

## PUBLIC NOTICE

Notice is hereby given that the Tooele City Council and the Tooele City Redevelopment Agency will meet in a Business Meeting on Wednesday, January 15, 2025 at the hour of 7:00 p.m. The meeting will be held in the Tooele City Hall Council Chambers, located at 90 North Main Street, Tooele, Utah. The complete public notice is posted on the Utah Public Notice Website [www.utah.gov](http://www.utah.gov), the Tooele City Website [www.tooelecity.gov](http://www.tooelecity.gov), and at Tooele City Hall. To request a copy of the public notice or for additional inquiries please contact Michelle Pitt, City Recorder at (435)843-2111 or [michellep@tooelecity.gov](mailto:michellep@tooelecity.gov).

We encourage you to join the City Council meeting electronically by visiting the **Tooele City YouTube Channel**, at <https://www.youtube.com/@tooelecity> or by going to YouTube.com and searching "Tooele City Channel". If you are attending electronically and would like to submit a comment for the public comment period or for a public hearing item, please email [cmpubliccomment@tooelecity.gov](mailto:cmpubliccomment@tooelecity.gov) anytime up until the start of the meeting. Emails will be read at the designated points in the meeting.

## AGENDA

1. **Pledge of Allegiance**
2. **Roll Call**
3. **Public Comment Period**
4. **Selection of City Council & Redevelopment Agency Chair and Vice Chair Positions for 2025**
5. **Tooele Technical College Student of the Year and Annual Update**  
*Presented by President Paul Hacking*
6. **Second Quarter Economic Development Update**  
*Presented by John Perez, Economic Development Director*
7. **Ordinance 2025-01** An Ordinance of Tooele City Updating the City Fire Code by Amending Tooele City Code Title 3 Chapter 3 and Repealing Tooele City Code Title 3 Chapter 4  
*Presented by Matt Johnson, Assistant City Attorney*
8. **Ordinance 2025-02** An Ordinance of the Tooele City Council Amending Tooele City Code Chapter 6-5B Regarding Aggressive Animals  
*Presented by Roger Baker, City Attorney and Adrian Day, Chief of Police*
9. **Resolution 2025-01** A Resolution of the Tooele City Council Amending the Tooele City Fee Schedule for Parks and Recreation Building Community Room Use Fees  
*Presented by Darwin Cook, Parks & Recreation Director*
10. **Resolution 2025-02** A Resolution of the Tooele City Council Amending the Tooele City Fee Schedule for the Pratt Aquatics Center  
*Presented by Darwin Cook, Parks & Recreation Director*

**11. Arbor Day Proclamation**

*Presented by Darwin Cook, Parks & Recreation Director*

**12. Invoices & Purchase Orders**

*Presented by Michelle Pitt, City Recorder*

**13. Minutes**

- ~December 18, 2024 RDA Meeting
- ~December 18, 2024 Work Meeting
- ~December 18, 2024 Business Meeting

**14. Adjourn**

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Michelle Y. Pitt, Tooele City Recorder

Pursuant to the Americans with Disabilities Act, individuals needing special accommodations should notify Michelle Y. Pitt, Tooele City Recorder, at 435-843-2111 or [michellep@tooelecitey.gov](mailto:michellep@tooelecitey.gov), prior to the meeting.

## TOOELE CITY CORPORATION

### ORDINANCE 2025-01

#### **AN ORDINANCE OF TOOELE CITY UPDATING THE CITY FIRE CODE BY AMENDING TOOELE CITY CODE TITLE 3 CHAPTER 3 AND REPEALING TOOELE CITY CODE TITLE 3 CHAPTER 4.**

WHEREAS, Utah Constitution, Article XI, Section 5 directly confers upon Utah's charter cities, including Tooele City, "the authority to exercise all powers relating to municipal affairs, and to adopt and enforce within its limits, local police, sanitary and similar regulations not in conflict with the general law"; and,

WHEREAS, Utah Code Section 10-8-84 enables Tooele City to "pass all ordinances and rules, and make all regulations . . . as are necessary and proper to provide for the safety and preserve the health, and promote the prosperity, improve the morals, peace and good order, comfort, and convenience of the city and its inhabitants, and for the protection of property in the city"; and,

WHEREAS, by authority of Tooele City Charter Section 2-06, the Fire Department is a Tooele City administrative department, the operations of which are supervised by the Mayor (see Charter Section 2-06 and Tooele City Code Section 1-6-4); and,

WHEREAS, Fire Department authorities, duties, and activities are regulated by Tooele City Code Title 3; and,

WHEREAS, Chapter 3-3 adopts and enforces the International Fire Code ("IFC") in Tooele City; and,

WHEREAS, Chapter 3-4 regulates the sale, use, and display of fireworks in Tooele City; and,

WHEREAS, it is customary and good practice to review and update Tooele City Code in order to ensure consistency with current practices, procedures, and laws; and,

WHEREAS, much of Chapter 3-3 is now outdated or obsolete, and the City Administration recommends that Chapter 3-3 be amended as shown in Exhibit A, so that it is consistent with current practices, procedures, and laws that include the IFC; and,

WHEREAS, the City Administration recommends that Chapter 3-4 be repealed because its terms have been preempted by Utah State Code:

NOW, THEREFORE, BE IT ORDAINED BY TOOELE CITY that: Tooele City Code Title 3 Chapter 3 is hereby amended, as shown in Exhibit A; and, that Tooele City Code Title 3 Chapter 4 is hereby repealed in its entirety.

This Ordinance is necessary for the immediate preservation of the peace, health, safety, and welfare of Tooele City and its residents and businesses and shall become effective upon passage, without further publication, by authority of the Tooele City Charter.

IN WITNESS WHEREOF, this Ordinance is passed by the Tooele City Council this \_\_\_\_ day of \_\_\_\_\_, 2025.

TOOELE CITY COUNCIL

(For)

(Against)

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ABSTAINING: \_\_\_\_\_

MAYOR OF TOOELE CITY

(Approved)

(Disapproved)

\_\_\_\_\_  
(If the mayor approves this ordinance, the City Council passes this ordinance with the Mayor's approval. If the Mayor disapproves this ordinance, the City Council passes the ordinance over the Mayor's disapproval by a super-majority vote (at least 4). If the Mayor neither approves nor disapproves of this ordinance by signature, this ordinance becomes effective without the Mayor's approval or disapproval. UCA 10-3-704(11).)

ATTEST:

\_\_\_\_\_  
Michelle Y. Pitt, City Recorder

S E A L

Approved as to Form: \_\_\_\_\_  
Roger Evans Baker, City Attorney

## Exhibit A

Tooele City Code Title 3 Chapter 3

## CHAPTER 3. FIRE CODE

### 3-3-1. International fire code.

### 3-3-2. Enforcement.

### 3-3-3. Definitions.

### 3-3-4. Conflict.

### 3-3-5. ~~Applications~~~~Amendments~~ made ~~underin~~ the "International Fire Code".

### 3-3-6. Establishment of limits of districts in which storage of flammable or combustible liquids in outside aboveground tanks is prohibited. (Repealed)

### 3-3-7. —Establishment of limits in which storage of liquefied petroleum gases is to be restricted. (Repealed)

### 3-3-8. Establishment of limits of districts in which storage of explosive materials is to be prohibited. (Repealed)

### 3-3-9. Flammable and combustible liquids. (Repealed)

### 3-3-10. Fires on paved streets prohibited.

### 3-3-11. Appeals. (Repealed)

### 3-3-12. New materials, processes, or occupancies which may require permits. (Repealed)

### 3-3-13. Penalties.

### 3-3-14. Internal Coaxial Antennas. (Repealed)

### 3-3-15. Smoke and Heat Vents. (Repealed)

### 3-3-16. Key Lock Box System.

### 3-3-1. International Fire Code.

Tooele City recognizes that the State of Utah has adopted the International Fire Code, as amended and/or revised, as law governing the State of Utah and all political subdivisions thereof. To the extent that Tooele City is not preempted by the law of the State of Utah from adopting the International Fire Code as an ordinance of Tooele City, its most current edition is so adopted, including its Appendices B, C, D, F, and H.

(Ord. 2022-44, 12-21-2022) (Ord. 2005-14, 06-15-2005)

(Ord. 2004-15, 10-20-2004) (Ord. 1998-04, 01-21-1998)

(Ord. 1995-04, 05-19-1995)

### 3-3-2. Enforcement.

The "International Fire Code" and the "International Fire Code Standards" shall be enforced by the ~~Tooele City~~ ~~Fire Department~~ in coordination with the Community Development Department.

