

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation of the SALT LAKE VALLEY FIRE SERVICE AREA, dated December 18<sup>th</sup>, 2012, complying with Section 17B-1-414, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the SALT LAKE VALLEY FIRE SERVICE AREA, located in Salt Lake County and Utah County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 28<sup>th</sup> day of December, 2012.

  
\_\_\_\_\_  
GREG BELL  
Lieutenant Governor



# Salt Lake Valley Fire Service Area

Fire Chief , CEO  
Michael H. Jensen

Deputy Chief  
Gaylord A. Scott

SLVFSA Board

Matt Robinson,  
Chair

Jani Iwamoto  
Vice-Chair

Randy Horiuchi

JoAnn Seghini

Richard Snelgrove

Lt. Governor Greg Bell  
Utah State Capitol Complex  
P.O. Box 142325  
Salt Lake City, Utah 84114-2325

December 20, 2012

Dear Lt. Governor Bell,

Please find attached a request on behalf of the Salt Lake Valley Fire Service Area to complete the annexation of Eagle Mountain City into its Special Service Area.

The Salt Lake Valley Fire Service Area has fulfilled the requirements outlined for annexation of Eagle Mountain City. The process included a request from Eagle Mountain City to Annex into the Salt Lake Valley Fire Service Area, notice to every home within the affected area, public hearings, and a protest period. During this process, the Salt Lake Valley Fire Service Area received two formal protests on the matter.

The Salt Lake Valley Fire Service Area formally requests certification from your office. Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Ryan Perry", is written over a horizontal line.

Ryan Perry  
Clerk  
Salt Lake Valley Fire Service Area

**SALT LAKE VALLEY FIRE SERVICE AREA  
ANNEXATION RESOLUTION**

RESOLUTION NO. 122012 C

December 18, 2012

EAGLE MOUNTAIN CITY ANNEXATION TO FIRE SERVICE AREA

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE SALT LAKE VALLEY FIRE SERVICE AREA APPROVING THE ANNEXATION OF EAGLE MOUNTAIN CITY TO THE FIRE SERVICE AREA, DESCRIBING THE BOUNDARIES THEREOF, AUTHORIZING AND SPECIFYING THE SERVICES TO BE PROVIDED, AND SETTING OUT PROCEDURES AND OTHER RELATED MATTERS.

BE IT KNOWN AND REMEMBERED:

THAT, the Board of Trustees (the "Board") of the Salt Lake Valley Fire Service Area, State of Utah, (the "Service Area") met in regular session of the Board on the 18th day of December, 2012.

WITNESSETH:

WHEREAS, the Service Area is a local district duly created pursuant to statute to provide essential fire protection, emergency response, emergency medical services and other related functions and services to the citizens of the unincorporated areas of Salt Lake County and the municipalities of Herriman, Midvale and Riverton; and

WHEREAS the legislative body of Eagle Mountain City adopted Resolution No. R-15-2012 on October 2, 2012 in accordance with UCA 17b-1-403(1)(b) requesting the annexation of all the territory within the corporate boundaries of Eagle Mountain City into the Service Area; and

WHEREAS, the Service Area mailed notice to each property owner within the area proposed to be annexed into the Service Area of the annexation request, the date and time of a Public Hearing on the requested annexation and the estimated financial impact upon the average resident if the annexation were completed. Said notice was mailed on November 1, 2012 and contained all information required by UCA 17B-1-410; and

WHEREAS, the Board of the Service Area met in a duly scheduled special meeting on November 13, 2012, at the Eagle Mountain City Hall, 1650 East Stagecoach Run, Eagle Mountain, UT for the purpose of conducting a public hearing on the annexation request in accordance with UCA 17B-1-409; and

WHEREAS, the Board received public presentations by Eagle Mountain City and the

Unified Fire Authority regarding the proposed annexation and merger of the fire department into the Unified Fire Authority of Greater Salt Lake and received public input from residents of the area proposed for annexation into the Service Area relating to the proposed annexation; and

WHEREAS, the publicly posted and mailed notices contained information regarding the statutory thirty day protest period commencing with the public hearing and ending on December 13, 2012; and

WHEREAS, the statutory protest period of thirty days from the date of the Public Hearing expired on December 13, 2012 and the Service Area received insufficient protests to the proposed annexation from property owners or registered voters residing in the area proposed to be annexed to the Service Area to require submitting the proposed annexation to a vote of the citizens of Eagle Mountain City; and

WHEREAS, the Board has considered the annexation request, the public input at the Public Hearing and the financial and operational impact of the proposed annexation on Eagle Mountain City and the Service Area and completed all procedures and legal requirements required to complete the annexation; and

WHEREAS, the Board has determined that is in the interest of Eagle Mountain City, the Service Area, the residents of Eagle Mountain City and the residents of the Service Area and in the public interest to approve the annexation of all territory within the corporate boundaries of Eagle Mountain City into the Service Area..

