

MILLVILLE CITY COUNCIL MEETING
City Hall – 510 East 300 South – Millville, Utah
August 13, 2020

PRESENT: David Hair, Clay Wilker, Michael Callahan, Pamela June, Ryan Zollinger, Tara Hobbs, Chad Kendrick, Corey Twedt, Carson Allen, Jessie Williamson

Call to Order/Roll Call

Mayor David Hair called the City Council Meeting to order for August 13, 2020 at 7:00 p.m. The roll call indicated Mayor Hair and Councilmembers Pamela June, Michael Callahan, Ryan Zollinger and Clay Wilker were in attendance with Councilmember Daniel Grange absent. Also, Treasurer Tara Hobbs and Recorder Corey Twedt were present.

Opening Remarks/Pledge of Allegiance

Councilmember Callahan welcomed everyone to the Council Meeting and led all present in the pledge of allegiance. He then offered a prayer.

Approval of Agenda

The agenda for the City Council Meeting of August 13, 2020 was reviewed.

Councilmember Callahan moved to approve the agenda for August 13, 2020.

Councilmember Wilker seconded. Councilmembers Callahan, June, Wilker and Zollinger voted yes with Councilmember Grange absent. (A copy of the agenda is included as Attachment “A”.)

Approval of minutes of the previous meeting

The Council reviewed the minutes of the City Council Meeting for July 9, 2020.

Councilmember Callahan moved to approve the minutes for July 9, 2020.

Councilmember June seconded. Councilmembers Callahan, June, Wilker and Zollinger voted yes with Councilmember Grange absent.

Public Comment Period

Mayor Hair opened the floor for any public comments. No one signed up for the public comment portion of the meeting.

Request for a Business License for CA Repairs at 11 North Main Street

Carson Allen has submitted a request for a business license for CA Repairs. He was present at the City Council Meeting. Carson explained that he buys dirt bikes, snowmobiles and four wheelers to fix up and re-sell. He said he would be storing the machines he is working on in the backyard. The quantity varies. Some months he is

working on five or six and other months he doesn't have any. Councilmember Zollinger said that Carson would need to look into the State rules about being licensed as a dealer and if he met the requirements where this was necessary. Councilmember Zollinger also said that Carson would need to speak to an accountant to ensure that he was handling sales tax correctly. Carson said that he is just learning the ropes and would figure all of these things out.

Mayor Hair said that there have been complaints in the past concerning the number of cars parked at Carson's home with drivers not able to see around the corner. Councilmember Zollinger said that this was a busy yard with a number of vehicles already. He said he was concerned about that becoming more of an issue. Especially with the home being right next to the school. Carson said that the family is selling the camper and working on a new parking plan to clean things up a bit. Councilmember Zollinger suggested that Carson and his family review the City Code regarding the regulations on the number of vehicles allowed and parking in the City right-of-way. Winter parking was discussed briefly as well. Carson said he would make sure the rest of the family was aware.

Councilmember Zollinger pointed out that business licenses are a conditional use and are reviewed each year. Having a business at a home puts the business and home on the City's radar and additional standards need to be met. Business licenses are reviewed each year by the City Council to determine if they will be extended into the following year.

Councilmember Callahan moved to approve the business license for CA Repairs.

Councilmember Zollinger seconded. Councilmembers Callahan, June, Wilker and Zollinger voted yes with Councilmember Grange absent. (A copy of the license application is included with the minutes as Attachment "B".)

Report on P & Z Meetings held July 16 and August 6, 2020

Development Coordinator Randy Wall reviewed with the Council the Planning Commission's draft minutes for the meetings held July 16 and August 6, 2020. Coordinator Wall said that Biominerals had discussed their plan to build an office and a warehouse. Biominerals was planning on using well water at the warehouse and City water at the office. The Council briefly discussed this and said that they felt that City water should be used for both buildings, even if de-chlorination was needed for the water that Biominerals uses for their processing. Councilmember Zollinger said that the City would need to keep an eye on discharge since the river was so close.

