

CLEARFIELD CITY COUNCIL
AGENDA AND SUMMARY REPORT
April 12, 2011 – REGULAR SESSION

City Council Chambers
55 South State Street
Third Floor
Clearfield, Utah

Mission Statement: To provide services that enhance the quality of life in our community.

6:00 P.M. WORK SESSION

Discussion on 2011 Elections
Discussion on Water Conservation Plan Amendments
Discussion on the SR193 Extension Project
Discussion on CGI Communications

7:00 P.M. REGULAR SESSION

CALL TO ORDER:

Mayor Wood

OPENING CEREMONY:

Youth City Council Member Austin McMillan

APPROVAL OF MINUTES:

March 22, 2011 – Work Session

March 22, 2011 – Regular Session

March 23, 2011 – Work Session

SCHEDULED ITEMS:

1. CITIZEN COMMENTS
2. CONSIDER APPROVAL OF ORDINANCE 2011-05 AMENDING TITLE 4, BUSINESS AND LICENSE REGULATIONS

BACKGROUND: City staff is recommending the following amendments to Title 4, Business and License Regulations: changes to the definition of a Sexually Oriented Business Employee as well as modifying the Delinquent Date and Penalty provisions for Business and Rental Dwelling Licenses.

RECOMMENDATION: Approve Ordinance 2011-05 amending Title 4, Business and License Regulations and authorize the Mayor's signature to any necessary documents.

3. CONSIDER APPROVAL OF ORDINANCE 2011-06 AMENDING THE CONSOLIDATED FEE SCHEDULE

BACKGROUND: Amendments are being proposed to the Consolidated Fee Schedule for modifying the Business License Penalty Provisions as well as the Building Permit Residential (Identical Plan) Review fees.

RECOMMENDATION: Approve Ordinance 2011-06 amending the Consolidated Fee Schedule and authorize the Mayor's signature to any necessary documents.

4. CONSIDER APPROVAL OF THE UPDATED WATER CONSERVATION PLAN FOR CLEARFIELD CITY

BACKGROUND: During 2001 Clearfield City approved a Water conservation Plan as required by the Utah Water Conservation Plan Act (UC 73-10-32). Clearfield City is required to review and update its Water conservation Plan every five years. The City staff has reviewed and updated the Water Conservation Plan as required. The Water Conservation Plan contains a basic summary of the current water system that serves Clearfield and makes recommendations on water conservation for the community.

RECOMMENDATION: Approve and adopt the Updated Water Conservation Plan and authorize the Mayor's signature to any necessary documents.

5. CONSIDER APPROVAL OF RESOLUTION 2011R-04 ADOPTING A NEW CITY LOGO

BACKGROUND: The City desires to update its logo to better reflect the City's support of Hill Air Force Base and its related industries as well as the tremendous manufacturing presence located in the City. The current City logo has been in use since January of 2000.

RECOMMENDATION: Approve Resolution 2011R-04 adopting the new City Logo and authorize the Mayor's signature to any necessary documents.

6. CONSIDER APPROVAL OF RESOLUTION 2011R-05 APPROVING A UTILITY REIMBURSEMENT AGREEMENT WITH UDOT (UTAH DEPARTMENT OF TRANSPORTATION)

BACKGROUND: UDOT is making preparations for the SR 193 extension project and the construction necessitates the relocation of City utilities. The agreement indicates that UDOT will reimburse Clearfield City for one hundred percent of the cost to relocate the facilities.

RECOMMENDATION: Approve Resolution 2011R-05 approving a utility reimbursement agreement with UDOT and authorize the Mayor's signature to any necessary documents.

7. CONSIDER APPROVAL OF A PROCLAMATION DECLARING APRIL 29, 2011 AS ARBOR DAY

BACKGROUND: Clearfield City will celebrate Arbor Day on Friday, April 29, 2011. The City supports all efforts to plant and protect trees within its boundaries because trees are valuable to the City's environment. Community Services Director, Tracy Heun, requests the date of April 29, 2011, be officially declared "Arbor Day" in the City of Clearfield.

RECOMMENDATION: Approve the Mayor's signature to the Proclamation officially declaring April 29, 2011 as "Arbor Day" in the City of Clearfield.

8. CONSIDER APPROVAL OF A PROCLAMATION DECLARING THE WEEK OF JULY 10-16, 2011 AS CONTRACT MANAGEMENT WEEK IN CLEARFIELD CITY

BACKGROUND: An officer of the Utah Chapter of the National Contract Management Association approached the City requesting support of Contract Management Week by proclaiming the week of July 10-16, 2011 as Contract Management Week in Clearfield City. The Utah Chapter is comprised of 184 contracting professionals from Hill Air Force Base and defense companies located in Davis and Weber Counties.

RECOMMENDATION: Approve the Mayor's signature to the Proclamation officially declaring the week of July 10-16, 2011 as Contract Management Week in Clearfield City.

COMMUNICATION ITEMS:

Mayor's Report
City Councils' Reports
City Manager's Report
Staffs' Reports

****COUNCIL MEETING ADJOURN****

Dated this 7th day of April, 2011.

Kimberly S. Read

Kimberly S. Read, Deputy City Recorder



The City of Clearfield, in accordance with the 'Americans with Disabilities Act' provides accommodations and auxiliary communicative aids and services for all those citizens needing assistance. Persons requesting these accommodations for City sponsored public meetings, service programs or events should call Nancy Dean at 525-2714, giving her 48-hour notice.

CLEARFIELD CITY COUNCIL MEETING MINUTES
6:30 P.M. WORK SESSION
March 22, 2011

PRESIDING:	Doyle Sprague	Mayor Pro Tem
PRESENT:	Marilyn Fryer Kathryn Murray Mark Shepherd Bruce Young	Councilmember Councilmember Councilmember Councilmember
EXCUSED:	Don Wood	Mayor
STAFF PRESENT:	Brian Brower Scott Hodge Adam Lenhard Adam Malan Tracy Heun Bob Wylie Nancy Dean	City Attorney Public Works Director Community Development Dir. Police Lieutenant Community Services Director Administrative Services Director City Recorder
EXCUSED:	Chris Hillman Kim Read	City Manager Deputy City Recorder
VISITORS:	AJ Brower	

DISCUSSION ON THE STORM WATER MANAGEMENT PLAN

Scott Hodge, Public Works Director, explained previously the City had adopted a Storm Water Management Plan and recently the State began working on a permit which identified the regulations on how to manage the Storm Water Management Plan. He emphasized this was an extensive complete update of the current plan identifying items which previously were not included to manage the City's storm water. He added it also included Environmental Protection Agency (EPA) requirements. He commented it would be a process to educate the public, contractors and city staff on how to manage storm water. He indicated the state would be completing random audits of municipalities as part of the plan. He emphasized the ultimate goal was to preserve the watershed for future generations of users.

He reminded the Council the item was required to have a public hearing prior to adoption and both items were on the policy session agenda and reported a copy of the plan had been forwarded to the state. He commented the process of writing the new plan occurred over a seven year process.

DISCUSSION ON LEE & SMITH CONTRACT AMENDMENT

Brian Brower, City Attorney, reminded the Council of the discussions during the budget retreat regarding the contract with Lee & Smith specific to Allen Freemyer's proposal due to the elimination of earmarks by Congress. He distributed copies of the proposed agreement and reviewed the changes with the Council. He pointed out the focus of the proposal would be more directed toward grants which could benefit the City. He commented the compensation for services had also decreased with the proposed scope of work.

The meeting adjourned at 6:40 p.m.

CLEARFIELD CITY COUNCIL MEETING MINUTES
7:00 P.M. REGULAR SESSION
March 22, 2011

PRESIDING:	Doyle Sprague	Mayor Pro Tem
PRESENT:	Marilyn Fryer Kathryn Murray Mark Shepherd Bruce Young	Councilmember Councilmember Councilmember Councilmember
EXCUSED:	Don Wood	Mayor
STAFF PRESENT:	Brian Brower Scott Hodge Adam Lenhard Adam Malan Tracy Heun Bob Wylie Nancy Dean	City Attorney Public Works Director Community Development Dir. Police Lieutenant Community Services Director Administrative Services Director City Recorder
EXCUSED:	Chris Hillman Kim Read	City Manager Deputy City Recorder

VISITORS: Dan Schuler, Kiley Schuler, Ben Hogge, Joey Robinette, Tabb George – Big Brothers Big Sisters of Utah, Katelyn Read, Austin Carr, Vicki Dortzbach - LLS

Mayor Pro Tem Sprague informed the citizens present that if they would like to comment during Citizen Comments or the Public Hearings there were forms to fill out by the door.

Youth City Councilmember Chyna Prawitt conducted the Opening Ceremony.

APPROVAL OF THE MINUTES FROM THE FEBRUARY 15, 2011 WORK SESSION; THE FEBRUARY 22, 2011 WORK SESSION; THE FEBRUARY 22, 2011 REGULAR SESSION AND THE MARCH 1, 2011 WORK SESSION

Councilmember Fryer moved to approve the minutes from the February 15, 2011 work session, the February 22, 2011 work session, the February 22, 2011 regular session and the March 1, 2011 work session as written, seconded by Councilmember Shepherd. All voting AYE.

PUBLIC HEARING ON THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
ONE-YEAR ACTION PLAN FOR PROGRAM YEAR JULY 1, 2011 TO JUNE 30, 2012

Council received a copy of the proposed 2011-2012 Community Development Block Grant (CDBG) One-Year Action Plan. Citizens are given the opportunity to review the One-Year Action Plan in the Community Development Department from March 23, 2011 until April 21, 2011. The final copy will be presented to the Council on May 10, 2011.

Mayor Pro Tem Sprague declared the Public Hearing open at 7:04 p.m.

Mayor Pro Tem Sprague asked for public comment.

Tabb George, Big Brothers Big Sisters, stated the organization specialized in one to one mentoring relationships. He continued the organization offered community and school based programs and was requesting the City to approve \$3,874 in the form of CDBG funding which would be implemented for the program in Clearfield. He stated 28 children/youths participating were from the local community and announced 22 residents volunteered their time as a mentor and positive role model. He expressed confidence the City would recognize positive outcomes. Councilmember Fryer asked how the funds would be used. Mr. George explained the organization was required to screen all volunteers by conducting background checks and interviews. He continued the volunteers participated in ongoing training as well as thorough and comprehensive monitoring of the mentoring matches. He concluded the mentioned services were approximately \$800 per match. Councilmember Shepherd inquired how the organization derived at the requested amount of funds. Mr. George explained the grant writer would have requested the funds and stated he himself was not involved in that process.

Councilmember Shepherd moved to close the public hearing at 7:10 p.m., seconded by Councilmember Fryer. All voting AYE.

PUBLIC HEARING ON THE UPDATED STORM WATER MANAGEMENT PROGRAM
(SWMP) PLAN FOR CLEARFIELD CITY

In April 2003 Clearfield City adopted a Storm Water Management Program (SWMP) plan. During July of 2010 the State revised its permit regulating Municipal Separate Storm Sewer Systems which required Clearfield City to review its current SWMP and update it to be in compliance with the new State permit requirements. The updated Clearfield City Storm Water Management Program plan should satisfy the appropriate water quality requirements of the Clean Water Act. A public hearing was required prior to adoption.

Mayor Pro Tem Sprague declared the Public Hearing open at 7:11 p.m.

Mayor Pro Tem Sprague asked for public comment.

There were no public comments.

Councilmember Murray moved to close the public hearing at 7:12 p.m., seconded by Councilmember Young. All voting AYE.

PUBLIC HEARING TO CONSIDER A REQUEST BY RULON C. GARDNER AND CHRIS GAMVROULAS FOR AN AMENDED FINAL SUBDIVISION PLAT FOR PARK VILLAGE PHASE 1 AND PHASE 2 WHICH IS ZONED R-2 AND LOCATED IN THE VICINITY OF THE SOUTHWEST CORNER OF 300 NORTH AND 1000 WEST

The amendment would abandon Parcel A (REF TIN: 12-693-0030) and distribute the parcel between lots 8 through 13 and 41 through 46 (TINS: 12-693-0008 through 12-693-0013 and 12-712-0041 through 12-712-0046). The Planning Commission opened the Public Hearing at their March 16, 2011 meeting and approved to continue the item to the April 20, 2011 Planning Commission meeting, at the request of the applicants.

