop builders from eventually trying to cram even more homes in there if .25 permission granted. Huge concern for quality of life, traffic, water pressure, etc.	1 hour 20 minutes
Salari	Sonia	05/04/2020	06:55:27 PM MDT	Street lamps will cause light pollution in my view. We already have the ballpark lights, which make it too much light at night. Rural areas actually have the ability to see stars.	1 hour 20 minutes
Chidester	Tiffany	05/04/2020	06:05:47 PM MDT	The neighborhood to the East does not access 13900	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:06:23 PM MDT	Which is a no outlet street and has restrictions on the amount of traffic allowed on the street 13900 no outlet with no turnaround	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:06:37 PM MDT	Also no sidewalk curb or gutter on 13900 s	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:06:56 PM MDT	All lots on 13900 are horse property	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:07:25 PM MDT	It is a horse friendly neighborhood, anything under .50 acre eliminates horse property	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:08:04 PM MDT	Horse property?	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:08:32 PM MDT	These are not half-acre?	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:08:56 PM MDT	So not horse property?	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:12:37 PM MDT	The neighborhood across the street to the east, which they are speaking of, is .25 acre zoning (and) does not connect or access 13900 S. Which is a no outlet no turnaround at the end (west) of 13900 South. So, it has restrictions to the number of homes on the street. Also all homes in the south side of 13900 are 1 acre or more	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:13:16 PM MDT	Again horizon ridge does not access 13900 for in and out daily commute so it's not across the street or part of the street	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:14:01 PM MDT	But they are not over 1/2 acre??????	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:14:28 PM MDT	So redone it .50 acre not the .25 and redo your layout	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:15:41 PM MDT	ALL homes on this street need to be horse property	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:16:00 PM MDT	Those homes are not across the street!	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:16:59 PM MDT	This is one of the last horse friendly neighborhoods in Herriman that has direct access to the horse trails.	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:17:34 PM MDT	Not across the street	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:20:33 PM MDT	The entire street on the south side is 1 acre lots	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:20:45 PM MDT	The same side you are trying to remove	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:20:53 PM MDT	Rezone	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:23:02 PM MDT	Herriman city required Ken Cove to be 1/2 put in curb gutter and street and we donated property to the trail.	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:24:05 PM MDT	You cannot compare HORIZON RIDE because it does not access 13900 influencing the traffic like your subdivision would	1 hour 29 minutes

Chidester	Tiffany	05/04/2020	06:31:47 PM MDT	All lots need to be horse property. We were told by Herriman city in 2007 that Ken Cove would be the smallest zoned neighborhood on this street period and it would remain horse property	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:33:32 PM MDT	People are not opposed to going from your 5 acre to 1 acre or even 1/2 acre asking for .25 acre is too much please listen to the people that live here and the majority of what they are saying	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:34:30 PM MDT	Horse property, horse property, horse property, horse property.	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:35:49 PM MDT	As a developer this works for you, as a resident, many of us that live here didn't it does not.	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:38:24 PM MDT	Ken Cove could have added 2 more lots at .40; we had the same issue. We had to give up a lot and rezone to .50. You will have to do the same.	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:50:13 PM MDT	It doesn't matter how many people have horses, if it is not zoned for horses, it eliminates that option!	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:51:51 PM MDT	Many residents on 13900 and Ken Cove do have and ride horses on this street and to the horse trail that connects in Ken Cove at	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	06:58:50 PM MDT	Who would be responsible (Herriman City) for developing the rest of 13900 with curb, gutter, (and) sidewalk past your development? You would only be required to do this on your frontage but the rest of the street to the west will be impacted and currently it has none of those improvements.	1 hour 29 minutes
Chidester	Tiffany	05/04/2020	07:03:49 PM MDT	Yes, we are caught up with the zoning, pricing, improvements, traffic, safety, the rural atmosphere etc. because we live here! I'm sorry that's not financially feasible for you. It's good for this meeting for you to understand what the people that live here feel. Hopefully, you can take that into consideration change a few things and everyone can be happy. It doesn't sound like it would take much.	1 hour 29 minutes
Ransom	Tysen	05/04/2020	06:40:09 PM MDT	I'm still worried about the loss of parcel A	12 hours 22 minutes
Ransom	Tysen	05/04/2020	06:44:06 PM MDT	Lot 4 and 5 should be 1 parcel	12 hours 22 minutes
Ransom	Tysen	05/04/2020	06:59:59 PM MDT	If parcel A goes to the city, it will start to make more of an issue to anyone that has animals on that south fence line with the city park. We already have problems with people vandalizing our property along the fence line. Taking more area will cause more problems	12 hours 22 minutes

Attachment D
Public Hearing Comment

Michael Maloy

From: Wendy Thorpe
Sent: Tuesday, June 16, 2020 8:25 AM
To: Michael Maloy; Bryn MacDonald
Subject: FW: Z2020-017/s2020-016

Follow Up Flag: Follow up
Flag Status: Flagged

-----Original Message-----

From: Hotmail [mailto:]
Sent: Tuesday, June 16, 2020 5:07 AM
To: Recorder Email <recorder@herriman.org>
Subject: Z2020-017/s2020-016

Tara Baum and Robert Baum

This comment is concerning the development that is proposed for our neighborhood at location 6221 W. 13900 a

We strongly disagree with rezoning the 5 acre lot , we think the zoning rule should stay exactly the way it currently is. Us along with the majority of the residence on the street purchased our properties for the one reason of having horse property and minimal 1 acre between all of our homes that is why we purchased at this location and we want it to stay that way.

Our reasons being : traffic increase ,water pressure decrease ,the appearance and feeling of being socked in with homes instead of having open space, which is the whole reason why we purchased our homes in this particular area. I feel that it is wrong that you only contacted people within 300 feet of this proposal because it affects so many more families in the surrounding area and I think that more residence should be given the chance to share their opinion and concerns. Thank you Tara and Robert Baum

This email has been scanned by the Symantec Email Security.cloud service.
For more information please visit <http://www.symanteccloud.com>

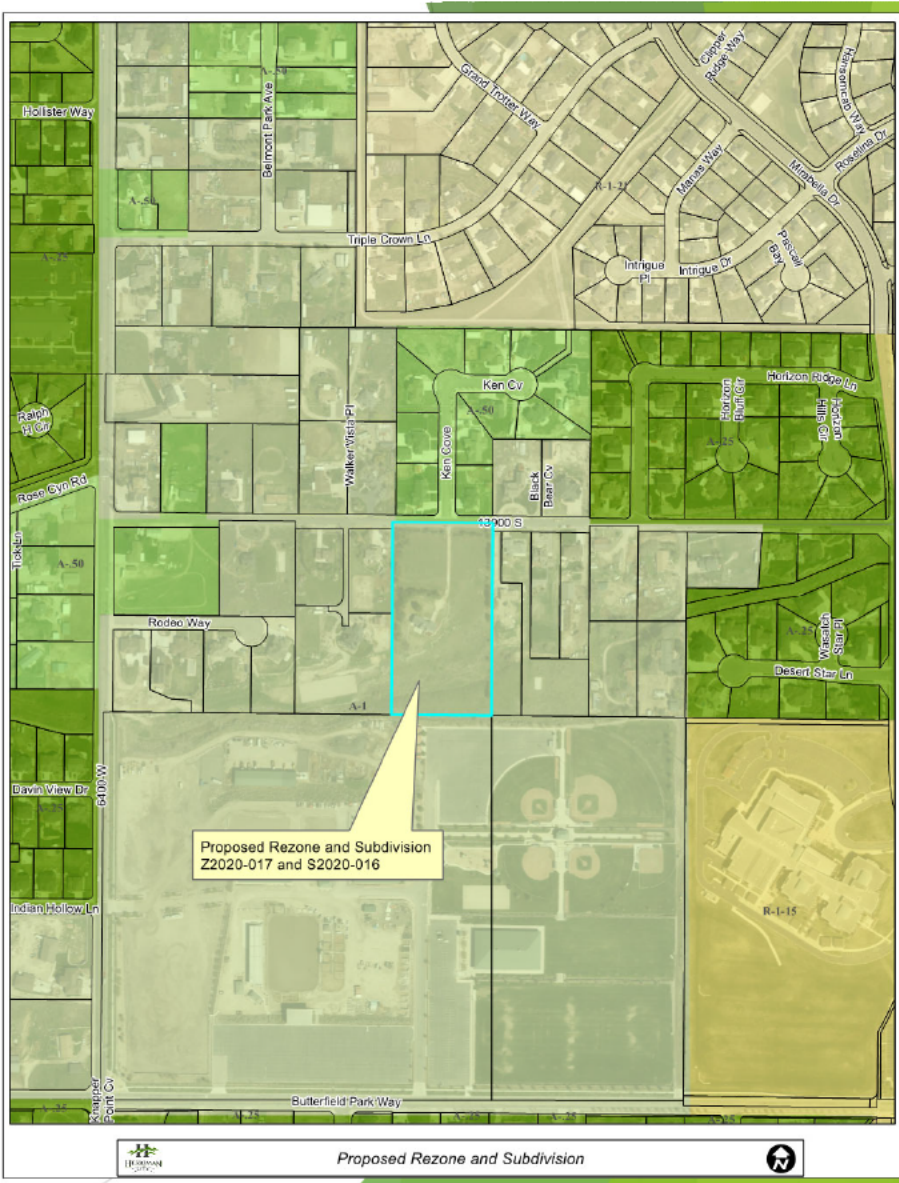
City Council Work Meeting

Zoning Map Amendment
from A-1 Agricultural to A-.50 Agricultural
6221 W 13900 South

July 8, 2020

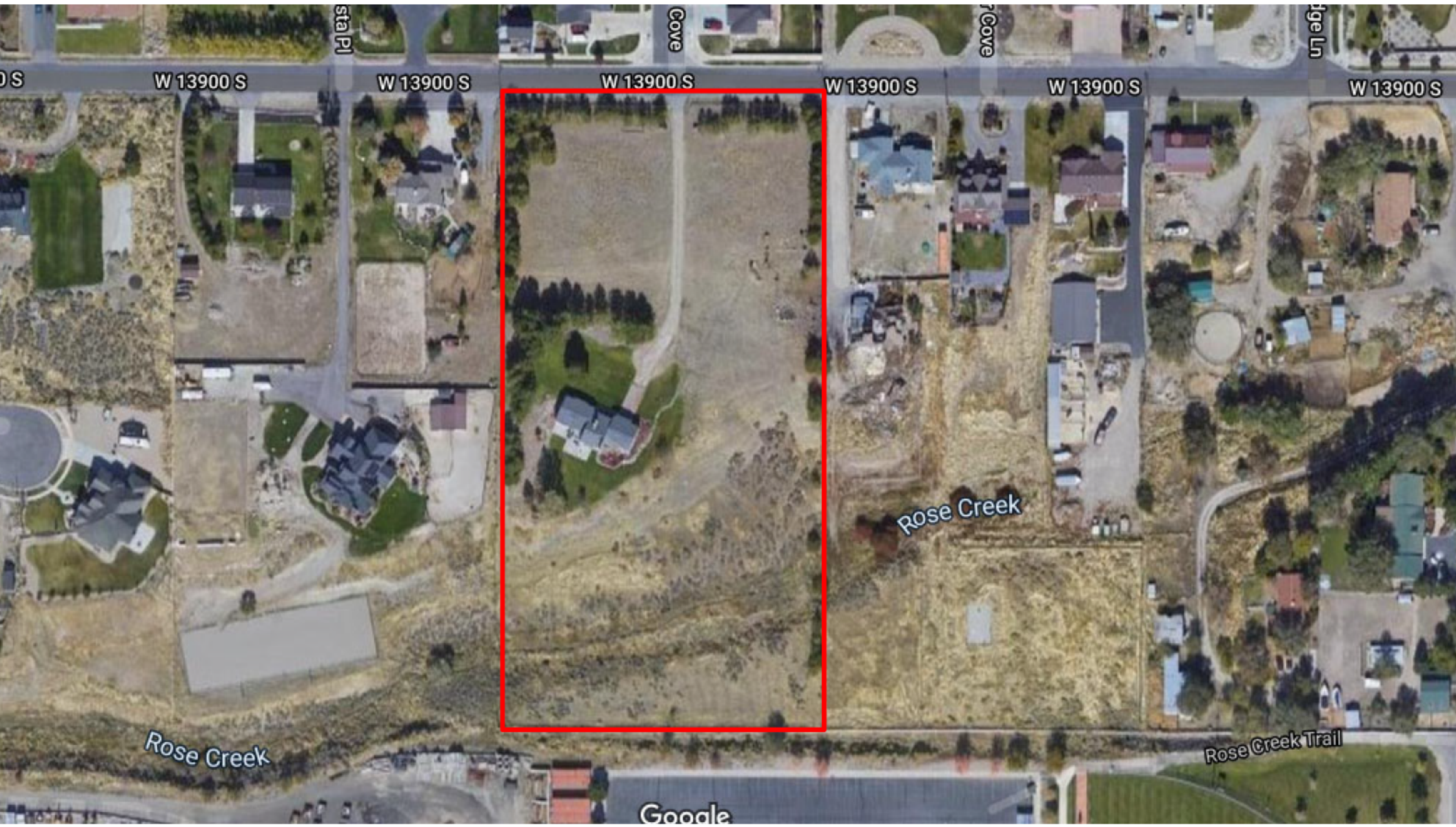


Request: Rezone property from A-1 to A-.50 Agricultural
Applicant: Western Flats
Address: 6221 W 13900 South
Zone: A-1 Agricultural (1 acre minimum)
Acres: 5.0±
File Number: Z2020-017



A-1 to A-.50 Zoning Map Amendment



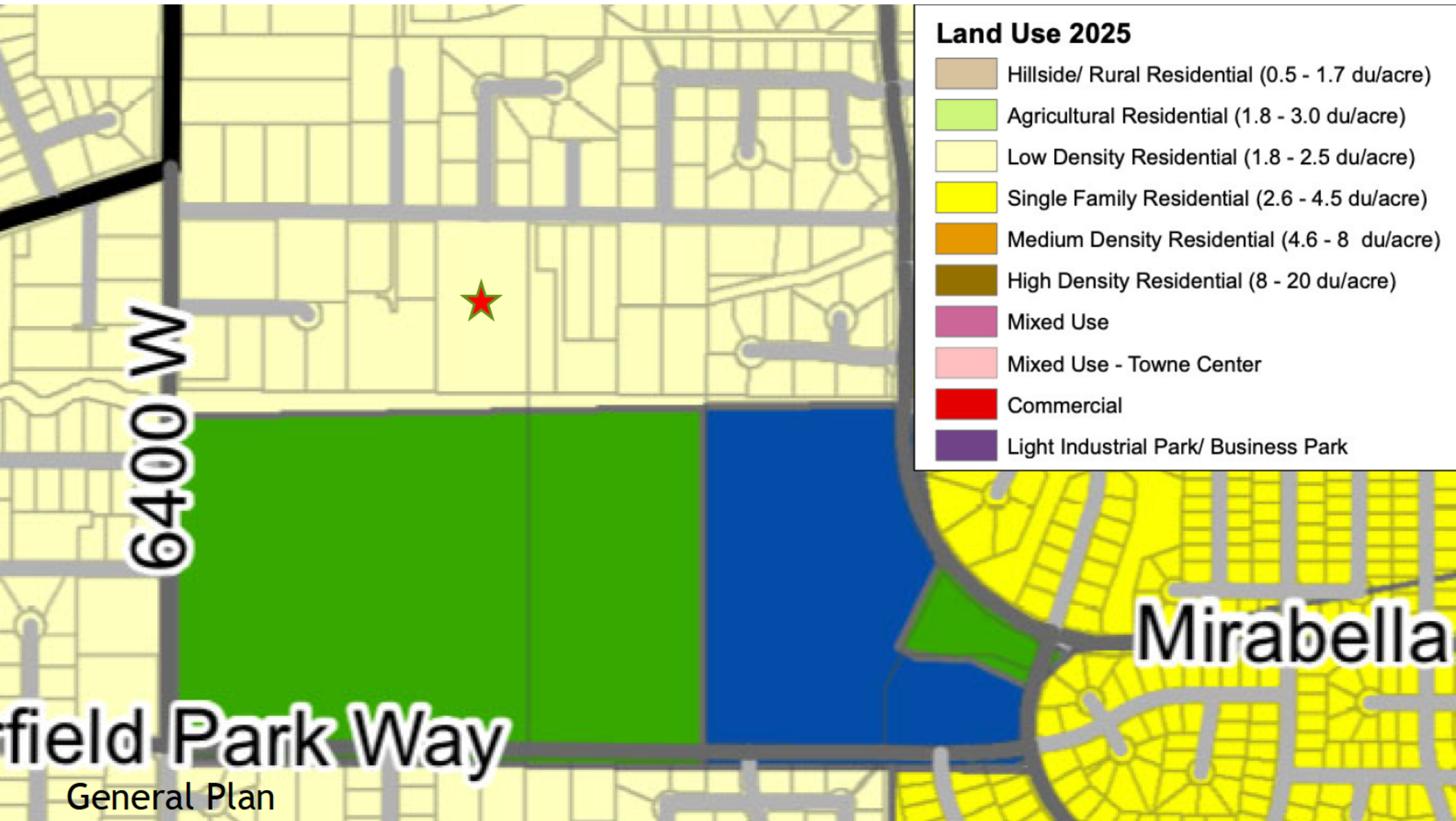


Southward view of property



Eastward view of property frontage (on right side of photograph)







[illegible]

**Evergreen
Engineering, Inc.**
Civil Engineering • Land Surveying • Land Planning
P.O. Box 2061 • Fort. Worth, TX • 76101
Phone: (800) 557-5682
E-mail: info@evergreen-eng.com

[illegible]

9

DESIGNED BY:
ADM
DRAWN BY:
ADM
CHECKED BY:
ADM

22

LAT
ES

PRIMARY P
E ESTATE

PRELIMINARY
OAKLAND

NINGHAM

SHEET 3 OF 7

Recommendation

- Zoning map amendment is a legislative decision
- Neighborhood meeting was held May 4, 2020
 - Electronic meeting was attended by 13 residents
- Planning Commission public hearing was held June 18, 2020
 - Several residents attended hearing and opposed rezone; residents favored large lot development and preservation of agricultural land uses
 - Commission voted 5-1 to recommend denial
 - Commission stated property should remain A-1 Zone and buffer Butterfield Park



STAFF REPORT

DATE: July 1, 2020

TO: The Honorable Mayor and City Council

FROM: Blake Thomas, Community Development Director

SUBJECT: Wasatch South Hills Development – South Hills Boulevard Alignment Discussion

RECOMMENDATION:

City Council to provide guidance to staff on next steps regarding a road alignment that does not match the alignment provided in the project transportation master plan in the master development agreement.

DISCUSSION:

The South Hills Development Master Development Agreement (MDA), dated March 19, 2009, includes a project specific Transportation Master Plan (TMP) as part of Exhibit E. Two collector roads located west of Mountain View Corridor (MVC) are shown on the TMP. The more significant of the two roads, referred to as South Hills Boulevard, was planned to provide a connection from Juniper Crest Road to Porter Rockwell Blvd within an alignment that closely parallels MVC with a right-of-way width of 90’.

The land developer is in the process of preparing roadway plans for South Hills Boulevard and development plans for the property along the uphill side of Mountain View Corridor. During the design process, the developer provided a plan to city staff that shows a modified alignment of South Hills Boulevard. The new proposed alignment is shown to meander along the foothills in a less direct path and further from MVC than was shown in the TMP. Additionally, the new plan shows the roadway not connecting to Porter Rockwell Blvd, but curving and tying into MVC approximately 4000 feet north of Porter Rockwell.

Staff will present traffic analysis data for the approved plan and proposed plan to the council and request direction on how to move forward with this request.

ALTERNATIVES:

There are multiple possible alignments for South Hills Boulevard that could be explored.

FISCAL IMPACT:

This road will be funded by impact fees.



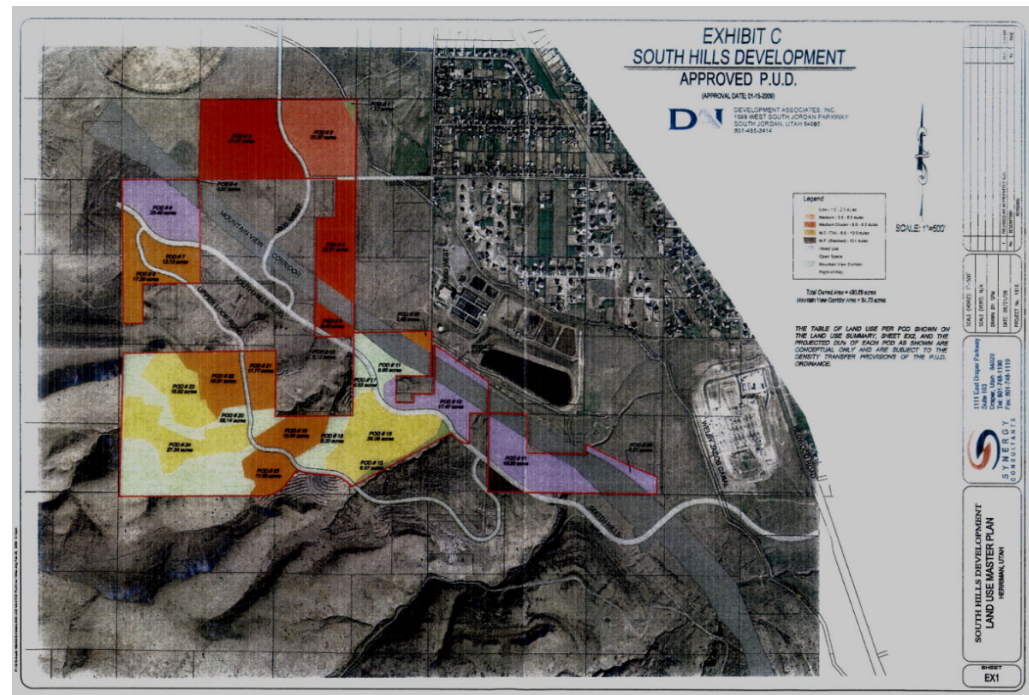
Wasatch-South Hills Development South Hills Boulevard Alignment Discussion

City Council Meeting
July 8, 2020



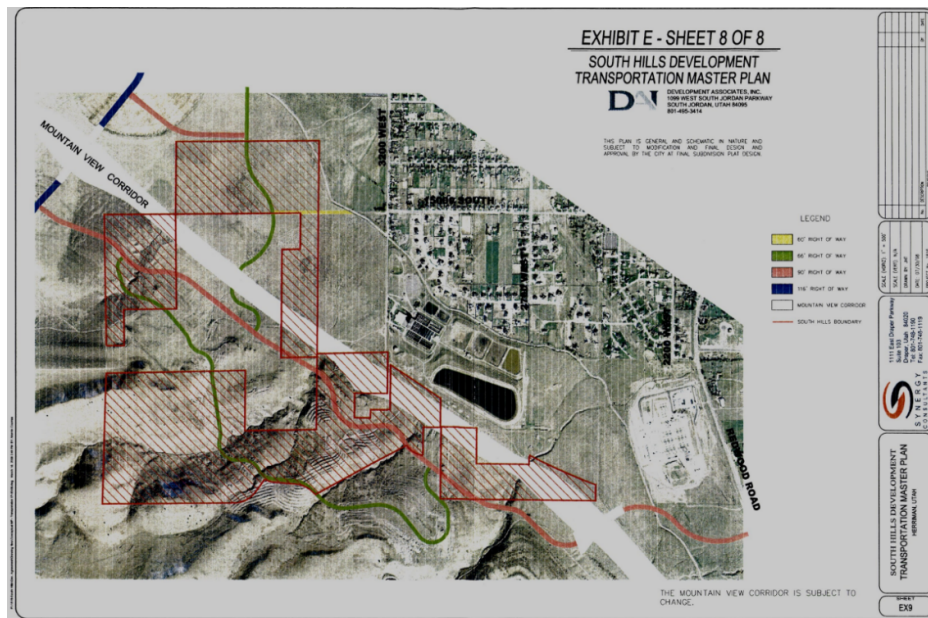
Key Discussion Points

- South Hills Blvd Alignment
 - Original MDA vs. Proposed
 - Traffic Impact Analysis Findings
 - Topography limitations
 - City Council to provide guidance
 - MDA Amendment?
 - Modify Alignment?
 - Modify Requirements?