(Ord. \_\_\_\_\_, \_\_\_\_-\_\_\_\_-\_\_\_\_) (Ord. 2022-05, 02-02-2022)

(Ord. 2004-15, 10-20-2004) (Ord. 1995-04, 05-19-1995)

### 3-3-3. Definitions.

As used in the "International Fire Code":

(1) "Authority having jurisdiction" means Fire Chief or Fire Marshal.

(2) "Fire Code Authority" or "Fire Code Official" means Fire Marshal.

(3) "Jurisdiction" means Tooele City.

—(2) "~~Chief of the bureau of fire prevention~~" means the fire chief.

(Ord. \_\_\_\_\_, \_\_\_\_-\_\_\_\_-\_\_\_\_) (Ord. 2004-15, 10-20-2004)

(Ord. 1995-04, 05-19-1995)

### 3-3-4. Conflict.

The provisions of the "International Fire Code" shall be read and interpreted whenever possible so as to comply with the provisions of the zoning, building, and other ordinances of Tooele City. If a conflict between the "International Fire Code" and another ordinance arises, the conflicting provisions shall be interpreted to first provide for the greatest safety of the property and citizens of the community, and second to provide as nearly as possible for the accomplishment of the intent of the "International Fire Code."

(Ord. \_\_\_\_\_, \_\_\_\_-\_\_\_\_-\_\_\_\_) (Ord. 2004-15, 10-20-2004)

(Ord. 1995-04, 05-19-1995)

### 3-3-5. ~~Applications~~~~Amendments~~ made ~~underin~~ the "International Fire Code."

Applications for permits made under ~~Section 105~~ of the "International Fire Code" shall be made to the ~~Fire Marshal~~ ~~Tooele City Engineering Department~~.

(Ord. \_\_\_\_\_, \_\_\_\_-\_\_\_\_-\_\_\_\_) (Ord. 2004-15, 10-20-2004)

(Ord. 1995-04, 05-19-1995)

### 3-3-6. Establishment of limits of district in which storage of flammable or combustible liquids in outside aboveground tanks is prohibited. (Repealed) Establishment of limits of districts in which storage of flammable or combustible liquids in outside aboveground tanks is prohibited.

—The limits referred to in Section 7902 of the "International Fire Code" in which the storage of flammable or combustible liquids is restricted are hereby established as follows: in M-D and M-G zoning districts by permitted use, and in C-G zoning districts by conditional use only.

(Ord. \_\_\_\_\_, \_\_\_\_-\_\_\_\_-\_\_\_\_) (Ord. 2004-15, 10-20-2004)

(Ord. 1995-04, 05-19-1995)

### 3-3-7. Establishment of limits in which storage of liquefied petroleum gases is to be restricted. (Repealed) Establishment of limits in which storage of liquefied petroleum gases is to be restricted.

—The limits referred to in Sections 8204 and 8212 in which the storage of liquefied petroleum gas is restricted are hereby established as follows: in M-D and M-G zoning districts by permitted use, and in C-G zoning districts by conditional use only.

(Ord. \_\_\_\_\_, \_\_\_\_-\_\_\_\_-\_\_\_\_) (Ord. 1995-04, 05-19-1995)

### 3-3-8. Establishment of limits of districts in which storage of explosive materials is to be prohibited. (Repealed) Establishment of limits of districts in which storage of explosive materials is to be prohibited.

—The limits referred to in Section 7702 of the "International Fire Code" in which storage of explosive materials is prohibited are hereby established as follows: in M-D, M-G, and C-G zoning districts by conditional use only.

(Ord. \_\_\_\_ - \_\_, \_\_ - \_\_ - \_\_\_\_)(Ord. 2004-15, 10-20-2004)  
(Ord. 1995-04, 05-19-1995)

**3-3-9. Flammable and combustible liquids. (Repealed)Flammable and combustible liquids.**

—Section 7901.1.1 of the "International Fire Code" is amended by adding the following: "No flammable or combustible liquid shall be dispensed from, transported in, or stored in any glass, crockery, or similar breakable container."

(Ord. \_\_\_\_ - \_\_, \_\_ - \_\_ - \_\_\_\_)(Ord. 2004-15, 10-20-2004)  
(Ord. 1995-04, 05-19-1995)

**3-3-10. Fires on paved streets prohibited.**

It is unlawful for any person to build, maintain, or assist in building or maintaining any fire upon any paved street. A violation of this Section is a class C misdemeanor.

(Ord. \_\_\_\_ - \_\_, \_\_ - \_\_ - \_\_\_\_)(Ord. 1995-04, 05-19-1995)

**3-3-11. Appeals. (Repealed)Appeals.**

—Whenever the chief disapproves an application or refuses to grant a permit applied for, or when it is claimed that the provisions of this chapter or the "International Fire Code" do not apply or that their true intent and meaning have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the chief to the board of appeals created under authority of Section 108 of the "International Fire Code."

(Ord. \_\_\_\_ - \_\_, \_\_ - \_\_ - \_\_\_\_)(Ord. 2004-15, 10-20-2004)  
(Ord. 1995-04, 05-19-1995)

**3-3-12. New materials, processes, or occupancies which may require permits. (Repealed)New materials, processes, or occupancies which may require permits.**

—The chief of the fire department shall determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes, or occupancies for which permits are required in addition to those now enumerated in the "International Fire Code." The fire chief shall post a list of such new materials, processes, or occupancies in a conspicuous place at the fire department and distribute copies thereof to interested persons.

(Ord. \_\_\_\_ - \_\_, \_\_ - \_\_ - \_\_\_\_)(Ord. 2004-15, 10-20-2004)  
(Ord. 1995-04, 05-19-1995)

**3-3-13. Penalties.**

(1) Any person who violates or fails to comply with any of the provisions of this chapter, the "International Fire Code", or the "International Fire Code Standards," is guilty of a class C misdemeanor.

(2) Any person or who violates or fails to comply with any order or other action taken by the Fire Department pursuant to the International Fire Code or International Fire Code Standards is guilty of a class C misdemeanor, if the order or other action is not appealed or is affirmed upon appeal.

(3) Any person who violates any order or other action taken by the Fire Department pursuant to the International Fire Code or International Fire Code Standards as subsequently modified upon appeal is guilty of a class C

misdemeanor.

(4) All appeals must be taken in accordance with the International Fire Code.

(5) made thereunder, or who builds in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who fails to comply with such an order as affirmed or modified by the board of appeals or by a court of competent jurisdiction, within the time fixed herein, shall severally for each and every such violation and noncompliance, respectively, be guilty of a class C misdemeanor. The imposition of one penalty for any violation shall not excuse the violation or permit the violation to continue. All such persons shall be required to correct or remedy such violations or defects within a reasonable time. When not otherwise specified, each day that prohibited conditions are maintained shall constitute a separate offense.

(62) The application of any the penalty identified in Subsection (1) of this Section shall not be held to prevent the enforced removal of prohibited conditions.

(Ord. \_\_\_\_ - \_\_, \_\_ - \_\_ - \_\_\_\_)(Ord. 2004-15, 10-20-2004)  
(Ord. 1995-04, 05-19-1995)

**3-3-14. Internal Coaxial Antennas. (Repealed)Internal Coaxial Antennas**

All new Type II (Fire Resistive) and Type II (Non-combustible) construction over 25,000 square feet and all buildings of "Unlimited Area" construction will require the installation of an "Internal Coaxial Antenna" which supports the Tooele County Public Safety radio communications system. Implementation of this ordinance shall be pursuant to an Administrative Policy recommended by the fire chief and approved by the Mayor.

(Ord. \_\_\_\_ - \_\_, \_\_ - \_\_ - \_\_\_\_)(Ord. 2006-12, 04-27-2006)  
(Ord. 2001-26, 08-15-2001)(Ord. 2001-21, 06-20-2001)

**3-3-15. Smoke and Heat Vents. (Repealed)Smoke and Heat Vents:**

(1) All new commercial and rebuilt commercial roof-ceiling assemblies that are not exempted by this ordinance, which are constructed of lightweight unprotected or non-rated metal, and/or wood framed roof systems utilizing wood panels, and/or trussed combustible construction systems, require the installation of approved "Smoke and Heat Vents" to provide for automatic ventilation of structures in the event of a fire. The word "rebuilt" shall mean and apply to any existing structure which undergoes more than fifty percent (50%) structural framing renovation of the roof.

