

**MINUTES OF MORGAN CITY
COUNCIL MEETING**

APRIL 23, 2024; 7:06 P.M.

**MAYOR AND COUNCIL MEMBERS
PRESENT:**

Mayor Steve Gale, Tony London, Jeff Wardell, Jeffery Richins, and Dave Alexander

STAFF PRESENT IN-PERSON:

Ty Bailey, City Manager; and Denise Woods, City Recorder

EXCUSED:

Eric Turner and Gary Crane, City Attorney

OTHERS PRESENT:

Brynlee Whimpey and Capri Crowther, Representatives of Morgan High School Cheerleaders, Meggen Whimpey, Paige Caldwell and Lainey Hansen, Representatives of Morgan High School Senior Officers

This meeting was held in the Council Conference Room of the Morgan City Offices, 90 West Young Street, Morgan, Utah. The meeting was streamed live on YouTube and available for viewing on the City's website – morgancityut.org.

This meeting was called to order by Mayor Steve Gale.

The pledge of allegiance was led by Council Member Wardell.

The opening ceremony was presented by Council Member Richins.

APPROVAL OF MEETING AGENDA

MOTION: Council Member London moved to approve the agenda.

SECOND: Council Member Richins

Vote was 4 ayes; Motion passed unanimously to approve the agenda; Council Member Turner was absent.

MINUTES AND WARRANTS

MOTION: Council Member Alexander moved to approve the following:

Minutes of the City Council Work Meeting – March 12, 2024;
Minutes of the City Council Meeting – March 12, 2024;
Minutes of the City Council Work Meeting – March 26, 2024;
Minutes of the City Council Meeting – March 26, 2024;
Minutes of the City Council Work Meeting – April 9, 2024; and
Warrants (03/22/24 – 04/19/24)

SECOND: Council Member London

Vote was 4 ayes; The motion passed unanimously to approve the minutes as written and one set of warrants; Council Member Turner was absent.

CITIZEN COMMENTS

No citizen comments were given.

VERBAL PRESENTATIONS

PARTICIPATION IN THE 2024 MORGAN HIGH CHEERLEADER FLAG FUNDRAISING PROGRAM – BRYNLEE WHIMPEY AND CAPRI CROWTHER, REPRESENTATIVES OF THE MORGAN HIGH SCHOOL CHEERLEADERS

Brinley Whimpey and Capri Crowther, representing Morgan High School Cheerleaders, proposed a service where they would put up flags for various holidays, including Memorial Day, Flag Day, Independence Day, Pioneer Day, Labor Day, Veterans Day, and Election Day. The cost per flag was \$35, and historically, the City had purchased six flags. The discussion ensued about where to place the flags, with suggestions including 6 in front of the City office building, 2 at the City Park entrance, and 1 at each cemetery. On election day all 10 flags would be placed in front of City office building. The proposal was met with agreement, and it was suggested to make a motion to approve the purchase of ten flags.

MOTION: Council Member London moved to participate in the 2024 Morgan High Cheerleader Flag Fundraising Program by the City purchasing 10 flags for \$35.00 each (\$350.00) for the holidays specified and to be placed as follows: 6 in front of the City office building, 2 at the City Park entrance, 1 at each cemetery, and on election day all 10 flags would be placed in front of City office building.

SECOND: Council Member Alexander

Discussion on the Motion: None

ROLL CALL VOTE: Dave Alexander – aye
Jeffery Richins – aye
Jeff Wardell – aye
Tony London – aye
Eric Turner – absent

Vote was 4 ayes; Motion passed unanimously to participate in the 2024 Morgan High Cheerleader Flag Fundraising Program by the City purchasing 10 flags for \$35.00 each (\$350.00) for the holidays specified and to be placed as follows: 6 in front of the City office building, 2 at the City Park entrance, 1 at each cemetery, and on election day all 10 flags would be placed in front of City office building; Council Member Turner was absent.

2024 SENIOR CLASS PROJECT – LAINEY HANSEN, SENIOR CLASS OFFICER

Paige Caldwell and Lainey Hansen, Representatives of the Morgan High School Senior Officers, explained that every year, there was a designated "senior sluff week" at school, during which the Senior Class dedicated a day to community service. This year, the senior service day falls on Wednesday, May 22nd. They inquired about potential service projects in the County/City that could be undertaken in exchange for a donation on behalf of the Senior Class. Typically, the City contributed \$500.00 to Senior Class Project/Operation Graduation. City staff would collaborate with the School/Senior Officers to choose a

suitable project and the City would provide any necessary equipment while the students provided the labor. The number of participants needed to be confirmed once a project is finalized. There were approximately 274 seniors. The City would handle the logistics of the projects and work through Senior Class Officers. They informed the Council that the Senior Advisor was Jennifer Clark.

MOTION: Council Member London moved to donate \$500.00 to the Senior Class Project, which is to be determined by the City staff and Senior Class Advisor.

SECOND: Council Member Richins

Discussion on the Motion: None

ROLL CALL VOTE: Dave Alexander – aye
Jeffery Richins – aye
Jeff Wardell – aye
Tony London – aye
Eric Turner – absent

Vote was 4 ayes; Motion passed unanimously to donate \$500.00 to the Senior Class Project, which is to be determined by the City staff and Senior Class Advisor.

