

BLUFFDALE CITY
CITY COUNCIL MEETING AGENDA
City Council Chambers
Thursday, August 3, 2023, at 6:00 p.m.



Mayor Natalie Hall
Councilmember Wendy Aston
Councilmember Traci Crockett
Councilmember Jeff Gaston
Councilmember Mark Hales
Councilmember Dave Kallas

Notice is hereby given that the Bluffdale City Council will hold a meeting on Thursday, August 3, 2023, at Bluffdale City Hall, 2222 West 14400 South, Bluffdale, Utah. The meeting will begin at **6:00 PM** or as soon thereafter as possible. This meeting will also be broadcast live to the public at: www.bluffdale.com. The public may comment at the meeting or by emailing comments to councilmeetingcomment@bluffdale.com by **4:00 PM** the day of the meeting. Emailed comments will be submitted to the City Council but will not be read at the meeting. Notice is further given that access to this meeting by the City Council may be by electronic means. Comments should be limited to not more than three (3) minutes, unless additional time is authorized by the Chair. Groups wishing to comment will be asked to appoint a spokesperson. Items brought forward to the attention of the City Council will be turned over to staff to provide a response outside of the City Council meeting.

In the event the meeting is disrupted in any way that the City in its sole discretion deems inappropriate, the City reserves the right to immediately remove the individual(s) from the meeting and, if needed, end virtual access to the meeting. Reasons for removing an individual or ending virtual access to the meeting include but are not limited to the posting of offensive pictures, remarks, or making offensive statements, disrespectful statements or actions, and any other action deemed inappropriate.

BLUFFDALE CITY COUNCIL MEETING 6:00 P.M.

1. **Call to Order:** (Roll Call, Invocation, Pledge of Allegiance*).
2. **Public Hearing Items:** (Public comments must abide by the requirements listed above).
 - 2.1 Ordinance 2023-11 – Adopting the final tax rate for Salt Lake County for the purpose of levying taxes within the City of Bluffdale Fire and Police Protection Fund for the Fiscal Year 2023-2024. *(Staff presenters Bruce Kartchner and Stephanie Thayer)*
 - 2.2 Ordinance 2023-18 – Adopting the final tax rate for Utah County for the purpose of levying taxes within the City of Bluffdale Fire and Police Protection Fund for the Fiscal Year 2023-2024. *(Staff presenters Bruce Kartchner and Stephanie Thayer)*
 - 2.3 Resolution 2023-38 - Adopting a Final Operating Budget for the 2023-2024 Fiscal Year Budget for the Fire and Police Protection Fund. *(Staff presenters Bruce Kartchner and Stephanie Thayer)*
3. **Adjournment.**

CERTIFICATE OF POSTING

I hereby certify that the foregoing notice and agenda was posted at the Bluffdale City Hall and on the City’s website (www.bluffdale.com), delivered to each member of the Bluffdale City Council; and posted on the Utah State Public Notice website (www.pmn.utah.gov).

Published and posted on **July 28, 2023.**

Tami Timothy
City Recorder

In compliance with the American with Disabilities Act, individuals needing assistance or other services or accommodation for this meeting should contact Bluffdale City Hall at least 24 hours in advance of this meeting at 801-254-2200. TTY 7-1-1.
*Contact the City Recorder if you desire to give the Invocation or lead the Pledge of Allegiance.

ORDINANCE NO. 2023-11

AN ORDINANCE OF THE BLUFFDALE CITY COUNCIL TO LEVY A PUBLIC SAFETY SERVICE PROPERTY TAX IN SALT LAKE COUNTY

WHEREAS, Utah Code Ann. Section 10-6-133 requires the governing body of each City to set the real and personal property tax levy for various municipal purposes before June 22, or September 1 in the case of a property tax rate increase under Sections 59-2-919 through 59-2-923;

WHEREAS, as required by Utah Code Ann. Section 59-2-913 prior to June 22 the City provided to the Salt Lake County Auditor a statement containing the amount and purpose of each levy fixed by the Bluffdale City Council (the "Council");

WHEREAS, Utah Code Ann. Section 10-6-133.4 states that a City may account separately for the revenues derived from a property tax that is lawfully levied for a specific purpose in accordance with that section;

WHEREAS, a city council is required to indicate through ordinance that the City levies the tax under Utah Code Ann. Section 10-6-133.4 and must indicate the specific service for which the City levies the tax;

WHEREAS, Utah Code Ann. Section 10-6-133.4 further requires a City to create a special revenue fund to hold the revenues collected under that section and that the City may only expend revenues from that special revenue fund for a purpose that is solely related to the provision of the service for which the fund is established;

