



**NOTICE OF A REGULAR
CITY COUNCIL MEETING
August 14, 2024, at 5:30 PM**

PUBLIC NOTICE is hereby given that the Vineyard City Council will hold a regularly scheduled City Council meeting on Wednesday, August 14, 2024, at 5:30 PM, in the City Council Chambers at City Hall, 125 South Main Street, Vineyard, UT. This meeting can also be viewed on our [live stream page](#).

AGENDA

Presiding Mayor Julie Fullmer

- 1. CALL TO ORDER/INVOCATION/INSPIRATIONAL THOUGHT/PLEDGE OF ALLEGIANCE**
- 2. PRESENTATIONS/RECOGNITIONS/AWARDS/PROCLAMATIONS**
- 3. WORK SESSION**

4. PUBLIC COMMENTS

“Public Comments” is defined as time set aside for citizens to express their views for items not on the agenda. During a period designated for public comment, the mayor or chair may allot each speaker a maximum amount of time to present their comments, subject to extension by the mayor or by a majority vote of the council. Speakers offering duplicate comments may be limited. Because of the need for proper public notice, immediate action cannot be taken in the Council Meeting. The Chair of the meeting reserves the right to organize public comments by topic and may group speakers accordingly. If action is necessary, the item will be listed on a future agenda; however, the Council may elect to discuss the item if it is an immediate matter of concern. *Public comments can be submitted ahead of time to pams@vineyardutah.org.*

- 5. MAYOR AND COUNCILMEMBERS' REPORTS/DISCLOSURES/RECUSALS**
- 6. STAFF, COMMISSION, AND COMMITTEE REPORTS**
- 7. CONSENT ITEMS**
 - 7.1. Approval of the July 10, 2024, City Council Meeting Minutes**
 - 7.2. Approval of the August 7, 2024, City Council Special Session Minutes**
 - 7.3. Approval of an Interlocal Agreement for Library/Bookmobile Services**

(Resolution 2024-22)

**7.4. Interlocal Agreement with Utah County - Waterfront Grant Amendment
(Resolution 2024-23)**

7.5. Desk Surplus Approval

8. APPOINTMENTS

9. BUSINESS ITEMS

9.1. Public Hearing - Truth in Taxation

**9.2. Discussion and Action - Adoption of the Fiscal Year 2024-2025 Certified Tax Rate
(Ordinance 2024-09)**

The mayor and City Council will act to adopt (or deny) this by resolution. (The public hearing regarding the tax rate will be completed during this meeting, before this item is to be considered.)

**9.3. Discussion and Action - Adoption of the Fiscal Year 2024-2025 Budget
(Resolution 2024-24)**

The mayor and City Council will act to adopt (or deny) this by resolution.

10. ADJOURNMENT

The next meeting is on _____.

This meeting may be held in a way that will allow a councilmember to participate electronically. The Public is invited to participate in all City Council meetings. In compliance with the Americans with Disabilities Act, individuals needing special accommodations during this meeting should notify the City Recorder at least 24 hours prior to the meeting by calling (385) 338-5183.

I, the undersigned Deputy Recorder for Vineyard, hereby certify that the foregoing notice and agenda was emailed to the Salt Lake Tribune, posted at the Vineyard City Offices, the Vineyard website, the Utah Public Notice website, and delivered electronically to staff and to each member of the Governing Body.

AGENDA NOTICING COMPLETED ON:

CERTIFIED (NOTICED) BY:

/s/ Tony Lara

TONY LARA, DEPUTY CITY RECORDER



**MINUTES OF A REGULAR
CITY COUNCIL MEETING**

City Council Chambers
125 South Main Street, Vineyard Utah
July 10, 2024, at 6:01 PM

Present

Mayor Julie Fullmer
Councilmember Sara Cameron
Councilmember Jacob Holdaway
Councilmember Amber Rasmussen
Councilmember Mardi Sifuentes

Absent

Staff Present: City Manager Eric Ellis, City Attorney Jayme Blakesley, Lieutenant Holden Rockwell with the Utah County Sheriff's Office, Chief Building Official Cris Johnson, Community Development Director Morgan Brim, Finance Director Kristie Bayles, Public Works Director Naseem Ghandour, Environmental Utilities Manager Sullivan Love, City Recorder Pamela Spencer, and Deputy Recorder Tony Lara

Others Speaking: Eric Towner with X Development; residents Karen Cornelius, Ryan and Elizabeth Holdaway, Daria Evans, Mike Cox, David Pearce, David and Claudia Lauret,

1. CALL TO ORDER/INVOCATION/INSPIRATIONAL THOUGHT/PLEDGE OF ALLEGIANCE

 Mayor Fullmer opened the meeting at 6:01 PM. Councilmember Cameron gave the invocation and led the Pledge of Allegiance.

2. PRESENTATIONS/RECOGNITIONS/AWARDS/PROCLAMATIONS

No items were submitted.

3. WORK SESSION

3.1. Waters Edge Homeowners Association (HOA)

 City Attorney Jayme Blakesley gave a general overview of HOAs.

 Councilmember Cameron asked about the ability of residents to have their own HOA. Mr. Blakesley suggested they look at the CC&Rs (Covenants, Conditions, and Restrictions) or Declarations for their development and have a private attorney advise them.

 Councilmember Holdaway felt that a topic like this should be posted seven days in advance. A discussion ensued. Councilmember Cameron mentioned that she had been talking to the residents. The discussion continued. Mayor Fullmer noted that this was not under the council's jurisdiction and explained why they were holding a work session. Mr. Blakesley added that he was available as a resource if it did not interfere with his obligations to the city. He said he could refer the residents to a capable attorney for direction.

