

Minutes of the Regular Meeting of the Riverdale City Council held Tuesday, August 6, 2019, at 6:00 p.m., at the Civic Center, 4600 S Weber River Dr., Riverdale City, Weber County, Utah.

Present: City Council: Braden Mitchell, Councilmember – Mayor Pro Temp
Brent Ellis, Councilmember
Alan Arnold, Councilmember
Cody Hansen, Councilmember
Bart Stevens, Councilmember

City Employees: Rodger Worthen, City Administrator
Steve Brooks, City Attorney
Mike Eggett, Community Development
Scott Brenkman, Police Chief
Shawn Douglas, Public Works Director
Shalee Evans, City Recorder

Excused: Norm Searle, Mayor

Visitors: Dave Leahy Chuck Kerkuliet Darren Hess
Suzette Demar Michael Laughter Bonnie Nay
Jessica Fiveash

A. Welcome & Roll Call

The City Council meeting began at 6:00 p.m. Mayor Pro Temp Mitchell called the meeting to order and welcomed all in attendance, including all Council Members and all members of the public.

B. Pledge of Allegiance

Mayor Pro Temp Mitchell invited City Attorney Steve Brooks to lead the Pledge of Allegiance.

C. Moment of Silence

Mayor Pro Temp Mitchell called for a moment of silence in called for a moment of silence and asked everyone to remember our police officers, fire fighters, Military service members, and members of the City Council as they make decisions this evening.

D. Public Comment

Mayor Pro Temp Mitchell invited any member of the public with questions or concerns to address the Council and asked that they keep their comments to approximately three minutes. No action will be taken during public comment. There were no public comments.

E. Presentations and Reports

1. Mayors Report

No Mayors Report.

2. Council Report

Brent Ellis noted that it has been discovered that there have been areas in Weber County with a possibility of West Nile Virus. He did say the areas have been treated.

F. Consent Items

1. Consideration to approve the City Council meeting minutes from: July 16, 2019 Work Session, and July 16, 2019 Regular City Council Meeting.

Mayor Pro Temp Mitchell invited any corrections or comments regarding the above referenced meeting minutes. No changes were requested.

MOTION: Councilmember Ellis moved to approve the consent items as amended.
Councilmember Arnold seconded the motion. There was not any discussion regarding this motion. The motion passed unanimously in favor.

2. Appoint Shalee Evans as City Recorder.

Mayor Pro Temp Mitchell invited any discussion or comments on the consent item. There were no comments.

MOTION: Councilmember Arnold moved to appoint Shalee Evans as City Recorder. Councilmember Ellis seconded the motion. All voted in favor of the motion.

Rodger Worthen noted that Shalee Evans came from the Weber County Attorney's office. She has previous experience with working for local government. He also noted that there were about 30 applicants total that applied for the position.

G. Discussion Item:

1. Zoning Code Discussion item for Title 10 Chapter 14 Section 11 item A, regarding the request to adjust the setback location for a swimming pool from 7 feet to 5 feet in the rear yard.

Mayor Pro Temp Mitchell invited discussion and comments on this item. Councilmember Stevens wanted it noted that it was not necessary for the item to be brought to the City Council beforehand. Mayor Pro Temp Mitchell called for consensus to send this item to the Planning Commission. Councilmember Stevens voted opposed. All other Councilmembers voted in favor. The item will be sent to the Planning Commission.

H. Action Items

1. **a. Consideration to adopt Resolution 2019-20, Review Contract with Weber Basin water for water treatment.**

Rodger Worthen, summarized the executive summary which explained. City Staff have been working with officials from Weber Basin Water Conservancy District for the last two years exploring ways to increase City Water capacity and treatment options. Initially, the drilling of new water wells was thought to be the best answer for ongoing needs. However, alternative ideas to treat existing City water and actively acquire surface water rights was agreed to be a less costly and a more efficient option. To this end, City staff and Council have made recent changes to City code requiring conveyance of surface water rights connected with development of land; secondly, the City has instituted changes to the Water Utility Ordinance for acquisition of water rights and improves capacity allowing City staff to seek out and acquire water shares useable to the City.

