

MORGAN CITY

Council Meeting

09-10-19

Work Session

6:00 p.m.

**NOTICE OF WORK MEETING
OF THE MORGAN CITY COUNCIL**

Pursuant to Utah Code, Title 52, Chapter 4, notice is hereby given to members of the Morgan City Council and to the general public that the Morgan City Council will hold a work meeting in open public session on **Tuesday, September 10, 2019, at 6:00 p.m.**, in the Council Room of the City Office located at 90 West Young Street, Morgan, Utah.

AGENDA

ITEMS FOR DISCUSSION:

- A. Request for Water and Additional Sewer Service to Como Springs
- B. Administrative Update
 - Safe Routes to School Grant – 100 North Sidewalk – Fiscal Year 2022
 - Sewer Lagoon
 - Power Department – Optional Power Source

In the event of an absence of a full quorum, agenda items will be continued to the next regularly scheduled meeting.

Notice is hereby given that by motion of the Morgan City Council, pursuant to Title 52, Chapter 4 of the Utah Code, the City Council may vote to hold a closed session for any of the purposes identified in that Chapter.

In compliance with the American with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Denise Woods, City Recorder, at (801) 829-3461 at least 24 hours before the meeting.

Morgan City invites any person, church or other civic organization to contact the Mayor, to be scheduled for presenting a thought, reading, opening remarks, or invocation in the opening ceremony portion of the public meeting. Written invitations will be made by the Mayor to those who wish to participate.

This meeting may be held electronically to allow a member to participate.

Posted this 4th day of September, 2019

/s/ Denise Woods, City Recorder

**NOTICE OF MEETING TO BE HELD IN
PUBLIC AND CLOSED SESSION
OF THE MORGAN CITY COUNCIL**

Pursuant to Utah Code, Title 52, Chapter 4, notice is hereby given to members of the Morgan City Council and to the general public that the Morgan City Council will hold a meeting in public and closed session on **Tuesday, September 10, 2019, at 7:00 p.m.**, in the Council Room at the City Office at 90 West Young Street, Morgan, Utah.

AGENDA ITEMS:

- 1. CALL TO ORDER, PLEDGE, OPENING CEREMONY, APPROVAL OF MINUTES, AND REVIEW OF WARRANTS:**
 - A. Minutes of the Morgan City Council Work Meeting – July 23, 2019
 - B. Minutes of the Morgan City Council Meeting – July 23, 2019
 - C. Minutes of the Morgan City Council Work Meeting – August 13, 2019
 - D. Minutes of the Morgan City Council Meeting – August 13, 2019
 - E. Minutes of the Morgan City Council Special Meeting – August 27, 2019
 - F. Warrants
- 2. CITIZEN COMMENTS:** (Time has been set aside for the public to express their ideas, concerns and comments (comments limited to 3 minutes per person with a total of 30 minutes for this item.)
- 3. DISCUSSION / ACTION** – Request for Water and Additional Sewer Service to Como Springs – Grant Mackay
- 4. CITY REPORTS AND BUSINESS:**
 - A. City Manager
 - B. Mayor and Council
- 5. ADJOURN**

Notice is hereby given that:

- A work meeting will be held at 6:00 p.m., or at another time as posted to discuss miscellaneous matters.
- In the event of an absence of a full quorum, agenda items will be continued to the next regularly scheduled meeting.
- By motion of the Morgan City Council, pursuant to Title 52, Chapter 4 of the Utah Code, The City Council may vote to hold a closed meeting for any of the purposes identified in that chapter.

In compliance with the American with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Denise Woods, City Recorder, at (801) 829-3461 at least 24 hours before the meeting. This meeting may be held electronically to allow a member to participate.

Posted this 4th day September, 2019

/s/ Denise Woods, City Recorder

**MINUTES OF MORGAN CITY
COUNCIL WORK MEETING**

July 23, 2019; 6:04 P.M.

**MAYOR AND COUNCILMEMBERS
PRESENT:**

**Mayor Ray W. Little, Tony London, Jeff Wardell,
Mike Kendell, Eric Turner, and Jeffery Richins**

STAFF PRESENT:

**Ty Bailey, City Manager; Gary Crane, City Attorney;
Matt Stuart, Lead Electric Lineman; and Denise
Woods**

OTHERS PRESENT:

Jackie Coombs, UAMPS

This meeting was held in the Council Conference Room of the Morgan City Offices, 90 West Young Street, Morgan, Utah.

This meeting was called to order by Mayor, Ray W. Little.

ITEMS FOR DISCUSSION

RESOLUTION 19-25 – CARBON FREE POWER PROJECT POWER SALES CONTRACT

**RESOLUTION 19-26 – PARTICIPANT'S ENTITLEMENT SHARE FOR THE LAY-OFF POWER
SALES AGREEMENT ASSOCIATED WITH JOINT USE MODULE PLANT OPERATIONS
(JUMP)**

Ty Bailey, City Manager, introduced Jackie Coombs, UAMPS, and stated the meeting was a follow-up from the last Council meeting July 9, 2019.

Jackie Coombs, UAMPS, gave an overview of UAMPS; organized to develop, finance and operate projects for generation, transmission and energy services on a non-profit basis. UAMPS was project based and had 16 separate projects. She stated each project was independent from each other. She stated the members of UAMPS determined whether to participate in a project and were not obligated to participate in any particular project. She displayed a list of the projects UAMPS currently had; coal-fired power plants, natural gas project, hydro plants, and wind projects. She described the Hunter Project the City participated in which had debt associated with the project and it had been paid off.

Councilmember London asked about the future of the three coal-fired plants (Hunter Project, San Juan Project, and IPP Project).

Jackie stated the San Juan Project was going off in 2022, Hunter was projected for 2030, and IPP was being converted to natural gas.

Mayor Little asked if each project stood independent of each other with a management board.

Jackie clarified that every member in a project sat on that project's management committee and had a vote. She said the EPC Development Agreement was between UAMPS and NuScale. The scope was to continue to do cost estimates on the project until they did site specific engineering. She stated it provided for

reimbursement on a sliding scale based on an Economic Competitiveness Test (ECT) with a price ceiling of \$55/MWh. If UAMPS terminated due to a failure of the ECT, UAMPS would put the Project Assets to NuScale and UAMPS would be reimbursed a significant portion of its Development costs.

Jackie said the Power Sales Contract was a "Take-or-Pay" power sales contract where the Participants were obligated to pay the amounts due under the PSCs. Payments were made solely from each Participant's electric system revenues as an operating expense of the Participant's electric system. She stated there was a rate covenant, which meant the Participant agreed to charge and collect rates for electric service that produced revenues sufficient to meet its payment obligations under the PSC. She explained if someone defaulted in the project Participants could be required to take a portion of the defaulting Participant's Entitlement Share, up to 25%. The contracts remained in effect until the date the bonds had been paid in full or the facility was decommissioned and out of service. She explained this project was structured the same way as the Hunter Project the City became a part of in 1980. She explained the Hunter contract could have been terminated when the bonds were paid but we continued to take energy from the project because the only cost was for operations and maintenance (O&M).

Ty clarified the City's obligation was the rate agreed upon and it covered the City's entire portfolio.

Jackie said there were two components to the City's rate; rate from UAMPS and own distribution line. She explained the contract to be approved had a budget and plan of finance which outlined the estimated total development costs to completion of development and each phase would refine that amount. She stated it included phases one and two and the estimated construction and operation costs. She stated the commercial operation date was in 2026 with the first module and 2027 with all the modules. A pro forma analysis of the expected costs would continue to be done on construction, financing and operation. Every phase would have a new budget. Currently, the project was in the Licensing Period – 1st Phase (Maximum) if the City came in at 1500 kW the City's cost would be \$12,235.00. She explained this was not out of pocket cost. All the costs were capitalized and UAMPS would pay the costs with bonds. The City paid when they received energy in 2026 through the rates. She explained the amounts the City would be required to pay if they exited the project at any of the off-ramps provided. The amount would be due within one year from withdrawing from the project.