(2) One (1) 2 foot by 4 foot (2' X 4') "Smoke and Heat Vent" shall be installed for every zero to fifteen hundred (0'-1500') square feet of the top floor's floor space in non-sprinkled buildings, or one (1) skylight type 4-foot by 4-foot (4' X 4') "Smoke and Heat Vent" for every zero to three-thousand (0'-3000') square feet of the top floor's floor space. "Smoke and Heat Vents" shall have a minimum nominal unobstructed opening of two feet by four feet (2' x 4') or four feet by four feet (4' x 4'), respectfully. Approved fusible link "Smoke and Heat Vents" with unobstructed



openings of four feet by four feet (4' x 4') for every three-thousand (3000')square feet of the top floor's floor space are also acceptable. The "Smoke and Heat Vents" shall be evenly separated with one (1) "Smoke and Heat Vent" every fifteen-hundred or three-thousand (1500' or 3000') square feet depending on the installation preference. The interior termination points shall penetrate rated or non-rated ceiling structures and be located in common areas of the top floor. The "Smoke and Heat Vents" shall be installed with a minimum of a 1-hour fire rated chase. The opening must be unobstructed by structural elements. In the event there is no enclosed attic, "Smoke and Heat Vents" shall be installed without a rated chase. Security screening may be installed which does not significantly decrease the area of the unobstructed opening. The screening may not hamper more than 10% of the opening.

(3) Exemptions.

~~(a) Single-family dwellings and multiple-family dwellings of four (4) units or less are exempt from these requirements. (b) Multiple-family apartment/condominium/ town-house type buildings with each apartment having an exterior egress with no common interior hallways are exempt from these requirements.~~

~~(c) Multiple-family dwellings not exempt that have common hallways shall have at least one (1) two-foot by four-foot (2' x 4') approved skylight in each apartment/condominium/townhouse as specified above. These dwellings shall also be required to meet the requirements of this Section for installation of "Smoke and Heat Vents" as applied to common areas of the top floor's floor space.~~

~~(d) Unoccupied storage units with individual exterior openings are exempt from these requirements.~~

~~(e) Occupancies/Buildings that have engineered and designed smoke and heat removal systems, which meet the intent of this ordinance, are exempt from these requirements. The Fire Department Chief or designated representative will determine and approve any such exemption.~~

~~(Ord. \_\_\_\_-\_\_, \_\_-\_\_-\_\_\_\_)(Ord. 2003-22, 07-15-2003)~~

~~(Ord. 2001-27, 8-15-2001)~~

**3-3-16. Key Lock Box System.**

(1) As a condition of any building permit approval, the following structures shall be equipped with a key lock box at or near the main entrance or such other location required by the ~~Tooele City~~ Fire Chief:

(a) non-residential structures protected by an automatic alarm system or automatic suppression system, or that are secured in a manner that restricts access during an emergency; and,

(b) multi-family residential structures that have restricted access through locked doors and have a common corridor for access to the living units.

(2) All newly constructed structures subject to this Section shall have a key lock box installed and operational prior to the issuance of an occupancy permit. All existing structures subject to this Section that are required to obtain a building permit for any purpose shall have a key

lock box installed and operational prior to the final City building inspection.

(3) The Fire Chief shall designate the type of key lock box system to be implemented within the City and shall have the authority to require all structures to use the designated system.

(4) The owner or operator of a structure required to have a key lock box shall, at all times, keep a key in the lock box that will allow for access to the structure.

(5) The Fire Chief shall be authorized to implement rules and regulations for the use of the lock box system.

(Ord. \_\_\_\_-\_\_, \_\_-\_\_-\_\_\_\_) (Ord. 2009-17, 11-18-2009)



**TOOELE CITY CORPORATION**

**ORDINANCE 2025-02**

**AN ORDINANCE OF THE TOOELE CITY COUNCIL AMENDING TOOELE CITY CODE CHAPTER 6-5B REGARDING AGGRESSIVE ANIMALS.**

WHEREAS, Utah Constitution, Article XI, Section 5 directly confers upon Utah’s charter cities, including Tooele City, “the authority to exercise all powers relating to municipal affairs, and to adopt and enforce within its limits, local police, sanitary and similar regulations not in conflict with the general law”; and,

WHEREAS, Utah Code Section 10-8-84 authorizes Tooele City to “pass all ordinances and rules, and make all regulations . . . as are necessary and proper to provide for the safety and preserve the health, and promote the prosperity, improve the morals, peace and good order, comfort, and convenience of the city and its inhabitants, and for the protection of property in the city”; and,

WHEREAS, Utah Code Section 10-8-65 authorizes Tooele City to regulate the keeping of dogs; and,

WHEREAS, Utah Code Title 18 governs dogs, including attacking dogs and owner responsibility for injuries and damages caused by dogs; and,

WHEREAS, Tooele City Code Title 6 regulates the keeping of animals in Tooele City, and Chapter 6-5b regulates aggressive animals; and,

WHEREAS, for clarity and predictability for City staff and the public, and for the protection of City staff and the public from aggressive dogs, the City Administration recommends that Chapter 6-5b be amended as shown in Exhibit A; and,

WHEREAS, the City Administration recommends that Chapter 6-5b be amended to address owner responsibility for damages and injuries caused by aggressive animals, and that the authority to capture or kill an aggressive animal be clarified, both as consistent with Utah Code Title 18:

NOW, THEREFORE, BE IT ORDAINED BY THE TOOELE CITY COUNCIL that Chapter 6-5b of the Tooele City Code is hereby amended as shown in Exhibit A.

This Ordinance is necessary for the immediate preservation of the peace, health, safety, and welfare of Tooele City and its residents and businesses and shall become effective upon passage, without further publication, by authority of the Tooele City Charter.

IN WITNESS WHEREOF, this Ordinance is passed by the Tooele City Council this \_\_\_\_ day of \_\_\_\_\_, 2024.

TOOELE CITY COUNCIL

(For)

(Against)

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ABSTAINING: \_\_\_\_\_

MAYOR OF TOOELE CITY

(Approved)

(Disapproved)

\_\_\_\_\_  
(If the mayor approves this ordinance, the City Council passes this ordinance with the Mayor's approval. If the Mayor disapproves this ordinance, the City Council passes the ordinance over the Mayor's disapproval by a super-majority vote (at least 4). If the Mayor neither approves nor disapproves of this ordinance by signature, this ordinance becomes effective without the Mayor's approval or disapproval. UCA 10-3-704(11).)

ATTEST:

\_\_\_\_\_  
Michelle Y. Pitt, City Recorder

S E A L

Approved as to Form: \_\_\_\_\_  
Roger Evans Baker, City Attorney

# Exhibit A

## Amendments to TCC Chapter 6-5b

## CHAPTER 5. NUISANCE ANIMALS

**6-5-1. Repealed.** (Ord. 1996-03, 02-07-1996)

**6-5-2. Repealed.** (Ord. 1996-03, 02-07-1996)

**6-5-3. Nuisance animals.**

**6-5-4. Repealed.** (Ord. 2003-28, 12-17-2003)

**6-5-5. Repeated offenses.**

**6-5-6. Penalties.**

**6-5-1. Repealed.**

(Ord. 1996-03, 02-07-1996)

**6-5-2. Repealed.**

(Ord. 1996-03, 02-07-1996)

**6-5-3. Nuisance animals.**

Any owner or person having charge, care, custody, or control of an animal or animals causing a nuisance as defined below shall be in violation of this Chapter and subject to the penalties provided herein. The following shall be deemed a nuisance:

(1) Any animal which:

(a) causes damage to the property of anyone other than its owner;

(b) causes unreasonable fouling of the air by odors;

(c) causes unsanitary conditions in its enclosures or surroundings;

(d) creates a breeding place for flies or other insects;

(e) defecates on any public sidewalk, park strip, park, or building, or on any private property without the consent of the owner of such private property, unless the person owning, harboring, or having care, charge, custody, or control of such animal shall bag and remove immediately such defecation to a proper trash receptacle;

(f) barks, whines, howls, or makes other noises in an excessive, continuous, disturbing, or untimely fashion;

(g) unreasonably disturbs passersby or chases passing vehicles;

(h) is in violation of Chapter 5-6b (Aggressive Animals);

(i) engages in actions during any 12-month period resulting in 3 or more criminal convictions.

(2) Any animals which, by virtue of the number maintained, are determined by an officer or the Tooele County Health Department to be offensive or dangerous to the public health, welfare, and safety.

(Ord. 2020-33, 08-27-2020) (Ord. 2017-07, 03-15-2017)

(Ord. 2003-28, 12-17-2003) (Ord. 1996-03, 02-07-1996)

**6-5-4. Repealed.**

(Ord. 2003-28, 12-17-2003)

**6-5-5. Repeated offenses.**

(1) A dog or cat owner shall forfeit to the City all dogs and cats that, individually or collectively, gave rise to violations of Title 6 for which convictions entered on 3 or more separate occasions during a 12-month period

against persons owning, harboring, or having charge, care, custody, or control of those dogs or cats. Upon the third conviction, the City Attorney's Office may petition a court of competent jurisdiction to compel forfeiture. After the court enters the appropriate order, the Division shall impound all dogs and cats that gave rise to the convictions. Any dog or cat impounded pursuant to this Section shall be dealt with in accordance with the provisions of this Title for impounded animals, except that the owner or the owner's agent shall not be allowed to redeem the impounded animal or animals under any circumstances.