Granting a Waiver for Side Setback Requirements for Parcel 02-129-0040

Development Coordinator Wall reviewed the details of this request from the staff report. He explained that this had been discussed in a previous City Council meeting. Coordinator Wall said that he had discussed the issue with both neighbors to this parcel and both had signed off on the reduced set-backs.

Councilmember Zollinger moved to grant the side setback waiver for parcel 02-129-0040. Councilmember Callahan seconded. The Council briefly discussed that this was a one-time waiver specific to these circumstances and this parcel. The reason the waiver was granted was because the setbacks had been recorded incorrectly on the plat and not only because the neighbors had said it was okay. Councilmembers Callahan, June, Wilker and Zollinger voted yes with Councilmember Grange absent. (A copy of the staff report is included with the minutes as Attachment “C”).

Consideration of a Resolution Establishing Fees for Ambulance/EMS Services for businesses that do not receive a utility bill

Councilmember Zollinger reviewed the resolution that would establish a fee for ambulance and EMS services for all businesses that do not receive a monthly utility bill. He reminded the Council that a similar resolution had been passed recently, adding this fee to monthly utility bills, but that not all businesses currently receive a utility bill from the City. This new resolution would require that all businesses pay the same as a local residence for the ambulance and EMS service fee. Councilmember Zollinger said that he felt that businesses would prefer to pay this fee once per year instead of monthly if they don’t already pay a Millville City utility bill. Recorder Twedt said that the staff, led by Development Coordinator Wall, would get a good list of all of the businesses that don’t receive a utility bill and then send out a letter explaining the fee along with a bill for the six remaining months of 2020. From now on, this fee would be paid with business license renewals before the beginning of each calendar year.

Councilmember Callahan moved to approve Resolution 2020-19. Councilmember Wilker seconded. Councilmembers Callahan, June, Wilker and Zollinger voted yes with Councilmember Grange absent. (The adopted resolution is included with the minutes as Attachment “D”).

Consideration for Scheduling a Public Hearing for the Utility Project Bonding and Bond Anticipation Notes (BANs) and the Mike Zollinger Annexation

Recorder Twedt reviewed the need for a public hearing at the next City Council meeting on August 27, 2020. As indicated in the staff report, he explained that the original bonding public hearing that was held for the sewer and well projects was done before the City knew what funding sources they were going to use for the projects. The bonding attorney has notified the City that because the RDA requires a bridge loan, a different type of notice should be used and a new public hearing should be held.

Recorder Twedt said if the USDA sewer loan is obligated by the time of the hearing, we will also be able to provide the residents with details on their upcoming monthly sewer bill.

Recorder Twedt said that the Mike Zollinger Annexation protest period has now ended and a public hearing was needed before the City could decide to accept or deny the annexation. This should be done at the same public hearing on August 27th.

Recorder Twedt suggested that the public hearing be held at the City Office for a limited number of people. After the office was full, the City could provide a Zoom link for residents to join remotely.

Councilmember Zollinger moved to schedule a public hearing for August 27, 2020 at 7:15 p.m. Councilmember Callahan seconded. Councilmembers Callahan, June, Wilker and Zollinger voted yes with Councilmember Grange absent. (The associated staff report is included with the minutes as Attachment “E”).

Consideration of a Resolution Updating City Water Rates

Councilmember Zollinger reviewed the water rate study performed by RCAC and the resolution that would increase culinary water base rates. He explained that the additional revenue was needed mostly to cover the next 5 years. After that time, there is a possibility of reducing the base rates again. Councilmember Zollinger said that the City should review the water rates again in 2023 and a decision should be made to reduce rates or pay off the debt quicker. An analysis and decision should be made instead of creating a bloated water fund collecting revenue that is not used in a good way.

Councilmember Callahan moved to approve Resolution 2020-20 under the condition that the rate structure be reviewed in 2023. Councilmember Wilker seconded. Councilmembers Callahan, June, Wilker and Zollinger voted yes with Councilmember Grange absent. (The adopted resolution is included with the minutes as Attachment “F”).