WHEREAS, on June 14, 2023, the Council adopted a proposed tax rate of .000260 in Salt Lake County for public safety services and adopted the tentative budget as the interim budget, which established and included the Fire and Police Protection Fund which is a public safety services special revenue fund to hold revenues collected through the public safety services levy;

WHEREAS, the City Council held a Truth in Taxation public on August 3, 2023, to provide any interested party the ability to come and provide oral testimony to the Council regarding the proposed tax rate;

WHEREAS, the Council recognizes the important and lifesaving work provided by the public safety personnel of the City of Bluffdale;

WHEREAS, the Council recognizes the importance of a dedicated funding source to provide competitive wages to the City's public safety personnel in order to ensure that the City is able to employ highly qualified and competent public safety personnel;

WHEREAS, the Council met in regular session on June 14, 2023, to consider, among other things, levying a tax for public safety services, adopting a final tax rate of .000260 for that public safety service levy, and adopting the final budget establishing and including the Fire and Police Protection Fund to hold revenues collected through the public safety service levy;

WHEREAS, the Council finds it is necessary and in the best interests of the City of Bluffdale to levy a property tax for public safety services; and

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Bluffdale as follows:

SECTION I: The City of Bluffdale levies a property tax pursuant to Utah Code Ann. Section 10-6-133.4 for public safety services. The rate of the public safety service property tax shall be .000260. All revenues collected through the public safety services levy shall be deposited and held in the Public Safety Service Special Revenue Fund Budget adopted as part of the final budget for the fiscal year July 1, 2023, to June 30, 2024.

SECTION II: A copy of this ordinance shall be delivered to the Salt Lake County Auditor.

SECTION III: Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

SECTION IV: Effective Date. This ordinance shall become effective upon Mayor's signature and publication, or after fifteen days of transmission to the office of the Mayor, if neither approved nor disapproved by the Mayor, and thereafter, publication.

[SIGNATURE PAGE FOLLOWS]

APPROVED BY THE CITY COUNCIL OF THE CITY OF BLUFFDALE, UTAH, ON THIS ___ DAY OF _____, 2023, BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Councilmember Aston	_____	_____	_____	_____
Councilmember Crockett	_____	_____	_____	_____
Councilmember Gaston	_____	_____	_____	_____
Councilmember Hales	_____	_____	_____	_____
Councilmember Kallas	_____	_____	_____	_____

Mayor: _____
Natalie C. Hall

Attest: _____
City Recorder

ORDINANCE NO. 2023-18

AN ORDINANCE OF THE BLUFFDALE CITY COUNCIL TO LEVY A PUBLIC SAFETY SERVICE PROPERTY TAX IN UTAH COUNTY

WHEREAS, Utah Code Ann. Section 10-6-133 requires the governing body of each City to set the real and personal property tax levy for various municipal purposes before June 22, or September 1 in the case of a property tax rate increase under Sections 59-2-919 through 59-2-923;

WHEREAS, as required by Utah Code Ann. Section 59-2-913 prior to June 22 the City provided to the Salt Lake County Auditor a statement containing the amount and purpose of each levy fixed by the Bluffdale City Council (the “Council”);

WHEREAS, Utah Code Ann. Section 10-6-133.4 states that a City may account separately for the revenues derived from a property tax that is lawfully levied for a specific purpose in accordance with that section;

WHEREAS, a city council is required to indicate through ordinance that the City levies the tax under Utah Code Ann. Section 10-6-133.4 and must indicate the specific service for which the City levies the tax;

WHEREAS, Utah Code Ann. Section 10-6-133.4 further requires a City to create a special revenue fund to hold the revenues collected under that section and that the City may only expend revenues from that special revenue fund for a purpose that is solely related to the provision of the service for which the fund is established;

WHEREAS, on June 14, 2023, the Council adopted a proposed tax rate of .000260 in Utah County for public safety services and adopted the tentative budget as the interim budget, which established and included the Fire and Police Protection Fund which is a public safety services special revenue fund to hold revenues collected through the public safety services levy;

WHEREAS, the City Council held a Truth in Taxation public on August 3, 2023, to provide any interested party the ability to come and provide oral testimony to the Council regarding the proposed tax rate;

WHEREAS, the Council recognizes the important and lifesaving work provided by the public safety personnel of the City of Bluffdale;

WHEREAS, the Council recognizes the importance of a dedicated funding source to provide competitive wages to the City’s public safety personnel in order to ensure that the City is able to employ highly qualified and competent public safety personnel;

WHEREAS, the Council met in regular session June 14, 2023, to consider, among other things, levying a tax for public safety services, adopting a final tax rate of .000260 for that public safety service levy, and adopting the final budget establishing and including the Fire and Police Protection Fund to hold revenues collected through the public safety service levy;

WHEREAS, the Council finds it is necessary and in the best interests of the City of Bluffdale to levy a property tax for public safety services; and

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Bluffdale as follows:

SECTION I: The City of Bluffdale levies a property tax pursuant to Utah Code Ann. Section 10-6-133.4 for public safety services. The rate of the public safety service property tax shall be .000260. All revenues collected through the public safety services levy shall be deposited and held in the Public Safety Service Special Revenue Fund Budget adopted as part of the final budget for the fiscal year July 1, 2023, to June 30, 2024.