Discussion regarding the calculation of the \$55/MWh. Jackie stated the project management committee operated this project. The power drawn from each module had not been definitively outlined; based on economics and the need for power. It would be based on full subscription to the project. She stated the project needed to be competitive to natural gas and they were diligently working on making that happen for the members.

Jackie explained Licensing Phase One (Remaining) began on the effective date of the Power Sales Contract. The estimating, design and engineering work under the Development Agreement would be done and analyzing each run of the ECT. The completion of the definitive Project Agreements, contracting with prospective participants, co-owners and third-part power purchasers to achieve full subscription for all Project Output would be completed during this phase. The budget and plan of finance would be updated. This work was anticipated to be completed August 2021. Then the 2nd phase of the project would begin and there would be an off-ramp and the City could reduce or withdraw from the project at a cost of \$121,202.00. She explained once construction began there were no other off-ramps.

Discussion regarding dry cooling. It had not been approved by the board, but a study had been completed and it looked to be economical to do dry cooling. The site for the project had been finalized; worked with the Shoshone-Bannock Tribes and they had approved the site. UAMPS had a lease with the Department of Energy (DOE) for 99 years; first lease was for 40 years and then two 20-year renewals and then it would be de-commissioned and removed during the remaining years of the lease.

Jackie explained Licensing Phase Two. After the application was completed it would be sent to the Nuclear Regulatory Commission (NRC). The NRC would review the application and then UAMPS would receive the NRC License. The review of the application was anticipated to take approximately 39 months. Once UAMPS received the license from the NRC, the budget and plan of finance was updated, and all Project costs were finalized, the Participants would have the option to reduce or withdraw from the Project. If Participants decided to move forward it would go back to each governing body for approval to move forward with the construction, operations and decommission phases. It would take 32 months to construct and the operating period was up to 80 years. She explained the structure of a Bond-Financed Project.

Mayor expressed his thoughts regarding the use of coal and the direction going forward for base load. He mentioned green power – solar and wind – and the limitations to how much power could be produced and the cost of the batteries.

Ty mentioned another option would be to reduce the City's subscription amount to 1 MW. A portion of the City's portfolio would always be subjective to the market.

Councilmember London mentioned his concern was whether the City would be able to purchase nuclear power for a competitive price compared to other forms of energy.

Councilmember Kendell suggested waiting until 2020 to enter the Project and have more answers.

Jackie explained the advantage of joining the Project now was allocation of the JUMP Module. It was the first module to be constructed and the DOE would pay 100% of the capital costs for that module. They would be laying it off for 15 years and when it came back in 2041 the City would only be required to pay O&M costs. The City can participate in the JUMP Module of the Power Sales Contract was signed before August 20, 2019. If not, the module would be allocated to participating participants.

POWER DEPARTMENT

Item not discussed.

ORDINANCE 19-03 – CONSOLIDATED FEE SCHEDULE

Item not discussed.

CAPITAL IMPROVEMENT LIST

Item not discussed.

ADMINISTRATIVE UPDATE

Item not discussed.

This meeting was adjourned at 7:18 p.m.

Denise Woods, City Recorder

These minutes were approved at the September 10, 2019 meeting.

**MINUTES OF MORGAN CITY
COUNCIL MEETING**

July 23, 2019; 7:30 P.M.

**MAYOR AND COUNCILMEMBERS
PRESENT:**

**Mayor Ray W. Little, Tony London, Jeff Wardell,
Mike Kendell, Eric Turner, and Jeffery Richins**

STAFF PRESENT:

**Ty Bailey, City Manager; Gary Crane, City Attorney;
and Denise Woods**

OTHERS PRESENT:

Jackie Coombs, UAMPS

This meeting was held in the Council Conference Room of the Morgan City Offices, 90 West Young Street, Morgan, Utah.

This meeting was called to order by Mayor Ray W. Little.

The pledge of allegiance was led by Councilmember London.

The opening ceremony was presented by Councilmember Turner.

MINUTES AND WARRANTS

MOTION: Councilmember Richins moved to approve the minutes of the Morgan City Council Work Meeting on June 25, 2019 and the minutes of the Morgan City Council Meeting on June 25, 2019 and one set of warrants.

SECOND: Councilmember London

The vote was unanimous to approve the minutes as written and one set of warrants.

CITIZEN COMMENTS

No citizen comments.

NEW BUSINESS

RESOLUTION 19-25 – CARBON FREE POWER PROJECT POWER SALES CONTRACT

Councilmember London mentioned his concern regarding the cost of power from the Project in the future. He stated the \$55/MWh costs would be calculated on future value and not set at \$55. If there was a guarantee the power from the Project could be delivered at a competitive price to other power available, he would be in favor of joining the Project.

Councilmember Kendell asked Jackie if there were any other obstacles to keep the Project from going forward, such as environmental, other than the Economic Competitiveness Test (ECT).

Jackie Coombs, UAMPS, explained the reason for doing a development stage; doing the Project with short-term financing to limit exposure as much as possible.

Councilmember London clarified the City would receive a prorated amount if NuScale didn't meet the ECT.

Jackie clarified the only time UAMPS would be refunded from NuScale was if they didn't meet the ECT.

Ty Bailey, City Manager, stated each project set their rates; this year the City received \$46,000.00 from UAMPS from the performance of the projects the City was involved in. The City currently had \$121,000.00 on the books from the returns on those projects. The City had debt in the projects but every year, based on the performance, the City received dividends if they were managed correctly.

Councilmember Turner asked for clarification regarding the number of modules to be paid for by the Department of Energy (DOE).

Jackie stated it was the first two; first module was a JUMP Module and DOE was paying 100% of the debt associated with that module and would operate it for 15 years. She explained if the City entered into the JUMP Resolution the City's entitlement share would be higher and then a Lay-Off Agreement would be entered into with DOE for 15 years and when the power came back the City would only pay operation and maintenance costs for that power. DOE would pay all the capital costs but UAMPS would pay the decommissioning costs.

Councilmember London asked how much more information would be available at the end of Phase One.

Jackie stated at the end of Phase One the development components to the application to be submitted to the Nuclear Regulatory Commission (NRC) would be known. (Seismic, water, operations, and structuring of the Project, etc.) Phase One would possibly go to the end of October 2019 because UAMPS was spending as conservatively as possible on the Project. She stated the UAMPS Board made a motion that everyone who wanted to participate in the JUMP Resolution needed to do so by August 20, 2019. The off-ramp for the JUMP Module was tied to negotiations with DOE. She stated another off-ramp for the Power Sales Contract would be in the fall when the new budget was created.

MOTION: Councilmember London moved to approve and adopt Resolution 19-25 – A resolution authorizing and approving the Carbon Free Power Project Power Sales Contract With Utah Associated Municipal Power Systems, the Initial Budget, and Plan of Finance for the Project, and Related Matters and amending Section 1 Paragraph (c) by changing the City's Entitlement Share from 1,500 kW to up to 1,000 kW of capacity.

SECOND: Councilmember Turner

Discussion on the Motion: None

ROLL CALL VOTE: Jeffery Richins – aye
Mike Kendell – aye
Jeff Wardell – aye
Tony London – aye
Eric Turner – aye

Vote was 5 ayes; Motion passed unanimously to adopt Resolution 19-25 – A resolution authorizing and approving the Carbon Free Power Project Power Sales Contract With Utah Associated Municipal Power Systems, the Initial Budget, and Plan of Finance for the Project, and Related Matters and amending Section 1 Paragraph (c) by changing the City's Entitlement Share from 1,500 kW to up to 1,000 kW of capacity.