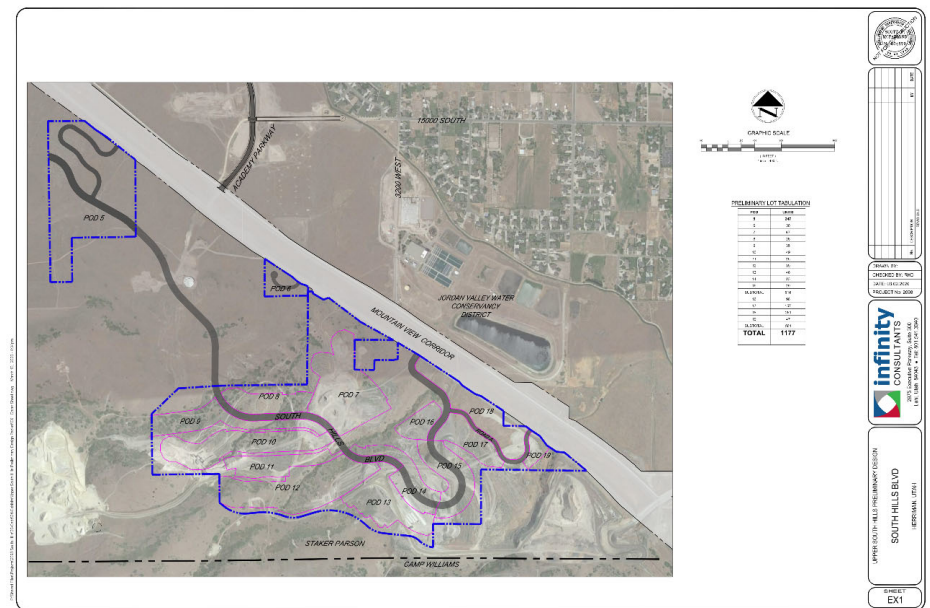


SOUTH HILLS APPROVED PUD (8/21/2008)

ORIGINAL AND PROPOSED PLAN COMPARISON

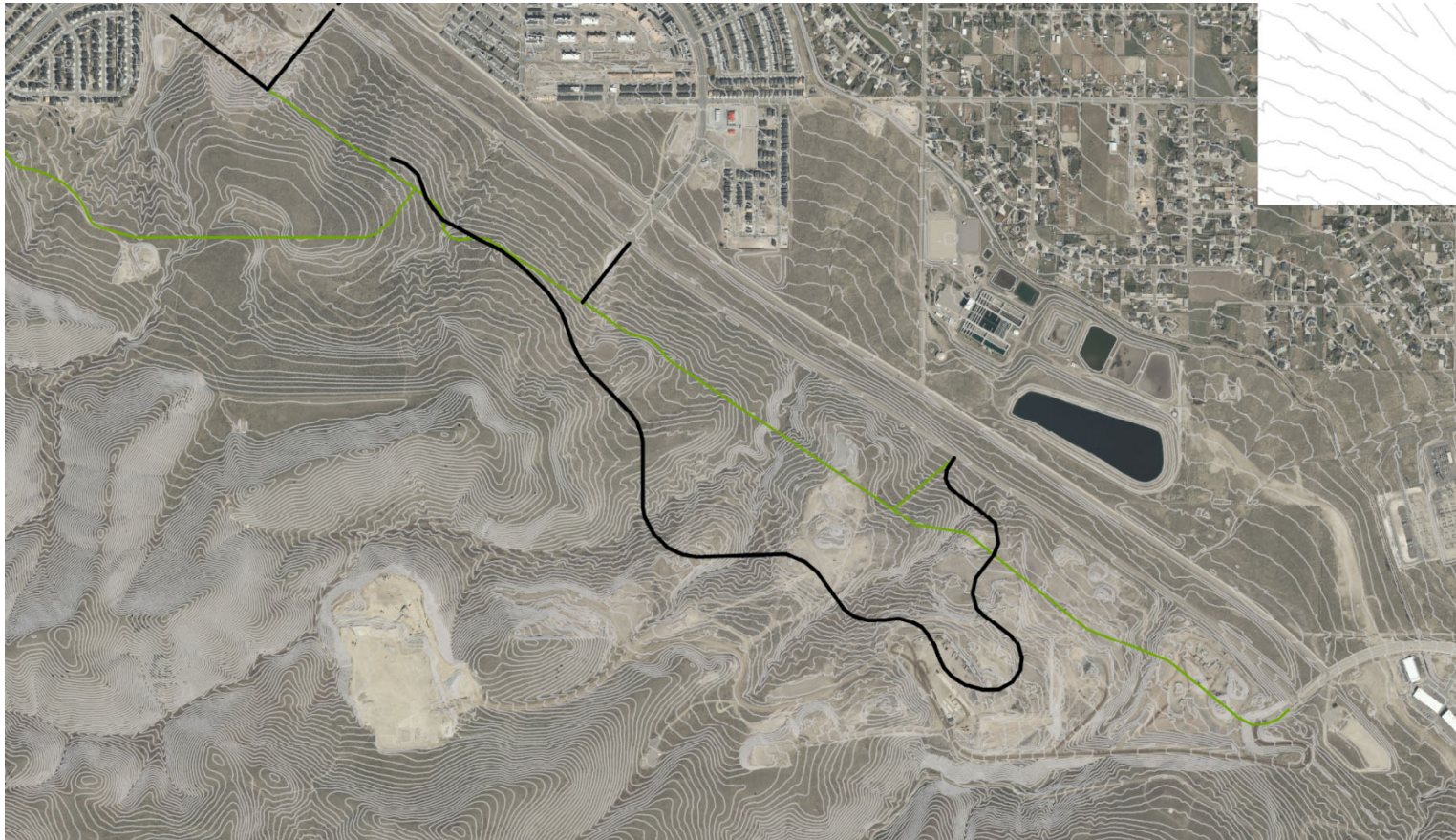


SOUTH HILLS APPROVED TRANSPORTATION PLAN (7/30/2008)



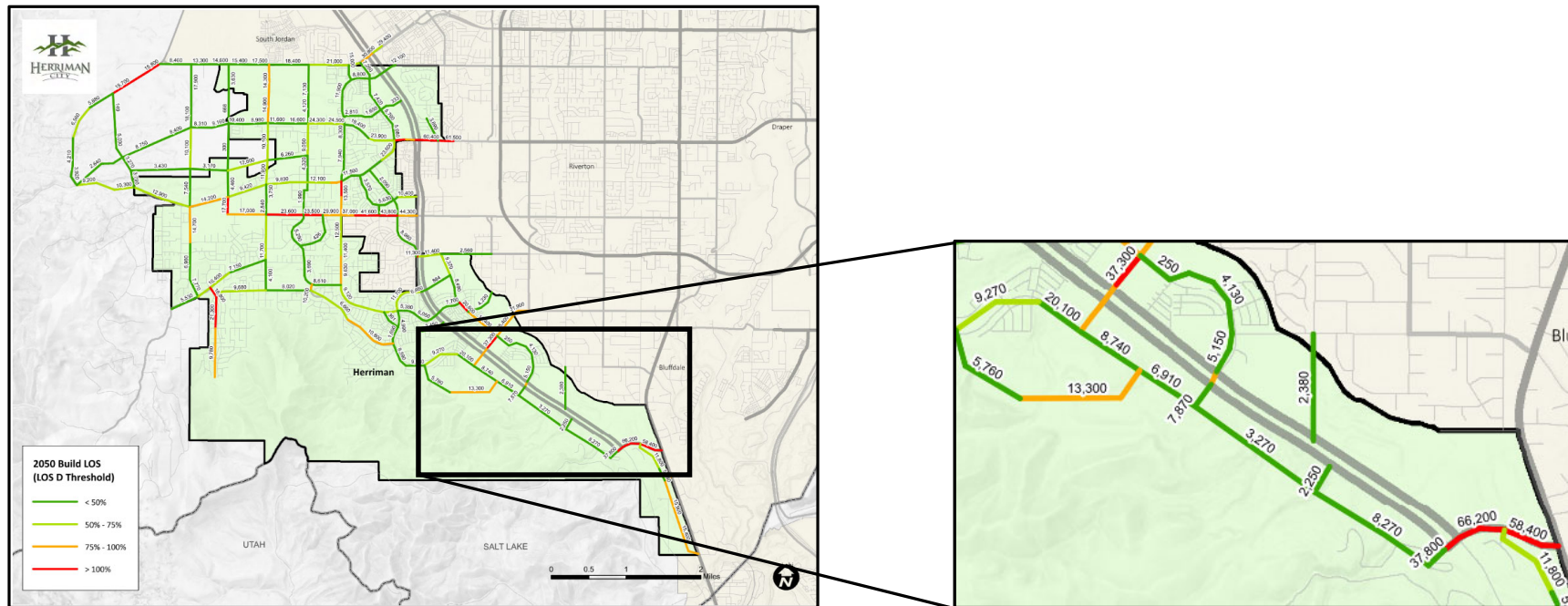
SOUTH HILLS BLVD PROPOSED ALIGNMENT (3/2/20)

ORIGINAL AND PROPOSED PLAN COMPARISON



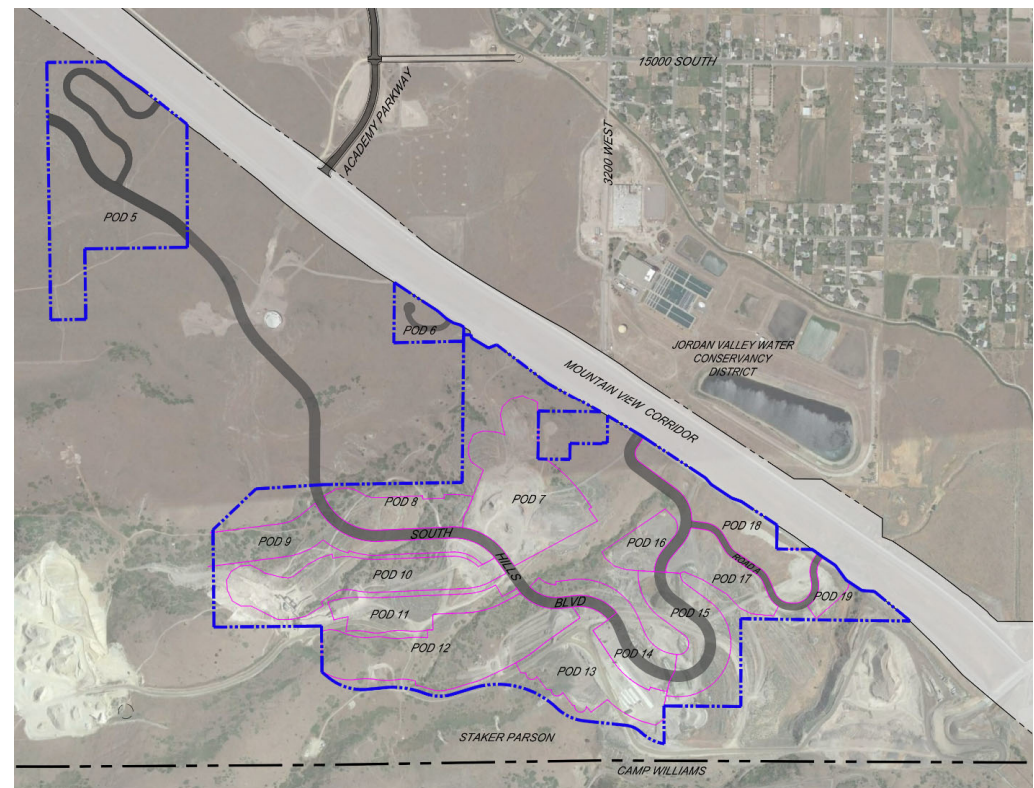
APPROVED AND PROPOSED PLAN ON SAME MAP

TRAFFIC ANALYSIS – LOS from TMP



TRAFFIC ANALYSIS – TALKING POINTS

- CONNECTIVITY TO PORTER ROCKWELL
- CONNECTIVITY ACROSS PROPERTIES OWNED BY OTHERS
- GEOMETRIC AND TOPOGRAPHY LIMITATIONS
- NUMBER OF MVC ACCESS POINTS
- FUNCTIONALITY OF MVC ACCESS POINTS
- REQUIREMENTS FOR HOUSING UNITS FRONTING COLLECTOR ROADS





STAFF REPORT

DATE: 7/01/2020

TO: The Honorable Mayor and City Council

FROM: Blake Thomas, Community Development Director

SUBJECT: **Juniper Canyon Recreation Area Trailhead**

MEETING: Herriman City Council Work Meeting
Wednesday, July 8, 2020

BACKGROUND:

The area identified as the Juniper Canyon Recreation Area covers over 70 acres, and will include a five acre trailhead on the west end of the Canyon, **a 2.5 acre trailhead on the east end of the canyon**, several miles of asphalt and single-track trails, places for creative play, a proposed 4,000 square foot event center, an outdoor amphitheater, a bicycle park and pump track, water features and pavilions. The project *might* also become the new home to the disc golf course that was removed from Rosecrest Park. This project will provide a regional draw with a variety of recreational amenities for all ages and abilities.

This will be a premier urban outdoor recreation area connecting residential, commercial and educational areas to over 2,400 acres of mountainous open space area known as the Herriman Hills.

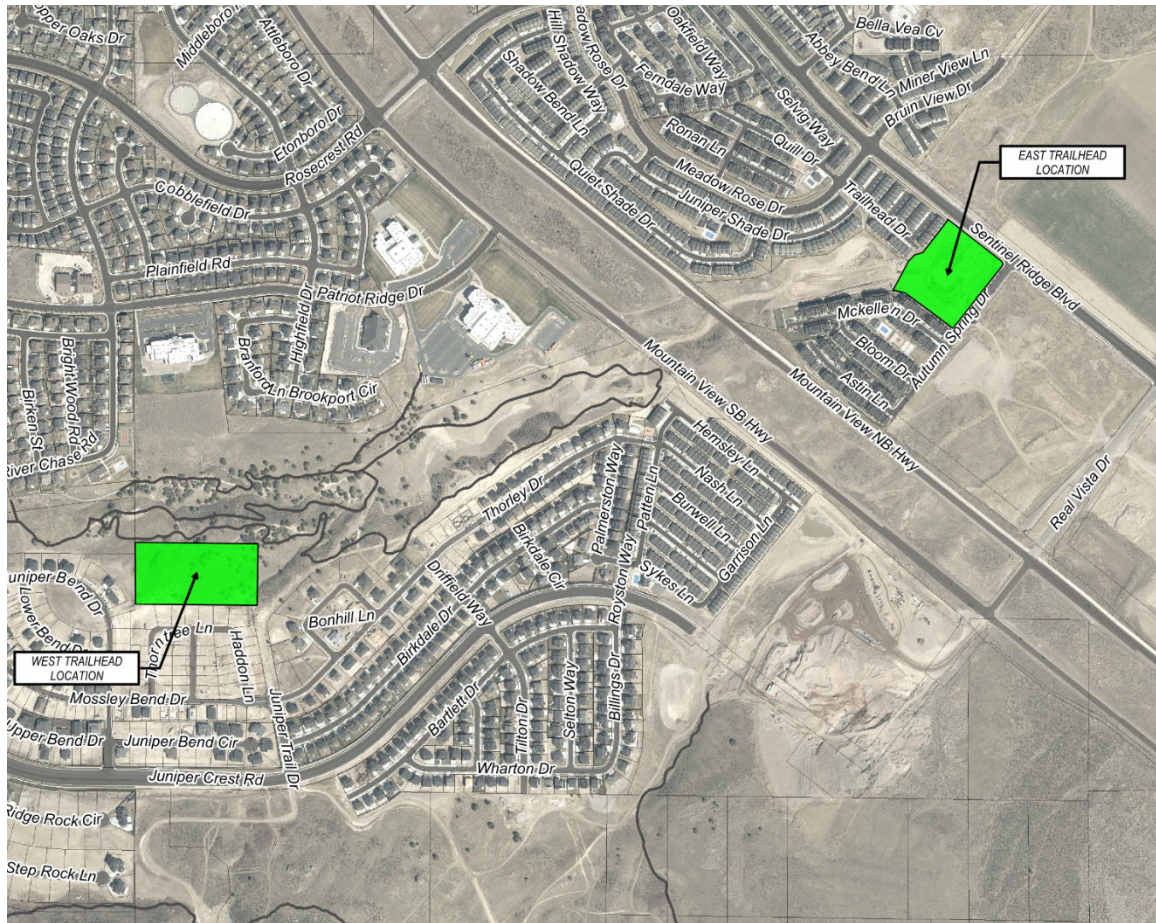
Rosecrest HOA had plans to install a 2.5 acre HOA park (referenced above on the east end of the canyon) on the corner of Autumn Spring Drive and Sentinel Ridge Boulevard. The City would like to build a public trailhead on the property instead of a HOA park. The proposed trailhead is across the street from future commercial development on the south and the SLCC Campus on the east.

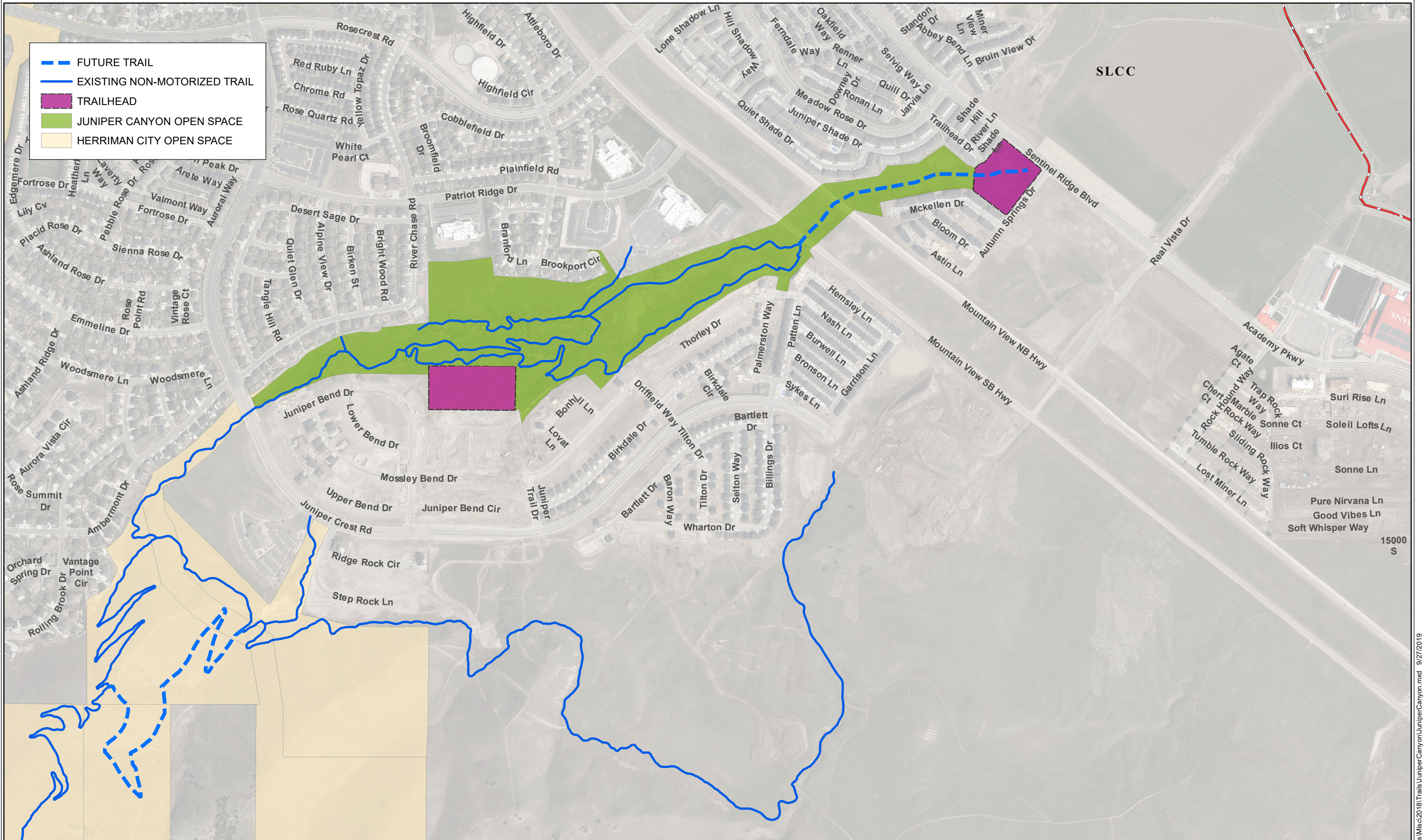
Rosecrest has the design 90% complete for the trailhead and is meeting with staff to make slight modifications to the design to meet City standards and needs. Rosecrest would build the trailhead for the City this summer and receive reimbursement from Park Impact Fees. Funds were originally budgeted to start construction on the 5.5 acre trailhead and a few other amenities to the west, however, staff feels that this location will be a better opportunity to kick start the project and is a natural fit with future development. It is shovel ready.

DISCUSSION AND RECOMMENDATION:

Staff recommend using a portion of the existing budgeted funds for the Juniper Canyon Recreation Area to reimburse Rosecrest for the construction of the Trailhead to be located on the corner of Autumn Spring Drive and Sentinel Ridge Blvd (yet to be named). The 5.5 acre trailhead on the west side of the project will require additional funding in future years.

