

PAYSON CITY COUNCIL AGENDA REQUEST FORM

DATE OF COUNCIL MEETING: 4/20/2016

TITLE OF ITEM FOR AGENDA:

A RESOLUTION TO NOTIFY THE UTAH COUNTY COMMISSION OF THE CITY OF
PAYSON'S INTENT TO SUBMIT AN OPINION QUESTION TO PAYSON RESIDENTS

WHO IS REQUESTING: Dave Tuckett, Mark Sorenson

TELEPHONE NUMBER: 801-465-5205

WHO IS PRESENTING: Dave Tuckett, Mark Sorenson

LENGTH OF TIME REQUESTING 15 MINUTES

TELEPHONE NUMBER: 801-465-5205

DESIRED ACTION OF THE CITY COUNCIL:

(Check the most relevant item)

☐ () PROCLAMATION:

☐ () PRESENTATION OF INFORMATION: (NO ACTION)

☐ () PRESENTATION OF INFORMATION: (ACTION NEEDED, APPROVAL,)

☒ (X) APPROVE AND PASS: RESOLUTION, ORDINANCE, OR AGREEMENT

PUBLIC HEARING REQUIRED: YES ☐ () NO ☒ (X)

DETAILED REASON FOR REQUEST & EXPLANATION:

Mayor & Council: Attached is a Resolution to notify the Utah County Council of the City's intent to establish a "CITYWIDE TAX TO FUND RECREATIONAL AND ZOOLOGICAL FACILITIES AND BOTANICAL, CULTURAL AND ZOOLOGICAL ORGANIZATIONS IN PAYSON". The notice *initiates* the process that the city needs to undertake to establish a RAP tax. The Utah County Council then needs to respond to the notice from the City within 60 days indicating that they will establish a countywide RAP tax or that they are not intending to establish such a tax on the county level. Thereafter, the city will continue the process necessary to establish a city RAP tax as outlined in State law.

SUPPORTING DOCUMENTS NOTE:

A RESOLUTION

Approved as to Form

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City Attorney

Payson City Consideration for a Recreation, Arts and Parks (RAP) Tax.

Other Acronyms used: PARC – Parks, Arts, Recreation, Culture
 CARE – Community Arts and REcreation.
 ZAP – Zoo, Arts and Parks

The imposition of a 0.1% sales and use tax can be used for the funding of recreational, cultural, botanical and zoological organizations and or facilities.

Here are some areas where we can use this type of revenue source.

Park upgrades including playgrounds, pavilions and restrooms

- Rebuild pavilions at Memorial park
- Spring Lake Restrooms and other improvements
- General park improvements throughout the city.

Recreation facilities upgrades or expansions

- Sports fields upgrades and lighting improvements
- Improve Tennis Courts at Memorial Park
- Pool enclosure or other needs
- Reception Center at Golf Course
- RV Park at Golf Course

Trail system upgrades and expansions

- Resurface areas of trails,
- Purchase land for trails
- Trail maintenance

Cultural Arts

- Peteetneet Bldg. renovations and operations
- Continued improvements of Peteetneet Amphitheater
- Payson Community Theater
- Payson City Band

We could set a grant program for non-city programs that fit within the guidelines. These grants could be awarded on a year to year basis.

RESOLUTION NO. 2016-04-20

A RESOLUTION TO NOTIFY THE UTAH COUNTY COMMISSION OF THE CITY OF PAYSON'S INTENT TO SUBMIT AN OPINION QUESTION TO PAYSON RESIDENTS REGARDING WHETHER PAYSON SHOULD IMPOSE A CITYWIDE TAX TO FUND RECREATIONAL AND ZOOLOGICAL FACILITIES AND BOTANICAL, CULTURAL AND ZOOLOGICAL ORGANIZATIONS IN PAYSON

WHEREAS, the Utah State Code: (Section 59-12-1401, et. seq.) authorizes a city to submit an opinion question to its voters as to whether or not the City should impose a local sales and use tax of 0.1 percent to fund recreational and zoological facilities and botanical, cultural, and zoological organizations in the city (commonly referred to as a "RAP tax"); and

WHEREAS, a city may not impose a RAP tax if the county in which the city is located has either enacted a countywide RAP tax or has declared its intent to submit an opinion question to county voters as to whether the county should impose a countywide RAP tax; and

WHEREAS, U.C.A. Section 59-12-1402(6)(a)(i) states that before a city submits an opinion question to its voters regarding the RAP tax, that it must first "submit to the county legislative body in which the city or town is located a written notice of intent to submit the opinion question to the residents of the city or town"; and

WHEREAS, State law then gives the county sixty days from receipt of the city's notice to provide the city with either (1) a resolution stating that the county does not seek to impose a countywide RAP tax, or (2) a written notice that the county will submit an opinion question to county voters as to whether the county should impose a countywide RAP tax; and

WHEREAS, the city may proceed with its RAP tax election if the county indicates that it does not seek to impose a countywide RAP tax; the city may not proceed with the RAP tax election if the county gives the city written notice that the county will have its own RAP tax election; and

WHEREAS, the Payson City Council intends to proceed with an opinion question to the Payson City voters as to whether the City should impose a citywide RAP tax and to provide Utah County with notice of its intent as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PAYSON, as follows:

1. The Payson City Council hereby declares its intent to submit an opinion question to Payson city residents as to whether the City of Payson should impose a local sales and use tax of 0.1 percent to fund recreational and zoological facilities and botanical, cultural, and zoological organizations in Payson.
2. The City of Payson hereby gives the Utah County Commission notice of its intent and respectfully requests Utah County respond to this notice as required by law.

3. All acts, orders, resolutions and ordinances and parts in conflict with this Resolution are hereby rescinded.

4. This Resolution shall become effective immediately upon adoption.

PASSED AND APPROVED this 20th day of April 2016.

Mayor Richard D. Moore

Attest:

Sara Hubbs, City Recorder