(2) An owner of a nuisance-causing animal other than a dog or a cat shall eliminate the nuisance. Upon the third nuisance conviction and/or abatement, the City Attorney's Office may petition a court of competent jurisdiction to compel permanent removal of the animal from the Tooele City corporate limits.

(Ord. 2023-32, 08-03-2023) (Ord. 2017-07, 03-15-2017)

(Ord. 2008-11, 11-05-2008) (Ord. 2003-28, 12-17-2003)

(Ord. 1996-03, 02-07-1996) (Ord. 1981-14, 05-25-1981)

**6-5-6. Penalties.**

(1) Every person who violates any provision of Section 6-5-3 is guilty of a class C misdemeanor.

(2) Each and every day that a violation of Section 6-5-3 continues shall constitute a separate offense. (Ord. 2017-07, 03-15-2017) (Ord. 2003, 12-17-2003) (Ord. 1996-03, 02-07-1996)

**CHAPTER 5a. Repealed. (Ord. 2003-28, 12-17-2003)**

## CHAPTER 5b. AGGRESSIVE ANIMALS.

### 6-5b-1. Attacking animals.

### 6-5b-2. Animal bite of a human being.

### 6-5b-3. Animal bite of another domestic animal.

### 6-5b-4. Affirmative defenses.

### 6-5b-5. Impoundment – biting dogs and cats.

### 6-5b-6. Potentially dangerous and dangerous dogs and cats- application for hearing.

### 6-5b-7. Hearing procedures with the Division.

### 6-5b-8. Appeal.

### 6-5b-9. Penalties.

### 6-5b-10. Law enforcement animals.

### 6-5b-11. Authority to capture.

### 6-5b-12. Owner responsibility.

### 6-5b-1. Attacking animals.

(1) Subject to the affirmative defenses of Section 6-5b-4, any person owning or having charge, care, custody, or control of any animal is guilty of a class C misdemeanor if the animal approaches, chases, worries, threatens, or attacks:

(a) any person in a manner that causes the person to fear for their life, health, or safety; or,

(b) any domestic animal, livestock, or protected wildlife, resulting in injury or death.

~~any human being or domesticated animal upon public or private property in an apparent attitude of attack.~~

(2) This is a strict liability offense.

(Ord. 2017-07, 03-15-2017) (Ord. 2003-28, 12-17-2003)

### 6-5b-2. Animal bite of a human being.

Subject to the affirmative defenses of Section 6-5b-4, any person owning or having charge, care, custody, or control of an animal that bites any human being upon public or private property, whether or not the bite breaks the skin, is guilty of a class B misdemeanor. This is a strict liability offense.

(Ord. 2017-07, 03-15-2017) (Ord. 2003-28, 12-17-2003)

### 6-5b-3. Animal bite of another domestic animal.

Subject to the affirmative defenses of Section 6-5b-4, any person owning or having charge, care, custody, or control of an animal that bites another domestic animal upon public or private property is guilty of a class C misdemeanor. This is a strict liability offense.

(Ord. 2017-07, 03-15-2017) (Ord. 2003-28, 12-17-2003)

### 6-5b-4. Affirmative defenses.

The following are affirmative defenses to prosecution under Sections 6-5b-1, 6-5b-2, and 6-5b-3:

(1) The victim was tormenting, abusing, or assaulting the animal or has, in the recent past, tormented, abused, or assaulted the animal.

(2) The victim was committing or attempting to commit a crime.

(3) The victim was trespassing on private property owned, leased, or rented by the person keeping the animal.

(4) The animal was on a substantial leash or lead, or within fenced private property owned, leased, or rented by

the person keeping the animal, and the animal was responding to attack or to intrusion upon the property by another animal.

(Ord. 2017-07, 03-15-2017) (Ord. 2003-28, 12-17-2003)

### 6-5b-5. Impoundment – biting dogs and cats.

(1) The Division shall immediately impound, or otherwise deliver for quarantine, any dog or cat where the Division has reason to believe the animal has bitten a human being or domesticated animal without provocation.

(2) After 10 days and subject to the terms of Section 6-6-7, the shelter shall return the impounded animal to the animal's owner or custodian upon payment of the applicable fees unless a complaint pursuant to Section 6-5b-6 has been filed. If a complaint has been filed, the shelter shall retain the animal until proceedings are complete and a final determination has been made whether the animal is dangerous or potentially dangerous. If the animal is ultimately declared dangerous or potentially dangerous, the animal's owner or custodian shall be responsible for all expenses of the impoundment.

(3) In lieu of impoundment, the Division may allow the animal to be confined at the owner's or custodian's expense in a City approved kennel or veterinary facility within the city. The owner or custodian shall not remove the animal from the kennel or veterinary facility without the prior written approval of the Shelter supervisor or authorized representative.

(4) Any person who owns or possesses the animal to be impounded and who refuses to surrender the animal upon demand of the Division is guilty of a class B misdemeanor.

(Ord. 2023-32, 08-03-2023) (Ord. 2017-07, 03-15-2017)

(Ord. 2008-11, 11-05-2008) (Ord. 2003-28, 12-17-2003)

### 6-5b-6. Potentially dangerous and dangerous dogs and cats - application for hearing.

(1) Upon written application of the Division or any other person alleging that a dog or cat is or is not dangerous or potentially dangerous, the Department hearing examiner shall conduct a hearing to determine whether an animal is a potentially dangerous or dangerous animal. The application must be filed with the Department within 30 days of impoundment of the animal by the Division or other Division determination that the animal is dangerous or potentially dangerous. The application shall state the legal and factual grounds supporting the application. The hearing examiner will not conduct a hearing on an application that does not state the legal and factual grounds supporting the application. The hearing shall be conducted in accordance with the procedures provided by Section 6-5b-7.

(2) A dog or cat shall be declared potentially dangerous if, unprovoked, it:

(a) has violated Section 6-5b-1, 6-5b-2, or 6-5b-3, to a degree other than that specified under subparagraph (3) ~~bit a human being or domesticated animal whether on public or private property;~~

(b) ~~chased or approached a person upon public or private property in an apparent attitude of attack; or,~~



~~(c)~~ has a known propensity to attack unprovoked, or to cause injury or otherwise to threaten the safety of humans or domesticated animals.

(3) A dog or cat shall be declared dangerous when the animal has done any of the following:

(a) killed a human being or inflicted injury on a human being that created or caused protracted physical pain, permanent disfigurement, or temporary or permanent impairment of any bodily member or organ;

(b) without provocation, killed a pet, livestock, farm animal, or other domesticated animal;

(c) bitten or endangered the safety of humans or domesticated animals after previously having been found to be potentially dangerous; or,

(d) done any of the acts listed in subparagraph (2) that would classify the animal as potentially dangerous, but after a hearing held pursuant to Section 6-5b-7, the hearing examiner reasonably believes that the animal poses an unreasonable risk of inflicting death or substantial bodily injury on a human being or domesticated animal.

(4) In making a determination whether a dog or cat is potentially dangerous or dangerous, the hearing examiner shall consider each of the following factors:

(a) any previous history of the animal attacking or biting a human being or domesticated animal;

(b) the nature and extent of injuries inflicted and the number and ages of victims involved;

(c) the location where the attack took place;

(d) the presence or absence of any provocation or other circumstance that would justify or explain the bite or attack;

(e) the extent to which property has been damaged or destroyed;

(f) whether the animal exhibits any characteristics of being trained for fighting or attacking, and any evidence to show such training;

(g) whether the animal exhibits characteristics of aggressive or unpredictable temperament or behavior in the presence of human beings or domesticated animals;

(h) whether the animal can be effectively trained or retrained to change its temperament or behavior;

(i) the manner in which the animal has been kept by its owner or custodian;

(j) the owner's or custodian's past and future ability and willingness to train and control the animal;

(k) any other relevant information or evidence regarding the ability of the owner or custodian, or the Division, to protect the public safety in the future if the animal is permitted to remain in the city.

(5) If the hearing examiner determines that the dog or cat is potentially dangerous, and if the owner or custodian is able and willing to properly train, handle, and maintain the animal, the hearing examiner may impose reasonable terms, conditions, and restrictions upon the owner's or custodian's continued possession of the animal and the training, handling, and maintenance of the animal to protect the public health, safety, and welfare.

(6) If the hearing examiner determines that the dog or

cat is dangerous, the Division shall order the shelter supervisor to humanely destroy the animal.