3.2. X Development Parking Proposal

Eric Towner with X Development will present a proposal regarding parking requirements for the mixed-use building in The Yard development south of Topgolf.

 Eric Towner with X Development reviewed the mixed-use development in The Yard. He noted that they had completed some of the required engineering studies and reviewed the parking study results in The Yard. He said that the study recommended fewer stalls according to engineering standards. There was a brief discussion about the availability of the parking study. Mr. Towner continued his presentation.

 Mr. Towner asked if there was a parking management plan that the city wanted to see. Mr. Brim reviewed a potential parking management plan following the apartment management plans. A discussion ensued.

 Mr. Towner continued his presentation. A discussion ensued about parking, bike lanes, and crosswalk options.

 Mayor Fullmer called comments from the council.

 Mr. Towner asked for an update on the removal of the rail spur. Mayor Fullmer explained where they were in the process.

4. PUBLIC COMMENTS

Mayor Fullmer opened for public comments.

 Resident Karen Cornelius, living in The Villas subdivision, thanked the city for cleaning up the graffiti over the weekend. She explained what transparency meant to her. She reviewed her concerns with transparency and the December 13, 2023, City Council meeting.

 Resident Ryan Holdaway, living on Holdaway Road, thanked the city for participating in the memorial built to remember Seinna. He expressed his gratitude to the city and council for protecting their future. He encouraged the council to think about what the government would need.

 Resident Daria Evans, living in The Villas subdivision thanked the staff for cleaning up the graffiti. She asked what the next date would be for the next public hearing about the change in government and what would happen to the cars parked on 300 West during the winter months.

88  Resident Mike Cox, living in the Providence subdivision, expressed his love for Vineyard over
89 the 4th of July. He expressed his concern about the government's honesty regarding parking. He
90 mentioned that he spoke with 786 households in Vineyard about what the mayor was doing and
91 about parking.

92
93  Resident David Lauret, living on Holdaway Road, commended the mayor and council on
94 diligently doing the city's business. He expressed his concern about transparency and limiting the
95 time for public comments.

96
97  Mayor Fullmer moved on to consent items.

98
99
100 **5. MAYOR AND COUNCILMEMBERS' REPORTS/DISCLOSURES/RECUSALS**

101  Councilmember Cameron thanked Mr. Hancey for his work on the parking permit process and
102 other staff for their diligence. She asked about making the line items on the budget more specific
103 and doing monthly council packets.

104
105  City Manager Eric Ellis mentioned that he would have a monthly staff report available later
106 this week.

107
108  Councilmember Rasmussen reported that the Community Garden will hold a healthy cooking
109 class this Thursday at 6 PM at Gammon Park. She recommended that residents keep an eye out for
110 Vineyard Cares events. She thanked the ARCH Commission for their help with Vineyard Days and
111 the Independence Day celebration.

112
113  Councilmember Holdaway asked about the RAP Tax grants. Mayor Fullmer explained that
114 they were continuing the process. A discussion ensued.

115
116  Councilmember Holdaway reviewed his experience with the budgeting process.

117
118  Councilmember Holdaway asked, for the record, if the City Manager was being compensated
119 differently than the previous city manager. He reviewed what he thought was the City Manager's
120 total compensation. He said that now that the budget was set, he and a few residents wanted a
121 committee to meet about the budget by August. He stated he was trying to develop a better
122 relationship with Mayor Fullmer and Mr. Ellis. He said he had requested that he and
123 Councilmember Cameron or another councilmember meet with Mr. Ellis.

124
125  Mayor Fullmer addressed the city manager's compensation and said they now had an RDA
126 consultant. She mentioned that Mr. Nair did not do the finance or the RDA Director job. She said
127 she was grateful that Councilmember Holdaway wanted to meet with her on the budget process.
128 She noted that the council had met six times to discuss the budget. She explained that they had
129 offered to meet with him, but he did not attend the weekly budget meetings. She felt that they had a
130 good process. A discussion ensued. Mayor Fullmer said that the budget and financial policy had
131 been presented to the public and thought it was transparent.

132  Mr. Blakesley explained that there were two statutes, the Open and Public Meetings Act
133 (OPMA), and informal meetings where only two councilmembers may be present. He said that by
134 statute, regardless of the form of government, the mayor was the chief executive officer, and the
135 mayor had the right to attend a meeting with the city manager and another councilmember. A
136 discussion ensued.

137
138  Councilmember Sifuentes felt that, regarding Councilmember Holdaway's comments, this was
139 a big part of the form of government change she was working for. She noted that with a six-
140 member form of government they could have two councilmembers and the mayor present at a
141 meeting, but with the council-mayor form, the mayor could withhold council from meeting with
142 any staff. She suggested that citizens contact her personally about the form of government.

143
144  Councilmember Sifuentes reported that she attended the economic development meeting for
145 Huntsman and Flagborough. She thanked staff, specifically Mr. Ellis and Special Event
146 Coordinator Anna Nelson, for their work on the July 1st event. She thanked Neighborhood
147 Services Coordinator Maria Arteaga and Public Works Director Naseem Ghandour for their
148 communication on code enforcement. She also thanked the staff for the calendar invites.