Mayor Pro Tem Sprague declared the Public Hearing open at 7:16 p.m.

Mayor Pro Tem Sprague asked for public comment.

There were no public comments.

Councilmember Shepherd moved to continue the public hearing until the May 10, 2011 City Council Meeting, Councilmember Fryer. All voting AYE

PUBLIC HEARING FOR A PRELIMINARY AND FINAL SUBDIVISION PLAT TO SUBDIVIDE TWO PARCELS, APPROXIMATELY 323.92 ACRES, INTO THREE PARCELS LOCATED IN THE A-15, B14, C-14, AND D-14 AREAS OF THE FREEPORT CENTER. THE PROPERTY IS ZONED M-1 AND LOCATED IN THE VICINITY OF 13TH STREET AND A, B AND C STREETS IN THE FREEPORT CENTER (TINS: 12-021-0026 AND 12-021-0026). THE FOLLOWING PARCELS ARE EXCLUDED AND NOT A PART OF THIS SUBDIVISION: TINS: 12-066-0073, 12-066-0067, 12-066-0022, 12-066-0072 AND 12-065-0017 **WITHDRAWN**

This agenda item was withdrawn.

PUBLIC HEARING FOR A PRELIMINARY AND FINAL SUBDIVISION PLAT TO SUBDIVIDE A 43.29 ACRES PARCEL INTO TWO PARCELS LOCATED IN THE H-10 AREA OF THE FREEPORT CENTER. THE PROPERTY IS ZONED M-1 AND LOCATED IN THE VICINITY OF H STREET AND 9TH STREET IN THE FREEPORT CENTER (TIN: 12-065-0139) **WITHDRAWN**

This agenda item was withdrawn.

CITIZEN COMMENTS

There were no citizen comments.

APPROVAL OF A SPONSORSHIP OF A SPIN FUNDRAISER TO BENEFIT THE LEUKEMIA AND LYMPHOMA SOCIETY (LLS)

Vickie Dortzbach, resident, stated she would be participating in the Ogden City Marathon with Team in Training (TNT) which raises funds for the Leukemia and Lymphoma Society. She announced it was her goal to raise \$1000 and reported seventy five percent of those proceeds provide support to research and patient support. She indicated it was her desire to hold a three hour spin session at the Aquatic Center with participants donating \$10 per hour for spinning. She reported one of the employees had agreed to be the spin instructor and was requesting the \$35 per hour room rental fee be waived.

Tracy Heun, Community Services Director, stated Ms. Dortzbach was correct in the figure of her request of the room rental fee; however, the City employee could not volunteer his time. She clarified the City would have to pay the employee which was estimated at approximately \$42 which would bring the total cost of sponsorship to \$147.

Brian Brower, City Attorney, emphasized the employee was willing to donate his time to the fund raiser; however, it was his opinion there were significant legal issues to the City if the employee was allowed to donate his time.

Councilmember Murray asked how Ms. Dortzbach had calculated her \$1,111.11 donation amount. Ms. Dortzbach responded she was required to raise at least \$1000 but was encouraged to be creative in requesting funds. She clarified the seventy percent would be forwarded to the Leukemia and Lymphoma Society with the remaining twenty five percent covering her racing fee, coaches, transportation, etc.

Councilmember Shepherd inquired if the City had approved sponsorships in the past in which staff time had also been included as a portion of the sponsorship. Ms. Heun explained the City had only donated facility time in the past because that had been the request.

Councilmember Young expressed his opinion the administrative costs of twenty five percent were excessive. Ms. Dortzbach responded prior to committing to the Leukemia and Lymphoma Society she had completed research on many charities and stated TNT had been raising funds for the Leukemia and Lymphoma Society for over twenty five years and explained about the support she would receive for the twenty five percent.

Councilmember Shepherd believed the City should continue what it had done in the past specific to sponsorships of facilities and expressed concern about including employees' time. Ms. Heun reminded the Council whenever ball fields had been provided for sponsorships there had been employee's time for the preparation of the facility.

Councilmember Shepherd moved to approve the sponsorship of a spin fundraiser to benefit the Leukemia and Lymphoma Society (LLS) in the amount of \$147, seconded by Councilmember Fryer. All voting AYE.

Ms. Dortzbach expressed appreciation to the City Council for approving her request.

APPROVAL OF THE UPDATED STORM WATER MANAGEMENT PROGRAM (SWMP) PLAN FOR CLEARFIELD CITY

Councilmember Young moved to approve the updated Clearfield City Storm Water Management Program (SWMP) plan and authorize the Mayor Pro Tem's signature to any necessary documents, seconded by Councilmember Fryer. All voting AYE.

APPROVAL OF RESOLUTION 2011R-03 EXPRESSING SUPPORT FOR HOUSE BILL 4 THAT WOULD EXPAND AND IMPROVE FACILITIES AT WEBER STATE UNIVERSITY, DAVIS CAMPUS IN LAYTON AS WELL AS THE DAVIS ATC BUILDING IN CLEARFIELD

The Utah Legislature recently passed House Bill 4 which authorized the issuance of bonds that would expand and improve facilities at Weber State University, Davis Campus in Layton as well as the Davis ATC building in Clearfield. This Resolution would express Clearfield City's support of Governor Herbert's signature on the Bill.

Councilmember Shepherd moved to approve Resolution 2011R-03 expressing support for House Bill 4 to providing for the expansion and improvements to facilities at Weber State University, Davis Campus in Layton as well as the Davis ATC Building in Clearfield and authorize the Mayor Pro Tem's signature to any necessary documents, seconded by Councilmember Young. The motion carried upon the following vote: Voting AYE - Councilmembers Fryer, Murray, Shepherd and Young. Voting NO - None.

APPROVAL OF AMENDMENTS TO THE PROFESSIONAL SERVICES CONTRACT WITH LEE & SMITH

The current economic climate necessitated changes to the scope of work in the City's professional services contract with Lee & Smith.

Councilmember Fryer moved to approve the amendments to the professional services contract with Lee & Smith and authorize the Mayor Pro Tem's signature to any documents, seconded by Councilmember Young. The motion carried upon the following vote: Voting AYE – Councilmembers Fryer, Shepherd and Young. Voting NO – Councilmember Murray.

COMMUNICATION ITEMS:

Financial Reports – Bob Wylie, Administrative Services Director, presented the financial reports to the Council. He reported the City was on target for revenues in the General Fund. He stated revenues for the CDRA would be received from the County the end of March. He reported the revenues for the Enterprise Funds were as projected. He reported the General Fund expenditures were slightly under budget. He pointed out the line item of roadways was over budget due to the re-payment of the bond and would be adjusted with the re-opening of the budget in June. He reported all other expenditures were within budgeted parameters at this time.

Mayor Pro Tem Sprague –reported the tavern known as the Last Chance was going to be turned into a Mexican restaurant, Burrito Grande. Councilmember Murray commented the rendering was very nice.

Councilmember Fryer – informed the Council of the artwork on the first floor provided by fourth, fifth and sixth graders from four elementary schools.

Councilmember Murray – nothing to report.

Councilmember Shepherd – nothing to report.

Councilmember Young – reported the Youth City Council had a dance in city hall and it was very successful.

STAFFS' REPORTS:

Nancy Dean, City Recorder

1. reminded the Council of the work session tomorrow at 6:00 p.m. with Method Studio regarding the feasibility study for the Community Arts Facility at the old City Hall.
2. reported a work session was scheduled for Tuesday, March 29, 2011 at 6:00 p.m.
3. stated no meeting was scheduled for Tuesday, April 5, 2011.
4. indicated the April 12, 2011 meeting would be a policy session.
5. reminded the Council the Utah League meetings were scheduled for April 13, 14 and 15. She requested those interested in attending to let her know so registration can be completed. She indicated she

had emailed the draft registration as the hard copy registration had not yet been received through the postal service. Councilmembers Sprague and Fryer indicated they both planned to attend. Councilmember Shepherd indicated he would not be attending.

There being no further business to come before the Council **Councilmember Shepherd moved to adjourn at 7:44 p.m., seconded by Councilmember Murray. All voting AYE.**

CLEARFIELD CITY COUNCIL MEETING MINUTES
6:00 P.M. WORK SESSION
March 23, 2011

PRESIDING:	Don Wood	Mayor
PRESENT:	Marilyn Fryer	Councilmember
EXCUSED:	Kathryn Murray Mark Shepherd	Councilmember Councilmember
ABSENT:	Doyle Sprague Bruce Young	Councilmember Councilmember
STAFF PRESENT:	Tracy Heun Gary Cohen Nancy Dean Kim Read	Community Services Director Recreation Director City Recorder Deputy City Recorder
EXCUSED:	Chris Hillman	City Manager

VISITORS: Becky Hawkins – Method Studio, John R. Lind – VenueTech Management Group, Joe Smith – Method Studio, Deanna Gardner, Alyn Bone, Donna Bisseger, Beth Shurtleff, Carolee Schofeild

No meeting was convened as a quorum was not present. A discussion did take place specific to the Community Center Facility Assessment.

ATTACHMENT

2

CLEARFIELD CITY ORDINANCE 2011-05

AN ORDINANCE AMENDING TITLE 4 - BUSINESS AND LICENSE REGULATIONS OF THE CLEARFIELD CITY CODE

PREAMBLE: This Ordinance amends Title 4 of the Clearfield City Code by amending Chapter 1, Section 11 and Chapter 4, Section 5 of said title.

BE IT ORDAINED BY THE CLEARFIELD CITY COUNCIL:

Section 1. Enactment:

Title 4, Chapter 1, of the Clearfield City Code is hereby amended such that Section 5, Paragraph A, subsection 5 shall read as follows:

4-1-11: DELINQUENT DATE AND PENALTY:

A. Penalty: All licensing fees that are imposed by this chapter, except the initial license fee for a new business, out of city contracted services, temporary and seasonal merchant licenses or mobile food vendor's licenses, shall be due and payable on or before December 31. In the event the fee is not paid on or before January 15, a penalty fee shall be imposed and shall become a part of the license fee levied by this chapter. (Ord. 2008-04, 7-22-2008; amd. Ord. 2009-15, 11-24-2009)

B. Final Notice: On or before January 1 of each year, a final notice shall be sent to all licensees whose annual license fee remains unpaid. This notice shall state that unless the license fee is paid by January 15, a penalty fee shall be imposed and legal action may be initiated by the city for engaging in business without a valid business license. The notice shall also set forth the amount of the penalty fee. Should it be necessary to take this matter to court, the business shall become responsible to reimburse the city for all attorneys' fees, court costs and any other expenses incurred by the city to clear up the account.

Title 4, Chapter 4, of the Clearfield City Code is hereby amended such that Section 5, Paragraph F to shall read as follows:

4-4-5: BUSINESS LICENSES:

A. Sexually Oriented Business: It shall be unlawful for any person to operate a sexually oriented business without first obtaining a sexually oriented business license. The business license shall specify the type of business for which it is obtained.

B. Sexually Oriented Business Employee: It shall be unlawful for any sexually oriented business to employ, contract, hire, or otherwise engage the services of any person in the capacity of a sexually oriented business employee, or for any person to be employed by a sexually oriented business in the capacity of a sexually oriented business employee, unless that person-first obtains a sexually oriented business employee license.

Section 2. Repealer: Any provision or ordinances that are in conflict with this ordinance are hereby repealed.

Section 3. Effective Date: These amendments shall become effective October 1, 2011.

Passed and adopted by the Clearfield City Council this 12th day of April, 2011.