ATTACHMENTS:



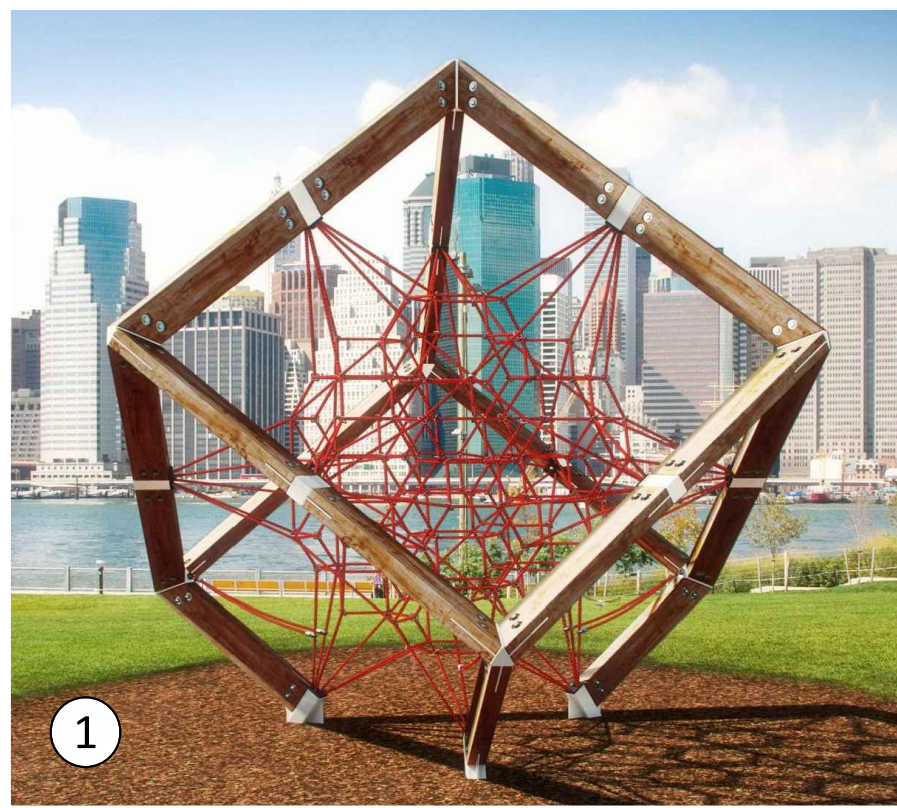


- FUTURE TRAIL
- EXISTING NON-MOTORIZED TRAIL
- TRAILHEAD
- JUNIPER CANYON OPEN SPACE
- HERRIMAN CITY OPEN SPACE

JUNIPER CANYON
TRAIL SYSTEM

0 0.125 0.25
Mile





BERLINER CUBE CLIMBER



SWING AREA WITH COLUMBIA CASCADE CANTILEVERED TIRE SWING AND EARTHSCAPES BASKET SWING

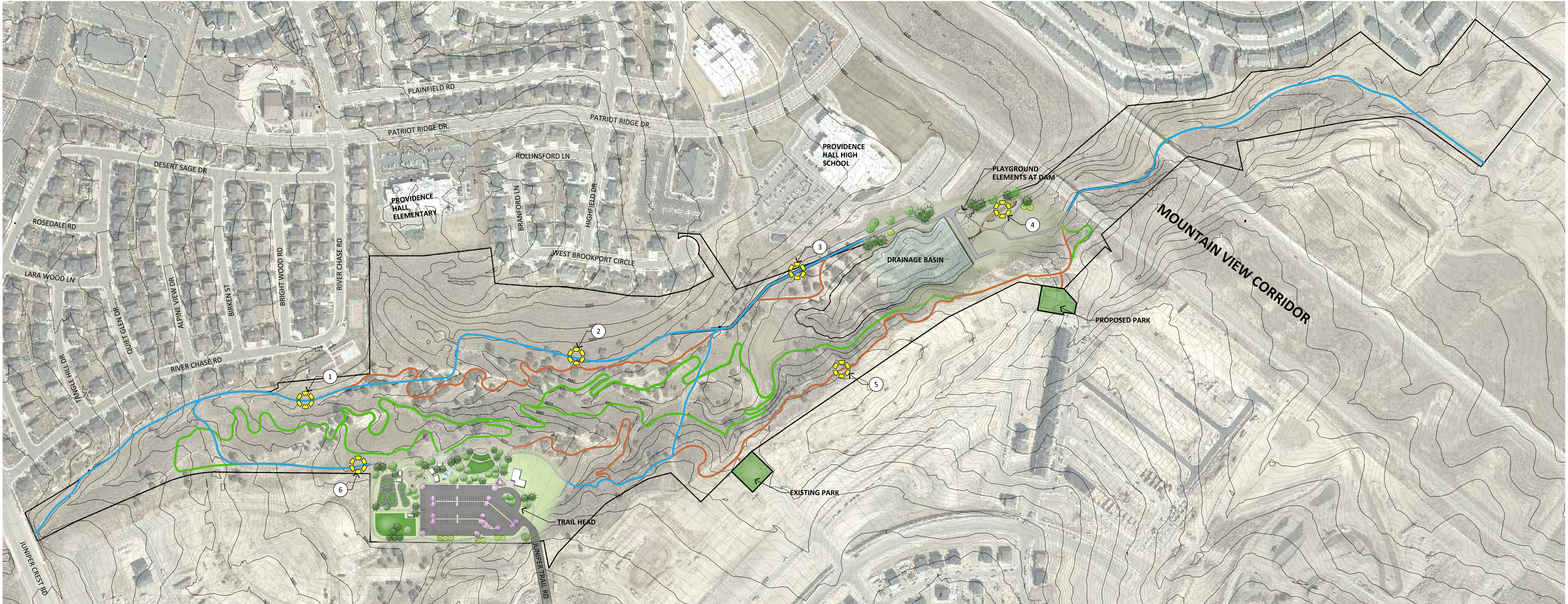


BERLINER GLOBE CLIMBER



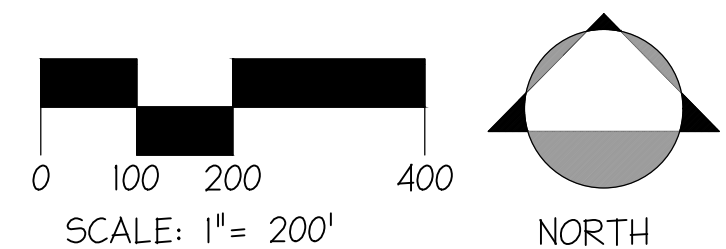
EARTHSCAPES STACKED LOG CLIMBER

OVERALL TRAILS AND PLAY NODES



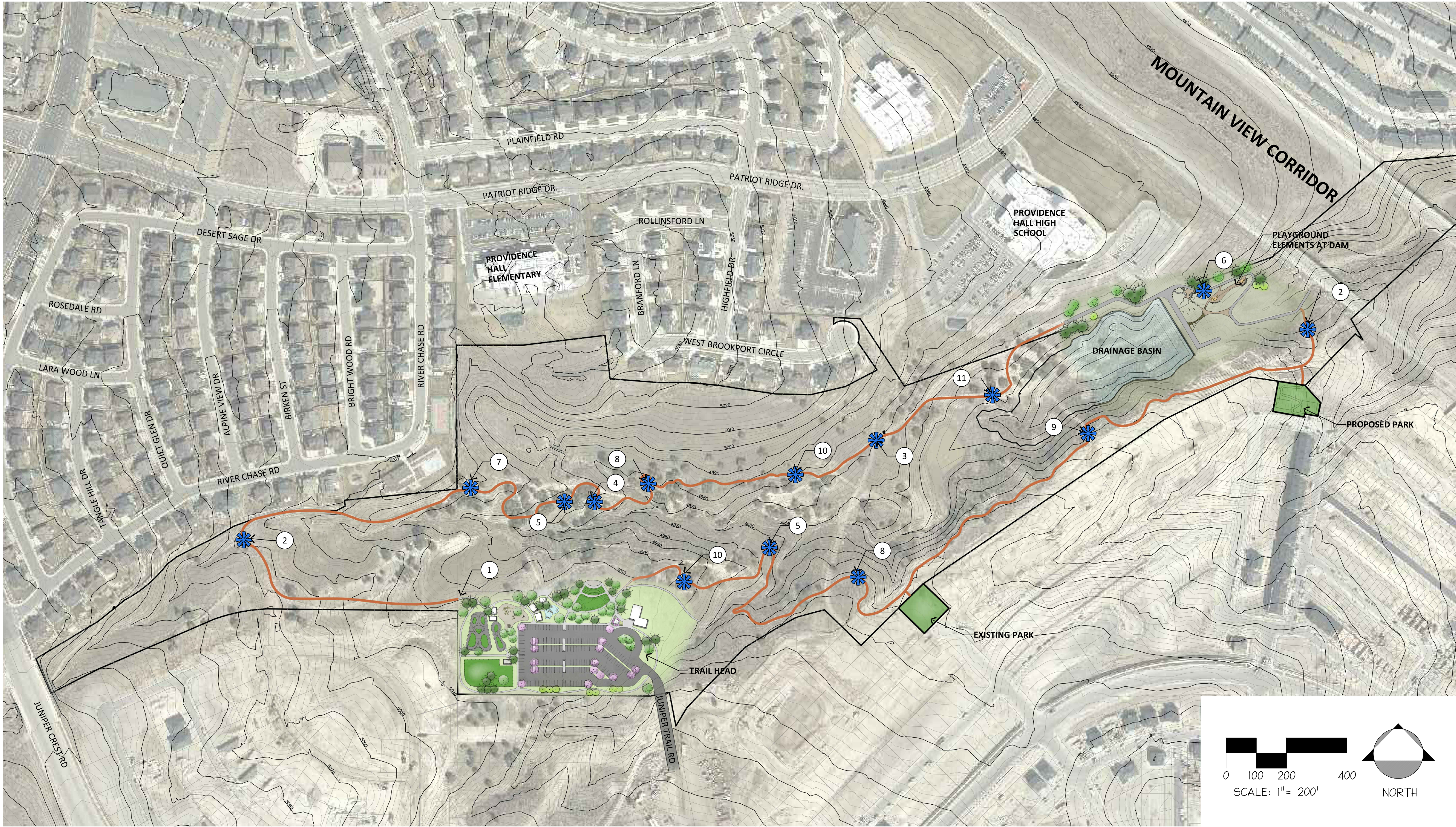
TRAILS LEGEND

SYMBOL	DESCRIPTION
	CIRCUIT TRAINING TRAIL LOOP: 1.9 MILES
	MOUNTAIN BIKE TRAIL: 2.2 MILES
	PAVED MULTI-USE TRAIL: 1.7 MILES
	PLAY NODES



**Juniper Canyon
Recreation Area**
DATE: March 25, 2019

G. BROWN: DESIGN INC
SITE LANDSCAPE ARCHITECTS
610 East South Temple, Ste 50
Salt Lake City, Utah 84102
p. 801.575.6066 f. 801.575.6166
www.gbrowndesign.com



CIRCUIT TRAIL & OBSTACLES

LEGEND

SYMBOL	DESCRIPTION
1	TRAIL HEAD AND CIRCUIT TRAIL START
2	LOG JUMP
3	OVERHEAD LADDER STATION
4	LOG BRIDGE
5	PULL-UP STATION
6	GYM RINGS
7	PUSH UP STATION
8	BODY TUCK AND SIT AND REACH STATION
9	UP HILL CLIMBING NET
10	REVERSE PULL UP STATION
11	SCRAMBLE NET CLIMBING FRAME

TRAIL LEGEND

SYMBOL	DESCRIPTION
	CIRCUIT TRAINING TRAIL LOOP: 1.9 MILES
	CIRCUIT TRAINING OBSTACLES



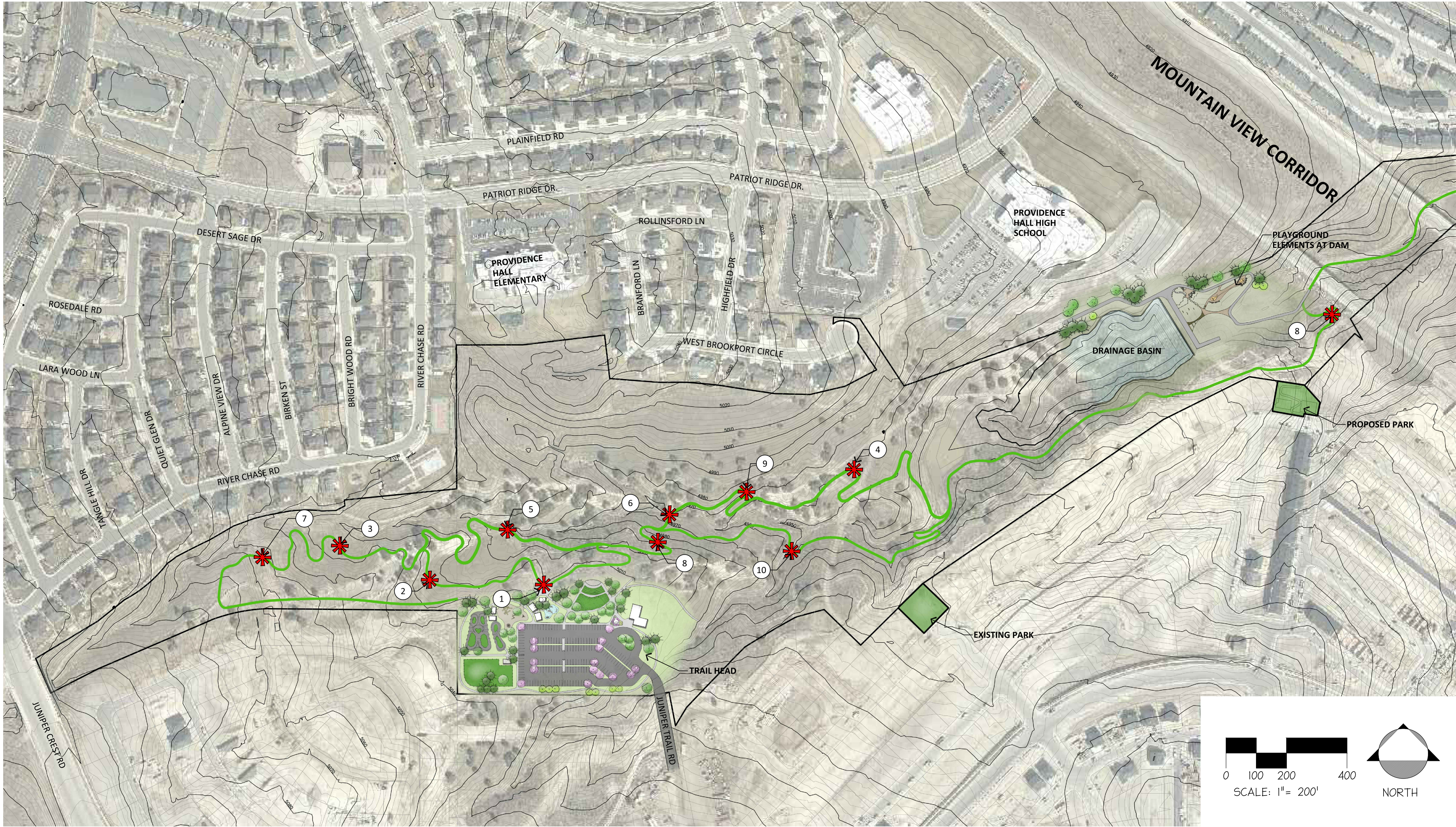


**Juniper Canyon
Recreation Area**
DATE: March 25, 2019

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www.gbrowndesign.com



MOUNTAIN BIKE TRAIL



LEGEND

SYMBOL	DESCRIPTION
①	STARTING JUMPS
②	ART INSTALLATION ALONG TRAIL
③	NATURAL WOOD AND STONE OBSTACLE
④	USING BOULDER AND STONE FOR BANKING
⑤	WOOD RAMPS
⑥	TUNNEL AT PEDESTRIAN AND BIKE CROSSING
⑦	SWITCH BACKS TO BE INTEGRATED THROUGHOUT TRAIL
⑧	WOOD BANKING
⑨	WOOD BRIDGES TO CROSS DRAINAGE
⑩	TRAILS THROUGHOUT NATIVE LANDSCAPE

TRAIL LEGEND

SYMBOL	DESCRIPTION
	MOUNTAIN BIKE TRAIL: 2.2 MILES
	BIKING OBSTACLES





Juniper Canyon
Recreation Area
DATE: March 25, 2019
G.BROWN:DESIGN INC
SITE LANDSCAPE ARCHITECTS
610 East South Temple, Ste 50
Salt Lake City, Utah 84102
p. 801.575.6066 f. 801.575.6166
www.gbrowndesign.com



PUMPTRACK

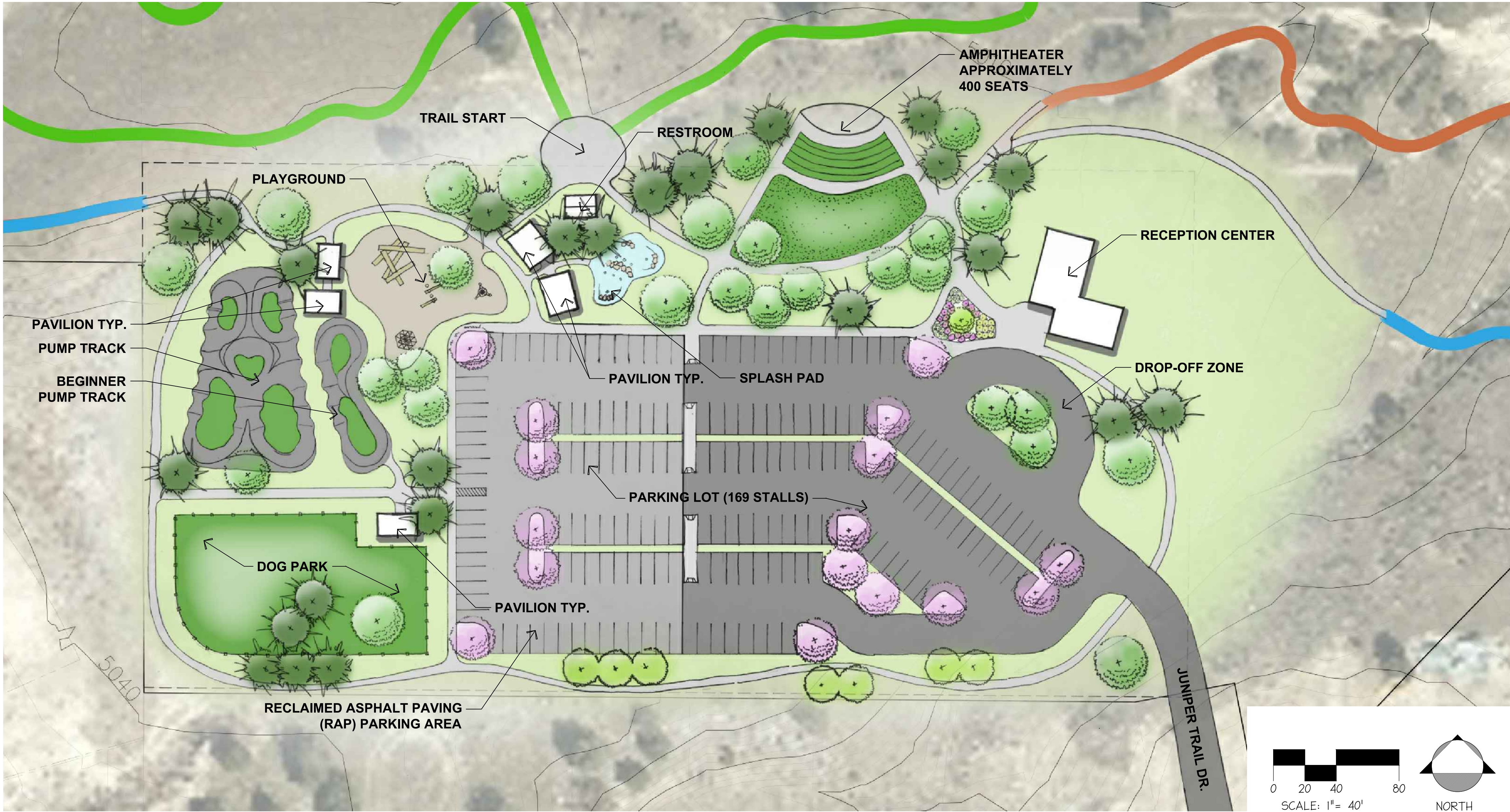


PAVILIONS



SPLASH PAD

TRAIL HEAD CONCEPT



TRAILS LEGEND

SYMBOL	DESCRIPTION
	CIRCUIT TRAINING TRAIL LOOP: 1.9 MILES
	MOUNTAIN BIKE TRAIL: 2.2 MILES
	PAVED MULTI-USE TRAIL: 1.7 MILES

DOG PARK



PLAYGROUND



AMPHITHEATER



RECEPTION CENTER



Juniper Canyon
Recreation Area
DATE: March 25, 2019

G.BROWN:DESIGN INC
SITE LANDSCAPE ARCHITECTS
610 East South Temple, Ste 50
Salt Lake City, Utah 84102
p. 801.575.6066 f. 801.575.6166
www.gbrowndesign.com



TIMBER STAIR RISERS WITH CRUSHED STONE



ZIP LINE

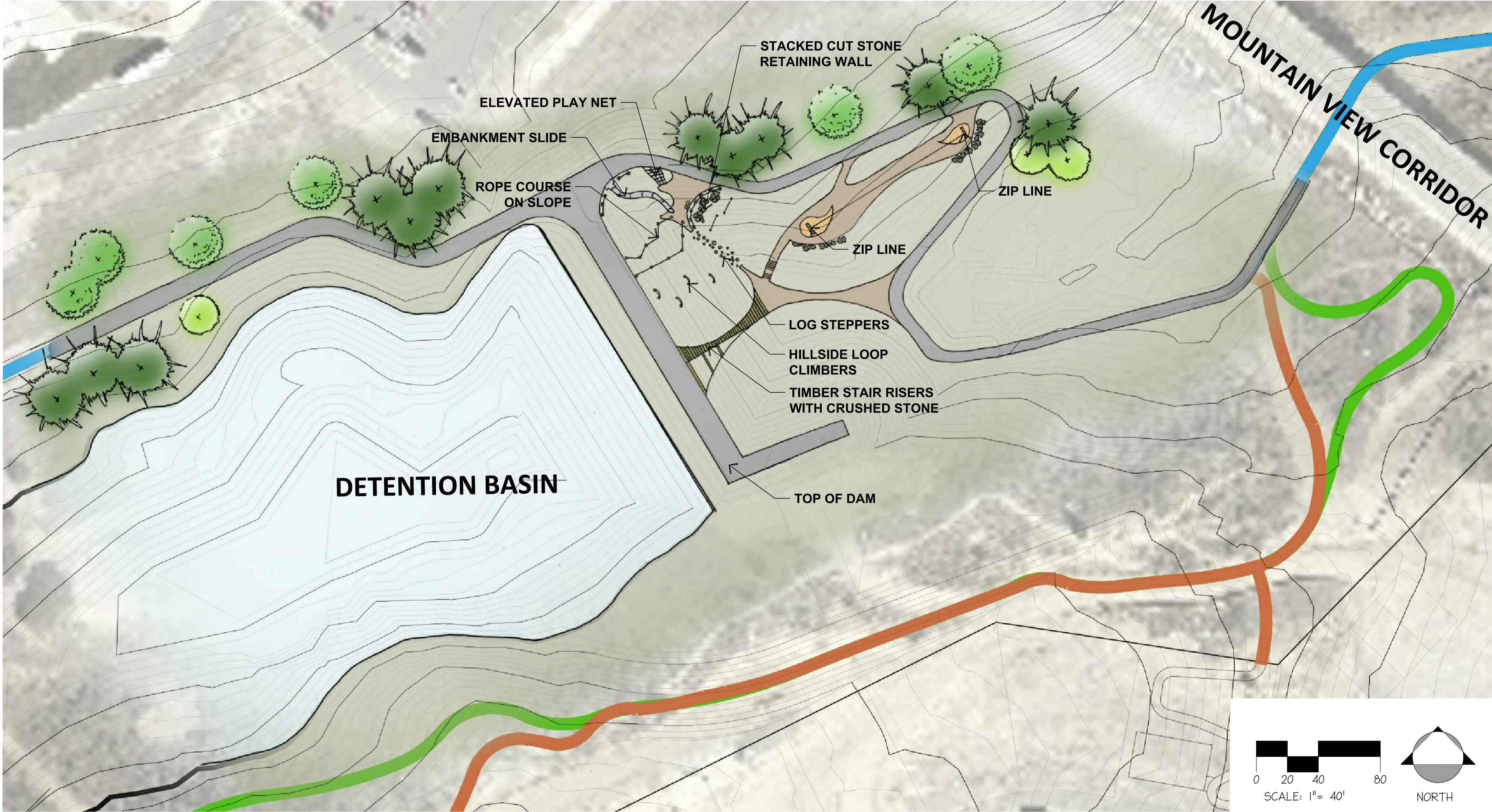


HILLSIDE LOOP CLIMBERS



ELEVATED PLAY NET

PLAY ELEMENTS AT DAM



TRAILS LEGEND

SYMBOL	DESCRIPTION
	CIRCUIT TRAINING TRAIL LOOP: 1.9 MILES
	MOUNTAIN BIKE TRAIL: 2.2 MILES
	PAVED MULTI-USE TRAIL: 1.7 MILES

EMBANKMENT SLIDE



LOG STEPPERS



ROPE COURSE ON SLOPE



STACKED CUT STONE RETAINING WALL



Juniper Canyon
Recreation Area
DATE: March 25, 2019

G.BROWN:DESIGN INC
SITE LANDSCAPE ARCHITECTS
610 East South Temple, Ste 50
Salt Lake City, Utah 84102
p. 801.575.6066 f. 801.575.6166
www.gbrowndesign.com



STAFF REPORT

DATE: July 2, 2020
TO: The Honorable Mayor and City Council
FROM: Brett Wood, City Manager
SUBJECT: Utah State Auditor's Municipal Officers Training

DISCUSSION:

Several Board Members have been asked to take the Local District and Special Service District Board Member Training for several committees Council Members serve on. Elected Officials are not required to conduct the training; however, we wanted to make sure the Council had the information for the training.