RESOLUTION 19-26 – PARTICIPANT'S ENTITLEMENT SHARE FOR THE LAY-OFF POWER SALES AGREEMENT ASSOCIATED WITH JOINT USE MODULE PLANT OPERATIONS (JUMP)

MOTION: Councilmember Turner moved to approve and adopt Resolution 19-26 – A Resolution authorizing and approving an increase in the participant's entitlement share under the Carbon Free Power Project Power Sales Contract for the Lay-Off Power Sales Agreement Associated with Joint Use Module Plant Operations at the Carbon Free Power Project and related matters for an Entitlement Share of up to 2,000 kW of capacity.

SECOND: Councilmember London

Discussion on the Motion: Councilmember Kendell asked if it was mandatory to go up to 2,000 kW.

Jackie read a portion of paragraph (d) which stated:

Upon its receipt of the written notice from UAMPS described in (b) above, the Participant shall, in its sole discretion, have the right to rescind its election to increase its Entitlement Share

She said the JUMP Agreement wasn't fully negotiated so if it doesn't come back to 100% paid debt UAMPS would rescind.

Gary Crane, City Attorney, said he was comfortable because the City could interpret it as being up to that amount or revoke it if necessary.

ROLL CALL VOTE: Jeffery Richins – aye
Mike Kendell – aye
Jeff Wardell – aye
Tony London – aye
Eric Turner – aye

Vote was 5 ayes; Motion passed unanimously to adopt Resolution 19-26 – A Resolution authorizing and approving an increase in the participant's entitlement share under the Carbon Free Power Project Power Sales Contract for the Lay-Off Power Sales Agreement Associated with Joint Use Module Plant Operations at the Carbon Free Power Project and related matters for an Entitlement Share of up to 2,000 kW of capacity.

ORDINANCE 19-03 – CONSOLIDATED FEE SCHEDULE

Ty updated the Council regarding the backflow devices which had been discussed at the last meeting. The devices had been purchased and installed and the City was working on kickstands.

Mayor mentioned an amendment on page 3 – Cemetery Fees. Staff had recommended the language "2 x 2" be removed throughout the Burial Fees section and the language "or smaller" be removed under Disinterment. He clarified the fees for the yard lights listed on page 4 and recommended Council pass the resolution with direction for Staff to evaluate those fees.

Councilmember Turner mentioned the cost of LED lights and said the current fee per light was sufficient to cover the cost of the yard lights.

MOTION: Councilmember London moved to adopt Ordinance 19-03 – An ordinance amending Title 1 of the Morgan City Municipal Code by the addition of Chapter 1.15, Section 1.15.010 – Consolidated Fee Schedule with the following changes:

Page 3 – Remove the language 2 x 2 under the Burial Fees and the language or smaller be removed under Disinterment.

SECOND: Councilmember Turner

Discussion on the Motion: Councilmember Kendell mentioned under Excavation Fees it stated the surety bond would be held for two years from the construction completion date. The language needed to be amended to read one year from the construction completion date.

Mayor clarified with Councilmember London and Councilmember Turner if they approved of the additional change in the language regarding the surety bond.

ROLL CALL VOTE: Jeffery Richins – aye
Mike Kendell – aye
Jeff Wardell – aye
Tony London – aye
Eric Turner – aye

Vote was 5 ayes; Motion passed unanimously to adopt Ordinance 19-03 – An ordinance amending Title 1 of the Morgan City Municipal Code by the addition of Chapter 1.15, Section 1.15.010 – Consolidated Fee Schedule with the following changes:

Page 3 – Cemetery Fees – Remove the language 2 x 2 under the Burial Fees and the language or smaller be removed under Disinterment.

Page 9 – Excavation Fees – Amend language regarding the surety bond from two years to one year from the construction completion date.

CAPITAL IMPROVEMENT LIST

Discussion regarding the items listed in the Capital Improvement List and obtaining grants. If requesting Community Impact Board (CIB) funding the item had to be on the list. Could still receive funding from other sources but it strengthened your application if the project was on the list. The City's list would be consolidated with the County's list and presented to COG.

Ty mentioned items which were on the list and had been completed – Island Road Substation, Sewer Plant, Young Street Sidewalk, Commercial Street, and 125 North.

MOTION: Councilmember London moved to approve and adopt the Capital Improvement List as presented at Council meeting.

SECOND: Councilmember Richins

Discussion on the Motion: None

Vote was 5 ayes; Motion passed unanimously to approve and adopt the Capital Improvement List as presented at Council meeting.

Special Reports

Ty informed Council Kody Hutchings had resigned. He suggested restructuring the salaries of the Power Department. The average hourly rate for a journeyman lineman was \$40.00. He suggested hiring a Foreman instead of a Power Department Manager.

Discussion regarding Power Department Manager vs. Foreman. Ty suggested having three employees in the Power Department who could do everything on the system except boring underground and tensioning wires. They would also do subdivision reviews. Ty would continue to represent the City on the UAMPS Board, assist with the budget, and purchasing of equipment. Ty explained the steps on the salary schedule for the apprentice and journeyman positions and what each positions salary was in the industry.

Ty updated the Council regarding the Local Option Sales Tax. The County had contacted the dealerships regarding the Tax and postponed any further discussion until September. The City could make a decision to pursue the First Quarter Option without the County or wait and see what the County decided. The First Quarter Option could be up to .30% and the Fourth Quarter would be with the County.

Ty proposed the City offices be open until noon on Friday. Currently, the office Staff had a flexible schedule and rotated Staff on Fridays and Mondays. Public Works were working four 9s and a 4-hour day on Friday.

Discussion regarding the current hours for the City Office and the possibility of extending the hours until 5:00 p.m. for convenience to City residents. Most services can be paid on-line, and the number of walk-ins had become less. The hours were changed to 7:00 a.m. to 4:00 p.m. several years ago. Council stated the office hours needed to be accommodating for the public. Residents assumed the City was closed on Friday because the County offices were closed.

Ty stated requiring secondary water meters in new subdivisions was discussed in Management Meeting. The State had asked for a report even though the meters on secondary water wasn't required yet. It should be the secondary water company completing the report. The City needed to require the Secondary Water Company to impose the requirement of a meter.

Councilmember London mentioned lines needed to be painted on the road along the skate park to keep people from parking on the sidewalk.

Councilmember Kendell asked, on behalf of the Rec Board, if the City would be willing to remove the grass from the infield of the baseball diamond at Riverside Park. It would be less maintenance and would allow various age groups to play on the field. He stated the Rec Board planned to complete safety maintenance on the dugouts to prevent foul balls from going into the dugouts and injuring players.

This meeting was adjourned at 9:22 p.m.

Denise Woods, City Recorder

These minutes were approved at the September 10, 2019 meeting.

**MINUTES OF MORGAN CITY
COUNCIL WORK MEETING**

August 13, 2019; 6:44 P.M.

**MAYOR AND COUNCILMEMBERS
PRESENT:**

**Mayor Ray W. Little, Tony London, Mike Kendell,
Eric Turner, and Jeffery Richins**

STAFF PRESENT:

**Ty Bailey, City Manager; Gary Crane, City Attorney;
and Denise Woods**

EXCUSED:

Jeff Wardell

OTHERS PRESENT:

Boyd Carrigan, Morgan County Fire Warden

This meeting was held in the Council Conference Room of the Morgan City Offices, 90 West Young Street, Morgan, Utah.

This meeting was called to order by Mayor, Ray W. Little.

