

COTTONWOOD HEIGHTS

ORDINANCE No. 326

AN ORDINANCE ADOPTING AN AMENDED BUDGET FOR THE PERIOD OF 1 JULY 2018 THROUGH 30 JUNE 2019

WHEREAS, the Uniform Fiscal Procedures Act for Utah Cities (the “*Act*”) provides, among other things, that prior to adoption by a city’s governing body of a municipal budget, the city’s mayor or other budget officer shall propose a tentative budget which shall be reviewed, considered and tentatively adopted by the governing body in open meeting, whereupon (a) the governing body shall establish the time and place of a public hearing to consider the adoption of the tentative budget; (b) the tentative budget shall be a public record in the office of the city’s recorder available for public inspection for a period of at least ten days prior to the adoption of a final budget; (c) notice of the public hearing shall be published in a newspaper of general circulation in the city, and on the Utah Public Notices Website, at least seven days prior to the public hearing; and (d) the public hearing shall be held; and

WHEREAS, the Act also provides that amendments to a city’s adopted budget may be approved by resolution or ordinance following appropriate notice and a public hearing; and

WHEREAS, pursuant to its Ordinance No. 304 (“*Ordinance 304*”) dated 15 August 2018, the city council (the “*Council*”) of the city of Cottonwood Heights (the “*City*”) adopted a budget for the City’s 2018-19 fiscal year and set the real and personal property tax levy for realty and personalty within the City; and

WHEREAS, the City’s budget officer heretofore has filed with the Council a proposed amended budget (the “*Amended Budget*”) for the City’s current fiscal year; and

WHEREAS, the Amended Budget has been reviewed by the Council and a copy of the Amended Budget has been available for public inspection in the office of the City’s recorder; and

WHEREAS, the time and place of a public hearing regarding adoption of the Amended Budget were set for 7:00 p.m. on 18 June 2019 at 2277 East Bengal Blvd., Cottonwood Heights, Utah; and

WHEREAS, notice of the public hearing concerning the Amended Budget was timely published in the *Deseret News* and *Salt Lake Tribune* and on the Utah Public Notices Website established under UTAH CODE ANN. §63F-1-701, and otherwise posted and published as required by statute; and

WHEREAS, the public hearing was held beginning at approximately 7:00 p.m. on 18 June 2019 at 2277 East Bengal Blvd., Cottonwood Heights, Utah to receive public comment on the Amended Budget as set forth in the published notice; and

WHEREAS, at the public hearing, all interested persons were given an opportunity to be heard; and

WHEREAS, on 18 June 2019, the Council met in regular session to consider, among other things, approving the Amended Budget as proposed; and

WHEREAS, it is the intent and desire of the Council to comply with all applicable laws regarding adoption of the Amended Budget and ratification of the property tax rate and the levying of property taxes as provided in Ordinance 304; and

WHEREAS, after careful consideration, the Council finds that it has satisfied all legal requirements to adopt the Amended Budget and to ratify the tax rate and levy property taxes as provided in Ordinance 304, and that it is in the best interests of the citizens of the City to adopt the Amended Budget presented at the 18 June 2019 public hearing as the amended final budget for the City for the period in question, and to ratify the rate of property tax and to levy taxes upon all real and personal property within the City as provided in Ordinance 304;

NOW, THEREFORE, BE IT ORDAINED by the Cottonwood Heights city council as follows:

Section 1. **Adoption of Amended Budget.**

A. The Amended Budget presented at the 18 June 2019 public hearing (as heretofore modified by the Budget Officer under Council direction, including the amendments specified on any exhibits that are attached to this Ordinance) be, and hereby is, appropriated for the corporate purposes and objects of the City for the fiscal year in question, and hereby is adopted as the City's final budget for the period of 1 July 2018 through 30 June 2019, subject to amendment.

B. A copy of the Amended Budget adopted hereby shall be certified and filed with the Utah State Auditor, as appropriate, and shall be available for public inspection during regular business hours at the City's business offices.

C. The City's manager and other officers are hereby directed to take any other necessary actions pertinent to the adoption of the Amended Budget, including, without limitation, such notification, reporting and publishing as may be required by applicable law.