The training can be found at: <https://resources.auditor.utah.gov/s/article/Training-All>

FISCAL IMPACT:

None.



STAFF REPORT

DATE: 7/01/2020

TO: The Honorable Mayor and City Council

FROM: Blake Thomas, Community Development Director

SUBJECT: New County Regulated Discharge Rate Midas Creek

MEETING: Herriman City Council Work Meeting
Wednesday, July 8, 2020

BACKGROUND:

Herriman City Engineering department recently met with Salt Lake County Flood Control, Salt Lake County Municipal Services District, and other surrounding cities, including Riverton & South Jordan. In this meeting Salt Lake County Flood Control indicated that Midas Creek channel has limited capacity and at risk for flooding property owners adjacent to the channel. County Flood control asked all attendees as land use authorities to restrict runoff from all developments to 0.02 cfs/acre, whereas the current allowable discharge rate is 0.2 cfs/acre. This has potentially significant implications on a development's potential buildable area since additional detention would be necessary. The new restriction rate would apply to all development projects that are not yet under construction even if they have already received City and County approval.

DISCUSSION AND RECOMMENDATION:

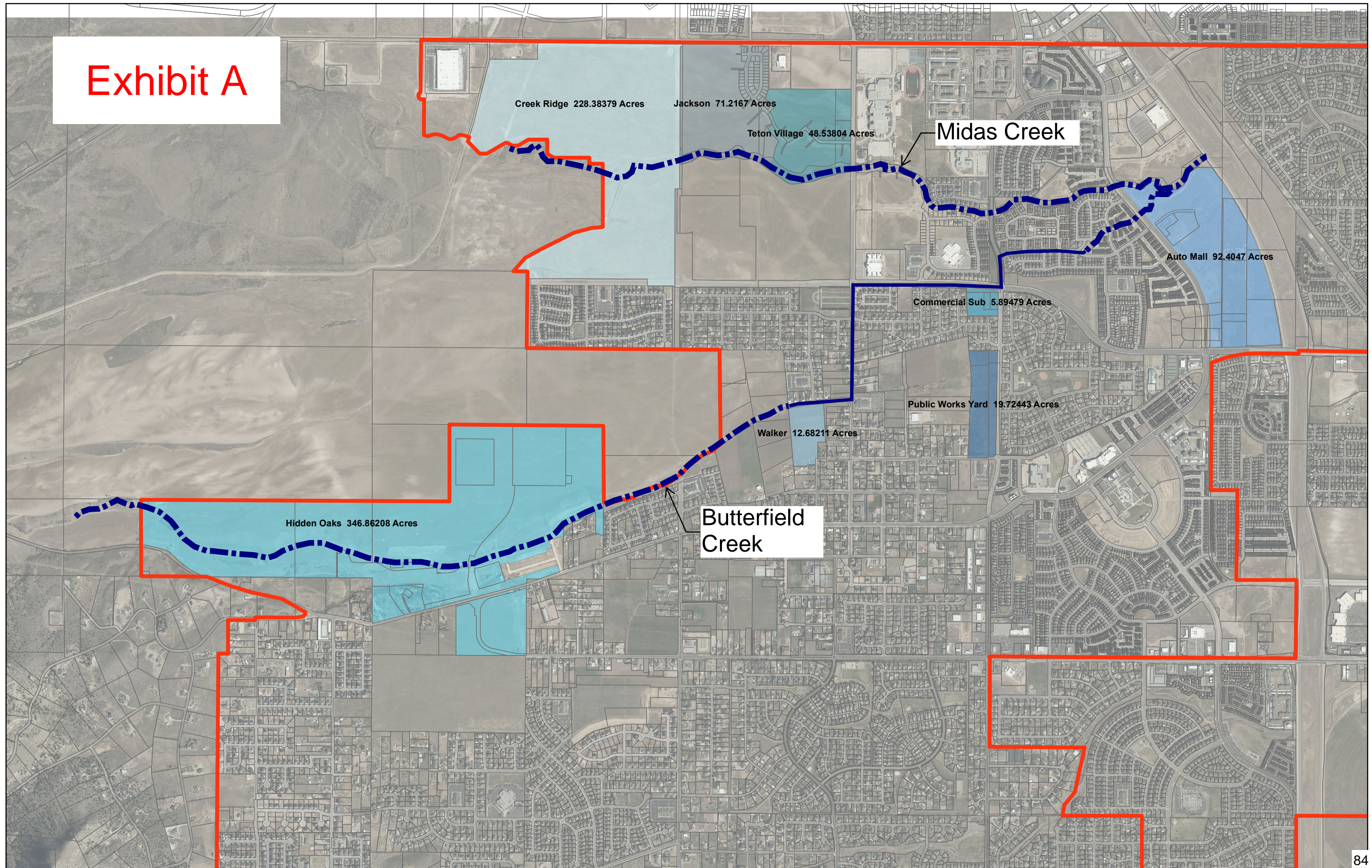
The new discharge restriction rate will effect various development projects that are in varying approval ranges from a Master Development Agreement or approved by the Planning Commission to approved construction drawings by the Engineering Department. Those projects are shown in the attached Exhibit A.

Although the Salt Lake County Flood Control has asked that we apply the new rate as described above, they have met some resistance from various parties. They've follow-up directly with Herriman City community development team to gather our input and determine which eminent development projects this should or should not affect based on their current approval status.

ATTACHMENTS:

See Exhibit A for affected eminent development projects.

Exhibit A



Herriman City Staff Report City Council Meeting 07-8-2020

Agenda Item: Budget Amendment

Staff Report submitted by: Alan Rae

Recommended City Council Action: Approval

BACKGROUND:

A sound wall is required at the corner of 6000 W and 126th. The developers has contributed \$165,000 towards the project. The bid for the project is \$165,000. This is strictly in and out transaction.

In the Capital Projects Fund

Increase Revenue from Developers	\$165,000
----------------------------------	-----------

Increase Expenditure for Construction of the Wall	\$165,000
---	-----------

Resulting in no change in fund balance.

SUPPORT MATERIALS:

None

FINANCIAL IMPACT:

The amendment will result in no change in fund balance.

Respectfully Submitted: Alan W. Rae
Alan Rae

HERRIMAN, UTAH
RESOLUTION NO.

**A RESOLUTION OF THE HERRIMAN CITY COUNCIL
APPROVING AN AMENDMENT TO THE 2020-2021
FISCAL YEAR BUDGET**

WHEREAS, the Herriman City Council ("*Council*") met in regular meeting on July 8, 2020, to consider, among other things, approving an amendment to the 2020-2021 fiscal year budget; and

WHEREAS, the Council has determined it necessary to amend the budget to reflect various changes; and

WHEREAS, the Council determines that the amendment presented to the Council is necessary and appropriate.

NOW, THEREFORE, BE IT RESOLVED by the Council that the budget for the period of July 1, 2020, through June 30, 2021, is hereby amended as set forth on the attached amended budget.

This Resolution, shall take effect immediately upon passage and acceptance as provided herein.

PASSED AND APPROVED by the Council of Herriman, Utah, this 8th day of July, 2020.

HERRIMAN CITY COUNCIL

Mayor David Watts

ATTEST:

Jackie Nostrom, MMC
City Recorder



CITY COUNCIL MINUTES

Wednesday, May 27, 2020

Awaiting Formal Approval

The following are the minutes of the City Council Electronic Meeting of the Herriman City Council. The meeting was held on **Wednesday, May 27, 2020 at 5:00 p.m.** in the Herriman City Hall Council Chambers, 5355 West Herriman Main Street, Herriman, Utah. Adequate notice of this meeting, as required by law, was posted in the City Hall, on the City's website, and delivered to members of the Council, media, and interested citizens.

Presiding: Mayor David Watts

Councilmembers Present: Jared Henderson, Sherrie Ohrn, Steve Shields, and Clint Smith

Staff Present: City Manager Brett Wood, Assistant City Manager Tami Moody, Assistant City Manager Wendy Thomas, Community Development Director Blake Thomas, Police Chief Troy Carr, City Recorder Jackie Nostrom, Public Works Director Justun Edwards, Communications Manager Jonathan LaFollette, City Planner Michael Maloy, Unified Fire Authority Precinct Chief Dominic Burchett, City Attorney Chase Andrizzi, and Economic Development Director Heather Upshaw

5:00 PM - WORK MEETING:

1. Council Business – 5:00 PM

Mayor David Watts called the work meeting to order at 5:09 p.m.

1.1. Review of this Evening's Agenda

The Council and Staff briefly reviewed the agenda.

1.2. Future Agenda Items

There were none.

2. Administrative Reports

2.1. Discussion regarding Rio Tinto Dust Mitigation Efforts - Piper Rhodes, Rio Tinto Communications Manager and Samantha Julian, Rio Tinto External Affairs Senior Advisor

Rio Tinto Senior Advisor of Communications Virginia Alexander introduced herself and stated she worked on the communications team with Rio Tinto Communications Manager Piper Rhodes. She stated she helped support the mine team that would be offering input during the presentation.

Rio Tinto Mine Manager Thomas Francis went through the dust mitigation strategy. He stated aside from the safety of the operators, nothing was more important to him as the Manager than mitigating dust. He stated they had a number of pieces of equipment and resources, including an on-site water supply. Over the years they had used other additives to help with dust suppression, which they monitored on an annual basis. He thanked Council for the opportunity to present and stated this project was high on their priority list.

Rio Tinto Mine Affiliate Tyler Jolley referenced a slide in the PowerPoint Presentation to explain water strategy areas and priorities, which included Butterfield canyon. He stated they had eight water trucks running throughout the pit and mine, and each truck held around 50,000 gallons of water. It took them 10 to 15 minutes to top off at the watering pump stations, and each truck could run with a full water tank for a little under an hour. He identified the priority areas and explained they were breaking it into two separate areas: upper and a lower-pit area, where they could prioritize trucks to handle the dust. He explained they had close access to water near visible dust areas, which he identified using the aid of an aerial map. They had also built a temporary water stand at 6190 West in case they ran into any issues near the upper pit closer to the front dumps.

Mr. Tyler Jolley stated they used chemical dust suppression throughout the area. They used a minimal amount consisting of a surfactant similar to a dish soap that was mixed directly into the water trucks as part of the refueling process. This surfactant helped keep the water on the roads for a little bit longer. He stated the other chemical suppressant they used was magnesium chloride. Using the aid of an aerial map, he identified a main area that was a large gravel in front of the mine they would hit with magnesium chloride. He explained they were planning a big project and there was a lot of work going on right off of U-111, for which they had brought in several contractors and equipment. They were in the process of getting the area on their list for magnesium chloride because of it being a high traffic area. He stated one downside with magnesium chloride was after it rained it would start to lose its life; therefore, it had to be reapplied quote regularly. They used chemicals all over the pit so they could apply surfactant from any of the water stand areas.

Mr. Tyler Jolley stated as part of their license to operate, they had explored options using cameras. However, they also found that having someone down in the valley right off of U-111 was more successful than cameras because that person could monitor the dust. On an aerial map, he identified Gate 47 between the Jordan Landfill and 11800 South off of U-111. From the vantage point the dust spotter could see almost the entire mine face and what was visible to the rest of the valley. He noted there was a second place by the security area where employees could meet and where cameras were installed. He stated the dust spotters arrived at 9:00 in the morning and were there until sunset monitoring the area. The spotters ran a log of conditions every hour. Additionally, there was also a log kept by dispatchers of all calls received from spotters or outside sources. Both of these logbooks helped employees respond to any issues that came up. For example, that year they had seen

an increase in high temperatures and winds and had shut down some areas that the trucks were running to minimize some of the dust.

Mr. Jolley explained they were looking more into a technology-based camera system, and they had worked with other mines to explore running filters through thermal imaging to pick up dust and create alarms and triggers. He then referenced a flow chart to further address the dust mitigation process. He explained it was every employee's responsibility to help monitor and minimize the dust.

Mr. Jolley stated there was a process flow for outside of the mine. They had a team that handled all environmental issues, including management of a hotline and community relations. He explained they handled calls and got a hold of reduction control. Anytime they received a call, they would shut down the areas, log the occurrence, and take pictures of the area. He stated if they got a dust complaint, they would do a full investigation to see if there was anything they had missed or an area they could improve.

Mine Manager Thomas Francis stated he would share the PowerPoint Presentation slides with staff and elected officials, so they had access to the contact numbers if there were any questions.

2.2. Discussion of a proposed rezone request for 6.2 acres of property located at approximately 4950 West 12600 South from AMSD (Auto Mall Special District) to C-2 (Commercial) (File No. Z2020-026) - Michael Maloy, City Planner

City Planner Michael Maloy stated this rezone request was initiated by the City and it was property the City controlled. The subject property was currently part of the auto mall special district zone. The request was to rezone part of the AMSD to C-2 commercial. He stated they had been working with a restaurant user, Garage Grill, and had realized that the location on a proposed subdivision plat was actually not in the C-2 zone, but rather it was in the AMSD zone. A Public Hearing was scheduled for April 27. Additionally, the Planning Commission reviewed it on May 7 and recommended approval to the City Council with a unanimous vote.

He referenced a copy of the general plan that showed the subject property and the boundary where the AMSD could reside. The exhibit indicated a pretty healthy portion of the southern end of the property being commercial, but they did not know exactly where the line would be. When the City initially rezoned the property C-2, they had thought they were estimating the right depths of what their potential commercial partners would want in the location. He stated the proposal was approximately 6.2 acres to extend the C-2 zone northward.

Councilmember Clint Smith asked if it was anticipated the garden plots in the location would be designated as C-2 as well. City Planner Michael Maloy answered affirmatively; on the general plan that area was shown as commercial, and a portion of it fell outside of the exhibit. However, in the future he thought it would be designated C-2.

Councilmember Sherrie Ohrn mentioned five acres of land near Game Pointe, stating she thought it was going to be the smaller strip along the area. It was presented to them a large chunk of property would be maintained for an auto mall. City Planner Michael Maloy stated the Economic Development team had worked closely with

the current development partner about that issue, and they could answer questions pertaining to what kind of commercial could reasonably take place in the area in question.

Councilmember Clint Smith agreed with Councilmember Sherrie Ohrn's concerns and asked how much property would be left in the AMSD zone. The question was raised as to what was being accomplished by making this change.

Councilmember Sherrie Ohrn pointed out there were four lots on the front that were C-2. She then asked if they had eight people ready to come in. City Planner Michael Maloy referenced a proposed plat had not yet been recorded and noted that Lot 8 was where Garage Grill had tried to locate. If they did not do the rezone, they were potentially looking at four pad users. If the rezone was done, they would potentially have eight pad users.

Councilmember Jared Henderson asked if on the Exhibit, Lots 3, 4, 7, and 8 could not go forward with commercial development unless they were out of the AMSD zone. City Planner Michael Maloy answered affirmatively, explaining the AMSD was specifically written for auto dealers. He stated they could have some other uses associated directly with the dealer, like repair services, but it had to be directly connected to a dealership.

Councilmember Sherrie Ohrn asked about their intent for the AMSD zone as well as a timeline. Economic Development Manager Heather Upshaw replied when they had started working on the project, they had worked with James Horsley. She stated he knew they wanted commercial development out front, but that he did not know the depths that were needed. He anticipated they would probably do seven to eight lots for commercial but wanted to remain flexible. Manager Upshaw stated most of the dealerships they had approach had indicated a minimum of five to seven acres would be sufficient for a car dealership, whereas the City has planned on 10-acres for each dealership.

Councilmember Clint Smith added there was a prospective tenant for Lot 8 and asked if there was another prospective tenant on the back lots. There was discussion about either Lot 1 or Lot 3 in the back being commercially developed for a car wash. Manager Upshaw stated they had already met with staff and were moving forward. Councilmember Clint Smith asked if there was a concern about sacrificing their ability to bring in what they had anticipated in the area by moving the land into the commercial zone. Manager Upshaw replied no, they were looking at Miller Crossing Drive. They would eventually go past Miller Crossing Drive for dealerships and would have the potential to move to 16 acres on the other side of Anthem. Therefore, she believed the City was still okay with its designated dealership zone.

Councilmember Jared Henderson asked if as it was, if they voted to approve the change, what would be left in the auto zone with the Game Pointe chunk being gone. Manager Upshaw replied that she could get an exact number, but that her guess was around 40-acres. Councilmember Jared Henderson stated that when this was brought to them, their advantage over other areas was that they could pledge more acreage to dealerships. However, if they painted themselves into a corner, they would lose all potential dealerships. Manager Upshaw stated it was their decision and that she did not feel like they were painting themselves into a corner. She noted

that the City had property in Anthem, to the east where the Maverik was located, and Ken Olsen's property to the west. Councilmember Clint Smith stated in making an area successful there needed to be enough space to allow the synergy of the area to happen. He wanted to make sure it was possible in the areas of discussion. Manager Upshaw stated the developers had talked to different users about taking up more acreage in the commercial zone because they liked the flexibility.

City Planner Michael Maloy stated he recently reviewed the GIS map; because much of their zoning spilled into the right-of-way, they would have to do some additional calculations. However, it looked like the area that would be left would be closer to 60 acres rather than 40 acres previously mentioned. He stated he would have exact figures for the next meeting and could also potentially have a conceptual plan as to how the dealerships would be laid out.

City Planner Michael Maloy asked the Council if they would like this as an agenda item for discussion and approval or just discussion. Mayor David Watts said he would like it as a discussion item with possible action.

Councilmember Sherrie Ohrn stated she liked the item of having a layout presented of the area to visualize.

2.3. Alternate Planning Commissioner Reappointments - Michael Maloy, City Planner

City Planner Michael Maloy stated they had two alternates whose terms were expiring. He had asked the alternate Planning Commissioners if they were interested in reappointment, to which they responded affirmatively. He had included information in the packet about their attendance and participation. He explained there was a note of how many times an alternate had participated in a voting role. This did not reflect when they were available, rather, it referenced when they had been invited to participate because there was a vacancy of a regular member. Joy Kaseke had some unanticipated conflicts which had reduced her participation, but she believed her situation had been resolved. Heather Garcia had a 100-percent reported attendance. He stated Colby Oliverson had moved out of the City, and City Planner Maloy asked the Council if they would like to start the process of filling the third alternate vacancy. He thought there was one meeting they were close on attendance so it might make sense to fill the third alternate spot. Councilmember Sherrie Ohrn commented she liked the idea of filling it because it allowed the alternates to learn. Michael Maloy stated the Commissioners served for three year term where alternates served for one year, and they were always up for potential reappointment by the Council.

Mayor David Watts agreed. He also thought anytime they could give members of the community an opportunity to be actively participating in the growth of the City, it was a good way to bring in diversity and ideas.

City Planner Michael Maloy stated at the Council's direction they would prepare two names for reappointment and begin the process of seeking a third alternate.

2.4. City Manager Updates - Brett Wood, City Manager

Assistant City Manager Tami Moody stated the graduation parade ceremony scheduled for June 4th would last around seven hours and that getting in and out would be a challenge. She stated Herriman High School would stage at 12900 South behind the Recreation Center. They planned to invite the Council if they were available to come to the high school. They had gifts for the seniors, a keychain that said "congrats class of 2020" with the

Herriman City logo, and they would like the Council present at the high school to hand those out to the graduating seniors. She stated Mountain Ridge high school was having their parade on the same day. That parade would go from the RSL Training Facility to Mountain Ridge High School, and they would also like Council at the end of the route to hand out the gifts. Staging for Herriman High would start at 12900 South at 9:00 am and an email invitation would be sent to Council.

Councilmember Clint Smith asked what time they would be expected. City Manager Brett Wood replied 9:00 am. He also noted there was plenty of parking and it would be a long day, so if they needed to leave it would be easy for them to do so. Assistant City Manager Wendy Thomas stated there would be an A shift and a B shift. Councilmember Jared Henderson asked if they could do rotating shifts because he agreed that five to seven hours was a long day. Mayor David Watts asked what time Mountain Ridge started, to which City Manager Brett Wood replied it started at 2:00 and staging would commence at 1:00. He stated the Herriman High parade would still be going when the Mountain Ridge parade would start. The Council discussed preparing a schedule for themselves for the parades. Assistant City Manager Wendy Thomas highlighted the parade routes and City Manager Brett Wood stated they would have a hard closure because of safety reasons.