ITEMS FOR DISCUSSION

ECONOMIC DEVELOPMENT INCENTIVE AGREEMENT – RESOLUTION 19-30

No further discussion regarding this item.

**2019 CERTIFIED TAX RATES AND PROPERTY TAX REVENUE BUDGET AMOUNTS –
RESOLUTION 19-27**

Ty Bailey, City Manager, explained during the process of calculating the certified tax rate the State Tax Commission wasn't aware the Morgan City Redevelopment Agency (RDA) had been renewed. The City informed the State Tax Commission that the RDA was renewed, and the boundary remained the same. The City's rate remained the same, but the total amount of the assessment was adjusted to include the RDA. The projected revenue amount decreased by approximately \$8,000.00 to adjust for the RDA.

**AGREEMENT BETWEEN MORGAN CITY AND MORGAN COUNTY FOR ANIMAL
CONTROL SERVICES – RESOLUTION 19-28**

Ty explained the Agreement Between Morgan City and Morgan County for Animal Control Services came up for renewal annually. He explained it was the same agreement as last year, but the necessary dates had been changed. He informed the Council the County did not sign the Agreement last year.

Mayor stated the date in paragraph 10 should be changed to 2020.

Ty stated the Animal Control Officer, Klayton Pentz, had gone full-time and was doing a really good job. He said Klayton would be issuing all the dog licenses next year and tracking those sold to City residents.

CWPP PROJECT FOR 2019 – 2020 FISCAL YEAR

Councilmember Turner explained this agreement renewed the City's commitment with the Utah Division of Forestry, Fire and State Lands. It contained a list of projects to be completed during the 2019 – 2020 fiscal year. He stated the projects listed was work currently being done at Robinson Springs, clearing of debris at the Sewer Lagoon, and the Annual Wildfire Prevention Workshop.

Boyd Carrigan, Morgan County Fire Warden, commented on the workshop. He said generally the attendance in the beginning was low, but by doing it annually the attendance should increase. He said this was a great way to educate people regarding the prevention of wildfires.

This meeting was adjourned at 6:58 p.m.

Denise Woods, City Recorder

These minutes were approved at the September 10, 2019 meeting.

**MINUTES OF MORGAN CITY
COUNCIL MEETING**

August 13, 2019; 7:07 P.M.

**MAYOR AND COUNCILMEMBERS
PRESENT:**

**Mayor Ray W. Little, Tony London, Mike Kendell,
Eric Turner, and Jeffery Richins**

STAFF PRESENT:

**Ty Bailey, City Manager; Gary Crane, City Attorney;
and Denise Woods**

EXCUSED:

Jeff Wardell

OTHERS PRESENT:

Jerry Savage, Emily Childs, Morgan County News

This meeting was held in the Council Conference Room of the Morgan City Offices, 90 West Young Street, Morgan, Utah.

This meeting was called to order by Mayor Ray W. Little.

The pledge of allegiance was led by Councilmember Kendell.

The opening ceremony was presented by Councilmember Richins.

MINUTES AND WARRANTS

MOTION: Councilmember Turner moved to approve the minutes of the Morgan City Council Work Meeting on July 9, 2019 and the minutes of the Morgan City Council Meeting on July 9, 2019, and one set of warrants.

SECOND: Councilmember London

The vote was unanimous to approve the minutes as written and one set of warrants.

CITIZEN COMMENTS

No comments.

NEW BUSINESS

PUBLIC HEARINGS

**A. RESOLUTION 19-27 – 2019 CERTIFIED TAX RATES AND PROPERTY TAX REVENUE
BUDGET AMOUNTS**

MOTION: Councilmember London moved to open the public hearing regarding Resolution 19-27 – 2019 Certified Tax Rates and Property Tax Revenue Budget Amounts.

SECOND: Councilmember Richins

Discussion on the Motion: None

Vote was 4 ayes; Motion passed unanimously to open the public hearing regarding Resolution 19-27 – 2019 Certified Tax Rates and Property Tax Revenue Budget Amounts; Councilmember Wardell was absent;

Public Comments: None.

Ty Bailey, City Manager, explained the reason for the new resolution. The City had adopted the certified tax rate in June, but at the time the Morgan City Redevelopment Agency (RDA) was not included. Resolution 19-27 adopted the same tax rate but removed the revenue for the RDA. The projected revenue decreased by approximately \$8,000.00.

MOTION: Councilmember London moved to close the public hearing.

SECOND: Councilmember Richins

Discussion on the Motion: None

Vote was 4 ayes; Motion passed unanimously to close the public hearing regarding Resolution 19-27 – 2019 Certified Tax Rates and Property Tax Revenue Budget Amounts; Councilmember Wardell was absent

RESOLUTION 19-27 – 2019 CERTIFIED TAX RATES AND PROPERTY TAX REVENUE BUDGET AMOUNTS

MOTION: Councilmember London moved to adopt Resolution 19-27 – A resolution adopting and approving the 2019 Certified Tax Rates and Property Tax Revenue Budget Amounts.

SECOND: Councilmember Turner

Discussion on the Motion: None

ROLL CALL VOTE: Jeffery Richins – aye
Mike Kendell – aye
Jeff Wardell – absent
Tony London – aye
Eric Turner – aye

Vote was 4 ayes; Motion passed unanimously to adopt Resolution 19-27 adopting and approving the 2019 Certified Tax Rates and Property Tax Revenue Budget Amounts; Councilmember Wardell was absent.

RESOLUTION 19-28 – AGREEMENT BETWEEN MORGAN CITY AND MORGAN COUNTY FOR ANIMAL CONTROL SERVICES

Ty Bailey stated this agreement renewed the Animal Control Services Agreement with Morgan County. He stated the language in the agreement remained the same and only the dates were changed. He said during the Work Session an amendment to Paragraph 10 was discussed to change the date to April 1, 2020.

MOTION: Councilmember London moved to adopt Resolution 19-28 – A resolution adopting and approving an Agreement Between Morgan City and Morgan County for Animal Control Services with one change in Paragraph 10 by changing the date to April 1, 2020 instead of 2019.

SECOND: Councilmember Richins

Discussion on the Motion: None

ROLL CALL VOTE: Jeffery Richins – aye
Mike Kendell – aye
Jeff Wardell – absent
Tony London – aye
Eric Turner – aye

Vote was 4 ayes; Motion passed unanimously to adopt Resolution 19-28 – A resolution adopting and approving an Agreement Between Morgan City and Morgan County for Animal Control Services with one change in Paragraph 10 by changing the date to April 1, 2020 instead of 2019; Councilmember Wardell is absent.

RESOLUTION 19-30 – ECONOMIC DEVELOPMENT INCENTIVE AGREEMENT BETWEEN MORGAN CITY REDEVELOPMENT AGENCY, MORGAN CITY AND COBBLESTONE HOTEL DEVELOPMENT, LLC

Gary Crane, City Attorney, stated the Incentive Agreement provided for incentives from the RDA through Tax Increment Funding Grants. He stated all the incentives were performance based. He referred to the discussion during the RDA meeting where several changes were made to the Agreement.

MOTION: Councilmember London moved to adopt Resolution 19-30 – A resolution adopting and approving an Economic Development Incentive Agreement Between Morgan City Redevelopment Agency, Morgan City and Cobblestone Hotel Development, LLC, with the changes in the agreement highlighted yellow and the changes to the agreement made and approved in the RDA meeting.

SECOND: Councilmember Richins

Discussion on the Motion: None

ROLL CALL VOTE: Jeffery Richins – aye
Mike Kendell – aye
Jeff Wardell – absent
Tony London – aye
Eric Turner – aye

Vote was 4 ayes; Motion passed unanimously to adopt Resolution 19-30 – A resolution adopting and approving an Economic Development Incentive Agreement Between Morgan City Redevelopment Agency, Morgan City and Cobblestone Hotel Development, LLC, with the changes in the agreement highlighted yellow and the changes to the agreement made and approved in the RDA meeting; Councilmember Wardell absent.

