



TOQUERVILLE CITY RESOLUTION 2025.06

A RESOLUTION AUTHORIZING CITY OFFICIALS AND EMPLOYEES TO TAKE ACTIONS NECESSARY TO CREATE, A MUNICIPAL POWER DEPARTMENT TO PLAN, CONSTRUCT, AND OPERATE A MUNICIPAL ELECTRIC UTILITY TO SERVE RETAIL ELECTRIC POWER WITHIN THE WINDSONG AREA OF TOQUERVILLE

WHEREAS, Toquerville City, as a Utah Municipality, is authorized by Utah Code § 10-8-14(2) to construct, maintain, and operate electric infrastructure to provide retail electrical service to its residents and businesses within Toquerville City;

WHEREAS, Toquerville City does not currently have a municipal power department, however other municipalities in Washington County such as Hurricane City, St George City, and Santa Clara City have municipal power departments which provide retail electric service within those respective municipalities;

WHEREAS, the Windsong Area of the City, as more particularly described in **Exhibit A** and depicted on **Exhibit B**, attached hereto, does not currently have access to or infrastructure for retail electric service;

WHEREAS, the City Council has determined that creating a municipal power department to provide retail electric service to the Windsong Area is in the best interests of the City and will advance the public health, safety, and welfare of the residents of Toquerville; and

WHEREAS, the City Council desires to authorize the creation of a municipal power department to provide retail electric utility service to the Windsong Area and authorize all actions necessary to plan, design, construct, operate, maintain, the necessary infrastructure to provide such service.

RESOLUTION

NOW THEREFORE, be it resolved by the City Council of Toquerville City, Utah as follows:

1. The Mayor and/or the City Manager of Toquerville City and other appropriate City officials, employees, and consultants under the direction of the Mayor or City Manager are hereby authorized to take all necessary and appropriate actions to create a Municipal Power Department to plan, design, construct, operate and maintain the infrastructure necessary to provide retail electric service to the Windsong Area of Toquerville which is more particularly described and depicted in attached Exhibits A and B.

2. Such actions to create a Municipal Power Department to provide electric power service to the Windsong Area of Toquerville may include the following:

A. Preparation of an Ordinance, for adoption by the City Council of Toquerville, to create a new Chapter 7, Municipal Power, within Title 8, Public Utilities, of the Toquerville City Code to create a Municipal Power Department and all provisions necessary to plan, design, construct, operate, and manage a municipal electric system to serve the Windsong Area of the City.

B. Identifying and securing the funding necessary for the planning, design, and construction of the infrastructure necessary to provide retail electrical service in the Windsong Area of Toquerville.

C. Securing contracts for purchase and transportation of electric power to serve the Windsong Area.

D. Working cooperatively with private property owners within the Windsong Area in the creation of the Municipal Power Department, and in the planning to secure necessary real property, easements, and rights-of-way to provide electric service and for facilities to distribute electricity within the Windsong Area.

E. Securing technical, legal, and other assistance necessary for the creation of the Municipal Power Department and the planning, design, construction, and operation of the infrastructure necessary to provide retail electric service in the Windsong Area of Toquerville

F. All other actions as deemed appropriate or necessary by the Mayor or City Manager to fulfill the purposes of this Resolution.

3. This Resolution shall become effective immediately upon adoption by the City Council.

ADOPTED AND APPROVED this ____ day of May 2025, based upon the following vote:

Councilmember:

Gary Chaves	AYE	____	NAY	____	ABSTAIN	____	ABSENT	____
John 'Chuck' Williams	AYE	____	NAY	____	ABSTAIN	____	ABSENT	____
Joey Campbell	AYE	____	NAY	____	ABSTAIN	____	ABSENT	____
Todd Sands	AYE	____	NAY	____	ABSTAIN	____	ABSENT	____
Wayner Olsen	AYE	____	NAY	____	ABSTAIN	____	ABSENT	____

TOQUERVILLE CITY
A Utah Municipal Corporation

Attest:

Justin Sip, Mayor

Emily Teaters, City Recorder

Date

DRAFT 2025-04-30

EXHIBIT A
Legal Description

EXHIBIT B
Map