ACTIVE AGENDA

REVIEW / ACTION – ADOPTION OF AMENDMENT TO TITLE 8, CHAPTER 8.08 – BACKFLOW AND CROSS CONNECTIONS OF THE MORGAN CITY CODE – ORDINANCE 24-06

Ty stated the changes were primarily aimed at updating the City's existing code to align with state recommendations. Kale Watkins, Water/Wastewater Supervisor, reviewed the updates and approved them.

Council Member Alexander asked for clarification regarding Section 8.08.030(A)(2) and whether or not the City performed the periodic system surveys to ensure compliance with existing applicable minimum health and safety standards.

Ty said yes it was sent out in a survey to random residents. He mentioned the meters which had been recently replaced and they were upgraded during that process.

MOTION: Council Member London moved to adopt Ordinance 24-06 – An ordinance amending Title 8, Chapter 8.08 – Backflow and Cross Connections of the Morgan City Code; Making technical changes; Providing for repealer; Providing for severability; and Providing for an effective date.

SECOND: Council Member Wardell

Discussion on the Motion: None

ROLL CALL VOTE: Dave Alexander – aye
Jeffery Richins – aye
Jeff Wardell – aye
Tony London – aye
Eric Turner – absent

Vote was 4 ayes; Motion passed unanimously to adopt Ordinance 24-06 – An ordinance amending Title 8, Chapter 8.08 – Backflow and Cross Connections of the Morgan City Code; Making technical changes; Providing for repealer; Providing for severability; and Providing for an effective date; Council Member Turner was absent.

REVIEW / ACTION – ADOPTION OF RESOLUTION AUTHORIZING A TAX CERTIFICATE AND AGREEMENT FOR UAMPS’ FIRM POWER SUPPLY PROJECT; AND RELATED MATTERS – RESOLUTION 24-14

Mayor mentioned this item had been discussed at length during the prior work meeting tonight.

Ty explained all the resolutions from the members were due in May and then the agreement would be executed in June or July.

MOTION: Council Member Alexander moved to adopt Resolution 24-14 – A resolution authorizing a Tax Certificate and Agreement for UAMPS’ Firm Power Supply Project; and Related Matters subject to an acceptable review by Gary Crane, City Attorney.

SECOND: Council Member Richins

Discussion on the Motion: None

ROLL CALL VOTE: Dave Alexander – aye
Jeffery Richins – aye
Jeff Wardell – aye
Tony London – aye
Eric Turner – absent

Vote was 4 ayes; Motion passed unanimously to adopt Resolution 24-14 – A resolution authorizing a Tax Certificate and Agreement for UAMPS’ Firm Power Supply Project; and Related Matters subject to an acceptable review by Gary Crane, City Attorney; Council Member Turner was absent.

REVIEW / ACTION – ADOPTION OF RESOLUTION REGARDING INTER-LOCAL AGENCY AGREEMENT FOR THE MORGAN COUNTY RURAL PLANNING ORGANIZATION – RESOLUTION 24-15

Ty explained that the Regional Planning Organization (RPO) was initially established as a joint venture involving Weber County and Morgan County. However, it has since been restructured, and currently, it comprises only Morgan County and Morgan City. The RPO functions as a transportation planning committee, providing a platform to consolidate transportation projects from both entities. A formula has been devised to rank and rate these projects based on predetermined criteria, with recommendations then forwarded to the Council of Governments (COG) for approval. Funding recommendations for corridor preservation funds and local option sales tax are dependent on COG's decisions. The Wasatch Front Regional Council manages the RPO, with both the County and the City equally sharing the costs. Julie Bjornstad from the Wasatch Front Regional Council provides significant support by managing meetings, documentation, and compiling project details. The RPO is seen as a valuable resource, offering a structured approach to prioritizing transportation projects and aiding in securing funding. Participation has improved since the departure of Ogden from the RPO, allowing for more focused collaboration between the two entities. The RPO facilitates coordination between the City and County, with recent meetings indicating

progress and a positive trajectory for future endeavors. The agreement is for three years for a total cost of \$27,000.00 (paid annually by the City and County each paying \$4,500.00).

MOTION: Council Member Richins moved to adopt Resolution 24-15 – A resolution adopting and approving an Inter-Local Agency Agreement for the Morgan County Rural Planning Organization.

SECOND: Council Member Wardell

Discussion on the Motion: None

ROLL CALL VOTE: Dave Alexander – aye
Jeffery Richins – aye
Jeff Wardell – aye
Tony London – aye
Eric Turner – absent

Vote was 4 ayes; Motion passed unanimously to adopt Resolution 24-15 – A resolution adopting and approving an Inter-Local Agency Agreement for the Morgan County Rural Planning Organization; Council Member Turner was absent.