151 **6. STAFF, COMMISSION, AND COMMITTEE REPORTS**

152  City Manager Eric Ellis explained that staff reports would be emailed to the council.

155 **7. CONSENT ITEMS**

156 **7.1. Approval of the June 26, 2024, City Council Meeting Minutes**

157
158  **Motion:** COUNCILMEMBER RASMUSSEN MOVED TO APPROVE THE CONSENT
159 ITEM AS PRESENTED. COUNCILMEMBER CAMERON SECONDED THE MOTION.
160 MAYOR FULLMER, COUNCILMEMBERS CAMERON, HOLDAWAY, RASMUSSEN, AND
161 SIFUENTES VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

164 **8. APPOINTMENTS**

165 No names were submitted.

168 **9. BUSINESS ITEMS**

169 **9.1. DISCUSSION AND ACTION - Parking Permit Program (Resolution 2024-17)**

170 Senior Planner Cache Hancey will present a Parking Permit Program for 300 W and
171 Vineyard Loop Road near the Lakefront at Town Center Neighborhood. (This item
172 was continued from the June 26, 2024, City Council Meeting.)

173
174  Mr. Hancey was excused. Community Development Director Morgan Brim presented the
175 parking resolution.

176
177  Mayor Fullmer asked if the permitting ordinance touched on snow removal. Mr. Brim
178 replied that it was a city-wide snow removal parking ordinance.

 Councilmember Rasmussen thanked Councilmember Cameron for her work on the parking resolution. Councilmember Cameron expressed concern about the two different parking passes. She said they had discussed enforcement for the first few months with a note informing them of the requirements. A discussion ensued.

 Councilmember Sifuentes felt that Councilmember Cameron had done a good job working with the HOA.

 Councilmember Holdaway felt that this was an important step but wanted to see adjustments. There was a discussion about the cost and need for more parking. Lieutenant Rockwell explained the process of enforcing the parking. Mayor Fullmer explained the process the city had gone through to this point.

 Councilmember Holdaway felt that the HOAs should be allowed to enforce parking during the holidays. Mayor Fullmer asked about the issue with the parking on the road. There was a discussion about the original site plan.

 Lieutenant Rockwell addressed the issue with the tow company. A discussion ensued.

 **Motion:** COUNCILMEMBER RASMUSSEN MOVED TO ADOPT RESOLUTION 2024-17, PARKING PERMIT PROGRAM FOR 300 WEST AS PRESENTED. COUNCILMEMBER CAMERON SECONDED THE MOTION. ROLL CALL WENT AS FOLLOWS: MAYOR FULLMER, COUNCILMEMBERS CAMERON, HOLDAWAY, RASMUSSEN, AND SIFUENTES VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

9.2. PUBLIC HEARING - Proposal to Consider a Change in Government

This is the first of two public hearings to receive public comment on a proposal to change the form of government from a five- to a six-member council. No action will be taken on this item.

 Mayor Fullmer called for a motion to open the public hearing.

 **Motion:** COUNCILMEMBER RASMUSSEN MOVED TO OPEN THE PUBLIC HEARING AT 7:17 PM. COUNCILMEMBER CAMERON SECONDED THE MOTION. MAYOR FULLMER, COUNCILMEMBERS CAMERON, HOLDAWAY, RASMUSSEN, AND SIFUENTES VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

Mayor Fullmer called for public comment.

 Mr. Lauret commented that the change to a six-member was the smallest possible change and felt it would only address some of the issues he thought they were having. He suggested that they should follow the traditions of the country having separate executive and legislative branches. He asked the council to reconsider their decision.

225  Resident Claudia Lauret, living on Holdaway Road, asked what the opposition was to the council-
226 mayor form of government. She felt that public comments had been ignored and that they needed a change
227 in government.
228

229  Resident Karen Cornelius, living in The Villas, stated the change had nothing to do with the current
230 council. She noted that she agreed with the council-mayor form of government.
231

232  Resident David Pearce, living in The Cascade subdivision, felt that the change should be for the most
233 effective form for the city. He expressed his opinion on the best form of government and that the city was a
234 supporting entity of the state government.
235

236  Resident Elizabeth Holdaway, living on Holdaway Road, asked the council not to rush this decision and
237 to ensure checks and balances were in place.
238

239  Mr. Cox agreed with the other public comments that a council-mayor form of government made sense.
240 Mr. Blakesley was asked to explained the six-member form. A discussion ensued.
241

242  **Motion:** COUNCILMEMBER SIFUENTES MOVED TO CLOSE THE PUBLIC HEARING AT 7:30
243 PM. COUNCILMEMBER CAMERON SECONDED THE MOTION. MAYOR FULLMER,
244 COUNCILMEMBERS CAMERON, HOLDAWAY, RASMUSSEN, AND SIFUENTES VOTED YES.
245 THE MOTION CARRIED UNANIMOUSLY.
246
247

248 **10. CLOSED SESSION**

249 No closed session was held.
250
251

252 **11. ADJOURNMENT**

253  Mayor Fullmer adjourned the meeting at 7:59 PM.
254
255

256 **MINUTES APPROVED ON:**

257
258
259 **CERTIFIED CORRECT BY:**



PAMELA SPENCER, CITY RECORDER





**MINUTES OF A
CITY COUNCIL SPECIAL SESSION**
Vineyard City Council Chambers
125 South Main Street, Vineyard, Utah
August 7, 2024, at 4:45 PM

Present

Absent

Mayor Julie Fullmer
Councilmember Sara Cameron (joined at 4:51 PM)
Councilmember Jacob Holdaway
Councilmember Amber Rasmussen
Councilmember Mardi Sifuentes