(7) Unless otherwise precluded by order of a court of competent jurisdiction, the shelter supervisor shall authorize the destruction of the dog or cat 5 business days after a final determination either by the Chief of Police (or designee), or by the Administrative Hearing Officer under Chapter 1-28, that the animal is dangerous.

(8) Any dog or cat that is determined to be potentially dangerous by the hearing examiner shall be permanently identified as such by the Division by the use of photographs or permanent marking, or both, prior to the animal's release from impound or confinement.

(9) Any dog or cat that is determined to be potentially dangerous, or that is determined to not be dangerous or potentially dangerous, shall be presumed abandoned if the animal is not redeemed from impound within 5 business days of notice of the determination, and may thereafter be humanely destroyed, adopted, or otherwise disposed of.

(Ord. 2017-07, 03-15-2017) (Ord. 2008-11, 11-05-2008)

(Ord. 2003-28, 12-17-2003)

#### **6-5b-7. Hearing procedures with the Division.**

(1) The Chief of Police shall appoint a hearing examiner who shall exercise all powers relating to the conduct of the hearing on the application.

(2) After receiving an application alleging that a dog or cat is dangerous or potentially dangerous, the Department shall give notice of the hearing to the applicant and to the owner or custodian of the animal. The notice shall include the following:

(a) the purpose and reason for holding the hearing;

(b) the requested remedy or penalty; and,

(c) the time and place where the hearing is to be held.

(3) At the hearing, the owner of the animal, the complainant or complainants, if any, and the Division shall be given an opportunity to present evidence and to call and cross-examine witnesses.

(4) The hearing examiner may continue the hearing from time to time upon good cause being shown.

(5) Hearings need not be conducted according to technical rules relating to evidence or witnesses. Any relevant evidence shall be admissible if it is the sort of evidence on which responsible persons are accustomed to rely in conduct of serious affairs, regardless of the existence of any common law or statutory rule to the contrary. Hearsay evidence may be admitted for the purpose of supplementing or explaining any direct evidence, but generally will not be sufficient in itself to support a finding. Oral evidence shall be taken only on oath or affirmation. Other evidence may be admitted upon proffer.

(6) A recording or transcript of the hearing may be taken at the expense of the party desiring the record.

(7) The burden is on the Division or complainant to show by a preponderance of the evidence that the animal

should be declared dangerous or potentially dangerous.

(8) Unless otherwise granted additional time by the Chief of Police, the hearing examiner shall, within 10 days of the conclusion of any hearing, submit a written report to the Chief of Police containing a summary of the evidence and stating the hearing examiner's findings and recommendations. The report shall be a public record and shall be served upon the owner of the animal by certified mail. A failure by the hearing examiner to submit a timely report shall not constitute grounds to challenge, overrule, or otherwise annul the hearing examiner's recommendations or the Police Chief's subsequent decision.

(9) If the hearing examiner determines that the animal is potentially dangerous, the hearing examiner shall make recommendations in accordance with Sections 6-5b-6(5). Terms, conditions, or restrictions may include the following:

- (a) selection of locations within the owner's property or premises where the animal must be kept;
- (b) requirements as to size, construction, materials, and design of an enclosure where the animal must be kept;
- (c) specialized training from a trainer or training program approved by the Division to correct any of the animal's behavioral problems;
- (d) prohibiting the addition of any new animal at the premises;
- (e) types and methods of restraint, or muzzling, or both;
- (f) photo identification or permanent marking, or both, for purposes of identification;
- (g) payment of an additional annual \$50 license fee;
- (h) procurement and maintenance of a \$25,000 liability policy insuring against personal injuries that may be caused by the animal; and,
- (i) revocation of the animal license or permit.

(10) The Chief of Police shall review the hearing examiner's findings and recommendations. The Chief of Police may adopt or reject the findings of the hearing examiner, or may adopt or modify the recommendations of the hearing examiner, or may return the matter to the hearing examiner requesting additional evidence, findings, and recommendations. The Police Chief's decision shall be finalized in writing and shall be served upon the owner of the animal in person or by certified mail. The Police Chief's decision shall be considered issued for purposes of appeal and enforcement on the date of mailing to the animal owner.

(Ord. 2017-07, 03-15-2017) (Ord. 2008-11, 11-05-2008)  
(Ord. 2003-28, 12-17-2003)

#### **6-5b-8. Appeal.**

Appeal of the decision of the Chief of Police shall be to the Administrative Hearing Officer. The appeal must be filed with the City Recorder within 10 days of the date of mailing of the Police Chief's decision to the animal owner, pursuant to the provisions of Chapter 1-28.

(Ord. 2017-07, 03-15-2017) (Ord. 2013-07, 04-17-2013)  
(Ord. 2012-20, 09-19-12); (Ord. 2003-28, 12-17-2003)

#### **6-5b-9. Penalties.**

(1) It shall be a class B misdemeanor for any person to own, possess, harbor, or keep any dog or cat:

(a) after a final decision declaring the animal dangerous; or,

(b) within the city limits in violation of any term, condition, or limitation imposed upon the owner's continued possession or control of the animal pursuant to a final decision rendered under the provisions of this Chapter.

(2) Each and every day that a violation of this Chapter continues shall constitute a separate offense.

(Ord. 2023-32, 08-02-2023) (Ord. 2017-07, 03-15-2017)  
(Ord. 2008-11, 11-05-2008) (Ord. 2003-28, 12-17-2003)

#### **6-5b-10. Law enforcement animals.**

The provisions of this Title do not apply to dogs used by law enforcement officers while in the course of performing police work.

(Ord. 2003-28, 12-17-2003)

#### **6-5b-11. Authority to capture.**

Any person may capture, injure, or kill an animal when:

(1) the animal is attacking, chasing, worrying, or biting:

(a) a domestic animal having a commercial value;

(b) a service animal; or,

(c) any species of protected animal; or,

(2) the animal is attacking domestic fowls; or,

(3) the animal is being pursued for committing an act described in Sections 6-5b-1, 6-5b-2, or 6-5b-3.

#### **6-5b-12. Owner responsibility.**

Any animal owner who keeps an animal regulated by this Chapter is liable for any damage, injury, or death caused by the animal, consistent with Utah Code Title 18, as amended.

**TOOELE CITY CORPORATION**

**RESOLUTION 2025-01**

**A RESOLUTION OF THE TOOELE CITY COUNCIL AMENDING THE TOOELE CITY FEE SCHEDULE FOR PARKS AND RECREATION BUILDING COMMUNITY ROOM USE FEES.**

WHEREAS, Tooele City Code §1-26-1 authorizes the City Council to establish City fees by resolution for activities regulated by the City and services provided by the City; and,

WHEREAS, Utah Code §10-3-718 authorizes the City Council to exercise administrative powers, such as establishing city fees and regulating the use of city property, by resolution; and,

WHEREAS, under the Council-Mayor form of municipal government, established and governed by the Tooele City Charter (2006) and Utah Code §10-3b-201 et seq., the Mayor exercises all executive and administrative powers; however, it has been the practice of Tooele City for all fees proposed by the Mayor and City Administration to be approved by the City Council; and,

WHEREAS, the City has completed renovations on a newly opened Parks and Recreation (and Cemetery) office building, and desires to establish use fees for the building's community rooms, as follows:

	Small Room	Large Room	Both Rooms
Hourly Fee	\$20	\$30	\$50
Max Day Fee	\$150	\$200	\$350
Not-profit Hourly Fee	\$10	\$15	\$25
Max Day Non-profit Fee	\$60	\$150	\$210
Damage Deposit	\$50	\$50	\$50

WHEREAS, the City Council finds that the proposed fees are reasonable; and,

NOW, THEREFORE, BE IT RESOLVED BY THE TOOELE CITY COUNCIL that the Tooele City Fee Schedule is hereby amended to include the above-listed fees for use of the Parks and Recreation office building community rooms.

This Resolution shall become effective upon passage, without further publication, by authority of the Tooele City Charter.

IN WITNESS WHEREOF, this Resolution is passed by the Tooele City Council this \_\_\_\_ day of \_\_\_\_\_, 2025.