D. Amounts in excess of the City's cash requirements shall be deposited in the investment fund maintained by the state treasurer under the State Money Management Act, UTAH CODE ANN. §51-7-1 *et seq.*

Section 2. **Property Tax Rate and Levy.** Section 2 of Ordinance 304 is hereby ratified, affirmed and incorporated herein by this reference.

Section 3. **Action of Officers.** All actions of the officers, agents and employees of the City that are in conformity with the purpose and intent of this Ordinance, whether taken before or after the adoption hereof, are hereby ratified, confirmed and approved.

Section 4. **Severability.** All parts of this Ordinance are severable, and if any section, paragraph, clause or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause or

provision shall not affect the remaining sections, paragraphs, clauses or provisions of this Ordinance.

Section 5. **Repealer.** All ordinances or parts thereof in conflict with this Ordinance are, to the extent of such conflict, hereby repealed.

Section 6. **Effective Date.** This Ordinance, assigned no. 326, shall take immediate effect as soon as it shall be published or posted as required by law and deposited and recorded in the office of the City's Recorder, or such later date as may be required by Utah statute.

PASSED AND APPROVED this 18th day of June 2019.

COTTONWOOD HEIGHTS CITY COUNCIL

By: 
Michael J. Peterson, Mayor

ATTEST:


Paula Melgar, Recorder



VOTING:

Michael J. Peterson	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Michael L. Shelton	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
J. Scott Bracken	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Tali C. Bruce	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Christine Watson Mikell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

DEPOSITED in the Recorder's office this 18th day of June 2019.

POSTED this 21 day of June 2019.

4770 S. 5600 W.
WEST VALLEY CITY, UTAH 84118
FED. TAX I.D.# 87-0217663
801-204-6910

Deseret News



The Salt Lake Tribune

PROOF OF PUBLICATION CUSTOMER'S COPY

CUSTOMER NAME AND ADDRESS

COTTONWOOD HEIGHTS,
PAULA MELGARD
2277 E BENGAL BLVD

ACCOUNT NUMBER

9001356263

DATE

COTTONWOOD HEIGHTS UT 84121

6/10/2019

ACCOUNT NAME

COTTONWOOD HEIGHTS,

TELEPHONE

8019447000

ORDER # / INVOICE NUMBER

0001256953 /

PUBLICATION SCHEDULE

START 06/08/2019 END 06/09/2019

CUSTOMER REFERENCE NUMBER

PN - Notice of Public Hearing on Budget Amendment for FY 2018-19

CAPTION

Cottonwood Heights Notice of Public Hearing Proposed Budget Amendment for 2018-201

SIZE

27 LINES 2 COLUMN(S)

TIMES

6

TOTAL COST

186.44

**Cottonwood Heights
Notice of Public Hearing**

**Proposed Budget Amendment for
2018-2019 Fiscal Year**

NOTICE IS HEREBY GIVEN that the city council of Cottonwood Heights (the "City") will hold a public hearing on Tuesday, 18 June 2019, at 7:00 p.m. or as soon thereafter as practical, at 2277 East Bengal Blvd., Cottonwood Heights, UT ("City Hall"). The purpose of the public hearing is to receive input on the City's proposed amended budget for its 2018-2019 fiscal year (the "Amendment"). The Amendment may be viewed or copied on the City's website at www.cottonwoodheights.utah.gov and at the office of the City's Recorder in City Hall during normal business hours, for at least ten days prior to the hearing. In accordance with the Americans with Disabilities Act, the City will make reasonable accommodations to hearing participants that require such accommodations. Request for assistance may be made by calling 801.944.7000 at least 48 hours before the hearing.