CWPP – APPROVAL OF PARTICIPATION COMMITMENT BETWEEN UTAH DIVISION OF FORESTRY, FIRE AND STATE LAND AND MORGAN CITY

Councilmember Turner stated each year the City entered into a Participation Commitment Between Utah Division of Forestry, Fire and State Land. He stated the three projects listed on the Participation

Commitment for the 2019 – 2020 fiscal year. The projects were the Robinson Springs cleanup, cleanup of debris around the Sewer Lagoons, and the Annual Wildfire Prevention Workshop to be held in the spring. He explained by participating in the program and taking steps to mitigate wildfire around Morgan City the state would assist in the costs associated with a wildfire.

MOTION: Councilmember Turner moved to approve the Wildland Fire Program Participation Commitment Between Utah Division of Forestry, Fire and State Lands and Morgan City and the CWPP projects listed for the 2019 – 2020 fiscal year.

SECOND: Councilmember Richins

Discussion on the Motion: None

Vote was 4 ayes; Motion passed unanimously to approve the Wildland Fire Program Participation Commitment Between Utah Division of Forestry, Fire and State Lands and Morgan City and the CWPP projects listed for the 2019 – 2020 fiscal year; Councilmember Wardell was absent.

Special Reports

Councilmember Kendell asked for an update on the sidewalk ramps.

Ty stated he had discussed this matter with the City Engineer, and the ramps had been installed pursuant to City standards. He explained the original design of the project was to send pedestrians straight across, but in the future, there may be a crosswalk to the Middle School. He stated the other side of the road was not part of the project. By angling the ramps, it accommodated either option.

Discussion regarding the ramps and whether they were ADA compliant. Several ramp options were discussed and other ramps throughout the City were mentioned. The ramps had been built to the City standards, pursuant to a discussion with the City Engineer and Staff. Further research and review regarding the requirements needed to be completed and discussed with City Engineer and Staff.

Councilmember London complimented Bill Lubeck for the work he has done at the Transfer Station.

Councilmember Turner asked regarding the applications for the Power Department positions.

Ty mentioned the City had received five applications for foreman. The positions would be posted until filled.

City Manager

Ty updated the Council regarding UTOPIA. He stated UTOPIA was buying Beehive out and it would save space on the poles. UTOPIA would remove and replace Beehive lines with fiber. Beehive was a provider with UTOPIA.

Ty stated he would like to open communication with the Planning Commission regarding a mixed-use zone in the commercial central district zone. The Historic District allowed for mixed-use which was in conflict with the commercial zone. He mentioned having commercial on the lower (main) level and dwelling units on the second floor. He stated he was applying for a grant to assist in the cost of updating the City's General Plan.

This meeting was adjourned at 7:48 p.m.

Denise Woods, City Recorder

These minutes were approved at the September 10, 2019 meeting.

**MINUTES OF A SPECIAL MEETING
OF THE MORGAN CITY COUNCIL**

AUGUST 27, 2019; 6:12 P.M.

**MAYOR AND COUNCILMEMBERS
PRESENT:**

**Mayor Ray W. Little, Tony London, Eric Turner,
Mike Kendell and Jeffery Richins**

STAFF PRESENT:

**Ty Bailey, City Manager; Gary Crane, City Attorney;
and Denise Woods**

EXCUSED:

Jeff Wardell

OTHERS PRESENT:

**Scott Parkinson, Doug and Karen Wickliffe, Andy
McCrary, Kevin Glasmann, Emily Childs, Morgan
County News, and George Hopkin**

This meeting was held in the Council Conference Room of the Morgan City Offices, 90 West Young Street, Morgan, Utah.

This meeting was called to order by Mayor Ray W. Little.

AGENDA ITEMS FOR DISCUSSION / APPROVAL

**RESOLUTION 19-32 – ASSIGNMENT AND ASSUMPTION AGREEMENT BETWEEN
COBBLESTONE HOTEL DEVELOPMENT, LLC, MORGAN HOTEL, LLC, MORGAN CITY
CORPORATION REDEVELOPMENT AGENCY, AND MORGAN CITY**

Mayor Little explained the agreement was identical to the agreement passed in the earlier Special Meeting of the Redevelopment Agency (RDA).

MOTION: Councilmember London moved to adopt and approve Resolution 19-32 – An Assignment and Assumption Agreement Between Cobblestone Hotel Development, LLC, Morgan Hotel, LLC, Morgan City Corporation Redevelopment Agency, and Morgan City.

SECOND: Councilmember Kendell

Discussion on the Motion: None

ROLL CALL VOTE: Jeffery Richins – aye
Mike Kendell – aye
Jeff Wardell – absent
Tony London – aye
Eric Turner – aye

Vote was 4 ayes; Motion passed unanimously to adopt Resolution 19-32 – An Assignment and Assumption Agreement Between Cobble Cobblestone Hotel Development, LLC, Morgan Hotel, LLC, Morgan City Corporation Redevelopment Agency, and Morgan City; Councilmember Wardell was absent.

Mayor mentioned Jeff Wardell called this morning and gave his verbal support of the agreement.

This meeting was adjourned at 6:14 p.m.

Denise Woods, City Recorder

These minutes were approved at the September 10, 2019 meeting.



Morgan City Corporation

90 West Young Street P.O. Box 1085 Morgan, Utah 84050 (801) 829-3461

September 5, 2019

Mike Durtschi
Gardner Engineering
5150 S 375 E
Ogden, Utah 84405

Re: Como Springs Resort – Connection to Morgan City Water and Wastewater Utility

Dear Mr. Durtschi,

On Thursday September 5th, 2019, you submitted a proposal to the Morgan City Council asking to have access to the city's water utility and to extend service connection for the sanitary sewer utility. This letter acts as a Will Serve based on the following stipulations that must be approved before any work can proceed on installing any infrastructure on both the water and sanitary sewer utilities.

Culinary Water

1. Como Springs Resort is currently located with the unincorporated areas within Morgan County. As per city ordinance any extensions of utilities into the county from the city's main service area requires approval from the Morgan City Council.
2. As per City ordinance, any development outside the main service area of the city's water utility requires the developer to furnish the equivalent amount of water rights for the said project deeded over to Morgan City Corporation. The water right must be free and clear and be slated for domestic use. The City Engineer will need to verify and approve of the water right and assistance from the city's water right attorney might need to be utilized.
3. If the development clears stipulations 1 and 2. The developers engineer would then need to submit construction plans showing the work detail with elevations for review and approval to the city's water utility and City Engineer. All work will need to follow Morgan City's Standards and Specifications. A few items that I would like to at least stress that are not all inclusive are:
 - a. Morgan City's requirement for water line is ductile iron pipe class 51.
 - b. Fire hydrants at a minimum would be required every 500 linear feet of pipe, Mueller or Clow brand fire hydrants are only allowed. Any fire hydrant located in an area where traffic can be a hazard needs to have bollards placed by the fire hydrant. Minimum 3-foot distance from the fire hydrant.
 - c. Minimum 15-foot easement must be placed on the water line.
 - d. The water line must have at least a 5 foot bury.

- e. Any installation work needs to be completed by a bonded and licensed contractor that has been approved to do infrastructure installation work by Morgan City.