TOOELE CITY COUNCIL

(For)

(Against)

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ABSTAINING: \_\_\_\_\_

MAYOR OF TOOELE CITY

(Approved)

(Disapproved)

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ATTEST:

\_\_\_\_\_  
Michelle Y. Pitt, City Recorder

S E A L

Approved as to Form:

\_\_\_\_\_  
Roger Evans Baker, City Attorney

**TOOELE CITY CORPORATION**

**RESOLUTION 2025-02**

**A RESOLUTION OF THE TOOELE CITY COUNCIL AMENDING THE TOOELE CITY FEE SCHEDULE FOR THE PRATT AQUATICS CENTER.**

WHEREAS, Tooele City Code §1-26-1 authorizes the City Council to establish City fees by resolution for activities regulated by the City and services provided by the City; and,

WHEREAS, Utah Code §10-3-718 authorizes the City Council to exercise administrative powers, such as establishing city fees and regulating the use of city property, by resolution; and,

WHEREAS, under the Council-Mayor form of municipal government, established and governed by the Tooele City Charter (2006) and Utah Code §10-3b-201 et seq., the Mayor exercises all executive and administrative powers; however, it has been the practice of Tooele City for all fees proposed by the Mayor and City Administration to be approved by the City Council; and,

WHEREAS, the City owns and operates the Pratt Aquatics Center, and rents the bleacher area for \$40 for a two-hour maximum period of time, and the City desires to add this existing fee to the Tooele City Fee Schedule; and,

WHEREAS, the City Council finds that the proposed fee is reasonable; and,

NOW, THEREFORE, BE IT RESOLVED BY THE TOOELE CITY COUNCIL that the Tooele City Fee Schedule is hereby amended to include the above-listed fee for bleacher rental at the Pratt Aquatics Center.

This Resolution shall become effective upon passage, without further publication, by authority of the Tooele City Charter.

IN WITNESS WHEREOF, this Resolution is passed by the Tooele City Council this \_\_\_\_ day of \_\_\_\_\_, 2025.

TOOELE CITY COUNCIL

(For)

(Against)

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ABSTAINING: \_\_\_\_\_

MAYOR OF TOOELE CITY

(Approved)

(Disapproved)

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ATTEST:

\_\_\_\_\_  
Michelle Y. Pitt, City Recorder

S E A L

Approved as to Form:

\_\_\_\_\_  
Roger Evans Baker, City Attorney



**TREE CITY USA**  
An Arbor Day Foundation Program

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\*\*\* OFFICIAL PROCLAMATION \*\*\*

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**WHEREAS** in 1872, the Nebraska Board of Agriculture established a special day to 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 be a solution to combating climate change by reducing the erosion of our precious topsoil by wind and water, cutting heating and cooling costs, moderating the temperature, cleaning the air, producing life-giving oxygen, and providing habitat for wildlife, *and*

**WHEREAS** trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products, *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, Debbie Winn, Mayor of the City of Tooele, do hereby proclaim April 25, 2025 as **ARBOR DAY** In the City of Tooele, UT, 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** 15 day of January, 2025

Mayor \_\_\_\_\_

TOOELE CITY CORPORATION  
FISCAL NOTE TO PROPOSED EXPENDITURE

01/10/25

**DESCRIPTION OF EXPENDITURE:**

**VENDOR:** LENSLOCK

**V#** 11189

BODY WORN CAMERAS

REVENUE LINE ITEM:	ACCOUNT NUMBER	CURRENT BUDGET	RECEIPTS TO DATE	ADDITIONAL FUNDING	TOTAL FUNDING
					0.00

EXPENDITURE LINE ITEM	ACCOUNT NUMBER	ADJUSTED BUDGET	Y. T. D. EXPENSES	PROPOSED EXPENSE	BUDGET BALANCE
LIQUOR LAW ENFORCEMENT	10 4211 450000	44,500.00	0.00	24,360.00	20,140.00
MISCELLANEOUS EQUIPMENT	10 4211 610000	66,800.00	16,589.00	16,400.00	33,811.00
<b>TOTAL:</b>				40,760.00	

REQUESTED 1st Chief Day  
DEPARTMENT HEAD

REVIEWED Shanna Wimmer  
FINANCE DIRECTOR

APPROVED \_\_\_\_\_  
MAYOR

APPROVED \_\_\_\_\_  
COUNCIL CHAIRMAN





LENSLOCK

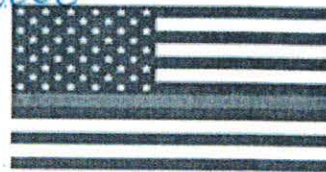
# Invoice

LensLock Inc.  
13125 Danielson Street #112  
Poway, CA 92064  
866-536-7562  
[www.Lenslock.com](http://www.Lenslock.com)

Invoice Number: 0132-250102-RNL

Date : 1/2/2025

VENDOR # 11189  
P.O. # \_\_\_\_\_  
DEPT. # 10-4211-450000 + 10-4211-610000  
DATE 1/9/24  
AMOUNT \$24,360.00 + \$16,400.00  
SIGNATURE \_\_\_\_\_



Chief Adrian Day  
**Tooele Police Department**  
50 N Garden St  
Tooele, UT 84074

Proposal/PO Number	MEA Start Date	Sales Representative	Payment Terms	Due Date
23-0132	1/10/2023	Sean O'Grady - SOG@LensLock.com	Net 30	2/1/2025
Quantity	Description		Unit Price	Annual Cost
<b>LensLock 5 Year Equipment &amp; Service Program</b>				
32	Genesis 12 Body Worn Camera Service - UNLIMITED Data Plan		\$1,099.00	\$35,168.00
8	Genesis 12 Body Worn Camera Service - UNLIMITED Data Plan - Detectives		\$699.00	\$5,592.00
6	Genesis 12 Body Worn Camera Service - UNLIMITED Data Plan - Admin		\$0.00	<i>Included</i>
46	60-Month Hardware Guarantee		\$0.00	<i>Included</i>
46	New Body Worn Cameras Every 30 Months		\$0.00	<i>Included</i>
Unlimited	CAD Integration		\$0.00	<i>Included</i>
Unlimited	Migration & Hosting of Legacy Data		\$0.00	<i>Included</i>
Unlimited	LensLock FBI-CJIS Redaction Services		\$0.00	<i>Included</i>
Unlimited	24/7/365 Premier Customer Support		\$0.00	<i>Included</i>
Unlimited	LensLock Evidence Management Software Access		\$0.00	<i>Included</i>
Unlimited	District Attorney & Defense Based Software Licenses		\$0.00	<i>Included</i>
<b>Unlimited LensLock Cloud Data Storage</b> <i>Year 3 Term Period: 1/10/2025 - 1/9/2026</i>			<b>Sub Total</b>	\$40,760.00
<i>"We Serve Heroes Every Day"</i>			<b>Sales Tax:</b>	<i>Exempt</i>
<i>Thank you for your business</i>			<b>TOTAL DUE</b>	<b>\$40,760.00</b>
LensLock Inc: US Bank Routing # 122235821 - Account # 1575-10985912				
Please send payments to: LensLock Inc. 13125 Danielson St. Ste 112, Poway, CA 92064				

## Tooele City Redevelopment Agency (RDA) Business Meeting Minutes

**Date:** December 18, 2024

**Time:** 7:00 pm

**Place:** Tooele City Hall, Council Chambers  
90 North Main Street, Tooele, Utah

### Board Members Present

Justin Brady  
Melodi Gochis  
Ed Hansen  
Maresa Manzione  
David McCall

### City Employees Present

Mayor Debbie Winn  
Adrian Day, Police Department Chief  
Michelle Pitt, City Recorder  
Loretta Herron, Deputy City Recorder  
Roger Baker, City Attorney  
Shannon Wimmer, Finance Director  
Paul Hansen, City Engineer  
Darwin Cook, Parks and Recreation Director  
Planning Commissioner Chris Sloan  
Jamie Grandpre, Public Works Director  
John Perez, Economic Development Director

Minutes prepared by Alicia Fairbourne

### 1. Open RDA Meeting

Chairwoman Manzione opened the meeting at 7:00 pm.

### 2. Roll Call

Justin Brady, Present  
Ed Hansen, Present  
Melodi Gochis, Present  
Maresa Manzione, Present  
Dave McCall, Present

### 3. Resolution 2024-06 A Resolution of the Redevelopment Agency of Tooele City, Utah Rescinding RDA Resolution 2024-03

*Presented by John Perez, Economic Development Director*

Mr. Perez discussed updates regarding the Denny's entrance at Main Street and 1000 North. He informed the board that UDOT had decided to activate a new traffic signal at this location, but would not require the closure of the Denny's entrance as previously anticipated. Because of this, Resolution 2024-03 would be rescinded by Resolution 2024-06. This prior resolution had authorized funding for site improvements that were no longer necessary due to UDOT's updated decision.

**Motion: Board Member Brady moved to approve Resolution 2024-06, a Resolution of the Redevelopment Agency of Tooele City, Utah, rescinding RDA Resolution 2024-03.** Board Member McCall seconded the motion. The vote was as follows: Board Member Brady, "Aye", Board Member Gochis, "Aye", Board Member Hansen, "Aye", Chairwoman Manzione, "Aye", Board Member McCall, "Aye". There were none opposed. The motion passed.