CLEARFIELD CITY CORPORATION

Donald W. Wood, Mayor

ATTEST:

Nancy R. Dean, City Recorder

VOTE OF THE COUNCIL

AYE:

NAY:

Title 4 Business and License Regulations

4-1-11: DELINQUENT DATE AND PENALTY:

- A. Penalty: All licensing fees that are imposed by this chapter, except the initial license fee for a new business, out of city contracted services, temporary and seasonal merchant licenses or mobile food vendor's licenses, shall be due and payable on or before December 31. In the event the fee is not paid on or before ~~January 7~~, January 15 a penalty fee of ~~fifty percent (50%) of the amount due~~ shall be imposed and shall become a part of the license fee levied by this chapter. (Ord. 2008-04, 7-22-2008; amd. Ord. 2009-15, 11-24-2009)
- B. Final Notice: On or before January 1 ~~15~~ of each year, a final notice shall be sent to all licensees whose annual license fee remains unpaid. This notice shall state that unless the license fee ~~and any accrued penalties are~~ is paid by January 15 ~~31~~, a penalty fee shall be imposed and legal action may ~~will~~ be initiated by the city ~~attorney~~ for engaging in business without a valid business license. The notice shall also set forth the amount of the penalty fee. ~~and an additional penalty fee specified by the consolidated fee schedule shall be imposed to cover collection costs.~~ Should it be necessary to take this matter to court, the business shall become responsible to reimburse the city for all attorney fees, court costs and any other expenses incurred by the city to clear up the account.

Current Business License Renewal Timeline:

On or before November 15 – Renewal Notice mailed

January 8 – Late fee imposed

On or before January 15 – Reminder notice mailed & enforcement action begins

Proposed Business License Renewal Timeline:

On or before November 15 – Renewal Notice mailed

January 1 – Final Notice mailed

January 16 –Late fee imposed & enforcement action begins

4-4-5: BUSINESS LICENSES:

- A. Sexually Oriented Business: It shall be unlawful for any person to operate a sexually oriented business without first obtaining a sexually oriented business license. The business license shall specify the type of business for which it is obtained.
- B. Sexually Oriented Business Employee: It shall be unlawful for any sexually oriented business to employ, contract, hire, or otherwise engage the services of any person in the capacity of a sexually oriented business employee, or for any ~~individual~~ person to be employed by a sexually oriented business in the capacity of a sexually oriented business employee, unless that person-~~employee~~ first obtains a sexually oriented business employee license.

ATTACHMENT

3

CLEARFIELD CITY ORDINANCE 2011-06

AN ORDINANCE AMENDING THE CONSOLIDATED FEE SCHEDULE FOR CLEARFIELD CITY CORPORATION.

PREAMBLE: Ordinance 2008-06 enacted a consolidated fee schedule for utilities, recreation, licensing, permits, impact fees, building rental, etc. for Clearfield City Corporation. Amendments to the fee schedule have been identified and shall be enacted as outlined below.

BE IT ORDAINED BY THE CLEARFIELD CITY COUNCIL:

Section 1. Enactment: Title 2, Chapter 5 of the Clearfield City Code is hereby amended to read as follows:

CONSOLIDATED FEE SCHEDULE CLEARFIELD CITY CORPORATION

UTILITIES

Water

Single Family Dwellings

Base Fee (5/8" meter)

Consumption Charges per 1,000 gallons

0 - 10,000	\$0.82	\$0.85
10,001 - 40,000	\$0.97	\$1.00
40,001 - 60,000	\$1.12	\$1.15
60,001 - 80,000	\$1.27	\$1.30
80,000 +	\$1.42	\$1.45

Multiple Dwelling Units, Apartment Houses & Mobile Home Parks

(7,000 gallons allowed per unit, then commercial rates apply)

1st Unit

Each Additional Unit

\$13.31	\$13.71
\$11.88	\$12.24

Commercial/Industrial/Institutional/Dormitory

Base fee, based on meter size

5/8"	\$16.13	\$16.61
1"	\$75.43	\$77.69
1.5"	\$75.43	\$77.69
2"	\$99.04	\$102.01
3"	\$252.02	\$259.58
4"	\$376.41	\$387.70
6"	\$495.49	\$510.36
Consumption Charges per 1,000 gallons	\$1.00	\$1.05

Sprinkling lawns, unmetered - base fee from 5/8" commercial rate plus per square foot of lawn area. Unmetered lawn accounts will be billed monthly for a five (5) month period each year, from May 1 up to and including September 30.

\$0.004923	\$0.005071
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Fire Protection Standby Charge:

Sprinkling system standby charge per diameter inch of main pipe

\$2.92	\$3.00
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More than one User:

Minimum monthly fee based on meter size.

Consumption fee shall be divided equally between users unless users present a written agreement that fees shall be charged on different basis.

Unmetered Services

Commercial & industrial users not having metered water service shall be charged for water services based on the number of connections and number of employees
8 or fewer employees minimum 1.0" meter size
9 or more employees, charged at 2.0" meter size

\$75.49 \$7,769
\$99.03 \$102.00

Sanitary Sewer

Residential

- Single Family
- Multi-Unit
- 1st Unit
- All Other Units

\$17.37 \$18.06
\$15.96 \$16.60
\$13.94 \$14.49

Commercial/Industrial/Institutional/Dormitory

Metered

Base fee

Consumption fee per 1,000 gallons

\$19.50 \$20.28
\$1.16 \$1.20

Billing periods beginning May 1st through and including the November 1st bill of each year will be billed on a five month winter average consisting of water consumption from December 1st through April 1st bills.

More than one User:

Minimum monthly fee based on meter size.

Consumption fee shall be divided equally between users unless users present a written agreement that fees shall be charged on different basis other than equally

Unmetered Services

Commercial & industrial users not having metered water service shall be charged for water services based on the number of connections and number of employees
8 or fewer employees minimum 1.0" meter size

Commercial Monthly Base Fee

9 or more employees, charged at 2.0" meter size

Commercial Monthly Base Fee + \$1.00/employee

Special Treatment

When sewage requires special treatment or causes an unusual and abnormal burden on the disposal facilities, additional charges shall be assessed as determined by the City Council to be fair and equitable.

Storm Sewer

Residential

Single Family and duplex
Tri-plex and fourplex
Apartments with more than 4 units at Commercial rate

\$4.35 \$4.48

Commercial/Industrial

(2,700 sq ft of impervious surface equals 1 ESU)

\$4.35/ESU \$4.48/ESU

Credit for On-Site Mitigation:

50% with maximum release of 0.20 cfs/ac and having installed an approved sand & 30% with maximum release of 0.20 cfs/ac within a landscaped area or a retention 20% with maximum release of 0.20 cfs/ac within an impervious surface area on the

Residential Solid Waste (Garbage)

Base fee (with 1st can)
Each additional can

\$15.25 \$15.25
\$7.00 \$7.00

Utility Taxes

Six percent (6%) of total water and sewer charges

Misc. Fees

Refundable security deposit
Service Fee
Late Fee
Disconnect/Reconnect Fee
Administrative fine for violations of Title 9

\$65.00 \$65.00
\$25.00 \$25.00
\$10.00 or 1.5%, whichever is greater
\$25.00 \$25.00
Not less than \$100, nor more than \$200

RECREATION FEES:

Park Rental Fees:

\$25 refundable cleaning deposit due at the time of rental
 Picnic shelter
 Amphitheater (per hour)

	Resident	Non-resident
	\$15.00	\$35.00
	\$10.00	\$10.00

Athletic Field / Facility Usage Fees:

\$100 refundable cleaning deposit due at the time of rental
 Usage fee (per hour per field)
 Lights (per hour per field)
 Field preparation Mon-Fri (per field)
 Field preparation Sat-Sun (per field)
 Scoreboard (per field)
 Supervisor in charge of scoreboard (per hour)

	Resident	Non-resident
	\$10.00	\$20.00
	\$20.00	\$20.00
	\$25.00	\$25.00
	\$40.00	\$40.00
	\$10.00	\$10.00
	\$12.00	\$12.00

July 4th Booth Fees:

Shaded booth, no electricity
 Shaded booth, non-food w/electricity
 Shaded booth, w/electricity food vendor
 Food vendor with own trailer w/electricity
 Each additional electrical outlet

	All vendors
	\$80.00
	\$110.00
	\$110.00
	\$100.00
	\$10.00

Recreation Leagues, Sports, Classes, and Misc. Fees:

Contact Community Services Department

AQUATIC CENTER FEES:

(All fees include tax)

Daily Admission

Child 3 and under \$1.00
 Youth 4-17 \$3.00
 Adult 18-59 \$5.50
 Senior 60+ \$3.00

Annual Membership fees

Membership rates includes tax
 Child 4-12
 Youth 13-17

	Resident	Non-Resident
	\$130.00	\$197.25
	\$170.00	\$260.00

Adult 18-59	\$260.00	\$390.00
Senior 60+	\$170.00	\$260.00
Senior couple	\$260.00	\$390.00
Adult couple	\$340.00	\$510.00
Family	\$440.00	\$620.00
Membership Registration Fee		
Individual one-time registration fee	\$25.00	\$25.00
Senior Couple one-time registration fee	\$40.00	\$40.00
Adult Couple one-time registration fee	\$50.00	\$50.00
Family one-time registration fee	\$75.00	\$75.00
Membership Cancellation Fee		
Individual	\$25.00	\$25.00
Couple	\$50.00	\$50.00
Family	\$75.00	\$75.00
15-Punch Pass		
Youth 4-17	\$40.95	\$40.95
Adult	\$72.00	\$72.00
Senior	\$40.95	\$40.95
Aquatic Center Day Care		
Hourly rate per child	\$3.50	\$3.50
5-hour punch pass	\$15.00	\$15.00
10-hour punch pass	\$30.00	\$30.00
30-hour punch pass	\$75.00	\$75.00
50-hour punch pass	\$105.00	\$105.00
Aquatic Center Programs		
Swim lessons	Resident \$31.00	Non-resident \$36.00
Private swim lessons - one student	\$10.00	\$12.00
Private swim lessons - two students	\$11.00	\$13.00
Private swim lessons - three students	\$12.00	\$14.00
Clearfield City Aquatics Team 3 days/week	\$25.00	\$28.00
Clearfield City Aquatics Team 5 days/week	\$30.00	\$33.00

Aquatic Center Facility Rentals:

Leisure pool 1-100 people	Per hour
Extra fee per hour / additional 25 people	\$150.00
Lap pool 1-100 people	\$25.00
Extra fee per hour / additional 25 people	\$100.00
Lap and Leisure pool 1-100 people	\$25.00
Extra fee per hour / additional 25 people	\$225.00
Lap pool / splash pad	\$25.00
Lap pool / leisure pool / splash pad	\$125.00
Splash pad & patio area	\$300.00
Lane rental	\$75.00
Shower rental	\$12.50
Wet classroom	\$50.00
Party room	\$35.00
Party room	\$35.00
Birthday party package	\$75.00
(Includes 45 minutes in party room, 8 children, 2 adults)	
Full aquatic center	\$400.00
Gym - full court (30 minutes)	\$25.00
Gym - half court (30 minutes)	\$15.00

Aquatic Center Misc. Fees:

Body Fat Testing	\$10.00
Personal training - couple	\$60.00
Personal training - single	\$40.00
Personal training - 10 sessions	\$340.00
Personal training - 6 sessions	\$216.00
Personal training - 3 sessions	\$114.00

BUSINESS LICENSE FEES

General Business License

New	Fee / Amount
Renewal / Commercial	\$75
Renewal / Home	\$64

Rental Dwelling License

New	\$190
New - Good Landlord Participant	\$30
Renewal or amendment	\$64

Temporary or Seasonal Merchant License or Mobile Food Vendor License

New - Sixty (60) Days \$120
Cleaning Deposit \$100

Solicitor License

New \$215
Renewal \$64
Identification Badge \$15

Beer Licenses

Class A - Off-Premise

New \$138
Renewal \$64

Class B - Restaurant

New \$138
Renewal \$64

Class C - Tavern

New \$138
Renewal \$64

Class D - Nonprofit Organization

New \$138
Renewal \$64

Class E - Temporary Special Event

New \$138
Renewal \$64

Sexually-Oriented Business Licenses

Outcall Services

New \$200
Renewal \$64

Adult Business

New \$200
Renewal \$64

Nude Entertainment Business

New \$200
Renewal \$64

Semi-nude Dancing Bar

New \$200
Renewal \$64

Nude and Semi-nude Dancing Agency
New \$200
Renewal \$64

Sexually-Oriented Business Employee Licenses
Non-performing Employee

New \$200
Renewal \$64

Outcall Services Performer

New \$200
Renewal \$64

Adult Business Performer

New \$200
Renewal \$64

Nude Entertainment Business Performer

New \$200
Renewal \$64

Semi-nude Dancing Bar Performer

New \$200
Renewal \$64

Firework Stand License

New \$120
Cleaning Deposit \$100

Pawnbroker License

New \$138
Renewal \$64

Disproportionate Service Fees

Daycare / Preschool, Commercial (new only) \$10
Daycare / Preschool, Home (new only) \$135
Manufacturing Businesses (new and renewal) \$200
Single-Family Rental (new and renewal) with Good Landlord Program - per unit \$7
Two-Family Rental (new and renewal) with Good Landlord Program Discount \$3
Multi-Family Rental (new and renewal) with Good Landlord Program Discount \$7
Mobile Home Park (new and renewal) with Good Landlord Program Discount \$7
Single-Family Rental (new and renewal) \$75
Two-Family Rental (new and renewal) \$16.50
Multi-Family Rental (new and renewal) \$76.50