Staff Present: City Manager Eric Ellis, City Attorney Jayme Blakesley, Lieutenant Holden Rockwell with the Utah County Sheriff's Office, Chief Building Official Cris Johnson, Community Development Director Morgan Brim, Finance Director Kristie Bayles, Public Works Director Naseem Ghandour, Environmental Utilities Manager Sullivan Love, Parks and Recreation Director Brian Vawdrey, Treasurer Zack Adams, City Recorder Pamela Spencer, and Deputy Recorder Tony Lara

Staff Present:

Others Speaking: Residents Daria Evans, Karen Cornelious, David Lauret, David Pearce, and Tim Blackburn

1. CALL TO ORDER/INVOCATION/INSPIRATIONAL THOUGHT/PLEDGE OF ALLEGIANCE

 Mayor Fullmer called the meeting to order at 4:46 PM. Mayor Fullmer gave the invocation and led the Pledge of Allegiance.

2. BUSINESS ITEMS

2.1. PUBLIC HEARING - Proposal to Consider a Change in Government

This is the second of two (2) public hearings to receive public comment on a proposal to change the form of government from a five- to a six-member council. No action will be taken on this item.

Mayor Fullmer turned the time over to City Attorney Jayme Blakesley for an update.

44  Mr. Blakesley gave a summary of the process for the proposed change in government.

45
46 Mayor Fullmer called for a motion to open the public hearing.

47
48
49  **Motion:** COUNCILMEMBER RASMUSSEN MOVED TO OPEN THE PUBLIC HEARING
50 AT 4:49 PM COUNCILMEMBER SIFUENTES SECONDED THE MOTION. MAYOR
51 FULLMER, COUNCILMEMBERS, HOLDAWAY, RASMUSSEN, AND SIFUENTES VOTED
52 YES. COUNCILMEMBER CAMERON WAS EXCUSED. THE MOTION CARRIED
53 UNANIMOUSLY WITH ONE ABSENT.

54
55 Mayor Fullmer called for public comment.

56
57  Resident Daria Evans, living in the Villas, requested that the council reconsider their decision
58 on changing the form of government.

59
60 Councilmember Carmeron joined the meeting at 4:51 PM.

61
62  Resident Karen Cornileous, living in the Villas, agreed with Ms. Evans and felt that this
63 process needed more time, research, and more input from the community.

64
65  Resident David Lauret, living on Holdaway Road, agreed with the previous speakers. He felt
66 that this was not the time to make this change and that the benefits would not be the ones they
67 thought they would gain.

68
69  Resident David Pearce, living in The Cascade subdivision, felt that the choice to change the
70 form of government should be given to the citizens. He believed in the proposed form of
71 government. He also felt that the current form was not bad, but the people needed to be given the
72 choice.

73
74  Resident Tim Blackburn, living in the Sleepy Ridge subdivision, agreed with everything that
75 had been said. He said that he did not believe that the six-council form was the best and felt that
76 they should put the decision on hold.

77
78 Mayor Fullmer called for a motion to close the public hearing.

79
80  **Motion:** Councilmember Rasmussen moved to close the public hearing at 4:59 PM.
81 Councilmember Cameron seconded the motion. Mayor Fullmer, Councilmembers Cameron,
82 Holdaway, Rasmussen, and Sifuentes voted yes. The motion carried unanimously.

83
84  Mayor Fullmer called for final comments from the council.

85
86  Councilmember Holdaway stated that he was against moving ahead with the change in
87 government at this time due to the proposed tax increase and budget constraints.

88
89  Councilmember Rasmussen thanked the public for sharing their comments.

91  Councilmember Cameron noted that Vineyard was still new in their organized government.
92 She expressed concern with only being able to meet with three councilmembers to collaborate. She
93 understood that the mayor-council form could bring more contention.
94

95  Councilmember Sifuentes agreed that they were handicapped with only being able to meet
96 with only one councilmember and the mayor at a time. She felt that it would be beneficial to have
97 the mayor, and two councilmembers meet to collaborate. She belied that having a better separation
98 between the legislative executive body sounded appropriate. She proposed putting this on the ballot
99 and that changing the form would improve their government.
100

101  Councilmember Holdaway noted that the six-member form would increase their tax burden
102 but would not take effect until 2026. Mr. Blakesly clarified that the mayor would vote on the
103 appointment of city manager, to break a tie in council meetings, votes on any ordinance change
104 that affects the mayor's powers and functions. The mayor would not vote on all other council
105 decisions such as: budget questions, routine resolutions, contract approvals, ordinances that affect
106 anything other than the mayor's and responsibilities. The mayor would have executive, ceremonial,
107 and chair of the council who coordinates among the council to come to a consensus.
108

109  Mayor Fullmer asked Councilmember Holdaway for clarification on his comment about the
110 council all being over legislative and executive authority. Councilmember Holdaway stated that in
111 the five-member council they all had executive power. Mr. Blakesley clarified the authority of the
112 council under all three forms of government. He explained that under all three types the mayor is
113 the executive officer.
114

115  Mayor Fullmer asked about the tax increase for the six-member and noted that the mayor-
116 council would be an even hire increase. She asked if he meant to stay with the five-member
117 council. Councilmember Holdaway replied that he wanted to keep it a five-member form of
118 government for now and concentrate on more important things in the city. He thought that the six-
119 member council would be a better form of government but felt that they were three to five years
120 out before they should look at changing the form of government.
121
122

123 3. ADJOURNMENT

124  Mayor Fullmer adjourned the meeting at 5:13 PM
125
126

127 **MINUTES APPROVED ON:** _____

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129
130 **CERTIFIED CORRECT BY:** _____

131 **PAMELA SPENCER, CITY RECORDER**
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VINEYARD CITY COUNCIL STAFF REPORT

Meeting Date: August 14, 2024

Agenda Item: Approval of an Interlocal Agreement for Library/Bookmobile Services
(Resolution 2024-22)

Department: Recorder

Presenter: Pamela Spencer

Background/Discussion:

The city contracts annually with Utah County for the bookmobile to operate in the city twice per month for 1.5 hours per stop. This contract as allows residents access to the State's online library.