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE SALT LAKE VALLEY FIRE SERVICE AREA, UTAH, as follows:

THAT, the Board hereby annexes Eagle Mountain City and all the territory within its corporate limits as that may change from time to time into the Service Area in accordance with UCA 17B-1-416;

THAT, the effective date of the annexation is January 1, 2013;

THAT, the Service Area shall impose ad valorem taxes on the annexed area effective January 1, 2013 and Eagle Mountain shall reduce its ad valorem tax rate and other municipal fees and charges to mitigate the Service Area tax rate when it sets its ad valorem tax rate for 2013 on or before June 22, 2013;

THAT, the Board hereby directs that notice of this annexation be filed with the Lt. Governor of the State of Utah by the Clerk before December 31, 2012, and that the notice include a copy of this Resolution, an accurate map or plat depicting the boundaries of the City and the boundaries of the Service Area, and a certification by the Board that all requirements for the annexation have been met; and

THAT, upon receipt of the certification issued by the Lt. Governor in accordance with

UCA 67-1a-6.5 the Clerk submit the documents required by UCA 17B-1-414 to the Salt Lake County Recorder.

APPROVED AND PASSED this 18th day of December, 2012.

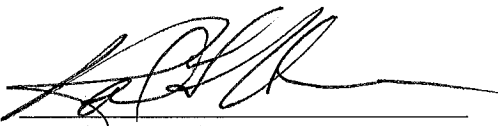
BOARD OF TRUSTEES

By:   
JANI IWAMOTO, Vice Chair

ATTEST:

  
Ryan Perry, Clerk

APPROVED AS TO FORM:

  
Legal Counsel

RESOLUTION HISTORY

Board Member Robinson voting	<u>Absent</u>
Board Member Horiuchi voting	<u>Aye</u>
Board Member Iwamoto voting	<u>Aye</u>
Board member Snelgrove voting	<u>Absent</u>
Board member Tingey voting	<u>Aye</u>

RESOLUTION NO. R-15 -2012

**A RESOLUTION AUTHORIZING THE MAYOR TO FILE A  
PETITION FOR ANNEXATION INTO THE SALT LAKE  
VALLEY FIRE SERVICE AREA FOR THE PROVIDING OF  
FIRE AND MEDICAL SERVICES**

WHEREAS, the Eagle Mountain Council (the "Council") is the legislative head of Eagle Mountain City (the "City"); and

WHEREAS, the Council with the assistance of the Mayor and City Administrator have compiled information regarding the process and financial feasibility of annexing to the Salt Lake Valley Fire Service Area for the purpose of receiving fire and medical services to the citizens of the City; and

WHEREAS, pursuant to Utah Code Annotated § 17B-1-403(1)(B), a resolution must be adopted by the legislative body requesting annexation into a local district; and

WHEREAS, the Council has reviewed the various policy issues, including, but not limited to, issues of level and quality of service, finances, and public desires; and

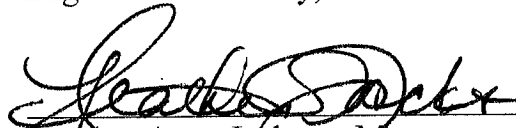
WHEREAS, the Council has noticed and conducted a public hearing to receive public comments regarding the various proposals including annexation to the service area and potential property tax increases;

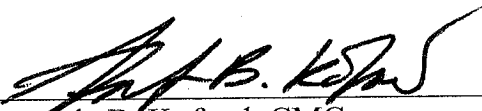
NOW, THEREFORE, be it resolved by the City Council of Eagle Mountain City, Utah, that the Mayor is authorized to file the Petition for Annexation into the Salt Lake Valley Fire Service Area, attached as Exhibit A on behalf of Eagle Mountain City with the Board of Directors of the Salt Lake Valley Fire Service.