Sanitary Sewer

Morgan City currently services sanitary sewer to Como Springs Resort through a private sewer. The current infrastructure in the resort has been in service for several years and hasn't had much maintenance completed that the city's water and wastewater department is aware of. Extension of any sewer facilities would require approval from the Morgan City Council. Existing sewer infrastructure will need to be inspected by video and a copy of the inspection supplied to the city's water and wastewater department. Any infrastructure needing repaired will need be completed by a licensed and bonded contractor approved by Morgan City. All installation work must follow Morgan City's Standard and Specifications. Engineered construction plans with elevations will need to be submitted to the city's water and wastewater utility and City Engineer.

If you have any further questions or concerns, please feel free to contact me at 801-821-6324 or by email jgrandpre@morgancityut.org

Best Regards,

Jamie Grandpre
Water and Wastewater Supervisor
Morgan City Corporation



September 5, 2019

City Council
Morgan City, Utah
PDF via email only

**RE: Como Springs Resort
Connection to Morgan City Water and Sewer**

Como Springs Resort owned by Grant Mackay, is proposing to revitalize the resort adding RV, Tent and Cabin sites to the existing 40 RV Sites and a 70 seat Restaurant to the Resort. The Resort is located in Morgan County just outside city boundary and will be working with Morgan County for Site Improvement approval.

Currently the existing RV sites are on a private sewer connected to Morgan City. The culinary water is now provided by a spring and storage tank located above the campground, the spring and tank do not adequately serve the existing resort nor improvements and do not provide fire protection. Morgan City has existing water lines on 500 W and 100 S that the Resort could connect to, resulting in adequate culinary service to the existing and proposed sites and providing fire protection to the Resort. This connection would benefit Morgan City Water System linking dead end lines on 500 W and 100 S creating redundancy in the water system.

Gardner Engineering is pleased to submit the following for City Council approval to connect Morgan City Water and adding additional connections to Sewer. We have prepared preliminary plans and demand calculations showing the connection to Morgan City Water and Sewer facilities for the proposed improvements to the Resort.

1. Como Springs Resort, a memorandum from the Grant Mackay.
2. General Plan of Como Springs Resort
3. Proposed Connections to Morgan City Water and Sewer
4. Peak Day and Yearly Demand and Water Right Ownership

The Proposed Connections to Morgan City Water and Sewer Plan, Water Demand and Water Right Calculations have been reviewed and approved by City Water Manager and City Engineer.

Sewer

Currently the Resort has a private main connected to Morgan City Sewer serving 40 RV sites. We would request connecting an additional 32 RV Sites, 25 cabins with bathroom, 10 cabins with no bathroom, 45 tent sites, 6 bathroom/shower building and a 70 seat Restaurant. All improvements to private sewer will be to Morgan City Standards, existing sewer main and manholes will be cleaned, inspected and repaired as needed.

R:\1334 - Mackay, Grant\DOCUMENTS\Water Morgan City\Submittal City Council Prelim\Como Springs Proposed Improvements Morgan City.docx

Water

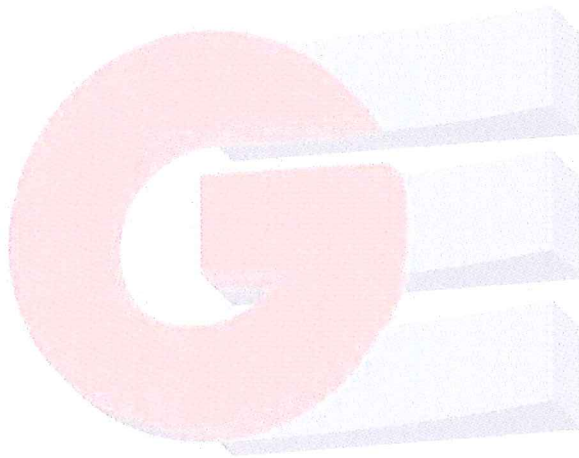
Como Springs Resort proposes to connect to Morgan City existing main lines at 500 W and 100 S. Peak Day Demands and Yearly Demands calculations show 28.8 ERUs and 4.0 AC-FT for Impact Fees and Water Right transfer to Morgan City. Grant Mackay has sufficient Water Rights to satisfy the required AC-FT, upon approval from City Council, the change of Water Right Title to Morgan City will begin.

A proposed 15' easement along the waterline shall be granted to Morgan City for maintenance. Water line installation will adhere to Morgan City Standards and Morgan Fire Marshall.

Best Regards,



Mike Durtschi, PE
Gardner Engineering



COMO SPRINGS RESORT

Dear Morgan City Council,

Our goal in bringing the Como Springs resort back to life is manifold. First is to create a place of Beauty where families can gather to create memories and enjoy nature and the company of their loved ones in the Historic spot called Como Springs. Many generations have enjoyed Como Springs as a place of gathering with their loved ones. We desire to make this possible again for future generations.

In the beginning we will be upgrading the RV area and adding cabins and more tent camping sites with common recreation areas. We will add fishing docks along the river and the lake. The lake is being dredged to its original bottom to allow canoeing and paddleboats. We intend to create a swimming section of the lake that will be divided from the main lake which will have a beachfront for easy access.

We intend to add as soon as possible a clubhouse and restaurant to attract more guests and to improve the overall experience of those who visit the resort.

In future Phases we hope to add more amenities to enhance the experience and add value to the community.

