

RESOLUTION NO. 12-27

A RESOLUTION SUPPORTING THE CONCEPT PLAN OF THE DEVELOPMENT OF A SPLASH PAD AND BATHROOM AT SHUMAN PARK

WHEREAS, Tremonton City owns real property referred to as Shuman Park (also known as Library Park); and

WHEREAS, currently the southeast corner of Shuman Park (near the intersection of 200 North and 100 East) needs to have the tennis courts rehabilitated or have this area redeveloped with an alternative improvement (see Exhibit A); and

WHEREAS, Objective 6.3.1 of the Tremonton City General Plan states the desire to: “Improve the maintenance and appearance of our current parks”; and

WHEREAS, the City Council has been approached by a citizen group advocating to redevelop the southeast corner of Shuman Park as a splash pad and bathroom; and

WHEREAS, the City Council provided notice and conducted a public hearing on June 5, 2012 in the Tremonton City Council Chambers located at 102 South Tremont Street in Tremonton at 7:00 p.m. to take public comment regarding the concept of redeveloping the southeast corner of Shuman Park with a splash pad and bathroom; and

WHEREAS, the Tremonton City Council has considered all written and oral statements made at the public hearing objecting or supporting the concept of developing a splash pad on the southeast corner of Shuman Park; and

WHEREAS, Objective 6.4.1 of the Tremonton City General Plan states the desire to: “Develop a plan and financing for upgraded and new recreational facilities for youth, adults, and families for both summer and winter use”; and

WHEREAS, the City Council believes that a splash pad and bathroom at Shuman Park meets the objectives of the City General Plan by improving the appearance of Shuman Park and by creating a new recreational facility for youth and families for the summer time.

NOW, THEREFORE, be it resolved that the Tremonton City Council does support the conceptual plan for the development of a splash pad and bathroom at the southeast corner of Shuman Park (near the intersection of 200 North and 100 East) as attached as Exhibit B and as enumerated below:

- **Architectural Compatibility.** That the bathroom facility is architecturally compatible (similar building materials, forms, and architectural details) with the City’s Library.

- **Color Tinted Concrete Pad.** That the splash pad concrete is tinted with some color so as to give the appearance of the splash pad being a park feature rather than a concrete pad.
- **Change through the Design Process.** That the conceptual plan is subject to modification as details surrounding the design of the splash pads and bathrooms are finalized.

Further, the City Council does hereby support the following financial plan for the development of a splash pad and bathroom as follows:

- **Fund Raising.** That the City Council encourages the citizen group to undertake a funding raising effort to finance the splash pad and bathroom. The encouragement of the citizen group fund raising is similar to other citizen based initiatives for park improvements such as the development of the skate park at Jeanie Stevens Park and the improvement of Midland Square.
- **Accounting for Fund Raising.** That the City shall account for the funds raised by depositing donations into a separate account to be designated for the “splash pad, bathroom, or other amenity”. Currently the cost estimates of the splash pad and bathroom is estimated between \$120,000 and \$160,000. Funds donated to the City become property of the City and if there is insufficient donations received for the development of a splash pad and bathroom then the City shall be authorized to expend the funds for another recreational facility within the City.
- **Tax Deductible Donations.** Subject to any IRS restrictions to the contrary, the City will provide documentation of donations to the donors. It is the City’s understanding that donations given to a governmental entity are tax deductible if there is no exchange of goods or services (that is the donor gives the donation but want nothing in return), the donation is not based on a fee or tax rate and is voluntary by the donor. If the City receives donations for the splash pad and bathroom, the City will provide documentation of the donation in the form of a thank you letter which will include: the donor's name (or business name), the donor's address, the amount of the donation, and the date of the donation signed by an authorized City official.
- **Grants.** The City will provide technical assistance to the citizen group when the citizen group applies for grants. Grant applications that are sponsored by Tremonton City shall be approved by the City Council prior to the submission of the grant.

This Resolution shall become effective upon adoption and passage by the City Council and shall terminate within one (1) year from the date of the adoption. The City Council may reconsider extending and amending the Resolution after the year period of time.