ADOPTED by the City Council of Eagle Mountain, Utah, this 2<sup>nd</sup> day of October, 2012.

Eagle Mountain City, Utah

ATTEST:

  
Heather Anne Jackson, Mayor

  
Fionnuala B. Kofoed, CMC  
City Recorder



## CERTIFICATION


The above resolution was adopted by the City Council of Eagle Mountain City on the 2<sup>nd</sup> day of October, 2012.

Those voting aye:

- Donna Burnham
- Ryan Ireland
- Nathan Ochsenhirt
- John Painter
- Richard Steinkopf

Those voting nay:

- Donna Burnham
- Ryan Ireland
- Nathan Ochsenhirt
- John Painter
- Richard Steinkopf

  
\_\_\_\_\_  
Fionnuala B. Kofod, CMC  
City Recorder

**Exhibit A**

**PETITION REQUESTING ANNEXATION INTO THE SALT LAKE  
VALLEY FIRE SERVICE AREA ON BEHALF OF EAGLE MOUNTAIN  
CITY**

Pursuant to Utah Code Annotated § 17B-1-401 *et. seq.* and as duly authorized by Resolution No. R-\_\_\_\_-2012, adopted by the Eagle Mountain City Council, the legislative body of Eagle Mountain City on October 2, 2012, I, Mayor Heather Anne Jackson do hereby formally petition for annexation into the Salt Lake Valley Fire Service Area.

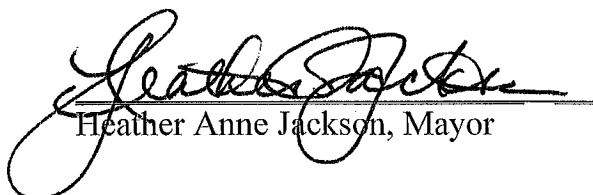
Furthermore, as required by Utah state statute, this annexation is for the entire area known as Eagle Mountain City which is located roughly to the south of Camp Williams and west of Saratoga Springs in Utah County, Utah.

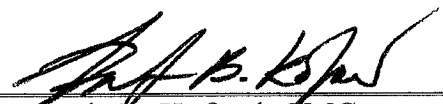
A copy of a map showing the boundaries of the city is attached as Exhibit 1.

Dated this 2<sup>nd</sup> day of October, 2012.

Eagle Mountain City, Utah

ATTEST:

  
Heather Anne Jackson, Mayor

  
Fionnuala B. Kofoed, CMC  
City Recorder





# SALT LAKE VALLEY FIRE SERVICE AREA

3380 SOUTH 900 WEST  
SALT LAKE CITY, UTAH 84119

NOVEMBER 1, 2012

Dear City Resident:

The Eagle Mountain City Council has requested that the Board of Trustees of Salt Lake Valley Fire Service Area annex the entire City of Eagle Mountain into the Fire Service Area. This process requires notice to all Eagle Mountain property owners and requires a public hearing before annexation can be considered and approved. Notice is hereby given, therefore, that:

- Eagle Mountain City is proposed to be annexed into the Salt Lake Valley Fire Service Area effective January 1, 2013.
- **A public hearing regarding the annexation will be held at 7:30 PM, Tuesday, November 13, 2012, in the Eagle Mountain City Hall, 1650 East Stagecoach Run, Eagle Mountain, UT.**
- Persons desiring information regarding this matter may telephone 801-743-7204.
- **The fire services will be funded primarily by property tax. The Salt Lake Valley Fire Service area also imposes fire facility impact fees on new construction. The estimated property tax imposed by the Service Area on a home valued at \$200,000 would be \$228.67. The estimated property tax imposed by the Service Area on a business valued at \$200,000 would be \$ 415.80.**
- **Eagle Mountain City has declared its intent to reduce its tax levy and fees by the same amount that the City currently collects in property tax revenues. The Salt Lake Valley Fire Service Area tax levy is larger than the current Eagle Mountain tax levy. The net difference for a current home of a \$200,000 is \$45.19 a year or \$3.77 a month. Eagle Mountain will be reducing its property tax revenue and utility fees to make the net difference to a \$200,000 home a yearly increase of \$45.19.**
- Future residential, commercial, and industrial construction in Eagle Mountain will be subject to fire facility and equipment impact fees to offset a portion of the cost of future growth. Salt Lake Valley Fire Service Area is expected to amend its capital facilities plan to determine if a change to its current fee level will be necessary. Eagle Mountain will be eliminating its fire facility and equipment impact fees.