Sincerely,

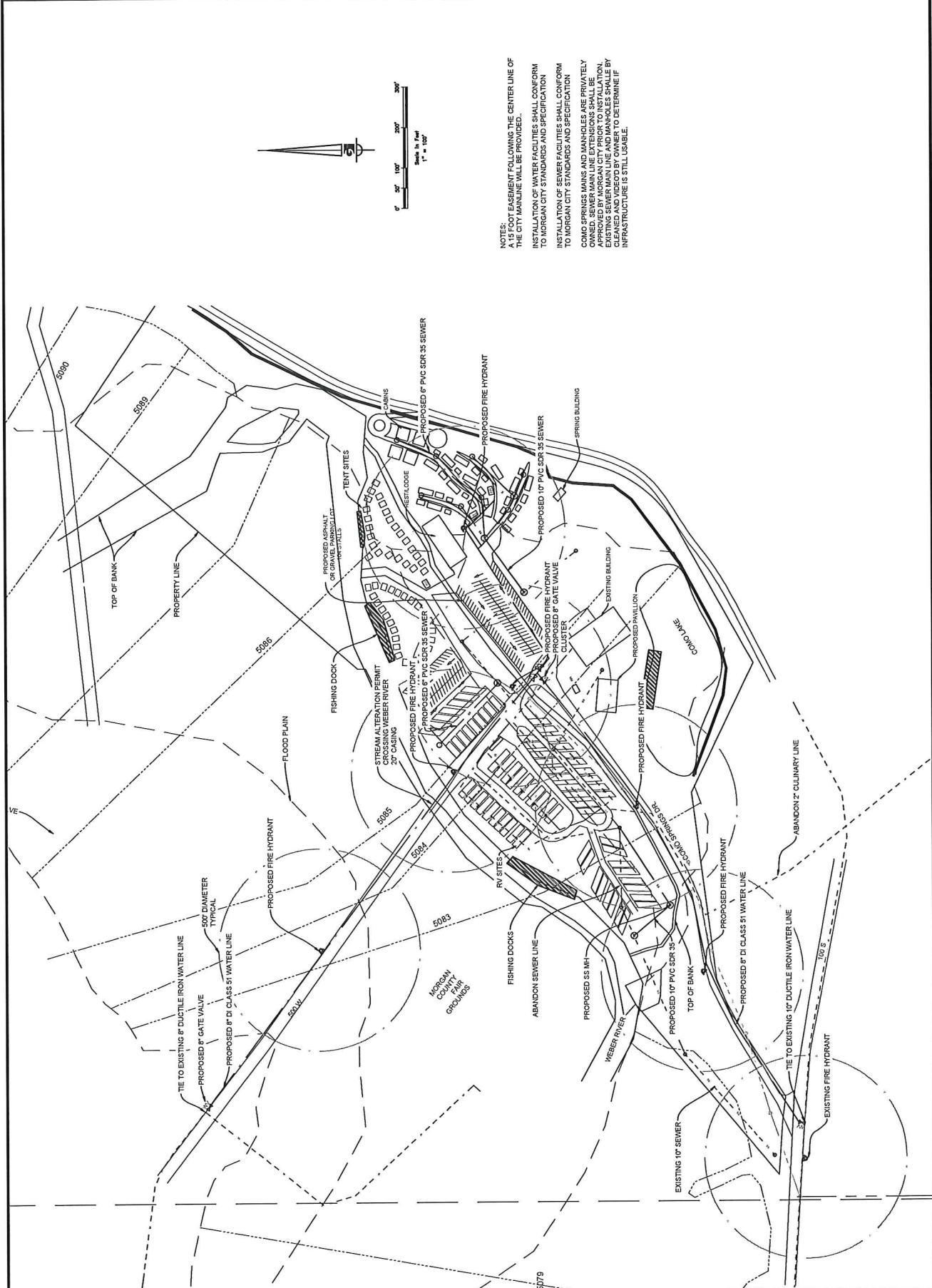
Grant Mackay

CONCEPT PLAN FOR COMO SPRINGS
COMO SPRINGS ROAD, MORGAN, UTAH
LOCATED IN SECTION 31,
TOWNSHIP 4 NORTH, RANGE 3 EAST, S.L.B. AND M.

[illegible]

PRELIMINARY MORGAN CITY IMPROVEMENTS	COMO SPRINGS ROAD, MORGAN, UTAH	LOCATED IN THE SOUTHEAST QUARTER OF SECTION 28,	TOWNSHIP 7 NORTH, RANGE 1 WEST, S. L.B. AND M.
--------------------------------------	---------------------------------	---	--

DATE		REVISIONS	
DATE	DESCRIPTION		
DESIGN			
MDO			
CHECKED			
MDO			



NOTES:
1. 15' FOOT EASEMENT FOLLOWING THE CENTER LINE OF THE CITY MAINLINE WILL BE PROVIDED.
2. INSTALLATION OF WATER FACILITIES SHALL CONFORM TO MORGAN CITY STANDARDS AND SPECIFICATION
3. INSTALLATION OF SEWER FACILITIES SHALL CONFORM TO MORGAN CITY STANDARDS AND SPECIFICATION
4. COMO SPRINGS MAINS AND MANHOLES ARE PRIVATELY OWNED. SEWER MAIN EXTENSIONS SHALL BE INSTALLED TO EXISTING SEWER MAIN LINE AND MANHOLES SHALL BE CLEANED AND VIDEOED BY OWNER TO DETERMINE IF INFRASTRUCTURE IS STILL USABLE.

Morgan City Culinary - COMO SPRINGS DEVELOPMENT
Peak Day Demands and Equivalent Residential Units

R:\1334 - Mackay, Grant\DOCUMENTS\Excel\{MORGAN CONNECTION - Como Springs Source, Storage, Distribution Sizing.xlsx\}System Sizing

person per Cabin
Site / Tent Site 2.3

Peak Day Demand - R309-510-7(2) Indoor Water Use
1 ERU = 800 GPD

season is 6 months 180 days

Type of Connection	# of sites	Peak Day Demand GPD/ site or person	ERU Equivalent GPD/800	Total Peak Day Demand/Type of Connection GPD	ERU Equivalent	Average Yearly/Season Demand Gallons
RV Sites	72	100	0.125	7,200	9.0	648,000
Tent Sites	45	138	0.1725	6,210	7.8	558,900
Cabin (dry)	10	138	0.1725	1,380	1.7	124,200
Cabin (Bathroom) Site	25	150	0.1875	3,750	4.7	337,500
Restraunt/ Clubhouse (per seat)	70	35	0.08	2,450	5.6	220,500
			Total ERU		28.8	
<u>Peak Day Demand</u>			GPD	20,990		1,889,100
			cfs	0.032		
			GPM	14.58		

see Average Yearly
Demand Como
Springs document

	Cost/ ERU	Total ERU	Total Cost
Impact Fees (estimate)	\$ 1,619.13	28.8	\$ 46,590.47

Average Daily and Yearly Demands Based on Average Monthly Occupancy

Total Daily Demands
1/2 of Peak Day Demand
(gal/day)

10495 (cfs)
 0.0162

Months	Estimated Occupancy	Days / Month	Monthly Demand (gal)
January	1%	31	3,253
February	1%	28	2,939
March	1%	31	3,253
April	25%	30	78,713
May	50%	31	162,673
June	90%	30	283,365
July	100%	31	325,345
August	85%	31	276,543
September	50%	30	157,425
October	1%	31	3,253
November	1%	30	3,149
December	1%	31	3,253
Average Yearly Demand(gal/year)	1,303,164		
(ac-ft)	<u>4.00</u>		

Water Right Details for 35-2837

Utah Division of Water Rights

9/3/2019 4:23 PM

(WARNING: Water Rights makes NO claims as to the accuracy of this data.)

Water Right: 35-2837

Application/Claim: U12411

Certificate:

Owners:

Name: Granda Real Estate, LLC

Address:

Interest: 100%

Remarks:

General:

Type of Right: Underground Water Claim

Source of Info.: Underground Water

Status:

Quantity of Water: 0.067 CFS

Source: Underground Water Well

County: Morgan

Common Description:

Proposed Det. Book: 35-

Map:

Pub. Date:

Land Owned by Appl.:

County Tax Id#:

Distribution System:

Dates:

Filing:

Filed: 03/23/1936

Priority: / /1926

Decree/Class:

Advertising:

Publication Began:

Publication End:

Newspaper:

Protest End Date:

Protested: Not Protested

Hearing Held:

Approval:

State Eng. Action:

Action Date:

Recon. Req. Date:

Recon. Req Action:

Certification:

Proof Due Date:

Extension Filed Date:

Election or Proof:

Election/Proof Date:

Certificate Date:

Lapsed, Etc. Date:

Lapsed Letter

Wells:

Prov. Well Date:

Well Renov. Date:

Points of Diversion:

Points of Diversion - Underground:

(1) N 2666 ft. E 1743 ft. from SW corner, Sec 31 T 4N R 3E SLBM

Well Diameter: 60 in.

Depth: 10 to ft.

Year Drilled: 1926

Well Log: Yes Well Id#:

Elevation:

UTM: 444879.021, 4543234.163 (NAD83)

Source/Cmnt:

Water Uses:**Water Uses - Group Number: 203594**

Water Rights Appurtenant to the following use(s):

35-2837(UGWC),

3/16/2007 -- admin decision to convert SS PER/5 to FAM and not use PER -- (Orig SS Per: 1,000)

Water Use Types:

Irrigation-Beneficial Use Amount: 4 acres

Group Total: 4

Period of Use: 04/01 to 10/31

Comments:

Stock Water-Beneficial Use Amount: 8 ELUs

Group Total: 8

Period of Use: 01/01 to 12/31

Comments:

Domestic-Beneficial Use Amount: 200 EDUs

Group Total: 200

Period of Use: 01/01 to 12/31

Comments: Mar 16, 2007 -- admin decision to convert PERSONS/5 to FAMILIES and not use PERSONS.