#### 4. Minutes

*~November 6, 2024 Business Meeting*

There were no changes to the minutes.

**Motion: Board Member Hansen moved to approve the November 6, 2024 meeting minutes.** Board Member Gochis seconded the motion. The vote was as follows: Board Member Brady, "Aye", Board Member Gochis, "Aye", Board Member Hansen, "Aye", Chairwoman Manzione, "Aye", Board Member McCall, "Aye". There were none opposed. The motion passed.

#### 5. Adjourn

There being no further business, Chairwoman Manzione adjourned the meeting at 7:03 pm.

*The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.*

Approved this \_\_\_\_ day of January, 2025

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Maresa Manzione, Redevelopment Agency Chairwoman

## Tooele City Council and Redevelopment Agency (RDA) Work Meeting Minutes

**Date:** December 18, 2024

**Time:** 6:30 pm

**Place:** Tooele City Hall, Council Chambers  
90 North Main Street, Tooele, Utah

### City Council Members Present

Justin Brady  
Melodi Gochis  
Ed Hansen  
Maresa Manzione  
David McCall

### City Employees Present

Mayor Debbie Winn  
Adrian Day, Police Department Chief  
Michelle Pitt, City Recorder  
Loretta Herron, Deputy City Recorder  
Roger Baker, City Attorney  
Shannon Wimmer, Finance Director  
Paul Hansen, City Engineer  
Darwin Cook, Parks and Recreation Director  
Planning Commissioner Chris Sloan  
Jamie Grandpre, Public Works Director  
John Perez, Economic Development Director

Minutes prepared by Alicia Fairbourne

### 1. Open City Council Meeting

Chairman Brady called the meeting to order at 7:00 pm

### 2. Roll Call

Justin Brady, Present  
Ed Hansen, Present  
Melodi Gochis, Present  
Maresa Manzione, Present  
David McCall, Present

### 3. Mayor's Report

Mayor Winn presented her report, highlighting several significant achievements and updates within the city. She began by discussing the recent ribbon-cutting ceremony for the new Headworks building. She praised the project, noting its importance in preparing for future growth and

emphasizing that it was funded without bonding. She commended the Public Works Director, Jamie Grandpre, and the staff for their efforts in completing this valuable asset.

Mayor Winn noted another ribbon-cutting event, held at the new Parks and Cemetery building. She detailed the building's transformation from its previous state, explaining that extensive renovations were necessary, including rewiring the entire electrical system. The project, which took three years to complete, was made possible through the collaboration of community members, local contractors, and city staff. The building, now fully accessible and operational, included a large community room available for public use. Mayor Winn expressed gratitude to all involved, highlighting the significant improvement from the building's initial condition to its current state.

Lastly, Mayor Winn shared that the city's Oquirrh Hills Golf Course was featured on the cover of Utah PGA Monthly, celebrating its hosting of the Utah High School Golf State Championships. The accompanying article praised the course and the contributions of its staff, particularly in developing a robust junior golf program. Mayor Winn expressed pride in the city's achievements and the dedication of its staff, concluding her report with gratitude for their efforts.

#### **4. Council Members' Report**

The Council Members provided updates on their recent activities and engagements. Councilman McCall attended an Arts Council meeting, a luncheon at the Shops, and the Parks and Recreation ribbon-cutting ceremony. Councilman Hansen shared his participation in the Planning Commission meeting, a Switchpoint Community Resource Center meeting, and the Parks building ribbon-cutting, and expressed appreciation for the savings achieved through the city staff efforts on the project.

Councilwoman Gochis reported on her tour of the Headworks building, her attendance at an Arts Council event, and her involvement in community activities, including a fundraiser at the Ritz and the Parks building open house. She commended the efforts of city departments and the arts community. Councilwoman Manzione expressed gratitude to city employees and highlighted community support at recent events like the Shops luncheon and activities at the Ritz Theater, encouraging residents to attend upcoming holiday events there.

Chairman Brady concluded by echoing gratitude for city staff and their progress on projects like the wastewater treatment facility, reiterating the council's support for addressing community needs. The Ritz Theater's active use for events was also acknowledged as a valuable community resource.

#### **5. Discussion Items**

- a. Resolution 2024-98 A Resolution of the Tooele City Council Amending the Tooele City Fee Schedule by Adding Public Improvement Permit Review Fees  
*Presented by Jamie Grandpre, Public Works Director*

Mr. Grandpre presented Resolution 2024-98, which proposed amending the city Fee Schedule to include a \$300-per-hour public improvement review fee. Mr. Grandpre explained that the fee would apply to projects like utility installations that were not part of subdivisions or site plans, ensuring the city recouped costs for staff time spent on reviews. The resolution also included a deposit system, with estimated hours based on project size.

Mr. Grandpre and City Attorney Roger Baker emphasized that the fee aimed to recover costs, not generate revenue, aligning with the principle that development should fund its impact. The

discussion highlighted the efficiency improvements this resolution would bring to tracking and invoicing such projects.

Council members asked clarifying questions about deposit structures, project estimates, and how the resolution would streamline processes. With no unresolved concerns, the Council indicated readiness to move the resolution to the Business Meeting for a potential vote.

**6. Closed Meeting**

*~ Litigation, Property Acquisition, and/or Personnel*

There was no need for a Closed Meeting.

**7. Adjourn**

There being no further items, Chairman Brady adjourned the Work Meeting at 6:53 pm.

*The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.*

Approved this \_\_\_\_ day of January, 2025

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Justin Brady, City Council Chair

## Tooele City Council Business Meeting Minutes

**Date:** December 18, 2024

**Time:** 7:00 pm

**Place:** Tooele City Hall, Council Chambers  
90 North Main Street, Tooele, Utah

### City Council Members Present

Justin Brady  
Melodi Gochis  
Ed Hansen  
Maresa Manzione  
David McCall

### City Employees Present

Mayor Debbie Winn  
Adrian Day, Police Department Chief  
Michelle Pitt, City Recorder  
Loretta Herron, Deputy City Recorder  
Roger Baker, City Attorney  
Shannon Wimmer, Finance Director  
Paul Hansen, City Engineer  
Darwin Cook, Parks and Recreation Director  
Planning Commissioner Chris Sloan  
Jamie Grandpre, Public Works Director  
John Perez, Economic Development Director

Minutes prepared by Alicia Fairbourne

#### 1. Pledge of Allegiance

Chairman Brady called the meeting to order at 7:04 pm and led the Pledge of Allegiance.

#### 2. Roll Call

Justin Brady, Present  
Ed Hansen, Present  
Melodi Gochis, Present  
Maresa Manzione, Present  
David McCall, Present

#### 3. Public Comment Period

Chairman Brady opened the floor for public comment at 7:04 pm. There were no comments. Therefore, the public comment period was closed.

**4. Public Hearing and Motion on Ordinance 2024-36** An Ordinance of Tooele City Amending the Copper Canyon PUD Regulation Regarding Lot Sizes for Certain Lots  
*Presented by Roger Baker, City Attorney*

Mr. Baker presented an amendment to the Copper Canyon PUD regulation. The amendment would allow a reduction in lot sizes from 6,000 to 5,000 square feet for specific lots to facilitate the city's acquisition of a 12-foot sewer easement. This change would resolve issues faced by homeowners who currently owned unusable land within the easement and would provide the city with better access for sewer maintenance.

The amendment would apply to designated lots within the subdivision, as detailed in the ordinance and supporting materials. The city planned to use the acquired land as a gravel access road for maintenance. The ordinance would mark the first step, with a development agreement amendment to follow in the coming months.

There being no further discussion from the Council Members, Chairman Brady opened the floor for public comment at 7:11 pm. There were no comments. Chairman Brady closed the floor for public comments.

**Motion: Council Member Manzione moved to approve Ordinance 2024-36 amending the Copper Canyon PUD regulation regarding lot sizes for certain lots.** Council Member Hansen seconded the motion. The vote was as follows: Chairman Brady, "Aye", Council Member Gochis, "Aye", Council Member Hansen, "Aye", Council Member Manzione, "Aye", Council Member McCall, "Aye". The motion passed.

**5. Ordinance 2024-35** An Ordinance of the Tooele City Council Establishing the Dates, Times, and Places of its Public Meetings in 2025  
*Presented by Michelle Pitt, City Recorder*

Ms. Pitt presented the proposed schedule for the Tooele City Council's public meetings in 2025. The Ordinance, as required by the city charter and code, set the dates, times, and locations for meetings.

The Council would hold Work Meetings at 5:30 pm and Business Meetings at 7:00 pm on the first and third Wednesdays of each month at Tooele City Hall, with exceptions for holidays and the July Fourth celebration. Adjustments included holding only one meeting in January due to New Year's Day and one in July to avoid conflicts with the city's Independence Day festivities.