Mobile Home Park (new and renewal)	\$47.25
Convenience Stores (new and renewal)	\$500
Restaurants (new and renewal)	\$150
Tavern (new and renewal)	\$800
Automotive (new and renewal)	\$115
Financial Services (new and renewal)	\$440
Pawn Shops (new and renewal)	\$500

Bonds Required

Sexually-Oriented Businesses:

Each applicant for a sexually-oriented business license shall post with the City's business license department a cash or corporate surety bond, payable to the City, in the amount of two thousand dollars (\$2,000). Any fines assessed against the business, officers or managers for violations of City ordinances shall be taken from this bond if not paid in cash within ten (10) days after notice of the fine, unless an appeal is filed. In the event the funds are drawn against the cash or surety bond to pay such fines, the bond shall be replenished to two thousand dollars (\$2,000) within fifteen (15) days of the date of notice of any draw against it.

Firework Stands:

Bond Or Liability Insurance: Any application for permit as herein provided shall be accompanied by a certificate of insurance insuring the licensee and naming the City as an additional insured, conditioned for the payment of all damages which may be caused either to a person or to property by reason of the display so licensed and arising from any acts of the licensee, his agents or employees. Such insurance shall be in a sum not less than one hundred thousand dollars/three hundred thousand dollars (\$100,000.00/\$300,000.00) for bodily injury and fifty thousand dollars/one hundred thousand dollars (\$50,000.00/\$100,000.00) for property damage and no City officer or licensing agent or other representative of the City shall in any event issue any permit hereinabove referred to until such certificate of insurance has been furnished and passed upon by the City Manager and the City Attorney as to form and sufficiency.

Pawnbrokers:

Prior to the issuance of any license for the business of a pawnbroker, the applicant therefore shall file with the Director of Finance a bond with a sufficient surety in the penal sum of two thousand dollars (\$2,000.00), in such form as shall be approved by the City Attorney, conditioned for the faithful observance of all laws and ordinances respecting pawnbrokers. The form of the bond and the sufficiency of the surety shall be approved by the City Attorney.

Miscellaneous

Duplicate license / certificate	\$5
Report showing all businesses licensed in the city	\$5

Penalties

Renewals not paid on or before January 7th 15th

50 % of the total amount due

~~Renewals not paid on or before January 31st~~

~~\$100-to-cover-collection-costs~~

Engaging in business without a license

\$50

Amended License

Processing Fee

\$5

POLICE

Copy of Police Report

\$5.00

1st copy to those involved

No Cost

Tape or CD with photos or video

\$25.00

Fingerprinting (resident)

\$10.00

Fingerprinting (non-resident)

\$15.00

Alarm Monitoring

Monthly charge per individual site

\$20.00

Cost per alarm received (no charge for first three in any month)

\$20.00

Registration Fee

Sex Offender

\$25.00

GRAMA FEES:

Copy cost per side

\$0.25

Certified copies per page

\$2.00

Copy of a tape recording

\$3.00

Compilation time per hour

\$14.00

Police reports

\$5.00

Budget copies

\$5.00

Land Use Plans (General Plan)

\$5.00

Requests that include the inspection of a voluminous scope of records and/or have not identified any particular record(s) with any degree of specificity, will need to adhere to the following procedures and guidelines in order for the City to reasonably facilitate the request:

- 1) Written notice must be provided to the office of the City Recorder at least ten (10) business days in advance of the date and times desired to inspect the City's public records. Said notice must include a particular category of records to examine on each date so that those records may be pulled, placed in a central location, and then reviewed for any private, controlled, or protected documents in advance of the inspection.
- 2) Appointments to inspect the City's public records will be made in four (4) hour time blocks, either from the hours of 8:30 a.m. until 12:30 p.m. or from 1:00 p.m. until 5:00 p.m. Requestors may utilize only one (1) four (4) hour time block for inspecting records per day and must not request more than two (2) such appointments per week.
- 3) The City shall charge a reasonable fee to cover its actual costs for accommodating the records request. Pursuant to this Fee Schedule, the requestor will be charged a minimum of \$14.00 per hour to cover the necessary staff time to facilitate complying with the request. The requestor must pay \$56.00 (4 hours X \$14/hour) in advance for each four (4) hour block of inspection time scheduled. However, that amount is only designed to offset the City's labor costs to have an employee sit with the requestor while any public records are inspected in order to maintain the integrity of said records. Any additional costs for searching, retrieval, compiling, formatting, manipulating, packaging, summarizing, tailoring, copying, etc. will be charged in addition to the \$56.00 per four (4) hour inspection block that will have already been paid in advance.

PLANNING & ZONING FEES:

Engineering Fees	Per City Engineer Hourly Rates
Site Plan Review	\$500 plus Engineering
Conditional Use Permit	
Residential	\$350 plus Engineering
Commercial	\$350 plus Engineering
Request for Extension	\$200 plus Engineering
Rezone	\$650 plus Engineering
Zoning Ordinance Amendment	\$650 plus Engineering
General Plan Amendment	\$900 plus Engineering
Street Vacation	\$450 plus Engineering
Plat Vacation / Amendment	\$300 plus Engineering
Annexation	\$1000 plus Engineering
Special Planning Commission Meeting	\$500
Subdivision Approval	
Preliminary	\$500 + \$25 per lot, plus Engineering
Final	\$400 + \$25 per lot, plus Engineering
Subdivision Public Hearing	\$300
Appeal to the Planning Commission or City Council	\$150 plus Independent Legal Fees
Recording Fees	Paid directly to Davis County Recorder

** Actual costs include administrative and overhead costs

Plan check deposit required for new construction
Residential \$100
Commercial \$250

Off-site Bonds
Residential \$2,000
Commercial As per City Engineer's cost estimate

Permit inspection fees:
Outside normal business hours (minimum charge of two hours) \$47 per hour
Re-inspection \$47 per hour
Inspections for which no fee is specifically indicated (minimum charge of .5 hours) \$47 per hour
Additional plan review required by revisions (minimum charge of .5 hours) \$47 per hour

Home daycare or preschool plan check and inspection fee \$25 each

Street Cut Permit (Excavation Permit)
Lateral excavation (roads older than 1 year) \$60 / lane cut
Lateral excavation (roads newer than 1 year) \$120 / lane cut
Longitudinal excavation (roads older than 1 year) \$120
First 660 lineal feet \$240
Each additional 660 lineal feet or fraction thereof \$240
Longitudinal excavation (roads newer than 1 year) \$240
First 660 lineal feet \$240
Each additional 660 lineal feet or fraction thereof \$240
Excavations off improved right-of-ways \$60
Bond per lateral excavation \$1,000
Bond per unlimited number of lateral excavations \$15,000
Bond for longitudinal excavation for 100 lineal feet or fraction thereof \$2,000

Demolition permit (including inspections) \$150

State Surcharge
A 1% state surcharge may be applicable to building permit fees

Water Meter Fees
5/8" x 3/4" Meter Cost \$208 Installation Fee \$25
1" Meter \$292 \$25

1-1/2" Meter	\$530	\$25		
2" Meter	\$700	\$25		
2" Compound Series Meter w/2 Orion Transmitters	\$1,945		Per City Public Works	Hourly Rate
3" Compound Series Meter w/2 Orion Transmitters	\$2,263		Per City Public Works	Hourly Rate
4" Compound Series Meter w/2 Orion Transmitters	\$3,528		Per City Public Works	Hourly Rate
6" Compound Series Meter w/2 Orion Transmitters	\$4,927		Per City Public Works	Hourly Rate
1-1/2" Turbine Meter	\$800		Per City Public Works	Hourly Rate
2" Turbine Meter	\$875		Per City Public Works	Hourly Rate
3" Turbine Meter	\$987		Per City Public Works	Hourly Rate
4" Turbine Meter	\$1,448		Per City Public Works	Hourly Rate
6" Turbine Meter	\$3,413		Per City Public Works	Hourly Rate

Telecommunications franchise application fee \$500

Sewer Connection Fees

Each connection to the city sanitary sewer system including each
 Additional connection fee per lot within the subdivision, mobile \$25

DEVELOPMENT IMPACT FEES:

Residential

Single Family (includes attached & detached)		2010	2011	2012
Park Impact Fee	\$853	\$853	\$853	\$853
Storm water	\$1,361	\$1,396	\$1,396	\$1,432
Water	\$3,632	\$3,726	\$3,726	\$3,822
Sewer	\$1,969	\$2,019	\$2,019	\$2,072
All Others (per housing unit)				
Park Impact Fee	\$604	\$604	\$604	\$604
Storm water	\$1,361	\$1,396	\$1,396	\$1,432
Water	\$3,632	\$3,726	\$3,726	\$3,822
Sewer	\$1,969	\$2,019	\$2,019	\$2,072

Non-residential

Storm water per ESU (1 ESU = 2,700 sq. ft. of impervious surface)		2010	2011	2012
If there is storm water detention onsite, the fee is reduced if the detention area is:				
Paved - 20% reduction		\$1,361	\$1,396	\$1,432
Grassed - 30% reduction				
Sand & Oil Interceptor - 50% reduction				
Water Impact (per water meter size*)		2010	2011	2012

0.75	\$3,632	\$3,726	\$3,822
1.00	\$9,081	\$9,315	\$9,556
1.50	\$18,161	\$18,630	\$19,112
2.00	\$29,058	\$29,809	\$30,579
3.00	\$54,484	\$55,891	\$57,336
4.00	\$90,806	\$93,152	\$95,559

Sewer Impact (per water meter size*)

0.75	2010	2011	2012
1.00	\$1,969	\$2,019	\$2,072
1.50	\$4,921	\$5,049	\$5,179
2.00	\$9,843	\$10,097	\$10,358
3.00	\$15,748	\$16,155	\$16,573
4.00	\$29,528	\$30,291	\$31,074
	\$49,214	\$50,485	\$51,790

* Water and sewer impact fees for meters larger than four inches will be based on annualized average day demand and the net capital cost per gallon of capacity.

Independent Fee Calculation Review \$150 plus Actual Cost

Administrative fee for Appeals \$75

North Davis Fire District Determined by Fire District
Collection Fee \$20

North Davis Sewer District Determined by Sewer District
Collection Fee \$20

DOG LICENSES

License for dog or cat (unaltered) for one year \$24.00
 Senior Citizen Owner \$10.00
 License for dog or cat (altered) for one year \$112.00
 License for dog or cat (altered) for lifetime
 Senior Citizen Owner - must be spayed/neutered \$20.00
 Duplicate (replacement) tag \$6.00

FIRE HYDRANT METERS

Short Term Meter (3 days or less) \$8.00 + usage charges
 Long Term Meter (4 or more days) \$30/month + usage charges

Lost, broken or damaged meter

\$650.00

NEIGHBORHOOD DUMPSTERS

Deposit (applied to resident's acct when charges are billed)

\$75.00

Delivery & picking-up

\$53.61 + fuel surcharge

Tipping Charge

\$26 / ton

CEMETERY FEES

Plot - adult (includes perpetual upkeep)

Resident
\$450.00

Non-resident
\$950.00

Perpetual Upkeep - adult

\$250.00

\$350.00

Interment - adult

\$300.00

\$600.00

Plot - infant (includes perpetual upkeep)

\$150.00

\$400.00

Interment - infant/cremains

\$200.00

\$300.00

Plot - cremains (includes perpetual upkeep)

\$250.00

\$500.00

Perpetual Upkeep - cremains

\$100.00

\$200.00

Interment extra fee for weekends/holidays

\$100.00

\$150.00

Disinterment

\$500.00

\$500.00

Cemetery certificate transfer fee

\$10.00

\$10.00

Gravesite Marker (for second and each additional time)

\$25.00

\$25.00

BUILDING RENTAL FEES

Refundable cleaning & security deposit - no food

Resident
\$50.00

Non-resident
\$50.00

Refundable cleaning & security deposit - food served

\$250.00

\$250.00

Room Rental / per hour

\$35.00

\$50.00

Room Rental / per hour Government Agencies

\$35.00

\$35.00

Section 2. Effective Date: This Ordinance shall become effective immediately upon posting.