Fiscal Impact:

\$4338.36

Recommendation:

Staff is recommending approval of the interlocal agreement with Utah County to provide library and bookmobile services.

Sample Motion:

Attachments:

1. Resolution 2024-22
2. Vineyard Bookmobile Interlocal Agreement

RESOLUTION NO. 2024-22

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN INTERLOCAL AGREEMENT.

WHEREAS, pursuant to the Utah Interlocal Cooperation Act, Utah Code Annotated, Section 11-13-1, et seq., 1953 as amended, governmental entities are allowed to enter into agreements for the joint provision of services; and

WHEREAS, Vineyard, Utah having determined that it is in the public interest and welfare of its residents has negotiated an agreement with Utah County to provide library and bookmobile services for its residents; and

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF VINEYARD, UTAH AS FOLLOWS:

1. The City Council of Vineyard, Utah authorizes the Mayor to sign the agreement titled Interlocal Cooperation Agreement by and between Utah County, Utah, and Vineyard City Regarding Library Services, in the form attached hereto as Exhibit A.
2. This resolution shall take effect upon passing.

Passed and dated this 14th day of August, 2024.

Mayor Julie Fullmer

Attest:

Tony Lara, Deputy Recorder

INTERLOCAL COOPERATION AGREEMENT BY AND BETWEEN UTAH COUNTY, UTAH, AND VINEYARD CITY REGARDING LIBRARY SERVICES

THIS IS AN INTERLOCAL COOPERATION AGREEMENT, made and entered into by and between UTAH COUNTY, a political subdivision of the State of Utah, with its office located at 100 East Center Street, Provo, Utah 84606, hereinafter referred to as "COUNTY", and VINEYARD CITY, a political subdivision of the State of Utah, with its office located at 125 South Main Street, Vineyard 84059, hereinafter referred to as "VINEYARD".

WITNESSETH:

WHEREAS, pursuant to the provisions of the Interlocal Cooperation Act, Utah Code Title 11, Chapter 13, public agencies, including political subdivisions of the State of Utah as therein defined, are authorized to enter into written agreements with one another for joint or cooperative action; and

WHEREAS, the parties to this Agreement are public agencies as defined in the Interlocal Cooperation Act; and

WHEREAS, the parties desire to establish a joint undertaking to provide library and bookmobile services for the residents of VINEYARD;

NOW, THEREFORE, the parties do mutually agree, pursuant to the terms and provisions of the Interlocal Cooperation Act, as follows:

Section 1. EFFECTIVE DATE; DURATION

This Interlocal Cooperation Agreement shall become effective and shall enter into force, within the meaning of the Interlocal Cooperation Act, upon the submission of this Interlocal Cooperation Agreement to, and the approval and execution thereof by the executive or executive body of each of the parties to this Agreement. The term of this Interlocal Cooperation Agreement

shall be from July 1, 2024, until June 30, 2025. This Interlocal Cooperation Agreement shall take effect upon its review as to proper form and compliance with applicable law by the Utah County Attorney's Office and the attorney for VINEYARD. Prior to becoming effective, this Interlocal Cooperation Agreement shall be filed with the keeper of records of each of the parties hereto.

Section 2. ADMINISTRATION OF AGREEMENT

The parties to this Agreement do not contemplate nor intend to establish a separate legal entity under the terms of this Interlocal Cooperation Agreement. The parties hereto agree that, pursuant to Utah Code Section 11-13-207, COUNTY shall act as the administrator responsible for the administration of this Interlocal Cooperation Agreement. The parties further agree that this Interlocal Cooperation Agreement does not anticipate nor provide for any organizational changes in the parties. The administrator agrees to keep all books and records in such form and manner as the Utah County Clerk shall specify and further agrees that said books shall be open for examination by COUNTY and VINEYARD, at all reasonable times. The parties agree that they will not acquire, hold nor dispose of any real property pursuant to this Interlocal Agreement during this joint undertaking. The parties further agree that they will not acquire, hold, or dispose of any personal property during this joint undertaking.

Section 3. PURPOSES

This Interlocal Cooperation Agreement has been established and entered into between COUNTY and VINEYARD, for the purpose of a joint undertaking to provide library and bookmobile service for the residents of VINEYARD through making stops by the COUNTY'S bookmobile in VINEYARD for 1.5 hours per stop with two stops per month.

Section 4. MANNER OF FINANCING

VINEYARD agrees to pay the sum of \$4,338.36 to COUNTY for the bookmobile

services enumerated in Section 3 hereof on or before October 1, 2024.

Section 5. METHOD OF TERMINATION

This Interlocal Cooperation Agreement will automatically terminate at the end of its term herein, pursuant to the provisions of paragraph one (1) of this Agreement. Prior to the automatic termination at the end of the term of this Agreement, either party to this Agreement may terminate the Agreement upon providing sixty (60) days written notice of termination to the other party.