**Motion: Council Member Gochis moved to approve Ordinance 2024-35, An Ordinance of the Tooele City Council establishing the dates, times and places of its public meetings in 2025.** Council Member McCall seconded the motion. The vote was as follows: Chairman Brady, "Aye", Council Member Gochis, "Aye", Council Member Hansen, "Aye", Council Member Manzione, "Aye", Council Member McCall, "Aye". The motion passed.

**6. Resolution 2024-97** A Resolution of the Tooele City Council Declaring Surplus Certain Technology-Related Equipment, and Authorizing its Disposal  
*Presented by Michelle Pitt, City Recorder*

Ms. Pitt explained the proposal to declare surplus a range of outdated technology equipment from the IT and Library Departments. The resolution aligned with city policy, which mandated the full use of equipment before it was disposed of. The listed items, detailed in the resolution, were no longer needed and would be disposed of via a recycling company.



**Motion: Council Member Hansen moved to approve Resolution 2024-97, A Resolution of the Tooele City Council declaring surplus certain technology related equipment and authorize the disposal of the items listed in the supplemental materials.** Council Member Manzione seconded the motion. The vote was as follows: Chairman Brady, "Aye", Council Member Gochis, "Aye", Council Member Hansen, "Aye", Council Member Manzione, "Aye", Council Member McCall, "Aye". The motion passed.

**7. Resolution 2024-95** A Resolution of the Tooele City Council Approving an Agreement with J-U-B Engineers for the Water Reclamation Facility Phase 1 Upgrades Design  
*Presented by Jamie Grandpre, Public Works Director*

Mr. Grandpre presented an agreement with J-U-B Engineers for the design of Phase 1 upgrades at the Water Reclamation Facility. He clarified that this was a new Phase 1 project under an updated Master Plan from 2021, focusing on essential upgrades to aging infrastructure.

Key improvements included replacing the obsolete ultraviolet disinfection system with a new system in a second channel to maintain operations during the transition, rehabilitating Clarifier 2 (similar to prior work on Clarifier 1), and making water pump station improvements. The \$114,700 agreement would ensure the project would be shovel-ready in preparation for upcoming bond funding. Mr. Grandpre emphasized J-U-B's proven track record with previous projects like the Headworks building.

**Motion: Council Member McCall moved to approve Resolution 2024-95, A Resolution of Tooele City Council approving the agreement with J-U-B Engineers for the Water Reclamation Facility, Phase 1 upgrades design.** Council Member Gochis seconded the motion. The vote was as follows: Chairman Brady, "Aye", Council Member Gochis, "Aye", Council Member Hansen, "Aye", Council Member Manzione, "Aye", Council Member McCall, "Aye". The motion passed.

**8. Resolution 2024-98** A Resolution of the Tooele City Council Amending the Tooele City Fee Schedule by Adding Public Improvement Permit Review Fees  
*Presented by Jamie Grandpre, Public Works Director*

Mr. Grandpre summarized the proposal to amend the city's Fee Schedule by introducing a \$300 per hour review fee for public improvement permit reviews. This fee was intended to cover costs associated with reviewing off-site utility projects, which did not fall under existing subdivision or site plan fee structures.

Mr. Grandpre explained that this change addressed a gap in the Fee Schedule identified over recent months and ensured that costs were not unfairly absorbed by the city. A deposit system would be used to estimate and adjust charges based on the project scope. The Resolution had been thoroughly discussed in the Work Meeting, and no additional questions or concerns were raised during the Business Meeting.

**Motion: Council Member Manzione moved to approve Resolution 2024-98 amending the Tooele City Fee Schedule by adding public improvement permit review fees.** Council Member Gochis seconded the motion. The vote was as follows: Chairman Brady, "Aye", Council Member Gochis, "Aye", Council Member Hansen, "Aye", Council Member Manzione, "Aye", Council Member McCall, "Aye". The motion passed.

**9. Resolution 2024-100** A Resolution of the Tooele City Council Approving an Agreement with Rhino Pumps LLC for Repairs to Well 5  
*Presented by Jamie Grandpre, Public Works Director*

Mr. Grandpre presented an agreement with Rhino Pumps LLC for repairs to Well 5. He explained that the well, which had not been fully serviced since the 1960's, was currently producing only 500 gallons of

water per minute, far below its historical capacity of 5,000 gallons per minute. The proposed work included installing a new pump, rebuilding the motor, repairing the well column, cleaning the screens, and conducting a final inspection, with the goal of increasing water output to help meet the city's growing needs.

The \$89,895 project was part of a broader effort to evaluate and improve the performance of older wells, with plans to address Well 14 next. Mr. Grandpre emphasized the importance of regular maintenance to increase capacity and ensure reliable water resources. The funding for this project was included in the water department's budget, and the Council expressed support for the initiative.

**Motion: Council Member Gochis moved to approve Resolution 2024-100, A Resolution of the Tooele City Council approving an agreement with Rhino Pumps LLC for repairs to Well number five.** Council Member Hansen made the second. The vote was as follows: Chairman Brady, "Aye", Council Member Gochis, "Aye", Council Member Hansen, "Aye", Council Member Manzione, "Aye", Council Member McCall, "Aye". The motion passed.

**10. Resolution 2024-96** A Resolution of the Tooele City Council Reappointing Katrina Call, Brian Roth, and Jeff Hammer to the Administrative Control Board of the North Tooele City Special Service District

*Presented by Justin Brady, Council Chairman*

Chairman Brady addressed the reappointment of Katrina Call, Brian Roth, and Jeff Hammer to the Administrative Control Board of the North Tooele City Special Service District. The resolution also highlighted corrections needed in the resolution materials, including removing Amanda Graf, who was no longer on the Board, and ensuring proper spelling of Kim Stenquist's name.

**Motion: Council Member Hansen moved to approve Resolution 2024-96, A Resolution of the Tooele City Council Reappointing Katrina Call, Brian Roth, and Jeff Hammer to the Administrative Control Board of the North Tooele City Special Service District.** Council Member McCall seconded the motion. The vote was as follows: Chairman Brady, "Aye", Council Member Gochis, "Aye", Council Member Hansen, "Aye", Council Member McCall, "Aye". Voting Abstaining: Council Member Manzione. The motion passed 4-0.

**11. Resolution 2024-99** A Resolution of the Tooele City Council Amending the Tooele City Fee Schedule for Police Department Fees

*Presented by Adrian Day, Chief of Police*

Police Chief Adrian Day presented a proposed amendment to the city's Fee Schedule for the police department. The changes involved removing outdated or unused fees, such as consultation fees for security recommendations and fees for scaled accident diagrams, which were no longer produced due to advancements in technology like the department's Faro scanner.

Additionally, the resolution removed fees for bicycle registration, as the department had not maintained a bike registration program in over two decades. Chief Day noted that while some cities provided free online registration services, the effectiveness of such programs in reducing theft was minimal. Fingerprinting fees would remain unchanged, with no charge for local residents and a \$5 fee for non-residents.

**Motion: Council Member Manzione moved to approve Resolution 2024-99 amending the Tooele City Fee Schedule for the police department fees.** Council Member McCall seconded the motion. The

vote was as follows: Chairman Brady, "Aye", Council Member Gochis, "Aye", Council Member Hansen, "Aye", Council Member Manzione, "Aye", Council Member McCall, "Aye". The motion passed.

## 12. Invoices & Purchase Orders

*Presented by Michelle Pitt, City Recorder*

Ms. Pitt presented two invoices for Council approval. The first was for a 2025 Chevy Silverado for the fire department, purchased through a state contract for \$50,098. The second was for \$39,213.28 to Mountainland Supply Company for water meter parts.

**Motion: Council Member Gochis moved to approve the invoices.** Council Member McCall seconded the motion. The vote was as follows: Chairman Brady, "Aye", Council Member Gochis, "Aye", Council Member Hansen, "Aye", Council Member Manzione, "Aye", Council Member McCall, "Aye". The motion passed.

## 13. Minutes

~December 4, 2024 Business Meeting

There were no corrections to the minutes.

**Motion: Council member Hansen moved to approve the December 4, 2024 Business Meeting Minutes as presented.** Council Member Gochis seconded the motion. The vote was as follows: Chairman Brady, "Aye", Council Member Gochis, "Aye", Council Member Hansen, "Aye", Council Member Manzione, "Aye", Council Member McCall, "Aye". The motion passed.

## 14. Adjourn

There being no further items, Chairman Brady adjourned the Work Meeting at 7:39 pm.

*The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.*

Approved this \_\_\_\_ day of January, 2025

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Justin Brady, City Council Chair