Section 3. Repealer: Any Ordinance or sections or portions of ordinances previously enacted by the Clearfield City Council which are in conflict with the provisions of this Ordinance are hereby repealed and replaced by this Ordinance.

Dated this 12th day of April, 2011, at the regularly scheduled meeting of the Clearfield City Council.

CLEARFIELD CITY CORPORATION

Donald W. Wood, Mayor

ATTEST

Nancy R. Dean, City Recorder

VOTE OF THE COUNCIL

AYE:

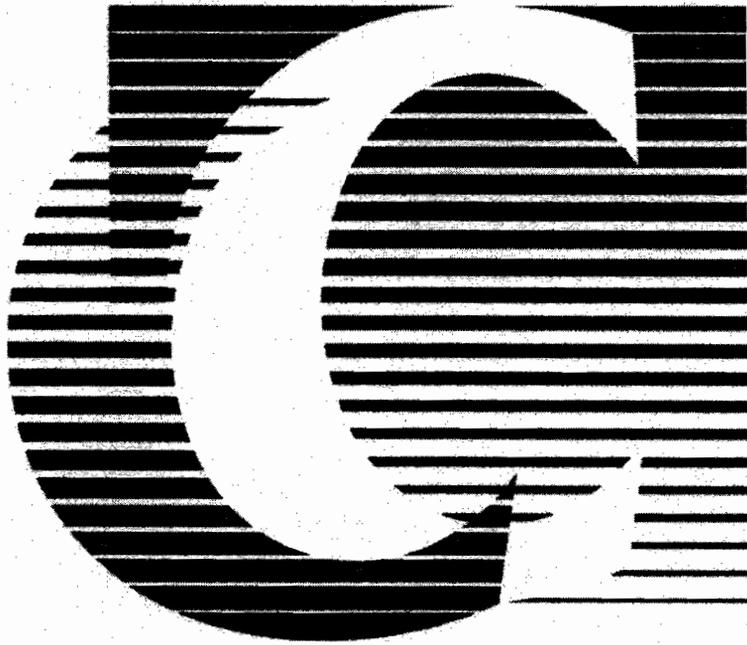
NAY:

ATTACHMENT

4

Water Conservation Plan

March 2011



Clearfield City

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Introduction

This water conservation plan has been developed in response to the rapid growth along the Wasatch Front. Rapid growth affects the future cost and availability of our water supplies. This plan contains a basic summary of the current water systems that serve the community and recommendations on water conservation. This water conservation plan will be reviewed by the Utah State Board of Water Resources. Compliance with these recommendations may help insure adequate water supplies for future needs.

Why Water Conservation?

According to a study by the U.S. Geological Survey, Utah is the second highest water user the United States as well as the second driest state in the nation. Nationwide, the average residential water use is 183 gallons per person per day. The average water consumption for residential homes in Utah is between 293 and 303 gallons per person per day, with the number of gallons per capita per day increasing during drought years. Over 60% of our total residential water consumption is used for outdoor irrigation. Our high water consumption has been attributed to our large residential lots and widespread use of automated sprinkler systems.

As Utah's population grows, the demand for water increases. This places a strong burden on our underground water resources and requires expensive infrastructure to import water from other watersheds within the State. Transporting water from other regions consumes energy for pumps and requires expensive treatment processes. Using more water than we need also has an effect on the environment and the natural stream from which we take the water. For these reasons, and many more, our water resources should be conserved through efficient and intelligent use.

Description of the City

Clearfield City is located in Davis County, Utah. Clearfield City currently provides retail water service to residential, commercial, recreational and industrial entities within the City's boundaries. The current population is approximately 30,112 people. The City contains about 8 square miles.

Back in the early 1930's, Clearfield received water from the Kayes Creek System. A pipeline was installed from the base of the Wasatch Mountains to Clearfield for the purpose of culinary use and irrigation. In the 1940's, two wells were drilled at the Navy Supply Depot, now known as the Freeport Center. Several other wells have been drilled since that time, including two shallow wells (approximately 100 feet deep) that have been abandoned due to low production. In the 1960's the 700 South well was drilled and in the late 1980's the Hill Field well was drilled. In addition to the well production, the Weber Basin Water Conservancy District has been supplying water to Clearfield City since the late 1950's.

According to Utah League of Cities and Towns, Clearfield's population has decreased slightly over the past few years, and population growth in Clearfield will probably remain flat in the next decade.

Currently, there are 6515 water connections in the following categories:

- Residential - 5701 connections
- Commercial - 566 connections
- Industrial - 248 connections

Recreation and open space are very important to the community in Clearfield. The City has about 100 acres of park space and this number will probably remain about the same over the next 10 years. Schools comprise another 73 acres, which contributes many playgrounds and open fields with grass. The total area within Clearfield City boundaries is 4,979 acres. The average lot size in Clearfield City is 1/4 acre. Today the City has very little

undeveloped farmland.

Over the past 10 years Clearfield City has obtained approximately 88% of its water from the Weber Basin Water Conservancy District. Most of the water from the District comes from the Weber River. The water is treated and delivered to Clearfield City for year round use. During high water use periods in the summer, Clearfield uses City owned wells to augment the water supply from the District. Less than 10% of the City uses private secondary water systems for outdoor irrigation.

Currently there is one food processing industry in the Freeport Center that may consume as much as 15,000 gallons per day. The remaining industries in the Freeport Center are based upon manufacturing and generally rely on water only for cooling operations. Outdoor irrigation does not comprise a significant amount of the water consumption in the Freeport Center.

Existing Resources

In 2010 Clearfield City purchased 7142.28 acre feet of water from Weber Basin Water Conservancy District (90% of the water supply). The remaining 10% of the water supply was obtained from the City's wells. The City consumed a total of 7854.73 acre-feet of water in 2010. During the majority of the year, two of the City's wells were offline for repairs.

The City mainly uses its underground aquifers during the peak summer months to prevent an unnecessary decrease in the level of the groundwater. The District also charges less for water when the City uses a constant amount each month. If the city were to buy 100% of the water from the District during hot summer months, it would be required to pay a higher price for water so that the District could expand its facilities to meet a larger demand. The excess capacity of the District's facilities would remain unused during low demand times.

In addition to cost, there are many advantages to obtain water from the Weber Basin Water Conservancy District. One of the major concerns is the decreasing level of the water table of the East Shore Aquifer System. The East Shore Aquifer System is the underground water that Clearfield obtains from its shallow wells. Year round pumping can lower the water table to levels that would affect the amount of water that is produced from each well. In some cases, a few years of excessive pumping can take decades to replenish naturally.

Another reason why the City purchases water from the District is that the long-term contract with the District is necessary to ensure that the City has a reliable water source in the future. If the City waited until the underground water resources were depleted to obtain a contract with the District, the cost for water from the District would be much higher than it is today. Both the District and the City work together to meet the long-term water needs of the City.

In the future, additional water will primarily come from the District. The City will continue to pump between 1200-1600 acre-feet annually. The following table shows the culinary water wells used in Clearfield City.

TABLE 1. WATER SOURCE AVERAGE YEARLY USAGE OVER 5 YEARS

Source	5 year average	Capacity of Source
Weber Basin Water Conservancy District	4614 acre-feet	N/A
Reservoir Well (24-inch)	649 acre-feet	1600 gpm
750 East 200 South Well (10-inch)	0 acre-feet	450 gpm
Freeport Well No.1 (South)	518 acre-feet	1150 gpm
Freeport Well No.2 (North)	.54 acre-feet	1350 gpm
Hill Field Well (20-inch)	361 acre-feet	3500 gpm

System Constraints

Clearfield City has sufficient water rights to meet the needs of the City. Although the City has the capacity to produce more water from its wells, the City is constrained by the properties of the groundwater. In the last 50 years the ground water levels in the East Shore area of the Great Salt Lake have declined as much as 50 feet. Over 5,900 wells have been constructed in the East Shore area. A majority of the discharge is from about 200 wells that supply municipalities and industrial users.

Our groundwater is a precious resource that should be carefully managed. The City believes that it is important to purchase most of its water from the District and only use the well during the peak summer months and during emergencies.

Approximately 10% of the connections in Clearfield use private secondary water systems. Private irrigation companies manage most of these systems. The water for these systems is diverted from the Davis-Weber Canal.

Although the use of a secondary water system does not necessarily reduce the total volume of water that is consumed, it does have the advantage of reducing the cost of treatment and transmission. The use of a City-wide secondary irrigation system in Clearfield is constrained by the capital cost of installing the transmission/distribution system. The City may consider the development of a secondary water system in the future through the use of grants and special state/federal funding.

Present Water Use

Clearfield City used 7,854 acre-feet of water in 2010. The average lot size in Clearfield City is 1/4 acre. The following table shows the water use in Clearfield City:

TABLE 2. 2010 RESIDENTIAL COMMERCIAL WATER USE DATA

<u>Type of Water Use</u>	<u>Quantity of Water Gallons per connection per day</u>
Average Indoor Usage (Dec - Feb)	295
Average Outdoor Use in July	135
Average Annual Water Use	880

The indoor versus outdoor water consumption is estimated by subtracting the average water consumption in the winter from the total year round water consumption. Clearfield residents consume 880 gallons per connection per day. The average consumption in 2010 in Clearfield is 232 gallons per person per day. This number was calculated by using the City's total annual usage and dividing by the population. Since some commercial users with very little landscaping may not use a lot of water, this number may be less than the actual usage. This is 61 gallons less than the estimated state average for residential users.

The Freeport Center hosts about 260 large industrial water users. Most of the industrial users only rely on water for cooling operations. There is very little outdoor irrigation at the Freeport Center, so the water consumption does not have a seasonal peak. There is one food processing plant at the Freeport Center that may use up to 15,000 gallons per day. During the peak summer demand, this only equates to the water consumption of approximately 12 residential connections. The water consumption at the Freeport Center should remain fairly constant during the next 15-20 years.

In 2010 the total amount of water pumped and purchased combined was 8,469,751,000 gallons. The amount of water sold to customers and metered for other uses was 8,237,774,000. This means that less than 3 percent of our water was lost due to leaks in the system. Many pipelines were installed as early as the 1940's. Many lines have been replaced in recent years. The Public Works Department has a schedule to repair old pipes to reduce water loss and improve fire protection. Through careful analysis of the water consumption in Clearfield, no significant abuses or overuse of the water exists. However, the City still strives to implement water conservation measures to stretch the use of our water resources. These measures will be discussed in further detail later in this report.

Future Water Needs

The City of Clearfield will most likely not require any additional acre-ft of water to meet the residential demand for indoor and outdoor irrigation. The City does not anticipate that there will be any significant growth in the number of residential lots in the city. The undeveloped agricultural land that existed 10 years ago has, for the most part been developed into 1/4 acre residential lots. The City is very near its ultimate population, and the demand for water will probably change very little over the next decade.

The water demand at the Freeport Center should remain constant, unless more food processing facilities or other industrial facility that uses a high volume of un-circulated water are introduced to the City.

The water demand for City property, commercial development and recreational facilities should also not increase in the future. The city is not planning any major park development. The Parks Division has also recently installed a more efficient watering system which is controlled by a computer to minimize waste while watering the parks.

Clearfield City currently requires commercial developers to provide 10% of irrigated green space per project. Commercial development and redevelopment may increase the demand for water as older building sites are redeveloped with new landscaping features.