Section 6. INDEMNIFICATION

The parties to this Agreement are public entities. Each party agrees to indemnify and save harmless the other for damages, claims, suits, and actions arising out of a negligent error or omission of its own officials or employees in connection with this Agreement. Each party is a governmental entity and is entitled to rely on the protections found in the Utah Governmental Immunity Act, Utah Code Ann. §63G-7-101 et seq. Neither party waives any of the immunities found in said Act.

Section 7. FILING OF INTERLOCAL COOPERATION AGREEMENT

Executed copies of this Interlocal Cooperation Agreement shall be placed on file in the office of the Utah County Clerk and with the official keeper of records of VINEYARD and shall remain on file for public inspection during the term of this Interlocal Cooperation Agreement.

Section 8. ADOPTION REQUIREMENTS

This Interlocal Cooperation Agreement shall be (a) approved by the executive or the executive body of each of the parties, (b) executed by a duly authorized official of each of the parties (c) submitted to and reviewed by an authorized attorney of each of the parties, as required by Utah Code Section 11-13-202.5(3), and (d) filed with the keeper of records of each party.

Section 9. LAWFUL AGREEMENT

The parties represent that each of them has lawfully entered into this Interlocal Cooperation Agreement, having complied with all relevant statutes, ordinances, resolutions, by-laws, and other legal requirements applicable to their operation.

Section 10. AMENDMENTS

This Interlocal Cooperation Agreement may not be amended, changed, modified or altered except by an instrument in writing which shall be (a) approved by the executive or the executive body of each of the parties, (b) executed by a duly authorized official of each of the parties, (c) submitted to and reviewed by an authorized attorney of each of the parties, as required by Utah Code Section 11-13-202.5(3), and (d) filed with the keeper of records of each party.

Section 11. SEVERABILITY

If any term or provision of the Interlocal Cooperation Agreement or the application thereof shall to any extent be invalid or unenforceable, the remainder of this Interlocal Cooperation Agreement, or the application of such term or provision to circumstances other than those with respect to which it is invalid or unenforceable, shall not be affected thereby, and shall be enforced to the extent permitted by law. To the extent permitted by applicable law, the parties hereby waive any provision of law which would render any of the terms of this Interlocal Cooperation Agreement unenforceable.

Section 12. NO PRESUMPTION

Should any provision of this Agreement require judicial interpretation, the Court interpreting or construing the same shall not apply a presumption that the terms hereof shall be more strictly construed against the party, by reason of the rule of construction that a document is

to be construed more strictly against the person who himself or through his agents prepared the same, it being acknowledged that all parties have participated in the preparation hereof.

Section 13. BINDING AGREEMENT

This Agreement shall be binding upon the heirs, successors, administrators, and assigns of each of the parties hereto.

Section 14. NOTICES

All notices, demands and other communications required or permitted to be given hereunder shall be in writing and shall be deemed to have been properly given if delivered by hand or by certified mail, return receipt requested, postage paid, to the parties at their addresses first above written, or at such other addresses as may be designated by notice given hereunder.

Section 15. ASSIGNMENT

The parties to this Agreement shall not assign this Agreement, or any part hereof, without the prior written consent of all other parties to this Agreement. No assignment shall relieve the original parties from any liability hereunder.

Section 16. GOVERNING LAW

All questions with respect to the construction of this Interlocal Cooperation Agreement, and the rights and liability of the parties hereto, shall be governed by the laws of the State of Utah.

Section 17. STATISTICAL REPORT

Utah County agrees to provide a statistical report on the use of the Bookmobile in VINEYARD pursuant to this Interlocal Cooperation Agreement every six months.

IN WITNESS WHEREOF, the parties have signed and executed this Interlocal Cooperation Agreement, on the dates listed below:

UTAH COUNTY

DATED this ____ day of _____ 2024.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

BRANDON B. GORDON, Chair

ATTEST:
AARON R. DAVIDSON
Utah County Clerk

By: _____
Deputy Clerk

ATTORNEY REVIEW

The undersigned, as the authorized attorney of Utah County, has reviewed the foregoing Interlocal Cooperation Agreement and finds it to be in proper form and in compliance with applicable law.

DATED this ____ day of _____ 2024.

By: _____
Deputy Utah County Attorney

VINEYARD CITY

APPROVED this ____ day of _____ 2024.

By: _____
Mayor

ATTEST: _____
City Recorder

ATTORNEY REVIEW

The undersigned, as the authorized attorney of Vineyard City, has reviewed the foregoing Interlocal Cooperation Agreement and finds it to be in proper form and in compliance with applicable law.

DATED this ____ day of _____ 2024.

By: _____
Legal Counsel for Vineyard City



VINEYARD CITY COUNCIL STAFF REPORT

Meeting Date: August 14, 2024

Agenda Item: Interlocal Agreement with Utah County - Waterfront Grant Amendment
(Resolution 2024-23)

Department: Planning

Presenter: Anthony Fletcher

Background/Discussion:

Utah County and the City of Vineyard entered into an agreement in 2020 for the use of Tourism, Recreation, Cultural, Convention, and Airport Facilities (TRCC) tax revenue to be provided to the city for use on the Vineyard Waterfront Project. This amendment to that agreement will extend the life of the grant to 2026.

Fiscal Impact:

Recommendation:

Sample Motion:

"I move to adopt..."