Assistant City Manager Wendy Thomas stated they had recommended to cancel Town Days which was difficult for staff. She said it would not be the same and that they would still do a lot of events, either virtually or with social distancing protocols in place. Future dates were also available and could be discussed.

Assistant City Manager Wendy Thomas stated the Blackridge reservoir and the splash pad had opened the previous Friday and noted it was a success. They had 2,100 visitors over the weekend to Blackridge and they had staff there asking questions about people's intentions (e.g. visiting the trails, beach area, or the reservoir) and their zip codes. Over the weekend about 45-percent had been Herriman residents whereas 55-percent were not Herriman residents. She had not broken-down zip codes yet, but she would get a formal report for the Council. She discussed the Memorial Day ceremony and said the cemetery was beautiful; she thanked staff for their efforts. She expressed concerns with an upcoming firework salute.

Councilmember Clint Smith stated he knew they wanted to celebrate in some way but that they were facing the highest temperatures of the year, which also concerned him greatly. He stated that as a Council they needed to be aware of the conditions that could potentially exist. There was subsequent Council discussion regarding weather conditions and size of the shells; rescheduling was brought up as an option. Assistant City Manager Wendy Thomas stated other cities did not realize how much differently the wind bounced around in Herriman, and conditions change quickly so they would keep an eye on it. She added that their contract allowed for them to use the fireworks later in the season and she suggested postponing the event.

Assistant City Manager Wendy Thomas stated her background was in aging services and she had a Master's Degree in Gerontology; therefore, she had a special place in her heart for senior citizens. She stated Wendy Hill, a resident, reached out and asked if Herriman City Hall would be a transfer station for Meals on Wheels for Herriman, a program was based in Salt Lake County and provided meals to homebound seniors. Not only did this service provide a meal but it also provided a visit. The Program in Herriman would start on Monday, would serve 11 homebound seniors in the community, and would be run by volunteers. Councilmember Clint Smith

discussed the possibility of elected officials in the area volunteering with the program, too. The Council agreed that this was a good idea.

Police Chief Troy Carr stated his department took an active role early on in not spreading COVID-19, due to Lieutenant Brian Weidmer having a background in epidemiology. One way of doing this was through UV light, so they looked at installing a UV lighting system. They had purchased disinfectant to wipe everything down, but it was damaging their equipment. Therefore, they investigated the UVC spectrum as a means of killing harmful pathogens. Johnson Medical provided the units and staff then began processing equipment that needed to be cleaned.

Lieutenant Weidmer explained he collaborated with a PhD student who was also a police officer in Salt Lake City on this issue. He explained UV light could be used to eliminate the COVID-19 bacteria on objects. Research showed that after six minutes, 99.9-percent of bacteria was killed by UV light. He explained other uses this lighting was used for included life flight transfers for severe COVID-19 cases, as well as ambulances. The system included motion sensors as they were damaging to eyes and skin, and any movement caused them to shut off. When turned on, the lights measured and determined the length of time needed to saturate the room. Overall, the system ran about 15 minutes. Maintenance costs as well as other potential uses for this UV lighting system were subsequently discussed by staff and Council.

City Manager Brett Wood introduced the new City Attorney, Chase Andrizzi. City Attorney Chase Andrizzi stated he was excited to be working with the City.

Lastly, the 2019 Budget Award was presented. City Manager Brett Wood thanked Assistant City Manager Tami Moody and Finance Director Alan Rae and their respective teams for the achievement.

3. Adjournment

Councilmember Sherrie Ohrn moved to adjourn the work meeting at 6:44 pm. Councilmember Clint Smith seconded the motion and all voted aye.

7:30 PM - GENERAL MEETING:

4. Call to Order

Mayor Watts called the meeting to order at 7:30 p.m.

4.1. Pledge of Allegiance

City Attorney Chase Andrizzi led the audience in the Pledge of Allegiance.

4.2. City Council Comments and Recognitions

Councilmember Shields mentioned that there would be a Meals on Wheels program transfer station for 11 seniors in the community.

Mayor Watts expressed his appreciation for the efforts of staff for health, safety, and social distancing measures.

5. Public Comment

There were no comments offered either electronically or in person.

6. City Council Board and Committee Reports

Councilmember Shields discussed the Region Growth Committee meeting and stated that the economic impact numbers of COVID-19 were astounding. There were increases in certain aspects and decreases in others. There was a forty-percent growth in ecommerce and telecommuting and an approximately one hundred percent increase in bicycle use and open-space use. Other notable good things included a seventy-percent decrease in public transit use, forty-percent decrease in freeway volumes, and a thirty-percent decrease in air emissions. This had positive long-term implications. Future predictions for post-pandemic included ecommerce and telecommuting would be ten to twenty percent higher than before; the same was anticipated with biking. He believed transit would continue to be down ten to thirty percent for total freeway volume. There was some discussion regarding transit time by car, which was significant to Herriman residents, and Councilmember Shields said there would be about a ten to fifteen percent reduction in travel time. Lastly, Councilmember Shields highlighted projects on U-111, connectivity to other areas outside the City, and prioritizing the rerouting of 7300 West.

Councilmember Smith noted the Council of Mayors (COM) and Council of Governors (COG) discussions focused on individual effects that were hitting individual communities. There were areas with significant budget challenges based on many factors, but all were caused by COVID-19. It was a positive open-ended discussion. TransCom also reiterated points made earlier by Councilmember Shields. Public transit was looking at a significant decrease in ridership: anywhere from sixty to eighty percent decrease. The biggest hits would be to Frontrunner and Trax. There was also an increase in sewer flows. Finally, the second maintenance building was due for completion this month.

Councilmember Ohrn reported from the Water Board and noted an increase in water use. The City had a very dry April which impacted the water usage. She wanted to reiterate water-wise practices. People had started watering earlier this year. There were xeriscaping classes online people could take to help with water usage in the City. The Garbage Board had finished up outdoor collecting in Magna, Herriman residents would receive a sign-up letter to receive a dumpster, and the Council hoped neighbors would share dumpsters. A resident could rent a dumpster for \$80.00, but this service was part of the September services and therefore had no fee (although the dumpsters required a prior reservation).

7. Reports, Presentations and Appointments

There were no Reports, Presentations, and Appointments.

8. Public Hearing

8.1. Public Hearing to discuss the Tentative Fiscal Year 2020-2021 Herriman City Budget and to amend the Fiscal Year 2019-2020 Herriman City Budget – Alan Rae, Finance Director

Finance Director Alan Rae said March sales were up twenty-nine percent compared to last March and were still up twenty-one percent year-to-date. He reported that sales tax was staying stronger than anticipated. They

would not know about the April estimations until about a week to ten days from this meeting. Fast food, alcohol, grocery stores, and ecommerce were up, and franchise taxes were up about fifteen percent. Building permits were down some, but not more than staff anticipated.

Councilmember Ohrn noted a question from a resident regarding an item marked for increase, but was canceled for different things, and was now not being used. Finance Director Alan Rae responded by stating the City was currently underspending from its budget. The City expected to have a significant surplus at the end of this fiscal year. This was by design, in case a project came up and needed extra funds, etc. He remarked the City was being cautious, not scared. They maintained their full allowable fund balance every year, and therefore had the security the State legislature allowed them to have. All other funds went to future projects for the City as well as land management.

Councilmember Smith noted at least one point the State legislature contemplated changing the maximum fund balance. He asked if that was considered. Finance Director Alan Rae said there was no change. Cities could only have twenty-five percent of their fund balance. However, other districts could have up to seventy-five percent. He commented it would be nice for some leeway because of the growth of the City.

Mayor Watts opened the Public Hearing.

There were no comments offered.

Councilmember Shields moved to close the public hearing. Councilmember Smith seconded the motion, and all voted aye.

9. Consent Agenda

9.1. Approval of the April 22, 2020 City Council meeting minutes

9.2. Approval of the May 6, 2020 Special City Council meeting minutes

9.3. Approval of the Monthly Financial Summary

9.4. Discussion and consideration of an Ordinance to vacate a portion of an unimproved trail access near the end of a cul-de-sac named Herriman View Cove

9.5. Ratification of a Resolution approving a change in City contributions to the Retirement Plans for Tier II Public Safety Officers

Councilmember Ohrn moved to approve the consent agenda as written. Councilmember Smith seconded the motion.

The vote was recorded as follows:

Mayor Watts Aye

Councilmember Smith Aye

Councilmember Shields Aye

Councilmember Ohrn Aye

Councilmember Henderson Aye

The motion passed unanimously.

10. Discussion and Action Items

10.1. Discussion and Consideration of a Resolution adopting and approving a Public Improvement District (PID) Policy - Alan Rae, Finance Director

Finance Director Alan Rae explained the Public Improvement District (PID) policy would create a public infrastructure district that would allow a certain area, if it were created, to assess taxes for infrastructure. He asked the Council if they had any additional questions.

City Attorney Chase Andrizzi supported the drafted policy that was proposed by Finance Director Alan Rae. It allowed the City to come up with its own procedure for applicants to follow within the City. The policy drafted allowed the City to exercise discretion and help applicants understand the process they needed to follow. The Act provided the City Council ultimate discretion to approve or deny a public infrastructure district. Having a policy allowed the City to whittle away at bad applications and could save those applicants significant time and money when submitting an application that would not be approved. The policy did not require Council to approve anything that came to them, but they were willing to have a discussion based on conditions and parameters set forth in their policy.

Councilmember Shields said a concern from the previous meeting was that this policy was a bit of a “pet project” for the Utah Legislature. There was a feeling if a policy were adopted, the State could alter the parameters of the policy, undermining the policy they put in place. City Attorney Chase Andrizzi said the Act as currently drafted meant the City had discretion. If it were amended, the City could implement changes. The recommendation was based on the current language; the legislature would still get absolute discretion over their jurisdiction. Councilmember Shields asked if it also granted the City discretion to repeal a policy completely, to which Attorney Andrizzi answered in the affirmative. The policy indicated it could be changed at any time and was in line with the statutory language of the act.

Councilmember Ohrn noted this sounded like a policy that they did not have to follow because it could be altered easily; this seemed like it was guiding document. City Attorney Chase Andrizzi said staff could be instructed to narrow down the scope of parameters the City would be willing to consider. They could provide additional information in the policy and State language could also be changed. Councilmember Ohrn felt it was strange legislation in the first place. The constitutionality seemed off and she was concerned by the taxation without representation context of the policy. City Attorney Chase Andrizzi said this was part of the District act and Councilmember Ohrn was not alone in this concern. This was something that could be addressed in the governing documents. If this were approved by the City Council, they could move parameters to have certain governances and taxation rights that could address some of those concerns.

Councilmember Shields noted an important aspect of PID was that the City was not necessarily involved after initial set-up. A few ideas presented were that the City would retain a small portion of property inside a PID to allow the City to retain representation. He asked if there was a way in the governing documents to require a representative of the City to be involved on the board. City Attorney Chase Andrizzi said it could go either way and was unprecedented territory in the governing documents. They could include it as a requirement if the applicant agreed.

Councilmember Shields said there was a fear that this was the opening of “Pandora’s Box” when it came to PIDs, and he wanted to alleviate concerns. He wanted to make sure that the City could back out or something if an issue happened, and to discuss the potential positives of the PID.

City Attorney Chase Andrizzi said he was open to holding a discussion with developers under specific circumstances. The City Council again had ultimate discretion. Councilmember Ohrn suggested if a private property owner could develop their own property, they would not need the funding up front under these guidelines.

Councilmember Smith suggested another potential benefit was it removed the City from the project. This process allowed potential landowners to have a mechanism to fund the infrastructure improvements without the City needing to be involved in the entire process and set up reimbursement mechanisms to pay this back. There were many positives in this situation. Anything they could do to allow good finances or development to happen without the City being tied to it was a positive. It was better for them to have a loosely drafted policy that allowed them to consider it, and one that started to put some information in place for the applicant to consider the City’s stance when considering a PID. He felt the key to all of this was the governing document to move forward.

Councilmember Henderson said the way the policy was written, it only applied to one thing: the PID. Applicants did a lot of work, and the policy allowed them to make a case to the City. This would give applicants a guideline to move forward. It would also weed out what the City did not want for applicants. If the City were going to allow PIDs, the Council would have a policy to pull out to work with the application accordingly if this were approved.

Councilmember Smith moved to approve resolution R21-2020 adopting and approving a public improvement district (PID) policy. Councilmember Shields seconded the motion.

The vote was recorded as follows:

Mayor Watts	Aye
Councilmember Smith	Aye
Councilmember Shields	Aye
Councilmember Ohrn	Nay
Councilmember Henderson	Nay

The motion passed with a vote 3:2

Councilmember Henderson noted the City should not have a policy now, and there was not urgency to approve this. He was not against the policy itself he just felt it was not the appropriate time. Councilmember Ohrn said there were potential good uses to adopt this policy, but once it was adopted the City would not have just one applicant. Councilmember Shields responded by sharing the same reservations and concerns.

10.2. Discussion and consideration of a Resolution approving an Interlocal Cooperative Agreement with Riverton City for Microsurfacers Seal and Striping - Jonathan Bowers, City Engineer

City Engineer Jonathan Bowers said about this time last year Herriman entered into an Interlocal Agreement with Riverton City. This agreement was reviewed pertaining to some City modification fees. The current agreement made modifications to what the improvements to the City were. There were other small differences noted in the presentation. The original agreement indicated the resurfacing started at Fort Herriman Parkway and went to 5600 West. The striping in the original agreement included five lanes of travel, as well as bike lanes on the north side. The new agreement was a micro-surface seal on an added segment, as opposed to a chip seal. This added slightly more to the cost overall. The five lanes would also be changed to seven lanes. Further details on the modifications included in the presentation materials. There would still be room for a bike lane. It was noted that there was a sidewalk on the South side of the road, and there would be on-street parking until the bike lane was installed.

Community Development Director Blake Thomas noted that the bike lane discussion included questions for UDOT.

Councilmember Ohrn moved to approve R22-2020 adopting and approving an Interlocal Cooperative Agreement with Riverton City for Microsurfacers Seal and Striping. Councilmember Smith seconded the motion.

The vote was recorded as follows:

Mayor Watts	Aye
Councilmember Smith	Aye
Councilmember Shields	Aye
Councilmember Ohrn	Aye
Councilmember Henderson	Aye

The motion passed unanimously.

11. Future Meetings

11.1. June 4 - Planning Commission Meeting; 7:00 p.m.

11.2. June 10 - City Council work meeting 5:00 p.m.; City Council meeting 7:30 p.m.

12. Closed Session

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

Councilmember Shields moved to temporarily recess the City Council meeting at 8:50 p.m. to convene in a closed session to discuss pending or reasonably imminent litigation and the purchase, exchange, or lease of real property as provided by Utah Code Annotated §52-4-205. Councilmember Smith seconded the motion.

The vote was recorded as follows:

Mayor Watts Aye
Councilmember Smith Aye
Councilmember Shields Aye
Councilmember Obrn Aye
Councilmember Henderson Aye

The motion passed unanimously.

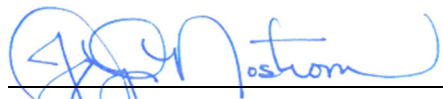
The City Council meeting reconvened at 10:34 p.m.

13. Adjournment

Councilmember Obrn moved to adjourn the meeting at 10:35 p.m. Councilmember Smith seconded the motion and all voted aye.

14. Recommence to Work Meeting (If Needed)

I, Jackie Nostrom, City Recorder for Herriman City, hereby certify that the foregoing minutes represent a true, accurate and complete record of the meeting held on May 27, 2020. This document constitutes the official minutes for the Herriman City Council Meeting.



Jackie Nostrom, MMC
City Recorder



STAFF REPORT

DATE: 6/30/20

TO: The Honorable Mayor and City Council

FROM: Anthony Teuscher, Deputy Director of Parks, Events and Recreation

SUBJECT: Midas Creek Pump Track Rules and Regulations

RECOMMENDATION:

It is staff's recommendation that the Council adopts the Midas Creek Pump Track Rules and Regulations to city code.

BACKGROUND:

Follow up to the proposed rules and regulations that were presented to Council on June 24th.

DISCUSSION:

Do the changes made to the proposed code meet the requests of The Council.

ALTERNATIVES:

Modify rules and regulations.

HERRIMAN, UTAH
ORDINANCE NO.

**AN ORDINANCE ADDING TITLE 7 CHAPTER 8 PARK FACILITIES, TRAILS AND
OPEN SPACE SECTION 13 MIDAS CREEK PUMP TRACK RULES AND
REGULATIONS**

WHEREAS, the Herriman City Council (“*Council*”) met in regular meeting on July 8, 2020, to consider, among other things, adding Title 7 Chapter 8 Park Facilities, Trails and Open Space Section 13 Midas Creek Pump Track Rules and Regulations; and

WHEREAS, the City has determined to add the provision of the Code dealing with the Midas Creek Pump Track rules and regulations; and

WHEREAS, the City staff recommends the addition; and

WHEREAS, the Council has determined that it is in the best interest of the City to add Title 7 Chapter 8 Park Facilities, Trails and Open Space Section 13 Midas Creek Pump Track Rules and Regulations.

NOW, THEREFORE, BE IT ORDAINED by the Council that Title 7 Chapter 8 Park Facilities, Trails and Open Space Section 13 Midas Creek Pump Track Rules and Regulations be added as follows:

HERRIMAN CITY CODE 7-8-13: Midas Creek Pump Track – Rules and Regulations

A. Definitions. As used in this section:

1. “Bicycle” means a wheeled vehicle:
 - i. propelled by human power by feet or hands acting upon pedals or cranks;
 - ii. with a seat or saddle designed for the use of the operator; and
 - iii. designed to be operated on the ground.
2. “Motorized Vehicles” means a self-propelled vehicle intended primarily for use and operation on the highways, including a motor assisted scooter.
3. “Pump Track” means the Midas Creek Pump Track.
4. “Riders” means any user of the Pump Track.
5. “Skateboard” means any four-wheeled vehicle on which a person can be propelled by human power.
6. “Skates” means boots or other fitted shoes that are attached to a rider and have one or more fixed wheels.

7. "Scooter" means any two-wheeled vehicle on which the driver sits or stands and is propelled through human power by pushing against the ground.
- B. The Midas Creek Pump Track is a ride-at-your-own-risk, unsupervised, Herriman City park facility designed for use with skateboards, skates, scooters and bicycles. Motorized vehicles, motorized scooters, or other motorized wheeled devices are not permitted.
- C. The Midas Creek Pump Track may be closed at any time by Herriman City.
- D. In addition to the General Park Rules and Regulations of this Chapter, as well as all other applicable laws and ordinances, the following rules and regulations apply to the Pump Track:
 1. All riders must wear a helmet. Other protective gear is strongly recommended.
 2. Graffiti and vandalism of the pump track are prohibited and may lead to closure.
 3. All trash is to be placed in the provided receptacles.
 4. Animals are prohibited from the pump track facility at all times.
 5. Persons are prohibited from riding on the pump track from dusk until nine o'clock (9:00) A.M., Mountain Standard Time or Mountain Daylight Time as applicable.
 6. Portable ramps, rails, platforms, or any other structures or modifications to the pump track are not to be erected at any time.
 7. The Midas Creek Pump Track is closed for use when snow and ice are present.
- E. These rules shall be posted in one or more conspicuous locations in and around the Pump Track.
- F. The City's law enforcement officers are hereby authorized and empowered to enforce the provisions of this chapter and to issue criminal citations to any Riders found to be in violation of this section.
- G. A violation of this Section is punishable as an infraction and subject to a \$50.00 penalty for the first offense, and a \$100.00 penalty for each subsequent offense. Multiple offenses may result in the offending individual being trespassed from the Pump Track

PASSED AND APPROVED by the Council of Herriman, Utah, this 8th day of July, 2020.

HERRIMAN

ATTEST:

David Watts, Mayor

Jackie Nostrom, City Recorder

HERRIMAN CITY CODE 7-8-13: Midas Creek Pump Track – ~~General~~ Rules and Regulations

A. Definitions. As used in this section:

1. “Bicycle” means a wheeled vehicle:
 - i. propelled by human power by feet or hands acting upon pedals or cranks;
 - ii. with a seat or saddle designed for the use of the operator; and
 - iii. designed to be operated on the ground.
2. “Motorized Vehicles” means a self-propelled vehicle intended primarily for use and operation on the highways, including a motor assisted scooter.
3. “Pump Track” means the Midas Creek Pump Track.
4. “Riders” means any user of the Pump Track.
5. “Skateboard” means any four-wheeled vehicle on which a person can be propelled by human power.
6. “Skates” means boots or other fitted shoes that are attached to a rider and have one or more fixed wheels.
7. “Scooter” means any two-wheeled vehicle on which the driver sits or stands and is propelled through human power by pushing against the ground.

B. The Midas Creek Pump Track is a ride-at-your-own-risk, unsupervised, Herriman City park facility designed for use with skateboard~~ing~~, in-line skat~~ing~~, scooters and ~~BMX freestyle biking only bicycles~~. Motorized vehicles, motorized scooters, or other motorized wheeled devices are not permitted.

C. The Midas Creek Pump Track may be closed at any time by Herriman City.

D. In addition to the General Park Rules and Regulations of this Chapter, as well as all other applicable laws and ordinances, the following rules and regulations apply to the Pump Track:

1. All riders *must* wear a helmet. Other protective gear is strongly recommended.
2. Graffiti and vandalism of the pump track are prohibited and may lead to closure.
3. All trash is to be placed in the provided receptacles.
4. Animals are prohibited from the pump track facility at all times.
5. Persons are prohibited from riding on the pump track from dusk until nine o'clock (9:00) A.M., Mountain Standard Time or Mountain Daylight Time as applicable.

6. Portable ramps, rails, platforms, or any other structures or modifications to the pump track are not to be erected at any time.
 7. The Midas Creek Pump Track is closed for use when snow and ice are present.
- E. These rules shall be posted in one or more conspicuous locations in and around the Pump Track.
 - F. The City's law enforcement officers are hereby authorized and empowered to enforce the provisions of this chapter and to issue criminal citations to any Riders found to be in violation of this section.
 - G. A violation of this Section is punishable as an infraction and subject to a \$50.00 penalty for the first offense, and a \$100.00 penalty for each subsequent offense. Multiple offenses may result in the offending individual being trespassed from the Pump Track

Midas Creek Pump Track

Rules and Regulations

HERRIMAN CITY CODE 7-8-13: Midas Creek Pump Track – General Rules and Regulations

- Definitions. As used in this section:

- A. “Bicycle” means a wheeled vehicle:
 - 1. propelled by human power by feet or hands acting upon pedals or cranks;
 - 2. with a seat or saddle designed for the use of the operator; and
 - 3. designed to be operated on the ground.
- B. “Motorized Vehicles” means a self-propelled vehicle intended primarily for use and operation on the highways, including a motor assisted scooter.
- C. “Pump Track” means the Midas Creek Pump Track.
- D. “Riders” means any user of the Pump Track.
- E. “Skateboard” means any four-wheeled vehicle on which a person can be propelled by human power.
- F. “Skates” means boots or other fitted shoes that are attached to a rider and have one or more fixed wheels.
- G. “Scooter” means any two-wheeled vehicle on which the driver sits or stands and is propelled through human power by pushing against the ground.