Shop Expansion

Recorder Twedt said that the staff have been looking into the possibility of extending the shop. Having more space could benefit the City in case of an emergency and in case the COVID situation turns worse for Millville. If key staff members, government officials or even residents need to be isolated from their families due to COVID outbreaks or if the City needed to provide a command post for law enforcement or other emergency personnel, this extension would be used for that purpose. Recorder Twedt explained that there are COVID relief funds that have been allocated for Millville that could potentially be used for this extension. Also, for the long term, in addition to being used for emergency purposes, with sewer coming the City will be getting some new equipment and will need somewhere to store it for normal Public Works operations.

Councilmember Zollinger asked if the staff thought the shop would be located in this location long-term. Recorder Twedt said that in his mind, if the City were to build a new City office building at some point in the future, the City property near the roundabout on Main Street would likely be a good location. But keeping the shop in its current location near the park would probably make sense. Public Works Director Kendrick agreed that the shop would likely never move.

Councilmember June asked how the extension could be used for both emergency purposes as well as the Public Works Department. It was discussed that the City could best utilize the space with this dual purpose. When it is needed for emergencies, the public works equipment could be easily moved outside.

Councilmember Callahan motioned approval for the shop expansion as outlined.

Councilmember June seconded. Councilmembers Callahan, June, Wilker and Zollinger voted yes with Councilmember Grange absent.

City Reports

Director Kendrick said that water usage has been really high with all of the new homes and new yards that have been going in throughout the City.

He said that he has been working with the Division of Water Rights to get the start card for the new well construction. They have asked for a weir to be put in to measure the output of Garr Springs. Director Kendrick found a weir near the spring and will measure twice a day and then pump water from the test hole and continue to monitor the water level to see if there are any changes. The plan is to pump about 600 gallons per minute for 24 hours. Some holes will be dug to handle the water during that test.

Councilmember Reports and Items for Future Agendas

(A copy of the Councilmember Assignments List is included with the minutes as Attachment "G".)

Councilmember Callahan said that he has been keeping an eye on the abandoned house that was closed up and it appears to not have had any recent issues.

Councilmember Zollinger said that he has been contacted by a company from Vernal that provides fiber internet services to cities. They think they have a good fiber solution for Millville. They have been talking to other cities in the Valley as well. Mayor Hair suggested that Councilmember Zollinger take a quick look at it to see if it be a better fit than the other options that the City has looked at previously. Councilmember Zollinger said that he would schedule something for him and Recorder Twedt to take a look.

Mayor Hair said that depths of sewer lines in parts of the City was recently discussed with the engineers. There are parts of Mond-Aire and other parts of the City where a complete gravity collection system will be 25' deep. By requiring some pumps at some of the homes, the depth can decrease to 15' deep. The cost to dig the deeper lines would be 25% to 40% more. These depths were included in the original cost estimates, but we need to review this and decide what is best for the City. Mayor Hair asked the Council to think about this and said that it would be discussed more at a future meeting.

Mayor Hair said that with the Celco property, the City could consider the possibility of allowing just the current subdivision that Jeremy is working on to move into Providence through a border-line adjustment. This would allow the developer to provide a second outlet for their upper development with their existing Providence property. Development Coordinator Wall proposed that the requested subdivision could be allowed in Providence with some modifications to the roads so that they would have no future connection to the Millville 550 East Road. If this were permitted, in exchange, the old agreement should be nullified and all future development outside of that small subdivision should occur within Millville City. Councilmember Zollinger said that he wanted to look at this in more detail. Development Coordinator Wall was authorized to have a conversation with Jeremy about this possibility, but that future City Council review would be needed before any agreement could be made.

Adjournment

Councilmember Wilker moved to adjourn the meeting. Councilmember June seconded. Councilmembers Callahan, June, Wilker and Zollinger voted yes with Councilmember Grange absent. The meeting adjourned at 8:39 p.m.

NOTICE AND AGENDA

Attachment "A"

Notice is hereby given that the Millville City Council will hold their regularly scheduled Council Meeting on Thursday, August 13, 2020, at the Millville City Office, 510 East 300 South in Millville, Utah, which meeting shall begin promptly at 7:00 p.m. (Please note that all times listed are approximate.)