Current Water Conservation Measures and Programs

Clearfield City currently has many informal programs to reduce water consumption and address water supply shortages:

- The City issues a monthly newsletter that is used for public education.
- Eliminate watering on City property during the hottest hours of the day.
- Use of new high-tech watering system in the City parks.
- Eliminate watering of City property during severe drought periods.
- In the fall of 1998 all residential users had their meters changed to a remote read system. These meters and remote read system can detect some leaks. The water department works proactively with residents to detect and correct leaks.
- The metering system has been kept current to stay with new technology

Problems, Opportunities and Goals

Clearfield City's average water consumption per connection is only 0.77 acre-feet per connection per year. This conservative number may be a combination of smaller lot sizes and efficient water use. Our per-connection usage is below the state average. Our water rates are competitive with the surrounding communities.

The City has prioritized several areas that generate opportunities to enhance water conservation within the City. The City has a goal to reduce water consumption in the next five years by 10% by the following measures:

1.) Encourage Water Efficient Landscaping/Public Education

The efficient use of phreatophytes (water loving plants) near buildings with a lot of shade and the use of heat tolerant plants in sunny areas will reduce water consumption. The City plans to provide information on the use of soil probes to improve water distribution in the soil and maximize the depth of roots on plants through less frequent watering cycles with greater volumes and more even distribution.

Public Education is the most preferred method of addressing water conservation in the City. The City can include material on water conservation with billing statements or in the Clearfield City monthly newsletter. The City intends to save more than 300 acre-ft/year of water by the year 2030 through the use of an active public education program and by encouraging landscaping that uses water efficiently.

The City encourages residents to visit the conservation garden at Weber Basin Water Conservancy District's North Davis Treatment facility for landscaping ideas that may be utilized to conserve water.

2.) Plumbing Fixture Replacement

The City requires all new construction and remodeling projects to install 1.5 gal flush toilets and low-flow faucets. The City will encourage residents to install low flow fixtures through newsletters and flyers that are issued with each water bill.

Replacing an older 5 gallon toilet with a 1.5 gallon low flow toilet costs approximately \$75. The toilet replacement could save a homeowner over \$20 per year, depending on the water consumption in relation to the overage rate and the base rate. Over a long period of time, there is a net positive economic incentive for each homeowner to replace old fixtures.

If 25% of the residential households participated in the fixture replacement program, the City could save approximately 100 acre-feet of water per year.

3.) Meter Replacement and Pipeline Replacement Program

The City currently has a meter and pipeline replacement program. Improving the metering capabilities of the City will improve the accuracy of the data that is evaluated each year. Since meters almost always slow down over time and allow more water to pass than is recorded, the cost to replace meters can be offset by more accurate water measurements. The current meter replacement effort coupled with an active pipeline replacement program will decrease the loss of water to the ground. The reason for replacing pipes is to improve fire fighting capabilities, reduce friction loss, increase flow, improve water quality and reduce the amount of water that has to be pumped, treated and distributed through the system, even though losing the water to the ground will ultimately recharge the groundwater resources. Reducing leaks reduces energy and maintenance costs and improves the performance of a water system. The pipeline replacement program could reduce water losses by as much as 10% per year. The City estimates that 15% of the water is lost each year. Some cities with newer systems that have been installed in the last 5 years claim that they lose only 5% of their water. If the City can replace old pipes and reduce the water loss by 10%, the City will save more than 450 acre-feet per year. Implementing all water conservation measures may save the City more than 850 acre-feet per year by the year 2030.

Monitoring the Progress of Water Conservation

The Public Works Department will evaluate all water usage each year and determine the progress that has been made to reach the goal of reducing water consumption by 10% in 5 years. Each year the public works department will evaluate the number of pipeline replacements and estimate of the water savings.

Appendix A

Multiple Year Water Consumption Report

in thousands of gallons (X1000)

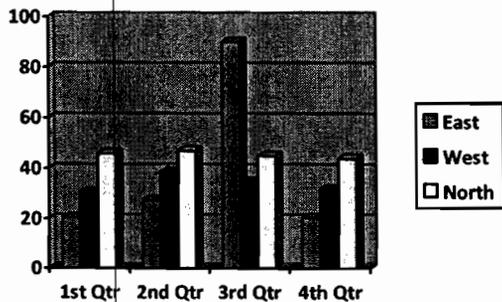
	2002	2003	2004	2005	2007	2008	2009	2010
Hill Air Force Base								
January								
February								
March								
April			12950		16020			
May	18845		28570	8433	34890	11629		
June	42622		21914	11359	30271	18798		
July	68197		26963	31220	39248	39627		
August	25449		26505	33232	45842	27978		
Sept			21849		24394	30123		
Oct		1215	2157		38881	6622		6000
Nov		8449			32885	10831		8000
Dec		7234						6000
total	155113	16898	140908	84244	262431	145608		20000
total acre feet	476.02	51.86	432.43	258.54	805.37	446.85	0.00	61.38
700 South								
January								
February								
March							16953	
April	9536				11780			25937
May	32450	44296	37548	30363	65989			27920
June	35202	47002	35280	52548	62989		48516	
July	30077	42077	48048	52860	20292		43170	
August	33422	46272	29736	2175	65800		29270	
Sept	27509	40160	17556	24007	15308			
Oct	21714	33630	11844	12739				
Nov		18662		7141				
Dec		9536		1221				
total	189910	281635	180012	183054	242158		191766	
total acre feet	582.81	864.31	552.44	561.77	743.16	0.00	588.51	0.00

Freeport South

	2003	2004	2005	2006	2007	2008	2009	2010
January								
February								
March								6791
April		24948						25938
May	5960	14105	2646	17043	51021	16920	1254	44880
June	11097	21512	12222	54579	53192	56610	23100	41184
July	14662	16932	31878	38088	52920	50387	5016	47190
August	15515	29763	46830	38808	58860	50192	21582	29502
Sept	12308	28764	9660	37950	22057	40129	21978	0**
Oct		27269	1260	29670			15048	1312
Nov		25770						15180
Dec		24777		2622				16434*
total	59542	213840	104496	218760	238050	214238	87978	211977
total acre feet	182.73	656.25	320.69	671.35	730.55	657.47	269.99	650.53

Weber Basin

January		89570	91312	94981	106346	96552		72814
February		78714	88024	83220	93236	79634	92578	70003
March		102947	91922	87170	88210	94972	73940	127135
April		97158	67019	85698	84320	103415	64364	661118
May		137418		183837	167297	159555	111030	95168
June		155649	110788	185906	142435	225622	152154	197489
July		233203	187906	204698	283605	345891	245376	282345
August	135954	218546	241490	245668	231702	270714	390074	334158
Sept		163458	167262	173120	207919	229716	221280	237878
Oct		90036		113868	76824	120191	101415	158389
Nov		86128	78702	75420	47090	59020	186439	90821
Dec	88034	88034	96574	70897	91232		68367	49967
total	223988	1540861	1220999	1604483	1620216	1785282	1707017	2377285
total acre feet	687.39	4728.73	3747.11	4923.98	4972.26	5478.83	5238.64	7295.62



700 south not working
 Hill Well Down
 Both down

**Big booster pump off line for repair

ATTACHMENT

5

CLEARFIELD CITY RESOLUTION 2011R-04

A RESOLUTION ADOPTING A NEW CITY LOGO

WHEREAS, Clearfield City Corporation has traditionally used a City Logo to assist in efforts to market and brand the City to residents and businesses; and

WHEREAS, the current City Logo has been in use since January of 2000; and

WHEREAS, the Clearfield City Council desires to update the City's Logo to better reflect the City's support of Hill Air Force Base and its related industries as well as the tremendous manufacturing presence located in the City; and

WHEREAS, the Council reviewed a number of possible replacement designs to update the City Logo before reaching a consensus on the new design attached to this Resolution as Exhibit "A";

NOW THEREFORE BE IT RESOLVED, by the Clearfield City Council that the attached logo depicted in Exhibit "A" to this Resolution is hereby adopted as the new City Logo for Clearfield City Corporation and staff is directed to begin implementing use of the new City Logo in a timely and cost effective manner.

PASSED AND ADOPTED this 12th day of April, 2011.

ATTEST:

CLEARFIELD CITY CORPORATION

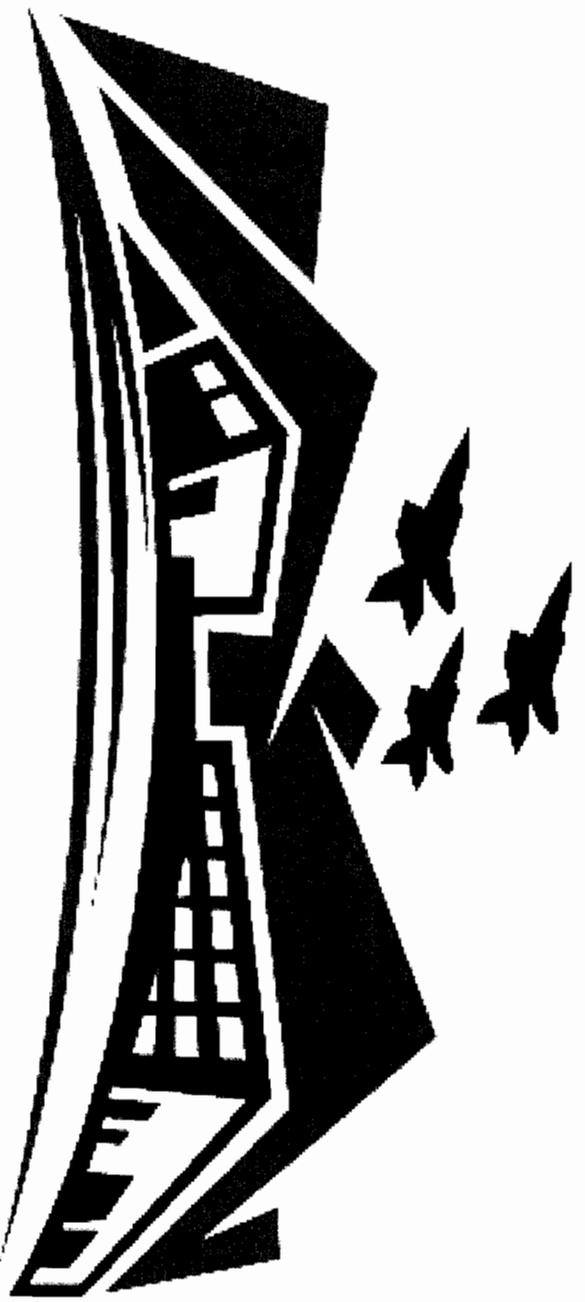
Nancy R. Dean, City Recorder

Don W. Wood, Mayor

VOTE OF THE COUNCIL

AYE:

NAY:



Clearfield City

we've got it made

ATTACHMENT

6

CLEARFIELD CITY RESOLUTION 2011R-05

A RESOLUTION AUTHORIZING AN AGREEMENT WITH THE UTAH DEPARTMENT OF TRANSPORTATION TO REIMBURSE CLEARFIELD CITY FOR RELOCATING UTILITIES ON SR-193

WHEREAS, the Utah Department of Transportation (“UDOT”) is moving forward with the final design and construction of the SR-193 Extension Project (the “Project”); and

WHEREAS, the City has a number of utility facilities and infrastructure that will be affected by the Project; and

WHEREAS, in order to facilitate construction of the Project, it will be necessary to relocate a number of the City’s utilities, related infrastructure and facilities; and

WHEREAS, UDOT is willing to reimburse the City for 100% of the costs incurred by the City associated with said utility relocations in order to facilitate the Project; and

WHEREAS, the City and UDOT wish to enter into an agreement setting forth the terms and conditions under which UDOT will reimburse the City for the utility relocations;

NOW, THEREFORE, be it resolved by the Clearfield City Council that the attached 100% Reimbursement Agreement with the Utah Department of Transportation for relocating City utilities in order to facilitate construction of the SR-193 Extension Project is hereby approved and the Mayor is duly authorized to execute the agreement and any other necessary documents.

Passed and adopted by the City Council at its regular meeting on the 12th day of April, 2011.