- The Midas Creek Pump Track is a ride-at-your-own-risk, unsupervised, Herriman City park facility designed for use with skateboardsding, ~~in-line~~ skatesing, scooters and ~~BMX freestyle biking only~~ bicycles. Motorized vehicles, motorized scooters, or other motorized wheeled devices are not permitted.
- The Midas Creek Pump Track may be closed at any time by Herriman City.
- In addition to the General Park Rules and Regulations of this Chapter, as well as all other applicable laws and ordinances, the following rules and regulations apply to the Pump Track:
 - A.All riders *must* wear a helmet. Other protective gear is strongly recommended.
 - B.Graffiti and vandalism of the pump track are prohibited and may lead to closure.
 - C.All trash is to be placed in the provided receptacles.
 - D.Animals are prohibited from the pump track facility at all times.
 - E.Persons are prohibited from riding on the pump track from dusk until nine o'clock (9:00) A.M., Mountain Standard Time or Mountain Daylight Time as applicable.
 - F.Portable ramps, rails, platforms, or any other structures or modifications to the pump track are not to be erected at any time.
 - G.The Midas Creek Pump Track is closed for use when snow and ice are present.
- These rules shall be posted in one or more conspicuous locations in and around the Pump Track.
- The City's law enforcement officers are hereby authorized and empowered to enforce the provisions of this chapter and to issue criminal citations to any Riders found to be in violation of this section.
- A violation of this Section is punishable as an infraction and subject to a \$50.00 penalty for the first offense, and a \$100.00 penalty for each subsequent offense. Multiple offenses may result in the offending individual being trespassed from the Pump Track

HERRIMAN CITY CODE 7-8-14: Midas Creek Pump Track – Rules and Regulations

A. Definitions. As used in this section:

1. “Bicycle” means a wheeled vehicle:
 - i. propelled by human power by feet or hands acting upon pedals or cranks;
 - ii. with a seat or saddle designed for the use of the operator; and
 - iii. designed to be operated on the ground.
2. “Motorized Vehicles” means a self-propelled vehicle intended primarily for use and operation on the highways, including a motor assisted scooter.
3. “Pump Track” means the Midas Creek Pump Track.
4. “Riders” means any user of the Pump Track.
5. “Skateboard” means any four-wheeled vehicle on which a person can be propelled by human power.
6. “Skates” means boots or other fitted shoes that are attached to a rider and have one or more fixed wheels.
7. “Scooter” means any two-wheeled vehicle on which the driver sits or stands and is propelled through human power by pushing against the ground.

- A. The Midas Creek Pump Track is a ride-at-your-own-risk, unsupervised, Herriman City park facility designed for use with skateboards, skates, scooters and bicycles. Motorized vehicles, motorized scooters, or other motorized wheeled devices are not permitted.
- B. The Midas Creek Pump Track may be closed at any time by Herriman City.
- C. In addition to the General Park Rules and Regulations of this Chapter, as well as all other applicable laws and ordinances, the following rules and regulations apply to the Pump Track:
 - 1. All riders *must* wear a helmet. Other protective gear is strongly recommended.
 - 2. Graffiti and vandalism of the pump track are prohibited and may lead to closure.
 - 3. All trash is to be placed in the provided receptacles.
 - 4. Animals are prohibited from the pump track facility at all times.
 - 5. Persons are prohibited from riding on the pump track from dusk until nine o'clock (9:00) A.M., Mountain Standard Time or Mountain Daylight Time as applicable.
 - 6. Portable ramps, rails, platforms, or any other structures or modifications to the pump track are not to be erected at any time.
 - 7. The Midas Creek Pump Track is closed for use when snow and ice are present.
- D. These rules shall be posted in one or more conspicuous locations in and around the Pump Track.
- E. The City's law enforcement officers are hereby authorized and empowered to enforce the provisions of this chapter and to issue criminal citations to any Riders found to be in violation of this section.
- F. A violation of this Section is punishable as an infraction and subject to a \$50.00 penalty for the first offense, and a \$100.00 penalty for each subsequent offense. Multiple offenses may result in the offending individual being trespassed from the Pump Track



Staff Report

DATE: July 1, 2020

FROM: Michael Maloy, AICP, Planning Director

MEETING: June 24, 2020, City Council Work Meeting

REQUEST: Zoning Map Amendment from A-1 Agricultural to A-.25 Agricultural

Applicant: Brandon Marble

Address: 12609 S 6000 West Street

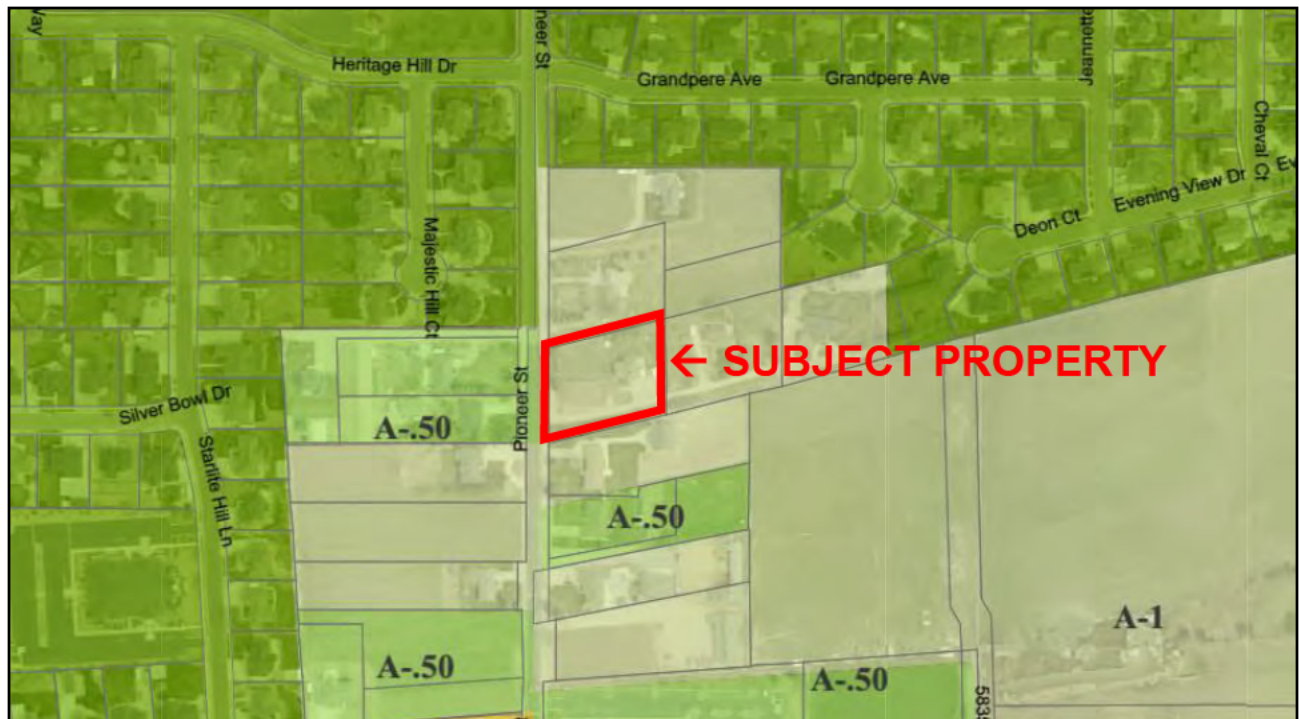
Zone: A-1 Agricultural (1 acre minimum)

Acres: 1.13±

File Number: Z2020-027

Summary

The applicant is requesting to amend the Herriman City Zoning Map from A-1 Agricultural (1-acre minimum) to A-.25 Agricultural (10,000 square foot minimum) for residential property located at 12609 S 6000 West (Pioneer Street) and contains approximately 1.13 acres (see Attachment A – Application).



General Plan

The Herriman City General Plan designates the property as “Low Density Residential,” which has a density range of 1.8 to 2.5 dwelling units per acre.

Zoning

The current zone on the property is A-1 Agricultural, which requires a minimum lot area of 1 acre. The property is bounded on three sides with A-1 zoning, and on one side—across the street to the west—three parcels are zoned A-.50. The Lafayette Subdivision, which located within 300 feet of the subject property, is zoned A-.25 Agricultural (see Attachment B – Vicinity Map).

According to City Code, the A-.25 Agricultural Zone has a density range of 1.8 to 2.5 dwelling units per acre, which is compatible with the General Plan. The A-.50 Agricultural Zone has a maximum density of 2.0 dwelling units per acre, which is also compatible with the General Plan.

Process

A zoning amendment is a legislative decision. The Planning Commission is required to hold a public hearing and make a recommendation to the City Council. The City Council will then hold a public meeting and make the final decision on the application.

Neighborhood Meeting

All Zoning Map amendments require a neighborhood meeting before scheduling a Planning Commission public hearing. As per policy, the City hosted an electronic neighborhood meeting for this application on May 14, 2020. Three residents attended the meeting, and no one expressed any concerns (see Attachment C – Neighborhood Meeting).

Notices

Staff mailed notices to all property owners within 300 feet of the subject property. Notices were mailed to 21 property owners and affected entities on May 22, 2020. At the time of publication of this report, staff had not received any comments regarding the proposed rezone.

Discussion

The subject property currently has one home located on it. The applicant would like to rezone the property to subdivide it and build one additional home adjacent to Pioneer Street. The existing home, as well as two additional lots behind it, have access from an easement along the south side of all three the properties.

Although the current lot is 1.13 acres, the location of the house and access easement makes it challenging to create a new half-acre lot, which is why the applicant requested an A-.25 zone instead of an A-.50 zone.

If the City Council approves the zoning amendment, the applicant intends to submit an application for a preliminary subdivision plat.

Planning Commission Recommendation

On June 4, 2020, the Planning Commission voted 5-1 to recommend approval of a zoning map amendment from A-1 Agricultural Zone to A-.50 Agricultural Zone, instead of the A-.25 Zone requested by the applicant. (Dissenting vote was not explained in the public record.)

Recommended Motion

Motion to approve an ordinance to amend the official Herriman City Zoning Map from A-1 Agricultural to A-.50 Agricultural for approximately 1.13 acres of property located at 12609 S 6000 West Street as recommended by the Herriman City Planning Commission and described within city file number Z2020-027 (see Attachment D – Draft Ordinance).

Attachments

- A. Application
- B. Vicinity Maps
- C. Neighborhood Meeting
- D. Draft Ordinance

Attachment A

Application



Rezone Application

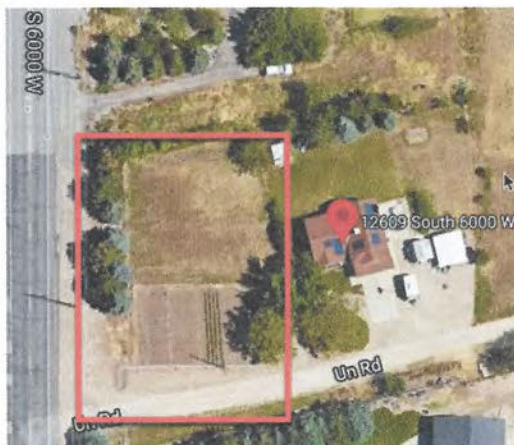
PROPERTY INFORMATION			
Property Address: 12609 South 6000 West Herriman UT 84096			
Parcel Numbers: 1			
Current Zone: A-1		Requested Zone: A-25 or A-50	
Total Acres: 1.13			
Name of Proposed Development: MARBLE VILLE			
APPLICANT INFORMATION			
Name of Applicant: Brandon Marble and David Marble			
Address of Applicant: 12609 So. 6000 West Herriman UT 84096			
Email of Applicant: [REDACTED]		Phone: [REDACTED]	
Applicants Affiliation with the Subject Property:			
<input checked="" type="checkbox"/> Owner <input type="checkbox"/> Engineer <input type="checkbox"/> Architect <input checked="" type="checkbox"/> Other (owner's son)			
Engineer: (if not listed above) NA			
Email of Engineer: NA		Phone of Engineer: NA	
Architect: (if applicable) NA			
Email of Architect: NA		Phone of Architect: NA	
Property Owner: (if not listed above) ^{THE} NA DAVID K. MARBLE AND PAULINE W. MARBLE LEVING TRUST			
Email of Owner: [REDACTED]		Phone: [REDACTED]	
OFFICE USE ONLY			
Date Received:	Received By:	File Number:	Fee:
Zone:	Assigned Planner:	Receipt #	

Rezoning Application for 12609 S. 6000 W. Herriman, UT 84096

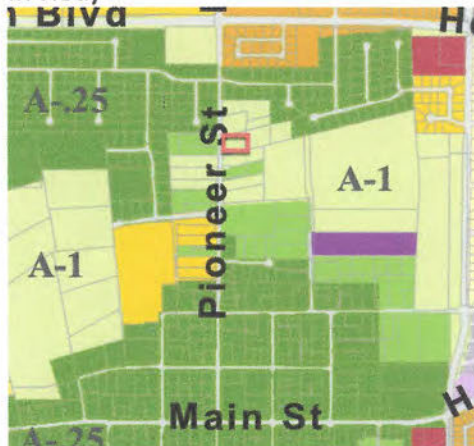
The purpose of rezoning this property is to subdivide the property to allow a house to be built on the portion of the property adjacent to 6000 W. I have been working with Jared Henderson, City Counsel, and Bryn MacDonald, Assistant City Planner to develop a plan for this property. I have included a short summary of the work we have done so far and what obstacles need to be overcome to move forward with this.

Property: 1.13 Acres

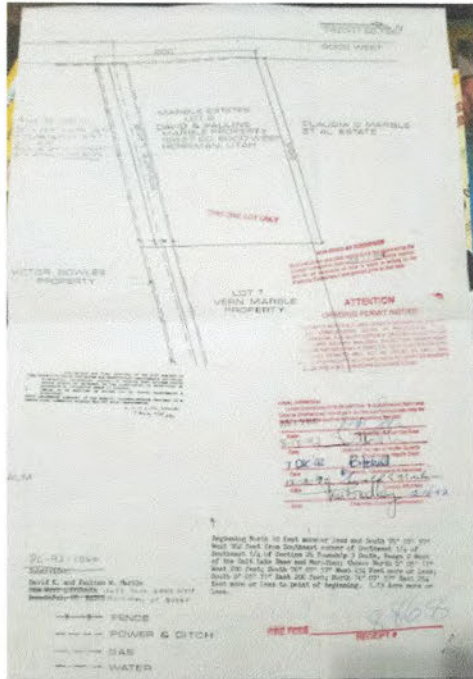
Here is a screenshot of google maps with the portion that I would like to build on outlined in red.



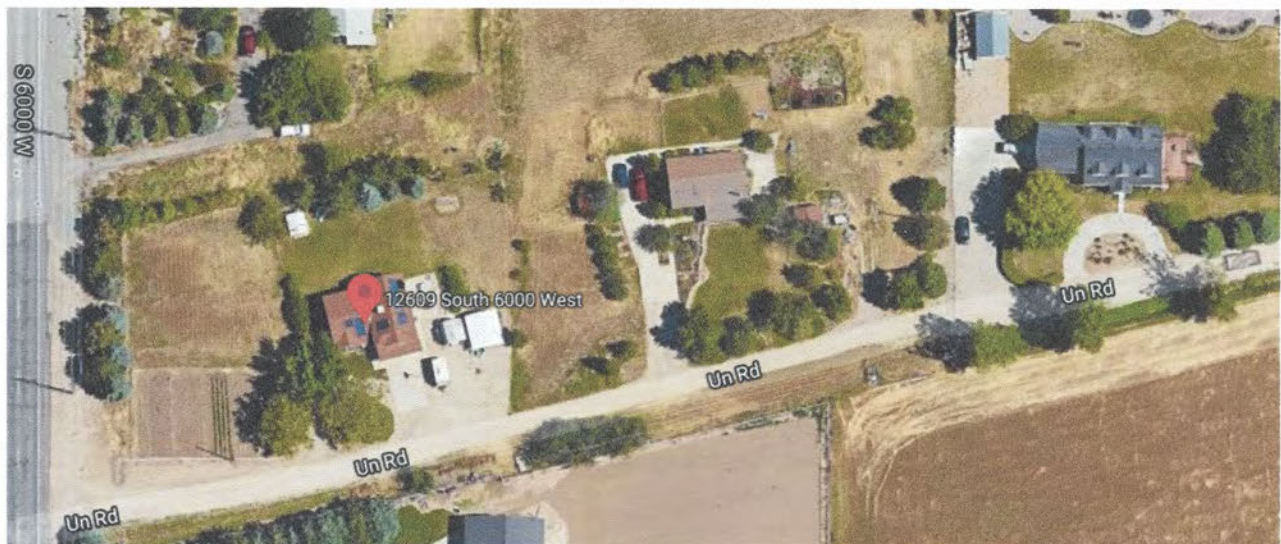
Current Zoning is A – 1, but there is quite a bit of A-.25 and zoning nearby: (property outlined in Red)



This property is unique in that there is a private road on the property that is shared by the house on the property and two other landlocked lots with houses. This subdivision and the easement for the private road were created in compliance with Salt Lake County zoning laws in the early 1990's. Because of this, the private road should fall under a non-conforming land use. Here is a screenshot of the legal description from that original subdivision:



Here is a current google map shot of the properties sharing the private road:



Obstacles to overcome for this development:

1. Zoning needs to be changed to allow a smaller than 1 acre lot for this property.
2. An exception will need to be approved by the City council to either allow the lot to be divided in half and have the current property owners access their land via the private road (easement), or to allow a flag lot on 6000 W. Which is classified as a minor collector street.

Options for subdividing:

1. Divide lot in half: (preferred option) Both lots can be over .5 acres so it could be zoned to A-.5 zoning



2. Flag lot: With this option, the portion near the road can't quite be .5 acres, so this would require A-.25 acre zoning



While working with Jared Henderson and Bryn MacDonald, Bryn spoke with the city engineer and they are all in agreement that it would be best for the property to access 6000 W via the private road to avoid another driveway on to 6000 W. Because of this, I feel that it would be best to split the lot in half and have the current occupants (my parents) access their property with the easement for the private road. If we were to do the flag lot option, then I would have to have an easement on to the staff portion of the flag lot to access 6000 W, which to me defeats the purpose of doing a flag lot. Although we are willing to do whatever option the City Council and Planning Commission feels is best.

APPLICANT'S AFFIDAVIT

State of Utah)
City of Herriman)

I (we), BRANDON DAVID MARBLE, being duly sworn, depose and say that I (we) am (are) the owner(s) or authorized agent(s) of owner, of property involved in the attached application and that the statements and answers contained herein in the attached plans and other exhibits thoroughly, to the best of my (our) ability, present the argument in behalf of the application requested herewith and that the foregoing statements and information above referred to are in all respects true and correct to the best of my (our) knowledge and belief.

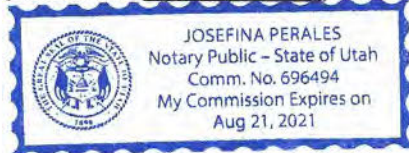
Signed

Brandon D. Marble

STATE OF UTAH)
COUNTY OF SALT LAKE)

On this 22nd of April, in the year 2020, before me Josefina Perales, personally appeared Brandon David Marble, proved to me through satisfactory evidence of identification, which was UT DL, to be the person whose name is signed on the preceding document in my presence.

Notary Signature



*May be owner of record, contract owner, party to valid earnest money agreement, option holder or have other legal control of the property.

AGENT AUTHORIZATION

I (we), THE DAVID K. MARBLE AND PAULINE W. MARBLE LIVING TRUST, the owner(s) of the real property at 12609 S. 6000 W. Herriman, Utah, do hereby appoint BRANDON DAVID MARBLE as my (our) agent to represent me (us) with regard to this application affecting the above described real property, and authorize BRANDON DAVID MARBLE to appear on my (our) behalf before any City Boards considering this application.

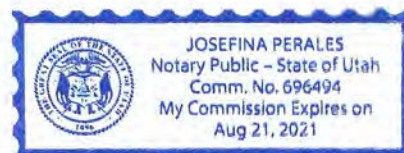
Signed

David K. Marble Pauline W. Marble

STATE OF UTAH)
COUNTY OF SALT LAKE)

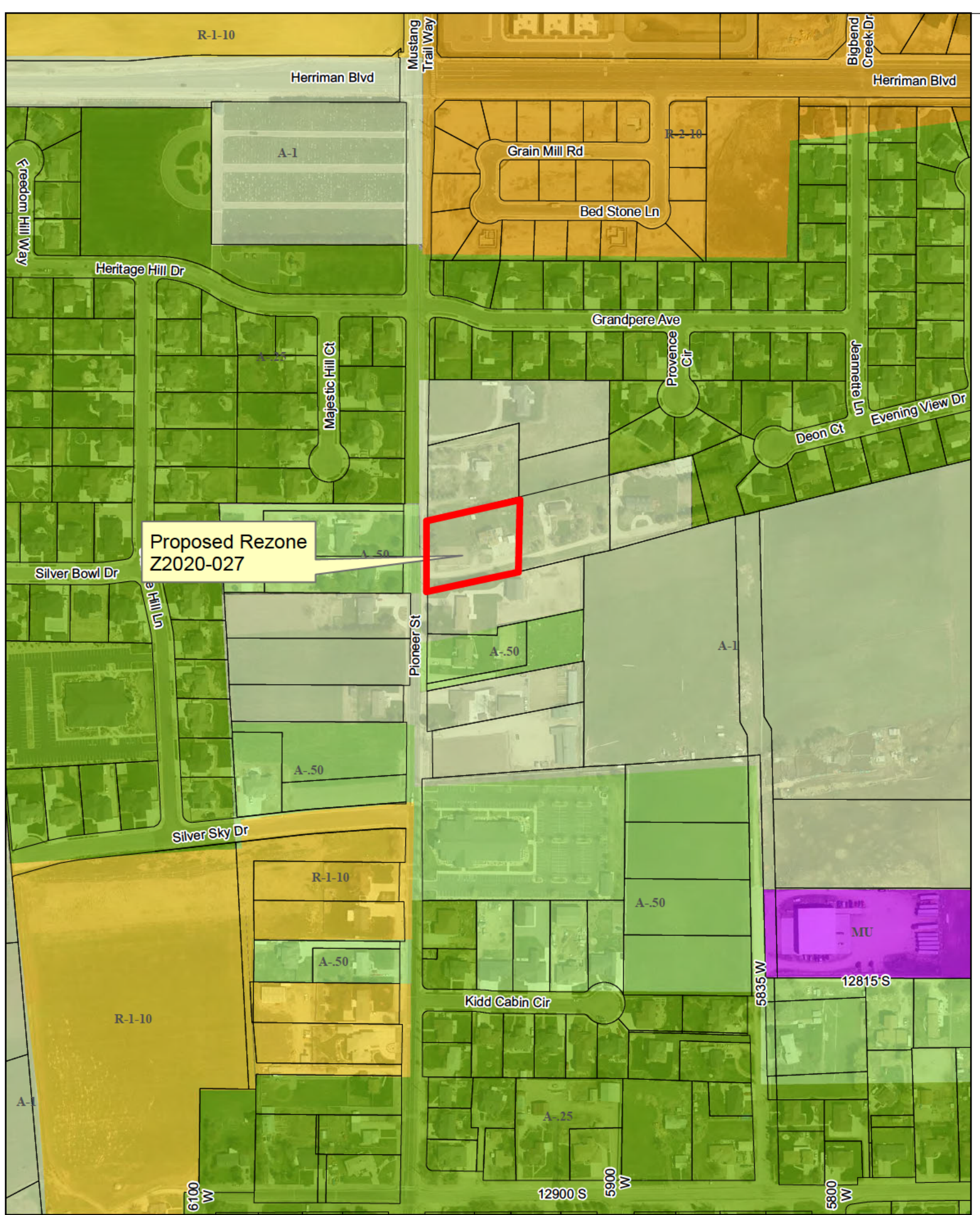
On this 22nd of April, in the year 2020, before me Josefina Perales, personally appeared David K. Marble & Pauline W. Marble, proved to me through satisfactory evidence of identification, which was UT DLs, to be the person whose name is signed on the preceding document in my presence.