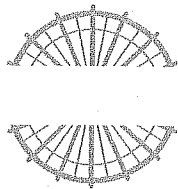
1. Call to Order / Roll Call – Mayor David Hair
2. Opening Remarks / Pledge of Allegiance – Councilmember Mike Callahan
3. Approval of agenda
4. Approval of minutes of the City Council Meeting – July 9, 2020
5. Agenda Items—
 - A. Public Comment Period (2 min/person)
 - B. Request for Business License for CA Repairs at 11 North Main Street – Carson Allen
 - C. Report on P&Z Meetings held July 16 and August 6, 2020 – Dev. Coordinator Wall
 - D. Consideration for granting of a waiver for side setback requirements for parcel 02-129-0040 from the Hulse Subdivision – Dev. Coordinator Wall
 - E. Consideration of Resolution Establishing Fees for Ambulance/EMS services for businesses that do not receive a utility bill – Councilmember Zollinger
 - F. Consideration for Scheduling a Public Hearing for the following... – Recorder Twedt
 - i. Update on Bonding and Bond Anticipation Notes (BANs) for the Well and Sewer Projects
 - ii. Mike Zollinger Annexation
 - G. Consideration for Updates to City Water Rates – Councilmember Zollinger
 - H. Shop Expansion – Recorder Twedt
 - I. City Reports: Roads, Parks, Water – Public Works Director Kendrick
 - J. Councilmember Reports and Other Items for Future Agendas
6. Adjournment.

In compliance with the American with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during public meetings should notify Corey Twedt at (435) 881-2669 at least three days prior to the meeting.

This agenda was posted on August 10, 2020 to the City posting locations, the City Website and the Utah Public Meeting Notices Website.



Corey Twedt, Recorder



Millville City

PO Box 308
510 East 300 South
Millville, Utah 84326
(435) 750-0924 corey@millvillecity.org
www.millvillecity.org

Attachment "B"

CHECK APPLICABLE BOX

- ☐ Commercial ☐ New Application
☒ Home Business ☐ Application Amendment

CHANGE OF:

- ☐ Ownership ☐ Business Name
☐ Address ☐ Business Description

Business License Application

For businesses with a permanent physical location within the Millville City limits.
This is not the application for special events, temporary businesses or solicitors.

License No. _____

Date Received _____

SECTION I: Business Information

Application Contact: Carson Allen Contact Ph: 435-232-8868
A. Business Name "DBA": CA repairs
B. Business Location: 11 north main Street Millville, UT 84326
C. Mailing Address: P.O box 299 ☐ Same as "B. Business Location"
D. Local Business Ph: 435-232-8868 Fax: _____ www: _____

SECTION II: Business Description — General (complete the commercial or the Home Business AND the far right column)

COMMERCIAL

Building/plaza: _____

Is this a secondary use within an existing business location?

☐ Yes, in _____ ☐ No

Hours of Operation: _____

Type of Operation: (mark all that apply)

- ☐ Sales/Service: Customers typically come on site
☐ Sales/Service: Customers rarely come on-site
☐ Service no sales
☐ Fresh food service and/or preparation
☐ Manufacturing
☐ Medical/dental
☐ Daycare
☐ Instruction
☐ Preschool
☐ Other: _____

Previous use of location: _____

HOME BUSINESS

Please Note:

A home business does not change the aesthetic character of the area and zone.

On-site employees? ☐ Yes ☒ No

If yes,

Up to how many? _____ Working hours? _____

Where will they park? _____

On-site customers? ☒ Yes ☐ No

If yes,

Up to how many per day? 10

Up to how many per week? 50

Where will they park? five way / yard

On-site business will be performed from a:

(mark all that apply)

- ☐ Home office ☒ Garage/storage room
☐ Desk and chair ☐ Carport/driveway
☐ Shed/out building ☐ Vehicle
☐ Other: _____

Do you intend to set-up off-site?