ADOPTED AND PASSED by the City Council of the City of Tremonton, Utah, this 5th day of June 2012.

TREMONTON CITY CORPORATION

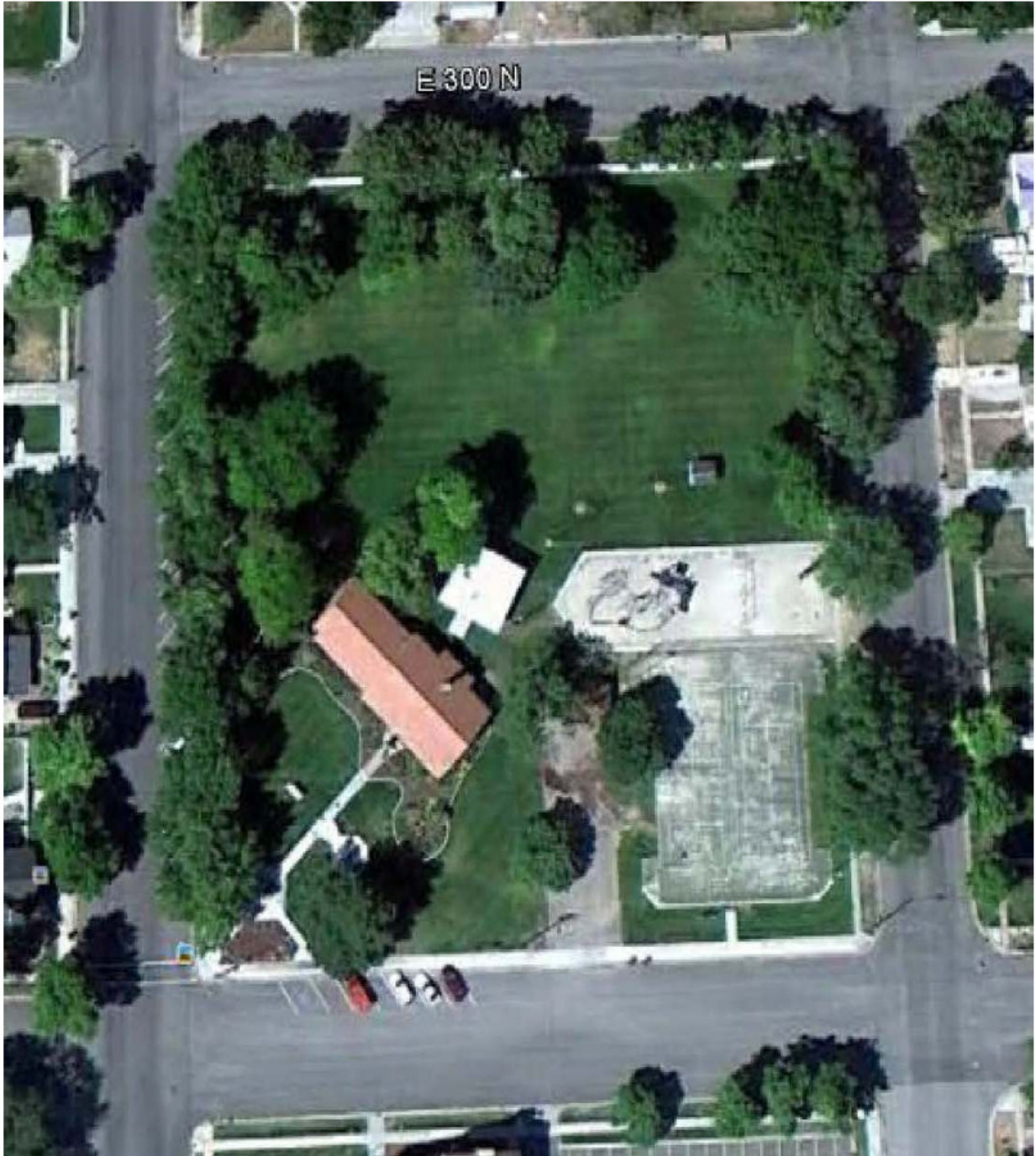
By _____
Mayor Roger G. Fridal

ATTEST:

Darlene S. Hess, City Recorder

(city seal)

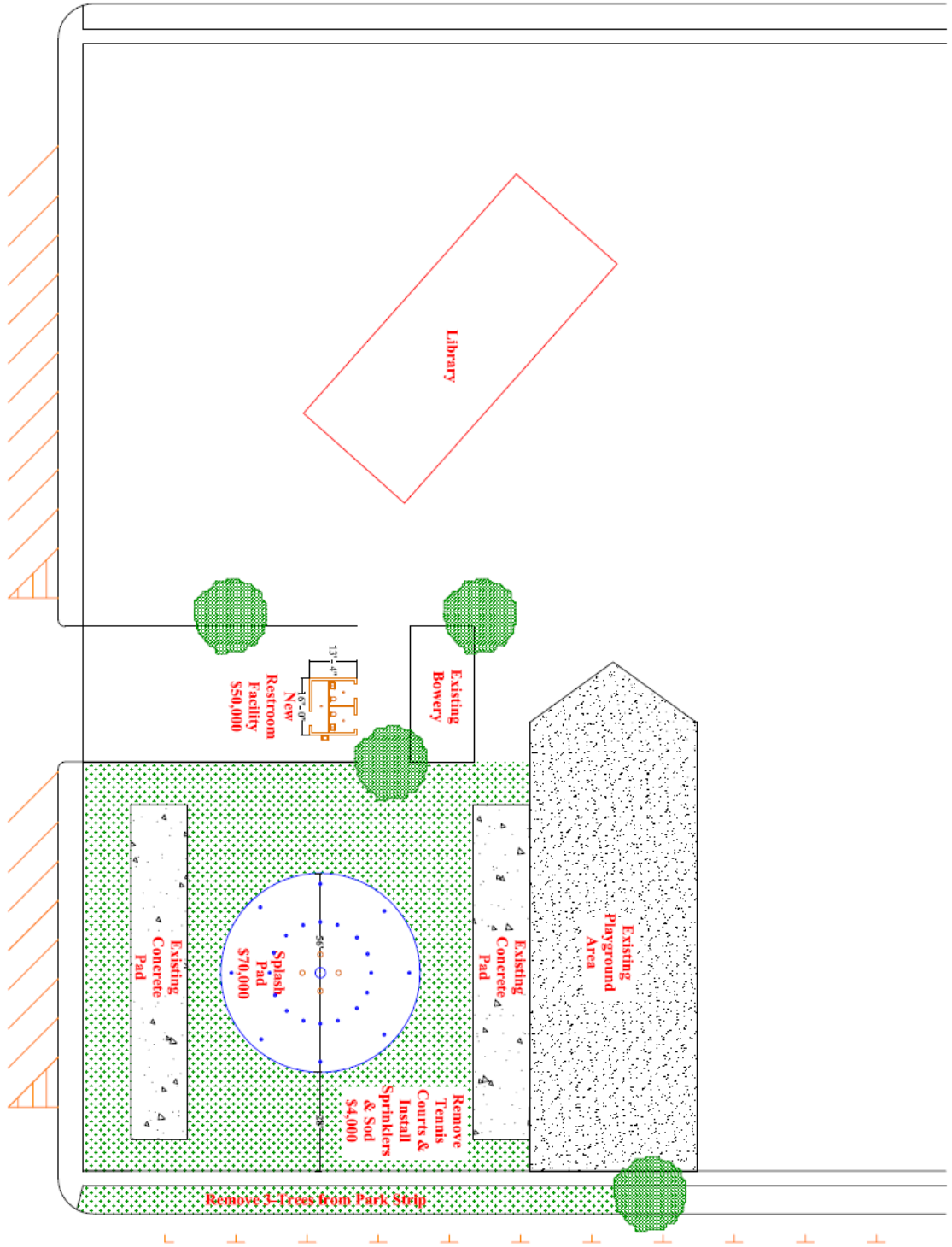
EXHIBIT A



Shuman Park with Tennis Courts

EXHIBIT B

200 North



100 West

EXHIBIT C