ATTEST:

CLEARFIELD CITY CORPORATION:

Nancy R. Dean, City Recorder

Donald W. Wood, Mayor

VOTE OF THE COUNCIL

AYE:

NAY:

EXCUSED:

100 % REIMBURSEMENT AGREEMENT

THIS AGREEMENT, made and entered into this _____ day of _____, 20____, by and between the **UTAH DEPARTMENT OF TRANSPORTATION**, hereinafter referred to as "**UDOT**" and **CLEARFIELD CITY CORPORATION**, a Municipal Corporation in the State of Utah, hereinafter referred to as the "**CITY**",

WITNESSETH:

WHEREAS, the **UDOT** is engaged in preparing plans, specifications and estimates of costs toward construction a highway project identified as Project No. S-0193(6)0; SR-193 Extension, 2000 West to I-15, in Davis County, Utah. Said construction necessitates work consisting of relocating the **CITY's** facilities described in the attached estimate sheets. A copy of said documents are marked "EXHIBIT A", attached hereto and thereby made a part hereof; and

WHEREAS, in accordance with Utah Code Annotated 1953, as amended effective July 1, 2000, 72-6-116, Regulation of Utilities - Relocation of Utilities. the **UDOT** will reimburse the **CITY** 100% of the cost of relocation of their facilities; and

WHEREAS, in accordance with 23 CODE OF FEDERAL REGULATIONS, Part 645, Subpart A, Utility Relocations, Adjustments and Reimbursement, the **CITY** has determined, with the concurrence of the **UDOT**, that accrued depreciation credit is not required as a result of said work; and

WHEREAS, pursuant to Federal Highway Administration's requirements as contained in 23 CODE OF FEDERAL REGULATIONS, Part 645, Subpart B, Accommodations of Utilities, the **UDOT** approved traffic control devices shall conform to the standards set forth in the "Manual on Uniform Traffic Control Devices" and 23 CODE OF FEDERAL REGULATIONS, Part 630, Subpart J, "Traffic Safety in Highway and Street Work Zones". All flagging personnel shall be certified; and

WHEREAS, the **UDOT** has determined by formal finding that payment for said work on public right of way is not in violation of the laws of the State or any legal contract with the **CITY**; and

THIS AGREEMENT is made to set out the terms and conditions whereunder said work shall be performed.

NOW THEREFORE, it is agreed by and between the parties hereto as follows:

1. The **CITY**, with its regular engineering and construction forces at its standard schedule of wages and working hours, or through qualified contractors, with whom it has continuing contracts, shall perform the necessary field and office engineering, furnish all materials and perform the construction work covered herein. In the performance of said work the **CITY** will adhere to the procedures and specifications contained in the **UDOT's** "MANUAL FOR THE ACCOMMODATION OF UTILITIES AND THE CONTROL AND PROTECTION OF STATE HIGHWAY RIGHTS OF WAY", which may be obtained at <http://www.dot.state.ut.us/index.php/m=c;tid=423>, and any supplements or amendments thereto. The **CITY** shall not perform any construction until authorized in writing by the **UDOT**.

2. The **CITY** shall be reimbursed by the **UDOT** for 100% of the actual costs incurred by the **CITY** for performing the work covered herein. An estimate of the cost of said work was furnished by the **CITY** to the **UDOT** in the total amount of Five Million, Two Hundred Eighteen Thousand, Seven Hundred Fifty Dollars and Zero Cents (\$5,218,750.00). The estimate is based upon the prices of labor current as of the date of said estimate. The estimate does not account for increases due to unknown and unforeseen hardships in accomplishing the work. A copy of the details of said estimate is marked "EXHIBIT A", attached hereto and thereby made a part hereof.

Culinary Water	\$ 847,835.00
Sewer	\$1,034,605.00
Storm Drain	\$1,296,725.00
Irrigation	\$1,072,615.00
Roadway Improvements	\$ 247,143.00
Management	\$ 269,935.00
Contingencies	<u>\$ 449,892.00</u>
Total estimate	\$5,218,750.00

ESTIMATED COST TO UDOT IS \$5,218,750.00

NOTE: The above are estimates only. Total payment to the **City** by the **UDOT** will be based on 100% of the actual costs incurred as determined after completion of construction.

3. The **CITY** shall remove all abandoned or unused facilities within subject highway project.
4. All materials recovered from the existing facilities shall be credited to the cost of the project in accordance with 23 CODE OF FEDERAL REGULATIONS, Part 645, Subpart A, Sec. 645.117, Cost Developments and Reimbursement.
5. In the event there are changes in the scope of the work, extra work, or changes in the planned work covered by this agreement, a modification to this agreement approved in writing by the parties hereto is required prior to the start of work on said changes or additions.
6. The **UDOT** will, by its standard specifications and/or special provisions, make its Contractor aware of the coordination and cooperation required for timely completion of utility work. The Contractor shall be advised of the approximate schedule for completion of said work and the utility owner shall diligently pursue its work so that completion can be accomplished as soon as possible after having been authorized to proceed.
7. With respect to work performed by contract, the **CITY** shall not discriminate in its choice of contractors and shall adhere to the provisions contained in Section II of the Federal Highway Administration's Form PR 1273, a copy of which has been furnished to the **CITY**.
8. The **CITY** is required to meet all clear zone requirements when installing any above ground apparatus.
9. The **CITY** will be required to mark all underground facilities with approved markers and to keep on file "as constructed plans" of all their work covered herein for future reference. The **CITY** shall follow requirements established in the UDOT's "MANUAL FOR THE ACCOMMODATION OF UTILITIES AND THE CONTROL AND PROTECTION OF STATE HIGHWAY RIGHTS OF WAY" 5.4 – GPS Requirements. A set of said documents shall be submitted with the **CITY's** final billing statement to the **UDOT**.
10. Any of the **UDOT's** survey control stakes or bench markers, which are removed or damaged during the City's operations, shall be reestablished by **UDOT** at the **CITY's** expense.
11. The **CITY** will notify the **UDOT's** Resident Engineer, Ben Maughan, 166 West Southwell Street, Ogden, Utah 84404, (801) 648-8966, at least one week in advance of beginning any work covered herein. It is hereby acknowledged by the parties hereto that, when the **CITY** experiences emergency work of its own during work on the highway project, it will take care of said emergency, after which it will again informally notify said Resident Engineer's

office as to when work will be resumed on said highway project. Failure on the part of the **CITY** to give proper notification to **UDOT's** Resident Engineer's office will result in the **UDOT's** disallowance of reimbursement for that portion of the **CITY 's** work performed while not under the surveillance of the **UDOT's** Resident Engineer or his authorized representative. In the event the Resident Engineer cannot be contacted, notification shall be given to the Region Utility Coordinator, Daryl Ballantyne, 166 West Southwell Street, Ogden, Utah, 84404, (801) 620-1660.

12. The **CITY** shall submit itemized bills covering their actual costs incurred for performing the work covered herein bearing the project number together with supporting sheets and/or one final and complete billing of all actual costs incurred within one (1) year following completion of the work by the **CITY** on **UDOT's** project to the **UDOT's** Resident Engineer, to the address stated above, otherwise previous payments to the **CITY** may be considered final, except as agreed to between the parties hereto in advance. The **UDOT's** Resident Engineer will review said billings, give verification of the work performed and return said billings to the **UDOT's** Construction Office for processing. The **UDOT** will reimburse the **CITY** 100% of the amount within sixty (60) days after receipt of said billings. Failure on the part of the **CITY** to submit said billings within said one (1) year time limit will result in the **UDOT's** disallowance of that portion of work performed by the **CITY**. Any work performed without proper notification to the **UDOT's** Resident Engineer office will be cited to the **CITY** and deducted from the reimbursement.
13. The **UDOT**, through its Resident Engineer, will keep daily record of the work performed by the **CITY**, such daily record to be in duplicate on a form to be prepared by the **CITY** and/or the **UDOT**. The type of form to be used shall be approved by **UDOT's** Contracts, Estimates and Agreements Office. Said daily record shall be signed by **UDOT's** Resident Engineer and **CITY's** authorized representatives in the space provided for on said record form. Copy of said record form shall be retained by all parties to this agreement. When emergencies occur, requiring the **CITY 's** work forces to leave the job, said record keeping shall be resumed upon return to the highway project.
14. If the **CITY's** actual costs incurred for their force account work differs more that 10% plus or minus per line item from the amount contained herein the **CITY** is required to submit a letter of explanation with their billings indicating why and how said difference in costs occurred. The **CITY** is required to match their billings of completed work with their detailed estimate contained herein.
15. Reimbursable costs for work performed under the provisions of this agreement shall be developed in accordance with 23 CODE OF FEDERAL REGULATIONS, Part 645, Subpart A. See 645.113 and 645.117.

16. The **UDOT** shall have the right to audit all cost records and accounts of the **CITY** pertaining to this project. Should this audit disclose that the **CITY** has been underpaid, the **CITY** will be reimbursed by the **UDOT** upon submission of additional billing to cover the underpayment. Should this audit disclose that the **CITY** has been overpaid, the **CITY** will reimburse the **UDOT** in the amount of the overpayment. For purpose of audit, the **CITY** is required to keep and maintain its records of work covered herein for a minimum of three (3) years after final payment is received by the **CITY** from the **UDOT**.

17. If, as a result of force majeure, a party hereto is wholly or partially unable to meet its obligations under this agreement, other than for payment of monies due, said party shall give the other party hereto 72 hours notice of such situation describing it in reasonable detail. Thereupon, the party giving the notice shall be released from its obligations under this agreement, to the extent that the force majeure affects such obligations during the continuance of the force majeure. The party having the force majeure shall attempt to rectify said force majeure as quickly as possible, but if rectification would require it to settle a strike against its will and after consideration and rejection of all other possible alternatives available to the **CITY**, the parties hereto shall negotiate an acceptable solution. The term "force majeure" means any cause or condition, which is not reasonably within the control of the party claiming the suspension.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their duly authorized officers as of the day and year first above-written.

ATTEST: CLEARFIELD CITY CORPORATION, A Municipal Corporation in the State of Utah

Title:

Date:

By: _____
Title: _____
Date: _____

(IMPRESS SEAL)

RECOMMENDED FOR APPROVAL:

UTAH DEPARTMENT OF TRANSPORTATION:

Region Utilities & Railroads Engineering Coordinator

Region Director

Date

Date

APPROVED AS TO FORM:

UDOT COMPTROLLER'S OFFICE:

The Utah State Attorney General's Office has previously approved all paragraphs in this Agreement as to form.