Attachments:

1. Resolution 2024-23
2. Vineyard Waterfront Amendment AMB 07.29.2024

RESOLUTION NO. 2024-23

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AMENDMENT TO
INTERLOCAL AGREEMENT 2020-839

WHEREAS, pursuant to the Utah Interlocal Cooperation Act, Utah Code Annotated, Section 11-13-1, et seq., 1953 as amended, governmental entities are allowed to enter into agreements for the joint provision of services; and

WHEREAS, Vineyard, Utah having determined that it is in the public interest and welfare of its residents previously entered into an agreement with Utah County for Tourism, Recreation, Cultural, Convention, and Airport Facilities Tax Revenue to be provided to the city for use on the Vineyard Waterfront Project. (Resolution 2020-18 and Agreement 2020-839);

WHEREAS, Vineyard City has presented updated project information and design elements to include in the plan for the Vineyard Waterfront Project which necessitates amending the previous agreement.

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF
VINEYARD AS FOLLOWS:

1. The Vineyard City Council authorizes the mayor to sign the agreement titled “Amendment to Agreement 2020-839 Between Utah County and Vineyard City Regarding the Vineyard Waterfront Project”, in the form attached hereto as Exhibit A.
2. This resolution shall take effect upon passing.

Passed and dated this 14th day of August 2024.

Mayor

Attest:

Deputy Recorder

**AMENDMENT TO AGREEMENT NO. 2020-839
BETWEEN UTAH COUNTY AND VINEYARD CITY REGARDING THE VINEYARD
WATERFRONT PROJECT**

Utah County and Vineyard City previously entered into an agreement, Utah County Agreement No. 2020-839.

WHEREAS, Vineyard City has presented updated project information and design elements to include in the plan for the Vineyard Waterfront Project;

WHEREAS, pursuant to mutual agreement between Utah County and Vineyard City, Agreement No. 2020-839, shall be amended.

NOW THEREFORE, in consideration of the foregoing, the mutual covenants made herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, County and Provo City hereby amend Agreement No. 2020-839 as follows:

- **(2) MAXIMUM REIMBURSEMENT AMOUNT.**

County agrees to reimburse Vineyard City for all expenses related to the development, operation, and maintenance of the Vineyard Waterfront Project. The maximum reimbursement amount will not exceed \$3,577,015.00. Vineyard City will be responsible for all expenses; the County will be responsible for reimbursing Vineyard City up to the maximum reimbursement amount in accordance with the terms of this agreement.

- **(3) METHOD OF PAYMENT.**

The parties agree that County will make payments to Vineyard City once County receives documented reimbursable costs incurred by Vineyard City for the purpose stated in paragraph 1. Vineyard City can send its invoices to the billing information listed on Schedule B. County may provide notice of a different billing address in the future through

a written or oral communication. No reimbursement for any costs incurred after May 31, 2026 and submitted after August 31, 2026 will be made by County to Vineyard City.

- All other terms and conditions of Agreement No. 2020-839 remain the same.

IN WITNESS WHEREOF, the parties have executed this Amendment to Agreement No. 2020-839 this _____ day of August 2024.

BOARD OF COUNTY COMMISSIONERS,
UTAH COUNTY, UTAH

By: _____
BRANDON B. GORDON, Chair

ATTEST:
AARON R. DAVIDSON
Utah County Clerk

By: _____
Deputy Clerk

APPROVED AS TO FORM:
JEFFREY S. GRAY
Utah County Attorney

By: _____
Deputy County Attorney

VINEYARD CITY

By: _____
Its: Mayor



VINEYARD CITY COUNCIL STAFF REPORT

Meeting Date: August 14, 2024

Agenda Item: Desk Surplus Approval

Department:

Presenter:

Background/Discussion:

Due to a decrease in available office space in the current city hall building, staff have been working on combining offices. This has generated a surplus of certain office equipment, whose value is over \$50 which, in accordance with policy, requires approval from the City Council.

Fiscal Impact:

Recommendation:

Staff recommends allowing the surplussing of the extra desk.

Sample Motion:

Attachments:

None



VINEYARD CITY COUNCIL STAFF REPORT

Meeting Date: August 14, 2024

Agenda Item: Public Hearing - Truth in Taxation

Department: Finance

Presenter: Kristie Bayles

Background/Discussion:

This staff report is prepared in accordance with Truth in Taxation (TNT) laws to provide the necessary context and justification for the proposed tax rates for the upcoming fiscal year. The purpose of this hearing is to allow residents an opportunity to comment on the proposed tax rates and provide feedback to the Mayor and City Council.

The Truth in Taxation law requires local governments to hold public hearings when proposing a property tax rate that exceeds the previous year's rate. This process ensures transparency and gives taxpayers a chance to voice their opinions regarding the tax implications. We recommend a certified tax rate of .003369. This 18% increase in the certified tax rate will allow Vineyard to fund 71% of public safety. The remaining 29% of public safety costs will still need to be covered by other revenue sources.

Fiscal Impact:

The estimated additional revenue generated from the proposed tax rate is \$600,000. All revenue collected from property taxes will be applied to public safety costs.

Recommendation:

Following the hearing, Mayor and Council should adopt Resolution 2024-805 approving the certified tax rate increase as presented.

Sample Motion:

"I move to adopt..." Resolution 2024-805 as presented.

Attachments:

None

ORDINANCE 2024-

AN ORDINANCE OF THE CITY COUNCIL OF VINEYARD DETERMINING THE RATE OF TAX FOR 2024/2025 TAX YEAR AND LEVYING TAXES UPON ALL REAL AND PERSONAL PROPERTY WITHIN VINEYARD CITY, UTAH

WHEREAS, the City Council of Vineyard must adopt the certified tax rate in conjunction with the adoption of the fiscal budget on an annual basis; and

WHEREAS, the requisite public notices and hearings have been published and conducted for the adoption of a certified tax rate that exceeds the rate established by the Utah County Auditor including all required notices and hearings as set forth in *Utah Code Ann.* §§59-2-919-923; and

WHEREAS, the certified tax rate must be adopted on or before the 30th day of August for this year;

NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF VINEYARD AS FOLLOWS:

Section 1. Tax Rate and Levy.