SECTION II: A copy of this ordinance shall be delivered to the Utah County Auditor.

SECTION III: Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

SECTION IV: Effective Date. This ordinance shall become effective upon Mayor's signature and publication, or after fifteen days of transmission to the office of the Mayor, if neither approved nor disapproved by the Mayor, and thereafter, publication.

[SIGNATURE PAGE FOLLOWS]

APPROVED BY THE CITY COUNCIL OF THE CITY OF BLUFFDALE, UTAH, ON THIS ___ DAY OF _____, 2023, BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Councilmember Aston	_____	_____	_____	_____
Councilmember Crockett	_____	_____	_____	_____
Councilmember Gaston	_____	_____	_____	_____
Councilmember Hales	_____	_____	_____	_____
Councilmember Kallas	_____	_____	_____	_____

Mayor: _____
Natalie C. Hall

Attest: _____
City Recorder

RESOLUTION NO. 2023-38

A RESOLUTION OF THE BLUFFDALE CITY COUNCIL TO ADOPT THE FINAL FIRE AND POLICE PROTECTION FUND BUDGET FOR THE CITY OF BLUFFDALE FISCAL YEAR JULY 1, 2023, THROUGH JUNE 30, 2024

WHEREAS, on April 26, 2023, the City Manager of the City of Bluffdale (the “City”) submitted to the Bluffdale City Council (the “Council”) a tentative budget (the “Tentative Budget”) including the Tentative Fire and Police Protection Fund budget, which was prepared and made available to the public in accordance with state law;

WHEREAS, on April 26, 2023, the Council approved the Tentative Budget, including the Tentative Fire and Police Protection Fund budget, which was officially placed in the City Recorder’s office for inspection by the general public; and

WHEREAS, a duly noticed public hearing on the adoption of the budget for Fiscal Year July 1, 2023, to June 30, 2024, was held on June 14, 2023, as prescribed by The Uniform Fiscal Procedures Act for Utah Cities;

WHEREAS, the Council met in regular session on June 14, 2023, and adopted the Tentative Fire and Police Protection Fund budget as the Interim Fire and Police Protection Fund budget for the fiscal year beginning July 1, 2023, and ending June 30, 2024;

WHEREAS, due to the City’s proposed adoption of a final tax rate that exceeds the certified tax rate, the City held a truth in taxation public hearing on August 3, 2023, as required by law;

WHEREAS, on August 3, 2023, the City Council met in regular session and adopted a final tax rate for the Fire and Police Protection Fund of .000260, which funds shall be deposited and held in the Fire and Police Protection Fund adopted by this resolution.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Bluffdale as follows:

SECTION I: The Fire and Police Protection Fund Budget attached hereto, incorporated herein by this reference, is hereby appropriated for the corporate purposes and objects of the City for the fiscal year commencing July 1, 2023, and ending June 30, 2024, and is hereby adopted as the Budget for the Fire and Police Protection Fund of the City of Bluffdale, Utah for the Fiscal Year 2023-2024” (the “Budget”).

SECTION II: Pursuant to Utah Code Ann. 10-6-118, a copy of the Budget for each fund within the Budget, including the Fire and Police Protection Fund Budget, shall be certified by the Budget Officer and it is hereby directed that the Budget be filed with the State Auditor within 30 days after adoption and with the Office of the City Recorder and shall be available to the public in accordance with the law.

SECTION III: Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction,

such provision shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

SECTION IV: Effective Date. This resolution shall become effective upon Mayor’s signature and publication, or after fifteen days of transmission to the office of the Mayor, if neither approved nor disapproved by the Mayor, and thereafter, publication.

APPROVED BY THE CITY COUNCIL OF THE CITY OF BLUFFDALE, UTAH, ON THIS ___ DAY OF _____, 2023, BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Councilmember Aston	_____	_____	_____	_____
Councilmember Crockett	_____	_____	_____	_____
Councilmember Gaston	_____	_____	_____	_____
Councilmember Hales	_____	_____	_____	_____
Councilmember Kallas	_____	_____	_____	_____

Mayor: _____
Natalie C. Hall

Attest: _____
City Recorder