Contract Administrator

Date

Engineer's Cost Estimate

700 South Street Utilities Relocation for UDOT Bridge and Roadway Widening

Clearfield City, Utah

24 January 2011

<i>Item</i>	<i>Description</i>	<i>Quantity</i>	<i>Unit</i>	<i>Unit Price</i>	<i>Amount</i>
<u>CULINARY WATER IMPROVEMENTS</u>					
1.	Mobilization, bonds and traffic control (6 th a).	1	ls	\$47,250.00	\$47,250.00
2.	Clearing and grubbing of site.	1	ls	\$30,000.00	\$30,000.00
3.	Waterline connection to existing 10" waterline (Approx. Sta 218+78.43 L1' 78.41').	1	ls	\$5,575.00	\$5,575.00
4.	Waterline connection to existing 12" waterline (Approx. Sta 223+40.47 R1' 65.01').	1	ls	\$6,255.00	\$6,255.00
5.	Waterline connection to existing 8" waterline (Approx. Sta 227+55.13 L1' 57.98').	1	ls	\$4,475.00	\$4,475.00
6.	Waterline connection to existing 10" waterline (Approx. Sta 239+65.35 L1' 57.99').	1	ls	\$5,575.00	\$5,575.00
7.	Waterline connection to existing 10" waterline (Approx. Sta 243+56.00 L1' 34').	1	ls	\$9,575.00	\$9,575.00
8.	II Street connection to Hot tap existing 10" on South Main.	1	ls	\$7,535.00	\$7,535.00
9.	Install 12" diameter, C-900 pvc, class 200.	3,175	lf	\$36.00	\$114,300.00
10.	Install 8" diameter, C-900 pvc, class 200.	2,850	lf	\$24.00	\$68,400.00
11.	Install 12" diameter, gate valve.	4	ea	\$7,150.00	\$28,600.00
12.	Install 8" diameter, gate valve.	3	ea	\$4,850.00	\$14,550.00
13.	Insertion pit - north side, cost per ft depth (use trench box shoring).	15	lf	\$1,600.00	\$24,000.00
14.	Install 20" diameter steel casing for 8" waterline (does not include installing waterline).	230	lf	\$325.00	\$74,750.00

"EXHIBIT A"

Page 2 of 7

15. Reception pit - north side, cost per ft depth (use trench box shoring).	15 lf	\$1,200.00	\$18,000.00
16. Insertion pit - south side, cost per ft depth (use trench box shoring).	15 lf	\$1,600.00	\$24,000.00
17. Install 24" diameter steel casing for 12" waterline (does not include installing waterline).	230 lf	\$250.00	\$57,500.00
18. Reception pit - south side, cost per ft depth (use trench box shoring).	15 lf	\$1,200.00	\$18,000.00
19. Install fire hydrant with pipe and valve.	12 ea	\$4,685.00	\$56,220.00
20. Furnish gravel pipe bedding material.	2,325 tons	\$14.00	\$32,550.00
21. Furnish trench backfill material.	5,550 tons	\$10.50	\$58,275.00
22. Remove existing piping materials at conflicts with new installation.	1 ls	\$8,500.00	\$8,500.00
23. Fill for existing piping materials removed.	1,850 ton	\$14.00	\$25,900.00
24. Install flowable fill material (all trenches - 18" deep).	650 yd	\$135.00	\$87,750.00
25. Install service laterals.	8 ea	\$1,200.00	\$9,600.00
26. Testing of waterlines and chlorination.	1 ls	\$3,700.00	\$3,700.00
27. Install miscellaneous pipeline fittings (tees and bends).	1 ls	\$7,000.00	\$7,000.00
			<hr/>
		Culinary Water Improvements Subtotal	\$847,835.00

SANITARY SEWER IMPROVEMENTS

1. Mobilization, bonds and traffic control (5%).	1 ls	\$46,505.00	\$46,505.00
2. 12" Sewer connection w/5' SSMH (Sta 217+77.40 LT 73.26').	1 ls	\$3,350.00	\$3,350.00
3. 10" Sewer connection w/5' SSMH (Sta 218+87.56 LT 91.23').	1 ls	\$3,250.00	\$3,250.00
4. 15" Sewer connection w/5' SSMH (Sta 222+99.31 RT 77.01').	1 ls	\$3,350.00	\$3,350.00

"EXHIBIT A"

Page 3 of 7

5.	8" Sewer connection w/5' SSMII (Sta 234+39.05 LT 67.98').	1 ls	\$3,250.00	\$3,250.00
6.	8" Sewer connection w/4' SSMII (Sta 234+08.35 LT 95.52').	1 ls	\$3,250.00	\$3,250.00
7.	12" Connection w/5' SSMII (Sta 239+26.62 RT 76.0').	1 ls	\$2,950.00	\$2,950.00
8.	8" Sewer connection to existing SSMII Sta 241+43.37 LT 73.04').	1 ls	\$2,350.00	\$2,350.00
9.	10" Sewer connection north side w/5' SSMII (Sta 242+04.79 LT 0.75').	1 ls	\$4,350.00	\$4,350.00
10.	Install 12" diameter, pvc sanitary sewer pipe.	2,725 lf	\$39.00	\$106,275.00
11.	Install 8" diameter, pvc sanitary sewer pipe.	2,475 lf	\$27.00	\$66,825.00
12.	Install 4' diameter sanitary sewer manhole.	3 ea	\$3,750.00	\$11,250.00
13.	Install 5' diameter sanitary sewer manhole.	9 ea	\$4,450.00	\$40,050.00
14.	Insertion pit - north side, cost per ft depth (use trench box shoring).	15 lf	\$1,600.00	\$24,000.00
15.	Install 20" diameter steel casing (8" sewer line).	230 lf	\$415.00	\$95,450.00
16.	Reception pit - north side, cost per ft depth (use trench box shoring).	15 lf	\$1,200.00	\$18,000.00
17.	Insertion pit - south side, cost per ft depth (use trench box shoring).	15 lf	\$1,600.00	\$24,000.00
18.	Install 24" diameter steel casing (12" sewer line).	230 lf	\$455.00	\$104,650.00
19.	Reception pit - north side, cost per ft depth (use trench box shoring).	15 lf	\$1,200.00	\$18,000.00
20.	Furnish gravel pipe bedding material.	2,050 tons	\$14.00	\$28,700.00
21.	Furnish trench backfill material.	24,500 tons	\$10.50	\$257,250.00
22.	Remove existing piping materials.	1 ls	\$7,500.00	\$7,500.00
23.	Fill for existing piping materials removed.	2,150 ton	\$14.00	\$30,100.00

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24.	Testing.	1 ls	\$8,000.00	\$8,000.00
25.	Install flowable fill material (all trenches 18" deep)	850 yd	\$135.00	\$114,750.00
26.	Install service laterals.	8 ea	\$900.00	\$7,200.00

Sanitary Sewer Improvements Subtotal \$1,034,605.00

STORM DRAINAGE IMPROVEMENTS

1.	Mobilization, bonds and traffic control (5 ⁰ a).	1 ls	\$49,150.00	\$49,150.00
2.	48" rcp connection to existing. (Sta 209 + 00, L.T. ?????)	1 ls	\$11,400.00	\$11,400.00
3.	Install 48" diameter, class III, rcp piping.	710 lf	\$130.00	\$92,300.00
4.	Install 42" diameter, class III, rcp piping.	1,625 lf	\$105.00	\$170,625.00
5.	Install 36" diameter, class III, rcp piping.	750 lf	\$85.00	\$63,750.00
6.	Install 12" diameter, class III, rcp piping.	50 lf	\$37.50	\$1,875.00
7.	8' x 10' Storm drain junction box.	1 ea	\$6,200.00	\$6,200.00
8.	6' x 8' Storm drain junction box.	6 ea	\$5,700.00	\$34,200.00
9.	6' x 6' Storm drain junction box.	6 ea	\$5,450.00	\$32,700.00
10.	Install storm drain inlet catch basin.	2 ea	\$3,700.00	\$7,400.00
11.	Insertion pit - north side, cost per ft depth (use sheet pile shoring).	23 lf	\$3,700.00	\$85,100.00
12.	Install 48" diameter class IV rcp jacking pipe under railroad.	230 lf	\$1,400.00	\$322,000.00
13.	Reception pit - north side, cost per ft depth (use trench box shoring).	23 lf	\$1,200.00	\$27,600.00
14.	Furnish gravel pipe bedding material.	2,850 tons	\$17.50	\$49,875.00
15.	Furnish trench backfill material.	12,500 tons	\$13.50	\$168,750.00
16.	Remove existing piping materials.	1 ls	\$12,500.00	\$12,500.00
17.	Fill for existing piping materials removed.	1,825 ton	\$14.00	\$25,550.00

"EXHIBIT A"

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18. Install flowable fill material (all trenches 18" deep)	850 yd	\$135.00	\$114,750.00
19. Divert sanitary sewer as required at Sta 235+00.	1 ls	\$15,000.00	\$15,000.00
20. Testing.	1 ls	\$6,000.00	<u>\$6,000.00</u>

Storm Drainage Improvements Subtotal \$1,296,725.00

IRRIGATION IMPROVEMENTS

1. Mobilization, bonds and traffic control (5" a).	1 ls	\$40,690.00	\$40,690.00
2. Connection on 700 South (Sta 245+89.19)	1 ls	\$11,400.00	\$11,400.00
3. Install 29 x 45 elliptical, class III, rcp piping, with wrapping.	1,015 lf	\$195.00	\$197,925.00
4. Install 36" diameter, class III, rcp piping.	1,425 lf	\$80.00	\$114,000.00
5. Install 12" diameter, class III, rcp piping.	50 lf	\$35.00	\$1,750.00
6. 6' x 6' irrigation junction box.	9 ea	\$5,650.00	\$50,850.00
7. 4' x 6' irrigation junction box with two headgates.	3 ea	\$13,200.00	\$39,600.00
8. 3' x 3' irrigation junction box with headgates.	2 ea	\$4,100.00	\$8,200.00
9. 2' x 2' irrigation junction box with headgates.	3 ea	\$3,550.00	\$10,650.00
10. Insertion pit - south side, cost per ft depth (use trench box shoring).	15 lf	\$1,600.00	\$24,000.00
11. Install 48" diameter jacking pipe under railroad.	230 lf	\$1,400.00	\$322,000.00
12. Reception pit - south side, cost per ft depth (use trench box shoring).	15 lf	\$1,200.00	\$18,000.00
13. Furnish gravel pipe bedding material.	2,250 tons	\$14.00	\$31,500.00
14. Furnish trench backfill material.	4,200 tons	\$10.50	\$44,100.00
15. Remove existing piping materials.	1 ls	\$12,000.00	\$12,000.00
16. Fill for existing piping materials removed.	1,800 ton	\$14.00	\$25,200.00

"EXHIBIT A"

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17. Install flowable fill material (all trenches - 18" deep in roadway).	850 yd	\$135.00	\$114,750.00
18. Testing.	1 Is	\$6,000.00	\$6,000.00
Irrigation Improvements Subtotal			\$1,072,615.00

ROADWAY AND OTHER IMPROVEMENTS

1. Mobilization, bonds and traffic control (5 th a).	1 Is	\$11,525.00	\$11,525.00
2. Remove asphalt and roadbase.	2,500 sy	\$2.50	\$6,250.00
3. Remove curb and gutter	500 lf	\$3.50	\$1,750.00
4. Remove 5' wide sidewalk.	50 lf	\$4.50	\$225.00
5. Remove concrete flatwork.	100 sf	\$1.00	\$100.00
6. Install curb and gutter.	500 lf	\$14.50	\$7,250.00
7. Install 5' wide sidewalk	50 lf	\$14.00	\$700.00
8. Install 4" thick concrete flatwork	150 sf	\$3.25	\$487.50
9. Install 6" thick concrete flatwork.	150 sf	\$4.50	\$675.00
10. Fence relocation work for the railroad spur crossing access	1 Is	\$1,400.00	\$1,400.00
11. Install roadbase for roadways.	3,900 tons	\$15.20	\$59,280.00
12. Install asphalt paving for pipe trenches.	1,500 tons	\$105.00	\$157,500.00
Roadway Improvements Subtotal			\$247,143.00

Summary: Culinary Water, Sanitary Sewer, Storm Drainage, Irrigation and Roadway Improvements Subtotal **\$4,498,923.00**

Engineering Design, Surveying & Construction Management. \$269,935.38

Construction Contingencies. 10 percent \$449,892.00

Estimated Total of all Improvements \$5,218,800.00

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ATTACHMENT

7



Whereas, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

Whereas, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

Whereas, Arbor Day is now observed throughout the nation and the world, and

Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and beautify our community, and

Whereas, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal.

Now, Therefore, I, _____, Mayor of the City of _____, do hereby proclaim _____ as

Arbor Day

in the City of _____, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

Dated this _____ day of _____

Mayor _____

ATTACHMENT

8

PROCLAMATION
Contract Management Week
July 10-16, 2011

WHEREAS, the National Contract Management Association is a nonprofit organization started in 1959, now with 198 chapters and over 20,000 members, whose goals are directed primarily toward ethical behavior, education and promotion of professional relationships between contract managers;

WHEREAS, the diverse world of contract management is made up of professionals working in a variety of positions in the federal government, academia, state and local government, private industry, both large and small corporations and small businesses;

WHEREAS, highly skilled professional managers make up the workforce to effectively administer the contracts that are vital to our nation's economy and security.

NOW, THEREFORE, I, Donald W. Wood, Clearfield City Mayor, on behalf of the City Council of Clearfield City, do hereby proclaim the week of July 10-16, 2011 **Contract Management Week**

CLEARFIELD CITY CORPORATION

Donald W. Wood, Mayor

ATTEST:

Nancy R. Dean, City Recorder