- The Salt Lake Valley Fire Service Area is a Service Area that can impose property taxes. It uses those taxes to pay the Unified Fire Authority for fire protection services.
- An elected official of Eagle Mountain will be a member of the governing boards of both the Service Area and the Unified Fire Authority.
- Eagle Mountain City property owners may protest the annexation by filing a written, signed protest with the Service Area by December 13, 2012. The protests should be mailed or delivered to:

Salt Lake Valley Fire Service Area  
3380 S. 900 W.  
Salt Lake City, UT 84119

- At the public hearing all interested persons are invited to attend and ask questions regarding the proposed annexation or to address the Service Area Board of Trustees.

Sincerely,

Salt Lake Valley Fire Service Area, Board of Trustees

Matt Robinson, Chairman

Jani Iwamoto

Randy Horiuchi

JoAnn Seghini

Richard Snelgrove

Roy Tingey

Pc: Eagle Mountain City Mayor  
Eagle Mountain City Council





Date: November 16, 2012

**Protesting The Annexation**

Salt Lake Valley Fire Service Area

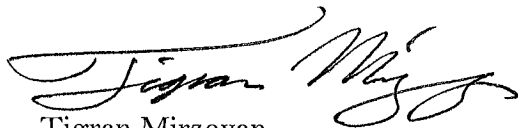
3380 S. 900 W.

Salt Lake City, UT 84119

Dear Board of Trustees:

My name is Tigran Mirzoyan, I am an Eagle Mountain City property owner. I'm writing this letter to respectfully protest the annexation of Eagle Mountain City by Salt Lake Valley Fire Service Area, planned effective date of January 1, 2013.

Thank you,

  
Tigran Mirzoyan

November 29, 2012

To: Salt Lake Valley Fire Service Area, Unified Fire Authority, Board of Trustees, Matt Robinson, Jani Iwamoto, Randy Horiuchi, JoAnn Seghini, Richard Snelgrove, and Roy Tingey

Regards: Annexation of the City of Eagle Mountain into the Salt Lake Valley Fire Service Area

I am protesting the annexation of the City of Eagle Mountain into the Salt Lake Valley Fire Service Area. I have many reasons for this protest, but will list only a few.

First the Mayor and City Council of Eagle Mountain do not have the backing of the property owners, and citizens on this matter. If they did, they would not have bypassed the established precedents of voting on such an extreme change to our City. Years ago the decision of selling the City's Telecom system was put to a vote of the citizens, and approved.

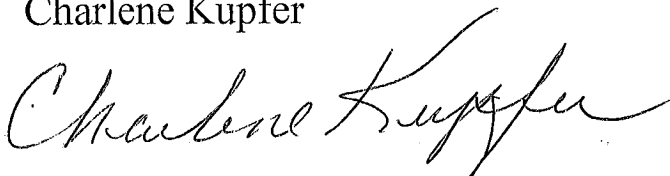
On the 6<sup>th</sup> of November 2012 the citizens of Eagle Mountain noticed that the choice to vote on this annexation was missing from the ballot. The Mayor, and City Council, has disregarded the God given, Constitutional Rights of agency, choice and freedom.

The second reason I am protesting is also a moral issue, that of not stealing. When we receive something we have not worked for, means someone else had to work for and not receive. The Mayor and City Council are expecting multimillion dollar capital improvements from S.L.V. Fire Service Area citizens, who have worked for many years towards their emergency services. Eagle Mountain City should not be allowed to steal from the Fire Service Area, and its citizens.

In a few years the City of Eagle Mountain will have paid off its loans, and bonds freeing title to its collateral. E.M. will then have enough capital and experience to be an asset, not a parasite to the Fire Service Area. Also with the approval of the citizens by a majority vote, you will have won the hearts of all.

I respectfully ask that you do not grant the annexation of Eagle Mountain into the Salt Lake Valley Fire Service Area, and Unified Fire Authority at this time.

Charlene Kupfer



4136 N. East Pinion Cr.  
Eagle Mountain, Utah  
84005 4251