One of the final pieces of this strategic enhancement is consideration of the attached agreement to treat currently held surface water rights or shares; thus increasing the City's water capacity. In this particular agreement the City is requesting a total acre foot of water to be treated at approximately 826 acre feet. Other significant enhancements to be realized are lower ongoing water costs, eliminate overage costs, elimination of peaking charges, and being more efficient with current resource capacity (including FTE). The agreement will allow flexibility to add acquired water in the future as the City deems necessary or when significant surface water is obtained. Cooperation via approval of this agreement will be a major cost savings to Riverdale City Water users. WBWCD will treat one acre foot of our surface water at \$135.00 versus the current block purchase rate of \$572.90 per acre foot annually. The City saves \$437.90 per acre-foot or \$361,705.40 annually, less the minor cost of annual maintenance fees to the irrigation companies.

Rodger Worthen, invited Darren Hess from Weber Morgan Basin to come up to speak if the Council Members have a question.

Darren, gave a brief background of how long he has worked for Weber Basin and that the company has worked with 50-55 other cities.

Councilmember Ellis wanted to make sure that we could adjust the contract from 50 years to 25 years with a 25 year renewal. Darren noted that Weber Basin is open to do the contract term adjustment. Councilmember Hansen noted that he has never been a fan of the well, and he has been excited for this agreement. Councilmember Arnold wanted to know about the cost structure, and if it gets re-evaluated every year. He asked if it will stay \$135 throughout the 25-50 years. Darren stated that the number will be locked in aside from inflation costs. It may be 2% rate increases, but it will be minimal. He also noted that Riverdale would not need to get district 3 water in the future. Councilmember Stevens wanted to know if the contract allows share increases and decreases, he also wanted to know if Riverdale would need amendments. Darren stated that it would be the city's option, and that minimum gets held as needed. Rodger Worthen wanted to clarify the contract information, stating shares could be added. Arnold wanted to say he was in favor for the 50 year agreement, he stated that getting the pricing locked in for the 50 years would be the best with inflation costs around

the country. Councilmember Mitchell wanted to know if the renewal contract would have the same prices as the original contract.

Darren stated that District 3 water will be getting sold within 3-4 years, and then District 4 will be available in the future because of growth being so demanding on water sources. Councilmember Arnold asked Darren if water could be sold for Weber Basin to treat and sell. Darren stated that Weber Basin cannot sell the water for Riverdale City.

MOTION: Councilmember Arnold moved to approve Resolution 2019-20, enter into Contract with Weber Basin water for water treatment. He proposed leaving it at 50 years. There was no second on the motion, the motion failed.

MOTION: Councilmember Hansen moved to approve Resolution 2019-20, enter into contract with Weber Basin water for water treatment. He stipulated that the contract be at 25 years with a chance for renewal for 25 years. Councilmember Stevens seconded the motion.

Councilmember Arnold asked about the contract with the renewal. He wanted to be sure that renewal would be automatically be able to renew, or if the council would have to meet on this matter again in 25 years. He wanted to make sure the City is protected long term with costs. Darren Hess noted that it can be written in the contract that after 25 years, it can be reviewed, then renewed. Council Member Hansen asked if he could amend his motion from 25 years with a chance of renewal for 25 years, to a motion to approve a 50 year contract. Steve Brooks, Riverdale City Attorney, noted that the motion can only be amended if the second agrees with the amendment. Councilmember Stevens did not agree with the amendment. Mayor Pro Temp Mitchell stated the motion dies.

MOTION: Councilmember Hansen moved to approve Resolution 2019-20, enter into contract with Weber Basin water for water treatment for the 50 year term. Councilmember Arnold seconded the motion.

ROLL CALL VOTE: 4 in favor with 1 opposed. Motion passes.

Rodger Worthen just wanted it noted that him Shawn Douglas have been working with Weber Basin water, he thanked Darren Hess for all of his work, and noted that water will be a great investment.

I. Discretionary Items

Councilmember Arnold asked Chief Brenkman if he has heard about a white slavery group in Roy City. Chief Brenkman had not heard of any rumors of that.

J. Adjournment.

MOTION: Having no further business to discuss, Councilmember Arnold moved to adjourn. The motion was seconded by Councilmember Hansen; all voted in favor. The meeting was adjourned at 6:31 p.m.

Braden Mitchell, Mayor Pro Temp

Shalee Evans, City Recorder

Date Approved: 8/20/19