Place Of Use:	North West				North East				South West				South East				Section
	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	Totals
Sec 31 T 4N R 3E SLBM									4								4
Group Acreage Total :																	4

Place of Use Stock:

	North West				North East				South West				South East			
	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE
Sec 31 T 4N R 3E SLBM									X							

Use Totals:

Irrigation sole-supply total: 4 acres

for a group total of: 4 acres

Stock Water sole-supply total: 8 ELUs

for a group total of: 8 ELUs

Domestic sole-supply total: 200 EDUs

for a group total of: 200 EDUs

Other Comments:

Point of diversion on file: N 2666' & E 4383' S 1/4 corner, Sec. 36,
T4N, R2E, SLBM.

Water Right Details for 35-2838

Utah Division of Water Rights

9/3/2019 4:25 PM

(WARNING: Water Rights makes NO claims as to the accuracy of this data.)

Water Right: 35-2838

Application/Claim: U12412

Certificate:

Owners:

Name: Granda Real Estate, LLC

Address:

Interest: 100%

Remarks:

General:

Type of Right: Underground Water Claim

Source of Info.: Underground Water

Status:

Quantity of Water: 0.022 CFS

Source: Underground Water Well

County: Morgan

Common Description:

Proposed Det. Book: 35-

Map:

Pub. Date:

Land Owned by Appl.:

County Tax Id#:

Distribution System:

Dates:

Filing:

Filed: 03/23/1936

Priority: 12/ /1934

Decree/Class:

Advertising:

Publication Began:

Publication End:

Newspaper:

Protest End Date:

Protested: Not Protested

Hearing Held:

Approval:

State Eng. Action:

Action Date:

Recon. Req. Date:

Recon. Req Action:

Certification:

Proof Due Date:

Extension Filed Date:

Election or Proof:

Election/Proof Date:

Certificate Date:

Lapsed, Etc. Date:

Lapsed Letter

Wells:

Prov. Well Date:

Well Renov. Date:

Points of Diversion:

Points of Diversion - Underground:

(1) N 2732 ft. E 1299 ft. from SW corner, Sec 31 T 4N R 3E SLBM

Well Diameter: 6 in.

Depth: 26 to ft.

Year Drilled: 1934

Well Log: Yes Well Id#:

Elevation:

UTM: 444743.69, 4543254.28 (NAD83)

Source/Cmnt:

Water Uses:**Water Uses - Group Number: 203595**

Water Rights Appurtenant to the following use(s):

35-2838(UGWC),

3/16/2007 -- admin decision to convert SS PER/5 to FAM and not use PER -- (Orig SS Per: 200)

Water Use Types:

Irrigation-Beneficial Use Amount: 1 acres

Group Total: 1

Period of Use: 05/01 to 09/01

Comments:

Domestic-Beneficial Use Amount: 40 EDUs

Group Total: 40

Period of Use: 05/01 to 09/01

Comments: Mar 16, 2007 -- admin decision to convert PERSONS/5 to FAMILIES and not use PERSONS.

Place Of Use:	North West				North East				South West				South East				Section
	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	Totals
Sec 31 T 4N R 3E SLBM									1								1
Group Acreage Total :																	1

Use Totals:

Irrigation sole-supply total: 1 acres

for a group total of: 1 acres

Domestic sole-supply total: 40 EDUs

for a group total of: 40 EDUs

Water Right Details for 35-8225

Utah Division of Water Rights

9/3/2019 4:25 PM

(WARNING: Water Rights makes NO claims as to the accuracy of this data.)

Water Right: 35-8225

Application/Claim:

Certificate:

Owners:

Name: Como Springs Resort Company
Address: Morgan UT 84050

Interest:

Remarks: unknown

General:

Type of Right: Decree Source of Info.: Proposed Determination Status:

Quantity of Water: 8 ACFT

Source: Como Springs & Fry Hollow Springs
County: Morgan

Common Description:

Proposed Det. Book: 35- Map: Pub. Date:

Land Owned by Appl.: Yes County Tax Id#:

Distribution System:

Dates:

Filing:

Filed:

Priority: / /1880 Decree/Class:

Advertising:

Publication Began: Publication End: Newspaper:
Protest End Date: Protested: Not Protested Hearing Held:

Approval:

State Eng. Action: Action Date:
Recon. Req. Date: Recon. Req Action:

Certification:

Proof Due Date: Extension Filed Date:
Election or Proof: Election/Proof Date:
Certificate Date: Lapsed, Etc. Date: Lapsed Letter

Wells:

Prov. Well Date: Well Renov. Date:

Points of Diversion:

Points of Diversion - Surface:

Stream Alteration Required:

(1) N 0 ft. E 1320 ft. from SE corner, Sec 36 T 4N R 2E SLBM

Diverting Works: Pipe Line
Elevation:

Source: Fry Hollow Spring(Domestic use at
UTM: 444750.091, 4542421.566

(2) N 2300 ft. E 1715 ft. from SW corner, Sec 31 T 4N R 3E SLBM

Diverting Works: Pipeline
Elevation:

Source: Como Springs (Used for bathing at
UTM: 444870.487, 4543122.606

Water Uses:**Water Uses - Group Number: 209029**

Water Rights Appurtenant to the following use(s):

35-8225(DEC),

Water Use Types:

Other: Bathing from Jan 1 to Dec 31. Domestic use from 1/2 entire flow of Period of Use: 01/01 to 12/31

Acre Feet Contributed by this Right for this Use: Unevaluated

Comments:

Water Uses - Group Number: 209062

Water Rights Appurtenant to the following use(s):

35-8225(DEC), 35-8263(CERT),

Water Use Types:

Other: Bathing Purposes

Period of Use: 05/01 to 10/01

Acre Feet Contributed by this Right for this Use: Unevaluated

Comments:

Place Of Use:	North West				North East				South West				South East				Section Totals
	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	
Sec 31 T 4N R 3E SLBM									X								
Group Acreage Total :																	

Use Totals:

Other sole-supply total: Unevaluated acft

Other Comments:

Weber River Decree No. 225

Not for official Use

Proposed Determination No. 365 a,b. Pg. 126

Quantity of water appropriated under this right has not been quantified.

Segregation History:

This Right was Segregated from: -, with Appl.#., Approval Date: / / under which Proof is to be submitted.

as originally filed:	Flow in CFS	AND/OR/ BLANK	Quantity in Acre-Feet	Water Uses						
				Irrigated Acreage	Stock (ELUs)	Domestic (EDUs)	Acre-Feet			
							Municipal	Mining	Power	Other
			29.0							

Comment: Estimated acre-feet figure used for administrative purposes..

The following Water Rights have been Segregated from 35-8225:

(1) WrNum: 35-5727			[1.0]							
AppNum: DEC RIGHT										
Name:										
Filed:										
Commen	Bathing from Jan 01 to Dec 31. Also, some incidental domestic use.									
(2) WrNum: 35-11699			[20.0]							
AppNum:										
Name: Joan M. Patterson										
Filed: 11/09/2004										
Commen	Bathing from Jan 1 to Dec 31. Domestic use from 1/2 entire flow of Fry Hlw Spr									

Segregation History:

This Right was Segregated from: -, with Appl.#., Approval Date: / / under which Proof is to be submitted.

as originally
filed:

Flow in CFS	AND/ OR/ BLANK	Quantity in Acre-Feet	Water Uses						
			Irrigated Acreage	Stock (ELUs)	Domestic (EDUs)	Acre-Feet			
						Municipal	Mining	Power	Other
		29.0							

Comment: Estimated acre-feet figure used for administrative purposes..

The following Water Rights have been Segregated from 35-8225:

This Right
as currently
calculated:

Flow in CFS		Quantity in Acre-Feet	Water Uses						
			Irrigate Acreage	Stock (ELUs)	Domestic (EDUs)	Acre-Feet			
						Municipal	Mining	Power	Other
		8.0							

AGENDA ITEM #4

CITY REPORTS AND BUSINESS

INFORMATION - UTOPIA