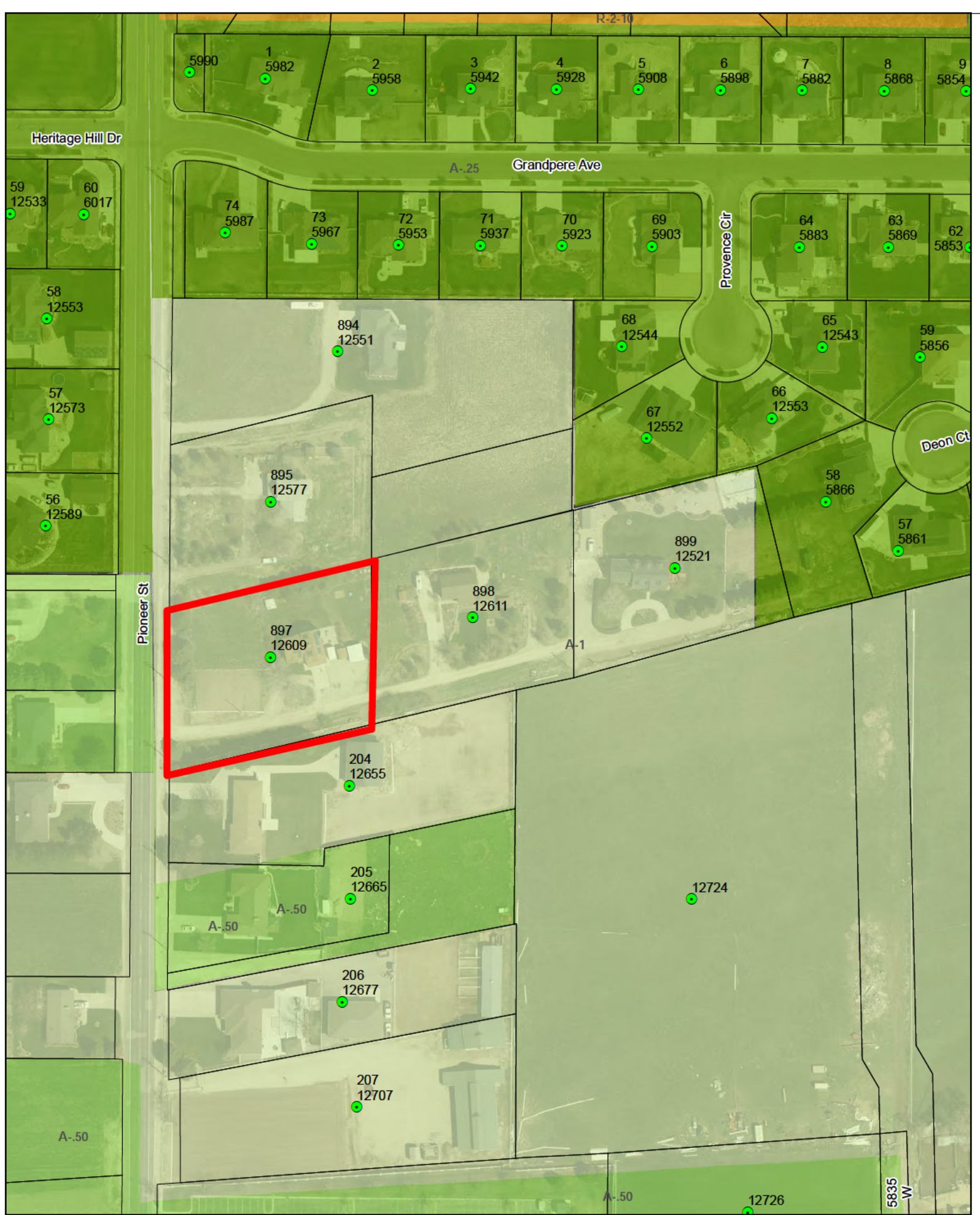
Notary Signature



Attachment B

Vicinity Maps





Attachment C
Neighborhood Meeting

Community Outreach Neighborhood Meeting

Date: 05/13/2020 6pm

Developer/Applicant: Brandon Marble

Community #: 2

Community Facilitator: Robert V Bradfield

of Mailed Notices:

Attendees: (3) Electronic Presentation at City Hall Bldg.

***At the start of the meeting the “Community Outreach Program Statement” was read allowed by myself to everyone.**

Brandon Marble was the developer/presenter for his father (that was present) discussing details that were sent out to neighboring homes with regards to the property at 12609 South 6000 West (Pioneer Street) Where approximately 1.13 acres are zoned A-1 currently, and they are applying for A-.25 even though the lot is planned to be divided up into 2 lots of estimate .50 acre lots out of this.

Brandon spoke about how the current lot owner is his father, and the son (Brandon) plans on building on the open lot that is closest to the street on Pioneer currently empty un-occupied lot. They would still keep the entrance as it is with a south side slot road that gives entrances to the fathers current home and the other 2 lots further East from the fathers home and from Brandon’s new lot. The other 2 residents that currently use this 1 entrance road from Pioneer, are also family members. It was suggested to Brandon that the city did not want to create another separate entrance off Pioneer just to his new lot location for his use, and also still have the slot gravel road there as an additional entrance for everyone else down that road. It was said by Brandon that he would likely plan on having his front of his new proposed house facing South as the others do, and then use the existing road as the continued sole entrance off of Pioneer. Brandon, in his presentation used maps to diagram this and show home locations on the proposed lot areas. They would use the

existing water there already for the other 3 homes use and minimal changes for other usage needs.

- **Comments:**

No one other than Brandon's wife and his Aunt Marrian Marble was logged on to the electronic meeting. They both said they agreed with the proposals with no issues.

Attachment D
Draft Ordinance

HERRIMAN, UTAH
ORDINANCE NO. 20-

**Z2020-027 – HERRIMAN CITY ZONING MAP AMENDMENT TO REZONE
1.13 ACRES OF PROPERTY FROM A-1 AGRICULTURAL TO A-.50 AGRICULTURAL
LOCATED AT 12609 S 6000 WEST STREET**

WHEREAS, the City of Herriman, pursuant to state law, may adopt a zoning map to establish regulations for land use and development; and

WHEREAS, pursuant to state law, the Planning Commission shall prepare and recommend to the City Council the proposed zoning map amendment; and

WHEREAS, pursuant to City of Herriman Land Development Code, the Planning Commission shall hold a public hearing and provide reasonable notice at least ten (10) days prior to the said public hearing to prepare and recommend to the City Council the proposed zoning map amendment; and

WHEREAS, a notice of a Planning Commission public hearing on the zoning map amendment was mailed on May 22, 2020, for a meeting to be held on June 4, 2020, at 7:00 p.m.; and

WHEREAS, the Planning Commission made a recommendation on the zoning map amendment in a public meeting held on June 4, 2020, at 7:00 p.m. in the City Council Chamber; and

WHEREAS, pursuant to Herriman City Code, the City Council must hold a public meeting; and

WHEREAS, the City Council public meeting was held on July 8, 2020, at 7:00 p.m.; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of Herriman City to adopt the zoning map amendment as recommended by the Planning Commission; and

NOW, THEREFORE, be it ordained by the Herriman City Council that the following legal description, which contains 1.13± acres of property located at approximately 12609 S 6000 West be amended on the official zoning map of the City from A-1 Agricultural Zone to A-.50 Agricultural as described in the following legal description:

Beginning North 10 feet more or less and South 76°07'57" West 762 feet from the Southeast corner of the Southwest ¼ of the Southeast ¼ of Section 26, Township 3 South, Range 2 West of the Salt Lake Base and Meridian; thence North 0°05'11" West 200 feet; thence South 76°07'57" West 254 feet, more or less; thence South 0°05'11" East 200 feet; thence North 76°07'57" East 254 feet, more or less, to the point of beginning.

Contains 1.13 acres

This Ordinance, assigned Ordinance No. 20-____, shall take immediate effect as soon as it shall be published or posted as required by law and deposited and recorded in the office of the City's recorder.

PASSED AND APPROVED this 8th day of July 2020.

HERRIMAN

ATTEST:

Mayor David Watts

Jackie Nostrom, City Recorder

City Council Work Meeting

Item 9.2 - Zoning Map Amendment
from A-1 Agricultural to A-.25 Agricultural
12609 S 6000 West

June 24, 2020

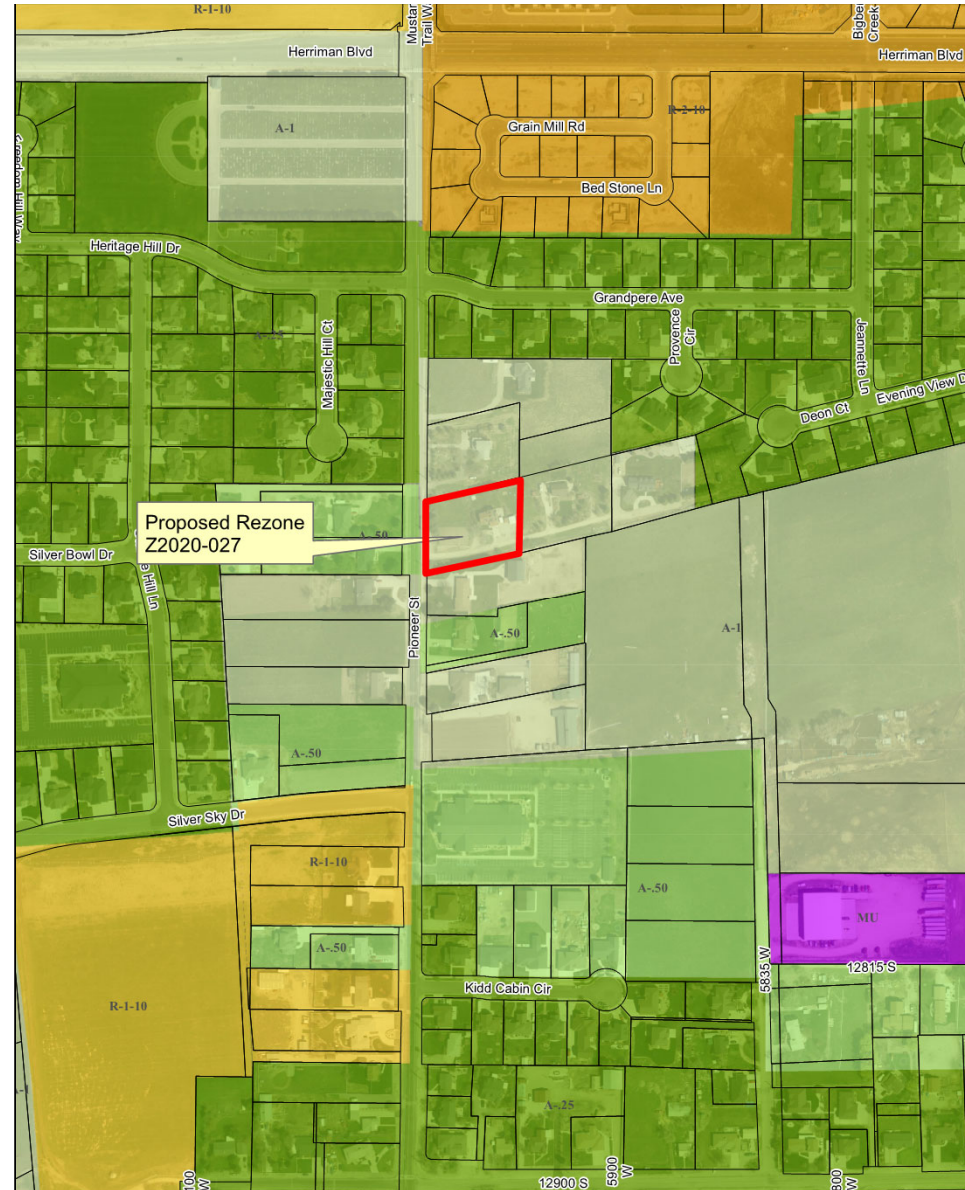


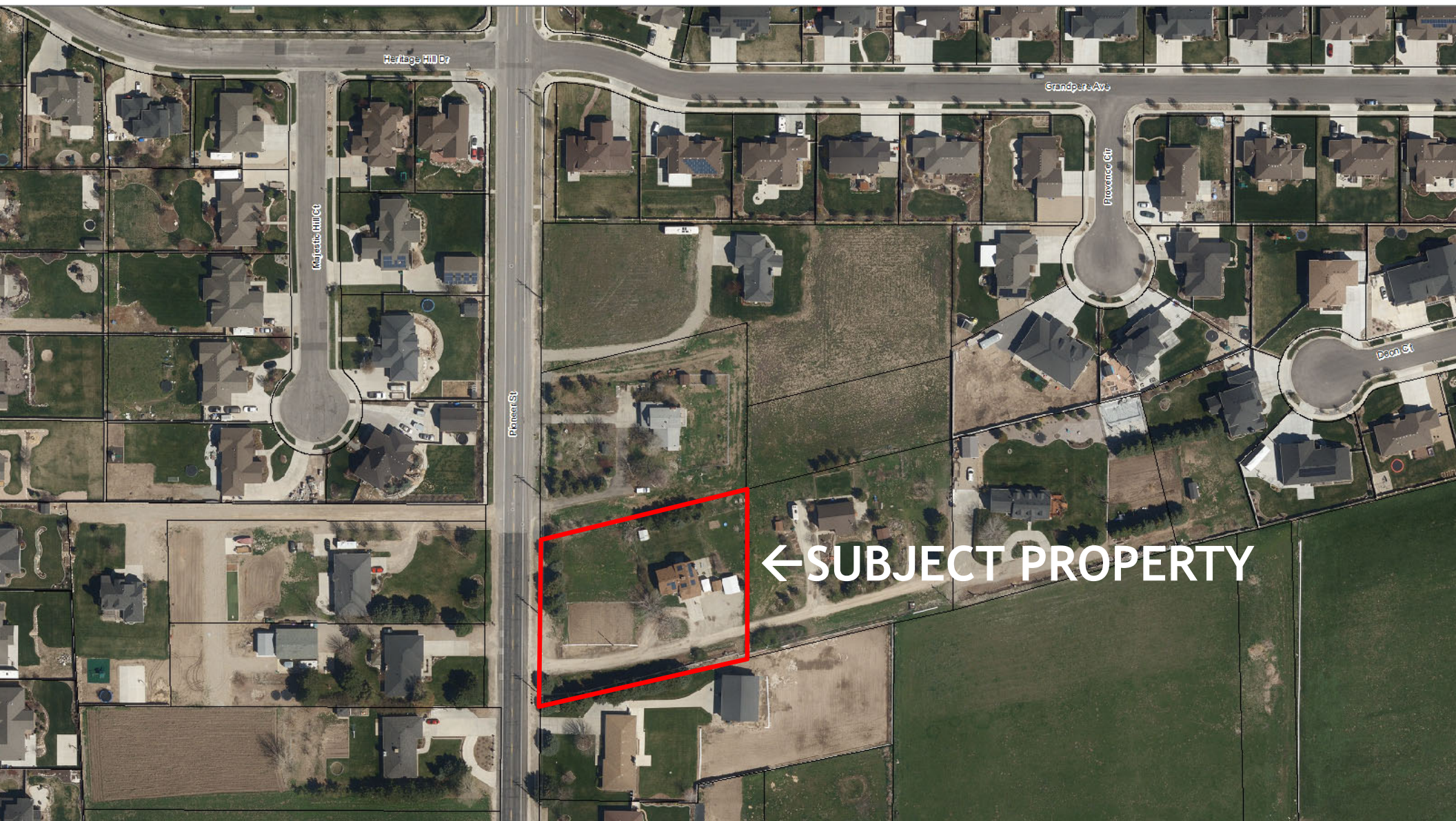
A-1 to A-.25 Zoning Map Amendment



Vicinity Map

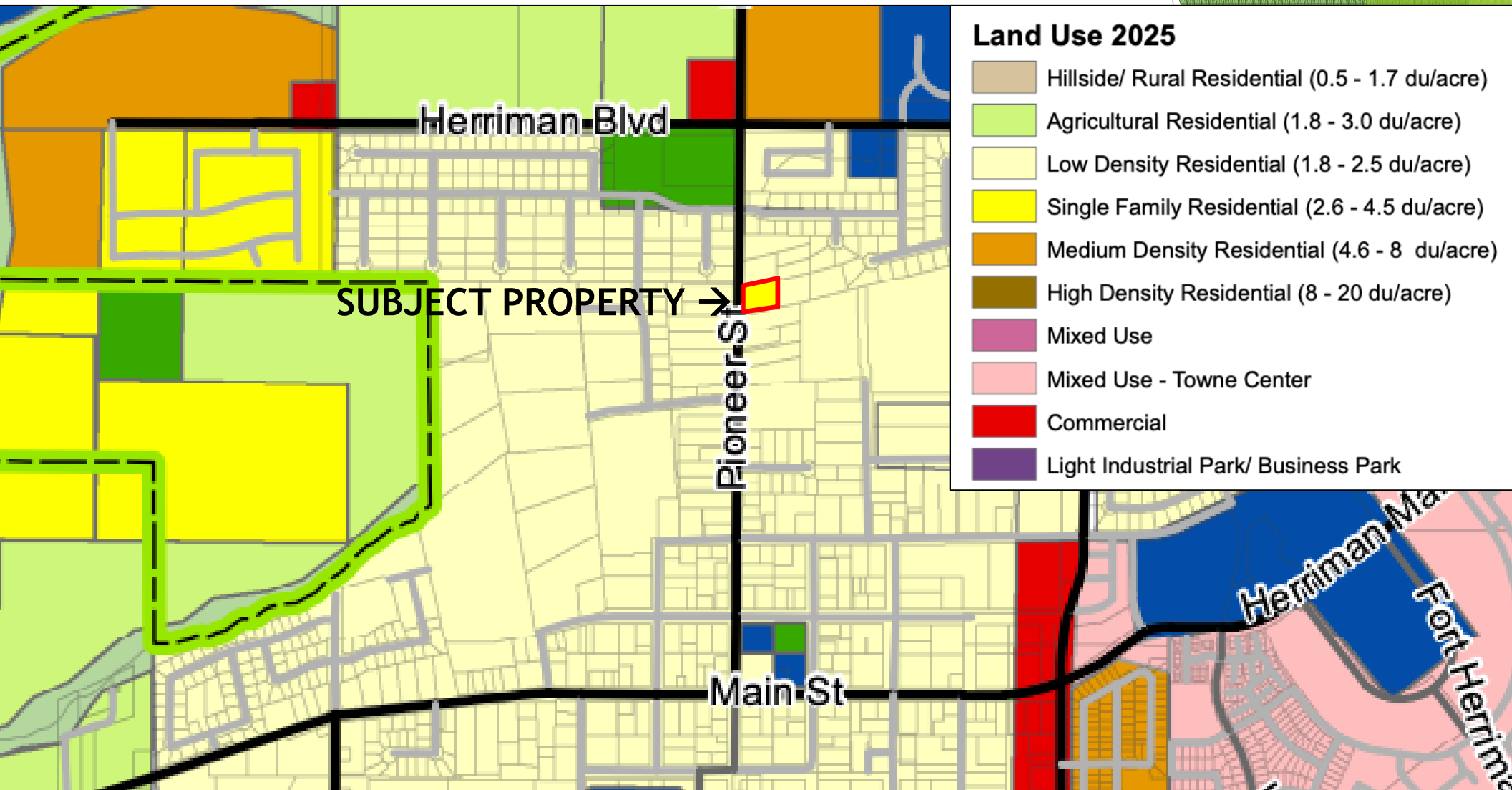
- Approximately 1.13 acres
- Property owner is DKM&PWMLT
- Applicant is Brandon Marble





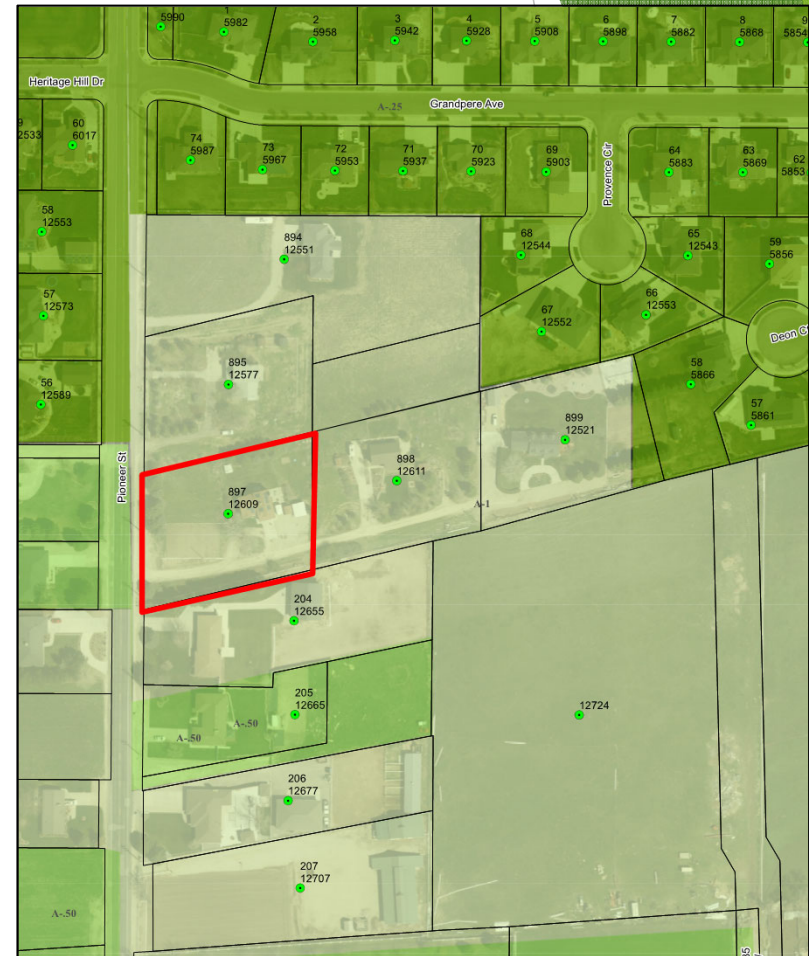
←SUBJECT PROPERTY

Herriman General Plan



Planning Commission Recommendation

- Planning Commission voted 5-1
 - Dissenting vote was not explained in meeting
- Recommended amending the Zoning Map from A-1 Agricultural Zone to A-.50 Agricultural Zone—not A-.25 as requested—to avoid a “spot zone”





STAFF REPORT

DATE: July 2, 2020

TO: The Honorable Mayor and City Council

FROM: Jackie Nostrom, City Recorder

SUBJECT: Approval of an Ordinance amending Title 1; Chapter 6 of the Herriman Code regarding Meetings

RECOMMENDATION:

Approval of an Ordinance amending Title 1; Chapter 6 of the Herriman Code regarding Meetings

DISCUSSION:

During the June 24, 2020 meeting; the Council requested City Council meetings to commence at 7:00 and work meetings to start at 5:30 and add an additional work meeting on the third Wednesday of each month to allow for additional time for Work Meeting discussions.