A. For the purpose of defraying the necessary and proper expenses of Vineyard City and for maintaining the government thereof, and consistent with the final adoption of a certified tax rate after consideration of an increased rate thought the Truth in Taxation process, it is hereby determined that the rate of the general property tax to be levied against all real and personal property within Vineyard City made taxable by law for the Fiscal Year 2024/2025, is hereby, and for purposes of the operating budget of the City until the final budget is approved, set at 0.003369 for the General Fund and General Purposes which rate does exceed the certified rate determined by the Utah County Auditor's Office.

B. There is hereby levied upon all real and personal property within Vineyard City made taxable by law in the Fiscal Year 2024/2025, for the fiscal year of Vineyard City ending June 30, 2025, the tax rate set forth above, on the taxable value of said property, to provide revenue for the Vineyard City General Fund, Capital Projects Fund and for general City purposes.

C. As required by law, the rate hereinabove determined and levied, along with all statements and information required by law, shall be reported to the Utah County Auditor, State of Utah, and the Utah State Tax Commission.

Section 2. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

Section 3. Effective Date. This Ordinance shall take effect immediately upon publication or posting, or twenty days after passage, whichever occurs first, as required by law, and shall be deposited and recorded in the office of the City Recorder.

PASSED and ADOPTED by the City Council of Vineyard, Utah this _____ day of _____, 2024.

Julie Fullmer, Mayor

Attest:

Tony Lara, Deputy Recorder

Utah State Tax Commission - Property Tax Division Resolution Adopting Final Tax Rates and Budgets	Form PT-800 Rev. 02/15
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Rev. 02/15

Tax Year: 2024

VINEYARD TOWN

2024

1. Fund/Budget Type	2. Revenue	3. Tax Rate
10 General Operations	3,953,636	0.003369
190 Discharge of Judgement		
	\$3,953,636	0.003369

This resolution is adopted after proper notice and hearing in accordance with UCA 59-2-919 and shall be forwarded to the County Auditor and the Tax Commission in accordance with UCA 59-2-913 and 29-2-920.

Signature of Governing Chair

Signature: _____ Date: _____

Title: _____

RESOLUTION 2024-24

A RESOLUTION OF THE CITY COUNCIL OF VINEYARD ADOPTING A FINAL BUDGET; MAKING APPROPRIATIONS FOR THE SUPPORT OF VINEYARD CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2024 AND ENDING JUNE 30, 2025.

WHEREAS, the Kristie Bayles, Finance Director of Vineyard City, as required by law, submitted to the City Council of Vineyard a tentative budget including all supporting schedules and data (herein the “*Tentative Budget*”) on May 8, 2024 for the Fiscal Year beginning July 1, 2024 and ending June 30, 2025; and

WHEREAS, the Tentative Budget was approved by the City Council on May 8, 2024, subject to the City proceeding with a Truth in Taxation hearing to consider public input on the proposed certified tax rate; and

WHEREAS, pursuant to law, the required notice for the Truth in Taxation hearing and the resulting budget was given by publication as required by law in advance of the Public Hearing; and

WHEREAS, all interested persons participating in the public hearing were given an opportunity to be heard, for or against, the estimate of revenues and expenditures or any item thereof in the Budget; and

WHEREAS, pursuant to law, the City Council, at a regularly scheduled meeting of the City Council, must adopt a final budget and set the property tax levy before the 30th day of August of as a result in the proposed increase in the certified tax rate; and

WHEREAS, the City Council finds that it is in the best interests of the citizens of Vineyard City to adopt a final budget as proposed, with the increase in certified tax rate for the City; and

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF VINEYARD AS FOLLOWS:

Section 1. Budget Adoption.

A. The budgeted amounts shown in *Exhibit A*, Vineyard City 2024/2025 Budget, attached hereto and by this reference incorporated herein, are hereby appropriated for the corporate purposes and objects of Vineyard, Utah for the Fiscal Year commencing July 1, 2024, and ending June 30, 2025, and are hereby adopted as the Budget of Vineyard, Utah for the Fiscal Year 2024-25, subject to any revisions that may be adopted through the Truth in Taxation process, as required by state law and as directed by the City Council.

B. Pursuant to law, a copy of the Budget shall be certified by the City Manager as the “Budget Officer” and shall be filed with the State Auditor within 30 days after adoption of the Budget.

C. Pursuant to law, a certified copy of the Budget shall be filed in the office of the City Recorder and shall be available for public inspection during regular business hours.

Section 2. Further Action.

A. In addition to the foregoing, the City Manager is hereby directed to implement any other necessary actions pertinent to the adoption of the Budget.

B. Budget surpluses in excess of the 25% maximum fund balance in the General Fund allowed by State law will be distributed to the Capital Projects Fund.

Section 3. Severability. If any section, part or provision of this Resolution is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts and provisions of this Resolution shall be severable.

Section 4. Effective Date. This Resolution shall become effective immediately upon its approval by the City Council.

PASSED and ADOPTED by the City Council of Vineyard, Utah this ____ day of _____, 2024.

Julie Fullmer, Mayor

Attest:

Tony Lara, Deputy Recorder