CITY REPORTS

CITY COUNCIL

Council Member Alexander reported on a recent gathering with several members of the City Council and Mayor which was informative and impressive. He stated they received valuable insights from City staff and toured various service areas, including electricity, power, sewer, and water. The dedication and professionalism of our employees left a lasting impression, showcasing the remarkable work being done. The presentation by Jeff Boren, particularly on water treatment, was noteworthy, and his follow-through in providing slides was appreciated. The thorough analysis conducted, such as identifying factors affecting test results, reflects the proactive approach of our team. Throughout the event, it was evident that our staff members are not only performing their duties but also thinking ahead and considering future challenges. This reflects positively on Ty's leadership and the dedication of the entire team.

Mayor stated the experience left him impressed and grateful for the hard work of our staff and department heads. It reinforces our confidence in defending the City's operations.

Council Member London reported on several breakout sessions at the ULCT Mid-Year Conference in St. George this month. Two topics were particularly intriguing. One focused on future housing developments, while the other discussed the evolving role of the Planning Commission and City Council in planning processes. It was proposed that these bodies would become less involved in future developments, with staff and a newly formed land use authority taking on more responsibility. This shift would see the old concept of concept, preliminary, and final approval phased out. The discussion delved into the composition of the land use authority and who would sit on it. As City Council members, we realized that our involvement in planning processes would diminish, with our focus shifting more towards legislative matters and ordinance-making.

CITY MANAGER

THURL BAILEY CONCERT – Ty stated he and the Mayor collaborated with a group called Excellence in the Community, which organized concerts in various locations. They secured a grant from the Utah Arts and Museums to host a concert specifically in Morgan. They chose Thurl Bailey to perform, and the concert will take place on May 11th at 7:30 p.m. in the High School Auditorium. It was a free event, and we were pleased to help sponsor it. There was also an outreach event planned for students at 6:00 p.m., allowing them to meet the performer before the concert began. It was scheduled to enhance the overall experience for the students attending the event.

FRONT STREET FESTIVAL – Ty stated to commemorate the opening of the Train Depot, there was a plan to organize a Front Street Festival, intended to become an annual event. Scheduled for June 1st. The festival would involve shutting down the street, featuring food trucks, offering prizes, and providing a tour of the Train Depot. Although there were hopes of coordinating the festival with the visit of the Big Boy train, the dates didn't align for this year's event.

GARBAGE CANS – The Council addressed a billing issue where residents were charged for two garbage cans despite having only one, as highlighted by the new detailed billing system. One resident reported being overcharged for 16 years. The absence of a policy to handle such cases prompted discussion on possible solutions, including crediting accounts, providing free service, or addressing recent billing years only. With no historical records before 2017, verifying claims proved challenging.

There was deliberation on whether to charge residents for the service for a specific period or provide a credit on their account, with consideration given to automatically resuming billing at a set date or settling the matter within the current budget year. Concerns were raised about determining accountability for past discrepancies.

Ultimately, the Council decided to offer residents a choice between not being billed for a period or receiving two cans for the price of one for a limited duration, with a preference for limiting it to one year. Plans were made to draft a policy reflecting these options.

MOTION: Council Member London moved to go into a closed session at 8:00 p.m. for the purpose of discussing pending or reasonably imminent litigation. (U.C.A. 52-4-205(1))

SECOND: Council Member Wardell

Vote was 4 ayes; Motion passed unanimously to go into closed session; Council Member Turner was absent.

PRESENT: Mayor Gale, Ty Bailey, City Manager, Denise Woods, City Recorder, Council Members London, Wardell, Richins and Alexander

MOTION: Council Member Wardell moved to open the meeting at 8:24 p.m.

SECOND: Council Member Richins

Vote was 4 ayes; Motion passed unanimously to come out of closed session; Council Member Turner was absent.

MOTION: Council Member London moved to approve the Administrative Settlement Agreement – Docket M23-10 by the Utah Department of Environmental – Quality Division of Water Quality.

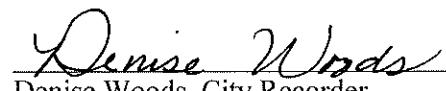
SECOND: Council Member Alexander

Discussion on the Motion: None

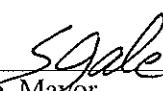
ROLL CALL VOTE: Dave Alexander – aye
Jeffery Richins – aye
Jeff Wardell – aye
Tony London – aye
Eric Turner – absent

Vote was 4 ayes; Motion passed unanimously to approve the Administrative Settlement Agreement – Docket M23-10 by the Utah Department of Environmental Quality Division of Water Quality.

This meeting was adjourned at 8:27 p.m.



Denise Woods, City Recorder



Steve Gale, Mayor

These minutes were approved at the May 14, 2023 meeting.

SWORN STATEMENT

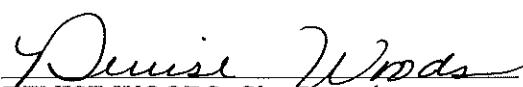
The undersigned hereby swears and affirms, pursuant to Section 52-4-205(1) of the Utah Code Annotated, that the sole purpose for the closed meeting of the Morgan City Council on the **23rd day of April, 2024**, was to discuss pending or reasonably imminent litigation.

Dated this 23rd day of April, 2024.

ATTEST:



STEVE GALE, Mayor



DENISE WOODS, City Recorder