Published by order of the Cottonwood Heights City Council.
1256952 UPAXLP

AFFIDAVIT OF PUBLICATION

AS NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP LEGAL BOOKER, I CERTIFY THAT THE ATTACHED ADVERTISEMENT OF Cottonwood Heights Notice of Public Hearing Proposed Budget Amendment for 2018-2019 Fiscal Year **NOTICE IS HEREBY GIVEN that the city council of Cottonwood Heights** FOR **COTTONWOOD HEIGHTS**, WAS PUBLISHED BY THE NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP, AGENT FOR DESERET NEWS AND THE SALT LAKE TRIBUNE, DAILY NEWSPAPERS PRINTED IN THE ENGLISH LANGUAGE WITH GENERAL CIRCULATION IN UTAH, AND PUBLISHED IN SALT LAKE CITY, SALT LAKE COUNTY IN THE STATE OF UTAH. NOTICE IS ALSO POSTED ON UTAHLEGALS.COM ON THE SAME DAY AS THE FIRST NEWSPAPER PUBLICATION DATE AND REMAINS ON UTAHLEGALS.COM INDEFINITELY. COMPLIES WITH UTAH DIGITAL SIGNATURE ACT UTAH CODE 46-2-101; 46-3-104.

PUBLISHED ON Start 06/08/2019 End 06/09/2019

DATE 6/10/2019

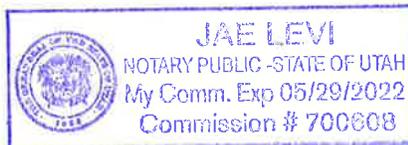
SIGNATURE *Loraine Gudmundson*

STATE OF UTAH)

COUNTY OF SALT LAKE)

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS 9TH DAY OF JUNE IN THE YEAR 2019

BY LORAIN GUDMUNDSON



Jae Levi
NOTARY PUBLIC SIGNATURE

4770 S. 5600 W.
WEST VALLEY CITY, UTAH 84118
FED. TAX I.D.# 87-0217663
801-204-6910

Deseret News



The Salt Lake Tribune

PROOF OF PUBLICATION CUSTOMER'S COPY

CUSTOMER NAME AND ADDRESS

COTTONWOOD HEIGHTS,
PAULA MELGARD
2277 E BENGAL BLVD

ACCOUNT NUMBER

9001356263

DATE

COTTONWOOD HEIGHTS UT 84121

6/24/2019

ACCOUNT NAME

COTTONWOOD HEIGHTS,

TELEPHONE

8019447000

ORDER # / INVOICE NUMBER

0001258708 /

PUBLICATION SCHEDULE

START 06/23/2019 END 06/23/2019

CUSTOMER REFERENCE NUMBER

Ordinance 326

CAPTION

COTTONWOOD HEIGHTS PUBLIC NOTICE Notice is hereby given that during a City C

SIZE

17 LINES 1 COLUMN(S)

TIMES

3

TOTAL COST

33.56



AFFIDAVIT OF PUBLICATION

AS NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP LEGAL BOOKER, I CERTIFY THAT THE ATTACHED ADVERTISEMENT OF **COTTONWOOD HEIGHTS PUBLIC NOTICE** Notice is hereby given that during a City Council meeting of June 4, 2019, the Cottonwood Heights City Council adopted ORDINA FOR COTTONWOOD HEIGHTS, WAS PUBLISHED BY THE NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP, AGENT FOR DESERET NEWS AND THE SALT LAKE TRIBUNE, DAILY NEWSPAPERS PRINTED IN THE ENGLISH LANGUAGE WITH GENERAL CIRCULATION IN UTAH, AND PUBLISHED IN SALT LAKE CITY, SALT LAKE COUNTY IN THE STATE OF UTAH. NOTICE IS ALSO POSTED ON UTAHLEGALS.COM ON THE SAME DAY AS THE FIRST NEWSPAPER PUBLICATION DATE AND REMAINS ON UTAHLEGALS.COM INDEFINITELY. COMPLIES WITH UTAH DIGITAL SIGNATURE ACT UTAH CODE 46-2-101; 46-3-104.

PUBLISHED ON Start 06/23/2019 End 06/23/2019

DATE 6/24/2019

SIGNATURE *Jae Levi*

STATE OF UTAH)

COUNTY OF SALT LAKE)

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS 24TH DAY OF JUNE IN THE YEAR 2019

BY JAE LEVI



Lorainie Gudmundson
NOTARY PUBLIC SIGNATURE