FISCAL IMPACT:

None.

HERRIMAN, UTAH
ORDINANCE NO. 20-

**AN ORDINANCE MAKING AMENDMENTS TO THE ADMINISTRATIVE CODE
REGARDING THE START TIME OF CITY COUNCIL MEETINGS**

WHEREAS, the Herriman City Council (“*Council*”) met in regular meeting on July 8, 2020, to consider, among other things, an ordinance making amendments to the administrative code regarding the start time of City Council meetings; and

WHEREAS, the Council has determined that it is in the best interest of the City to adopt an ordinance changing Council meeting times.

NOW, THEREFORE, BE IT ORDAINED by the Council that the Herriman Code of Ordinance be amended as follows (designated by interlineating the words to be deleted and underlining the words to be added):

1-6-4: MEETINGS; PROCEDURE AND CONDUCT:

A. Regular Meetings: The City Council shall hold regular meetings on the second and fourth Wednesday of each month beginning at seven ~~thirty~~ o'clock (~~7:30~~ 7:00) P.M., in the Herriman City offices located at 5355 West Herriman Main Street, Herriman, Utah, unless otherwise changed by the City Council as the need arises.

PASSED AND APPROVED by the Council of Herriman, Utah, this 8th day of July, 2020.

HERRIMAN

ATTEST:

Mayor David Watts

Jackie Nostrom, MMC
City Recorder



STAFF REPORT

DATE: July 2, 2020

TO: The Honorable Mayor and City Council

FROM: Jackie Nostrom, City Recorder

SUBJECT: 2020 Annual Meeting Schedule Amendment

RECOMMENDATION:

Motion to Approve the Resolution amending the 2020 annual meeting schedule for Herriman City Council, Agencies, and Commissions as attached in Exhibit A

BACKGROUND:

U.C.A §52-4-202 requires all public entities to adopt and publish an Annual Meeting Schedule if they hold regular meetings scheduled in advance over the course of a year. U.C.A. §10-3-502 requires cities to hold regular monthly meetings based on their populations. Herriman City is a third class city (30,000 to 65,000 population) and is required to hold at least one meeting per month.

The City Council requested to have additional work meetings scheduled on the Third Wednesday of each month beginning at 5:30 p.m.

DISCUSSION:

Please see the attached Exhibit A. All meetings will be held on their regular schedule, including work sessions. Emergency Meetings may be held at the call of the two Council Members upon three hours notice. Other meetings may be held as necessary and will be posted as required with 24 hours minimum notice.

ALTERNATIVES:

The Council may schedule, reschedule, or cancel meetings they wish as long as one meeting per month is held.

FISCAL IMPACT:

None.

Jackie Nostrom
City Recorder

Attachments – Resolution and Amended Annual Meeting Schedule

HERRIMAN CITY, UTAH
RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF HERRIMAN CITY, UTAH AMENDING
THE ANNUAL MEETING SCHEDULE FOR 2020**

WHEREAS, the Utah State Legislature has declared that cities of the third, fourth or fifth class shall hold meetings at least once a month in the Utah State Code §10-3-502

WHEREAS, Herriman City has reached the classification of a third class city by attainment of a population between 30,000 and 65,000 as defined in the Utah State Code §10-2-301;

WHEREAS, the Herriman City Code §1-6-4(A) requires regular meetings to be held on the second and fourth Wednesdays of each month, unless otherwise changed by the City Council as the need arises. In no case shall any less than one meeting per month be held in accordance with U.C.A. §10-3-502.

WHEREAS, The Utah State Legislature has further required public bodies which hold regular meetings scheduled in advance over the course of a year to give public notice of the annual meeting schedule, and to include the date, time and place of such meetings in Utah State Code §52-4-202.

NOW THEREFORE, BE IT RESOLVED by the City Council of Herriman City, Utah, on this 8th day of July, 2020, to Amend the meeting schedule (“Exhibit A”) as the official City Council, Commissions, and Committees meeting schedules for the calendar year 2020;

AND FURTHERMORE RESOLVE to authorize its publication and posting according to U.C.A. 52-4-202

HERRIMAN CITY

David Watts, Mayor

ATTEST:

Jackie Nostrom, MMC
City Recorder

HERRIMAN CITY ANNUAL MEETING SCHEDULE FOR 2020

AMENDED July 8, 2020

ANNUAL MEETING SCHEDULE FOR THE CITY COUNCIL

PUBLIC NOTICE is hereby given that the 2020 Annual Meeting Schedule of the City Council of Herriman, Utah is as follows:

REGULAR MEETING	DATE
January.....	8 – 22 – 29*
February.....	12 – 26
March.....	11 – 25
April.....	8 – 22 – 29*
May.....	13 – 27
June.....	10 – 24
July.....	8 – 29*
August.....	12 – 19 – 26
September.....	9 – 16 – 23 – 30*
October.....	14 – 21 – 28
November.....	11 – 18
December.....	9 – 16 – 30*

Regular meetings of the City Council are held in the City Hall Council Chambers, 5355 West Herriman Main Street, Herriman, Utah commencing at ~~7:30~~ 7:00 p.m. on the second and fourth Wednesday of each month. Work Meetings begin at ~~5:00~~ 5:30 p.m. in the Fort Herriman Conference Room and are held on the second and fourth Wednesday of each month. **The third Wednesday will be a scheduled work meeting beginning at 5:30 p.m.** Meetings may be cancelled due to holidays or lack of agenda items. Call the City Offices at 801-446-5323 or check www.herriman.org for more information.

* Joint Meetings with the City Council and the Planning Commission will be held in the City Hall Community Room, 5355 West Herriman Main Street, Herriman, Utah commencing at 6:00 p.m. on the fifth Wednesday of each month. Meetings may be cancelled due to holidays or lack of agenda items.

ANNUAL MEETING SCHEDULE FOR THE YOUTH CITY COUNCIL

PUBLIC NOTICE is hereby given that the 2020 Annual Meeting Schedule of the Youth City Council of Herriman, Utah is as follows:

REGULAR MEETING	DATE
January.....	9
February.....	13
April.....	9
May.....	14
August.....	13
September.....	10
October.....	8
November.....	12
December.....	10

Regular meetings of the Youth City Council are held in the City Hall Community Room, 5355 West Herriman Main Street, Herriman, Utah commencing at 4:00 p.m. on the second Thursday of each month. Call the City Offices at 801-446-5323 or check www.herriman.org for more information.

ANNUAL MEETING SCHEDULE FOR THE PLANNING COMMISSION

PUBLIC NOTICE is hereby given that the 2020 Annual Meeting Schedule for the Planning Commission is as follows:

REGULAR MEETING	DATE
January.....	2 – 16 – 29*
February.....	6 – 20
March.....	5 – 19
April.....	2 – 16 – 29*
May.....	7 – 21
June.....	4 – 18
July.....	16 – 29*
August.....	6 – 20
September.....	3 – 17 – 30*
October.....	1 – 15
November.....	5 – 19
December.....	3 – 17 – 30*

Regular meetings of the Planning Commission are held in the City Hall Council Chambers, 5355 West Herriman Main Street, Herriman, Utah commencing at 7:00 p.m. on the first and third Thursday of each month. Work Meetings begin at 6:00 p.m. in the Fort Herriman Conference Room. Meetings may be cancelled due to holidays or lack of agenda items. The City Council may periodically attend the Planning Commission meetings. Call Community Development at 801.446.5323 or check www.herriman.org for more information.

* Joint Meetings with the City Council and the Planning Commission will be held in the City Hall Community Room, 5355 West Herriman Main Street, Herriman, Utah commencing at 6:00 p.m. on the fifth Wednesday of each month. Meetings may be cancelled due to holidays or lack of agenda items.

ANNUAL MEETING SCHEDULE FOR THE HEALTHY HERRIMAN

PUBLIC NOTICE is hereby given that the 2020 Annual Meeting Schedule of the Healthy Herriman, Utah is as follows:

REGULAR MEETING	DATE
January.....	23
February.....	27
March.....	26
April.....	23
May.....	28
June.....	25
July.....	23
August.....	27
September.....	24
October.....	22

Regular meetings of the Healthy Herriman in Herriman City Hall located at 5355 West Herriman Main Street, Herriman, Utah commencing at 10:00 a.m. on the fourth Thursday of each month. Call the City Offices at 801-446-5323 or check www.herriman.org for more information.

information. Meetings may be cancelled due to holidays or lack of agenda items.

**ANNUAL MEETING SCHEDULE FOR THE
ARTS COUNCIL**

PUBLIC NOTICE is hereby given that the 2020 Annual Meeting Schedule of the Arts Council of Herriman, Utah is as follows:

REGULAR MEETING	DATE
January.....	9
February.....	13
March.....	12
April.....	9
May.....	14
June.....	11
July.....	
August.....	13
September.....	10
October.....	8
November.....	12
December.....	10

Regular meetings of the Arts Council are held in City Hall located at 5355 West Herriman Main Street, Herriman, Utah commencing at 8:00 p.m. on the second Thursday of each month. Call the City Offices at 801-446-5323 or check www.herriman.org for more information. Meetings may be cancelled due to holidays or lack of agenda items.

**ANNUAL MEETING SCHEDULE FOR THE
HEALTHY HERRIMAN TRAILS COMMITTEE**
PUBLIC NOTICE is hereby given that the 2020 Annual Meeting Schedule of the Healthy Herriman Trails Committee, Utah is as follows:

REGULAR MEETING	DATE
January.....	2
February.....	6
March.....	5
April.....	2
May.....	7
June.....	4
July.....	
August.....	6
September.....	3
October.....	1
November.....	5
December.....	3

Regular meetings of the Healthy Herriman Trails Committee will be held in Herriman City Hall located at 5355 West Herriman Main Street, Herriman, Utah commencing at 7:30 p.m. on the first Thursday of each month. Call the City Offices at 801-446-5323 or check www.herriman.org for more information. Meetings may be cancelled due to holidays or lack of agenda items.



STAFF REPORT

DATE: July 2, 2020

TO: The Honorable Mayor and City Council

FROM: Chase Andrizzi, City Attorney

SUBJECT: Approval of a resolution declaring the acquisition of certain real property from the Utah Department of Transportation to be in the best interest of the City

RECOMMENDATION:

Motion to approve a resolution declaring the acquisition of certain real property to be in the best interest of the City

DISCUSSION:

The Utah Department of Transportation owns property that abuts other parcels currently owned by the City within the Auto Mall Special District. The acquisition of the property is needed to advance Economic Development within the City.

The Utah Department of Transportation has provided a notice to property owners who are adjacent to these specific parcels of the City's intent to acquire the property, and has provided an opportunity for the adjacent property owners of offer input regarding the acquisition of the property.

HERRIMAN, UTAH
RESOLUTION NO. 20.

**A RESOLUTION OF THE CITY COUNCIL OF HERRIMAN DECLARING THE
ACQUISITION OF CERTAIN REAL PROPERTY TO BE IN THE BEST INTEREST OF
THE CITY**

WHEREAS, the Herriman City Council ("*Council*") met in regular meeting on July 8, 2020 to discuss, among other things, the purchase or exchange of certain real property located in Herriman City (the "City"); and

WHEREAS, the Utah Department of Transportation ("UDOT") is the current owner of that certain real property at issue (the "UDOT Property") as shown in the attached Exhibit A; and

WHEREAS, the UDOT Property abuts other real property currently owned by the City (the "Surrounding Property") as more accurately depicted in the attached Exhibit A; and

WHEREAS, the City is interested in acquiring the UDOT Property in order to advance economic development within the City and, more particularly, on the Surrounding Property; and

WHEREAS, the Surrounding Property is currently zoned Auto Mall Special District ("AMSD"), as shown in the attached Exhibit B, which is designed to concentrate new and used automobile sales, and related products and services, within a master-planned commercial development, as shown in the attached Exhibit C; and

WHEREAS, the acquisition of the UDOT Property and the planned economic development of the same is consistent with the City's general plan; and

WHEREAS, the City, in an attempt to maintain transparency and openness regarding its intent to acquire the UDOT Property, has provided notice (the "Notice") to the property owners who are adjacent to the UDOT Property (the "Adjacent Property Owners") of the City's intent to acquire the UDOT Property; and

WHEREAS, the City has provided an opportunity for the adjacent property owners to give input regarding the City's acquisition of the UDOT Property; and

WHEREAS, the Council finds that acquiring the UDOT property is not adverse to the interests of the Adjacent Property Owners; and

WHEREAS, the Council believes it is in the best interest of the City to acquire the UDOT Property for the purpose of economically developing the UDOT Property and the Surrounding Property consistent with the General Plan and the current AMSD zoning for the benefit of the City.

NOW, THEREFORE, BE IT RESOLVED by the Herriman City Council that:

1. The acquisition of the UDOT Property (depicted in the attached Exhibit A) by the City is not adverse to the interests of Adjacent Property Owners.
2. The acquisition of the UDOT Property by the City is for the purpose of furthering economic development within the City is consistent with the City's general plan for the ASMD zone.
3. The acquisition of the UDOT Property by the City is in the best interest of the City.

This resolution assigned no. 20_____, shall take effect immediately upon passage and acceptance as provided herein.

PASSED AND APPROVED by the Council of Herriman, Utah, this 8th day of July 2020.

HERRIMAN

David Watts, Mayor

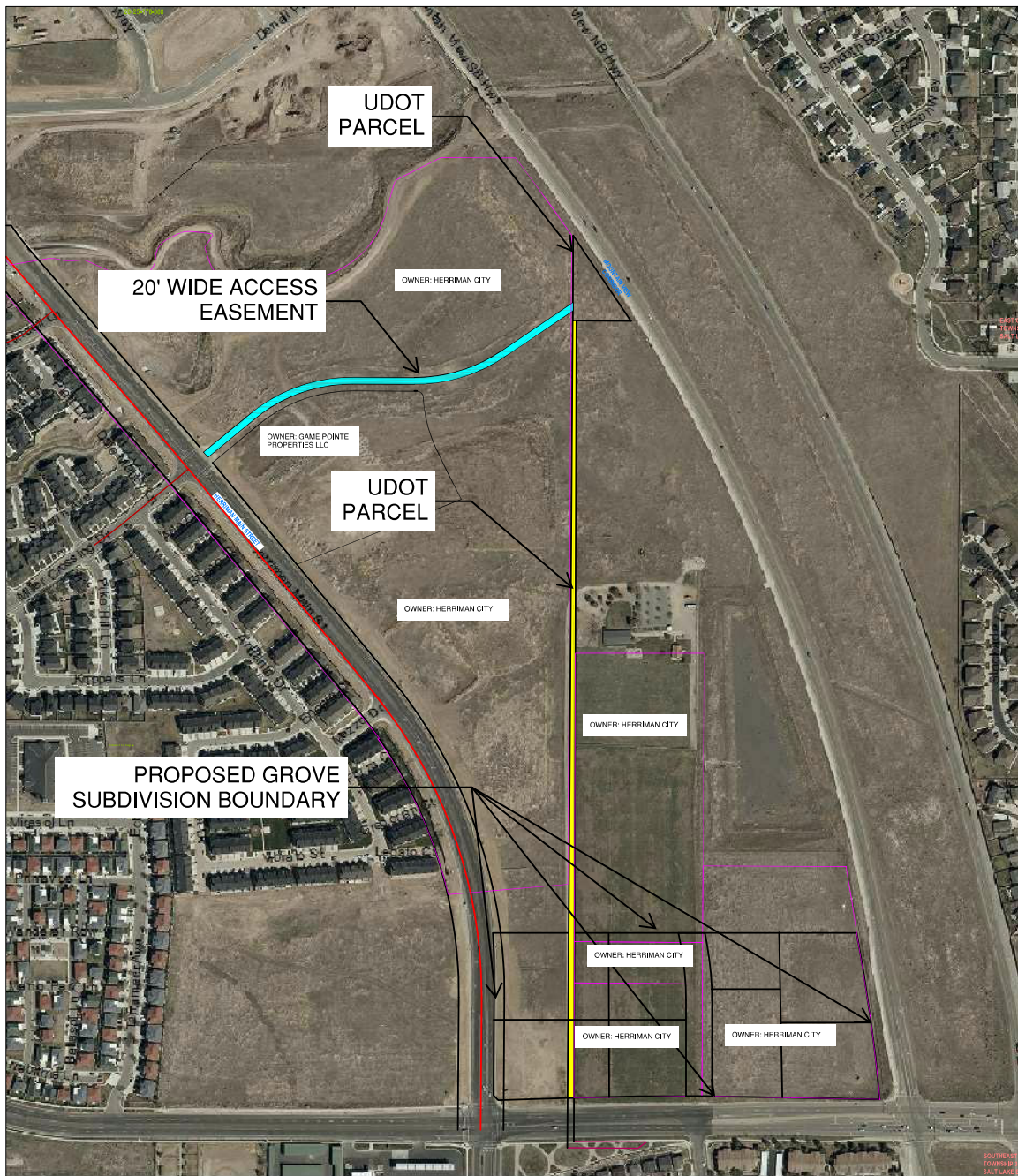
ATTEST:

Jackie Nostrom, MMC
City Recorder

EXHIBIT A

UDOT Property and Surround Property Map

DRAFT



HERRIMAN CITY
UDOT FLAGPOLE PARCEL EASEMENT EXHIBIT
JULY 2, 2020

EXHIBIT B
Auto Mall Special District Boundary Map

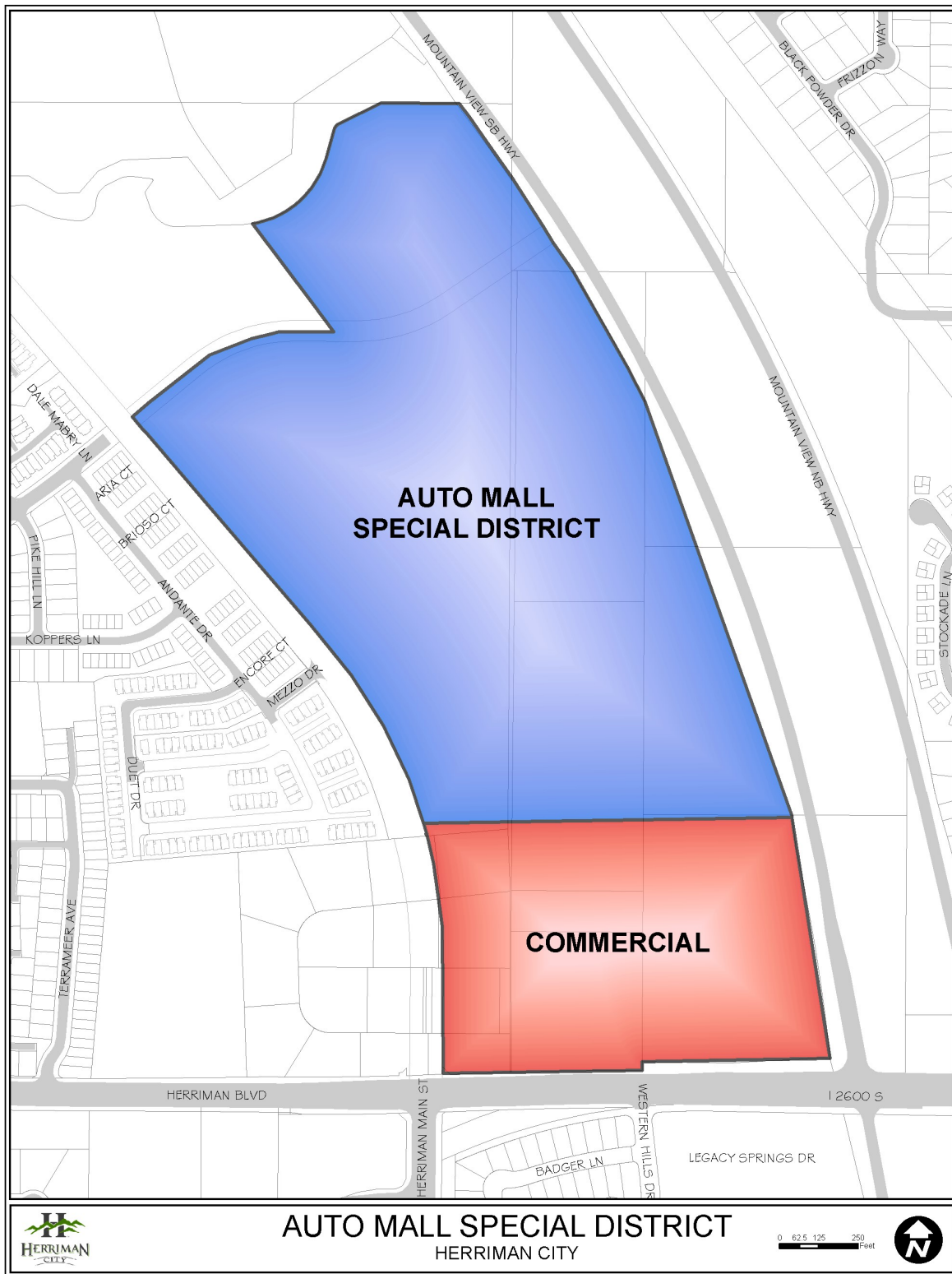


EXHIBIT C

Automall Property Proposed Schematic Site Plan

DRAFT



AUTO MALL SITE CONCEPT
MOUNTAIN VIEW CORRIDOR | HERRIMAN, UTAH

Salt Lake City | 52 Exchange Place | SL, UT 84111 | 801.531.1144 | Boise | 800 W. Main Street | Suite 940 | Boise, ID 83702 | 208.424.7675 | babcockdesign.com

SCALE: 1" = 200'

28 NOV 2017