(i.e. in parking lot, at festivals, within stores)

☐ Yes ☒ No

Proposed start date: 08-04-20

This Business Includes:

- | Yes | No |
|-------------------------------------|---|
| ☐ | ☒ Signage |
| ☐ | ☒ Alcohol sales and/or services |
| ☐ | ☒ Live entertainment on-site |
| ☐ | ☒ Door-to-door solicitation |
| ☐ | ☒ Fireworks sales on-site |
| ☐ | ☒ Vending machines on-site |
| ☐ | ☒ On-site secondary business |
| ☐ | ☒ On-site events (ie. community party parking lot/sidewalk sales) |
| ☐ | ☒ Investment advice and/or service |
| ☐ | ☒ Pesticides use and storage |
| ☐ | ☒ Hazardous materials use and storage |
| ☒ | ☐ Vehicle sales |
| ☐ | ☒ Firearms or explosives sales |
| ☐ | ☒ Care of children or preschool |
| ☐ | ☒ Any construction jobs over \$1,000 |
| ☐ | ☒ Piercing, tattooing, perm, make-up |
| ☐ | ☒ Used merchandise transactions |
| ☐ | ☒ Changes to existing garbage service |
| ☒ | ☐ Vehicles, trailers, mowers, etc. (stores on site) |
| ☐ | ☒ Electrical, plumbing, structural, or mechanical changes to site |

SECTION III: Business Description — Specific

☐ (attach additional pages if necessary)

I Buy OHV vehicles off KSI / Facebook. Fix them up to sell them for profit

SECTION IV: Additional Information

- E. Utah State Tax Commission — Sales Tax Number: _____ ☐ Not applicable
- F. State & federal regulatory agency licensing info: _____ ☐ Not applicable
(Not referring to an EIN or entity number)
- G. Did you use "One-Stop Online Business Registration" to Register your business with state and federal agencies?
☐ Completely ☐ Partially ☐ Not at all ☐ I do not know — someone else did it
- H. Previous Business Name: _____ ☒ Not applicable
- I. Previous Business Location: _____ ☒ Not applicable

SECTION V: Ownership (Parent business entity and business officer information)**Parent Entity**

Parent Business Name: _____ ☐ same as "A. Business Name DBA"

State Entity Type: ☐ Sole Proprietorship ☐ Partnership ☐ LLC ☐ Corporation ☐ Non-Profit Corporation (w/501 c3 letter)

Officers (1)

Officer Name: _____ Contact Ph. _____

Home Address: _____
Street (include unit #) / PO Box Address City, State, ZIP

☐ This person can be contacted in the event of an after-hours police or fire emergency.

Sole Prop./Partnership	LLC	Corporation
☐ Owner	☐ Member	☐ President
☐ Local Manager	☐ Manager	☐ Director
	☐ Local Manager	☐ Officer
		☐ Local Manager

Officers (2)

Officer Name: _____ Contact Ph. _____

Home Address: _____
Street (include unit #) / PO Box Address City, State, ZIP

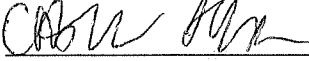
☐ This person can be contacted in the event of an after-hours police or fire emergency.

Sole Prop./Partnership	LLC	Corporation
☐ Owner	☐ Member	☐ President
☐ Local Manager	☐ Manager	☐ Director
	☐ Local Manager	☐ Officer
		☐ Local Manager

SECTION VI: Notification and Verification of Authority

- 1) **Mandatory review process** — this application does not constitute a business license. All applications are subject to the review process mandated by Title 5 of the Municipal Code. Incomplete applications will not be processed. Decisions on applications will take 15 days (minimum), and are made based on:
- (i) the information provided on the application, and
 - (ii) review of the Mayor and City Council
- 2) **Additional Requirements** — Under the Municipal Code, additional Business License application requirements are necessitated for some business types.
- 3) **Denial of License** — Application denial or subsequent license suspension or revocation are most often the result of:
- (i) an inaccurate or incomplete application, or failure to update information with the City and/or
 - (ii) non-compliance with the Municipal Code, Land Use Code, and/or applicable building, fire, and environmental codes.
- 4) **Other regulatory bodies** — It is the applicant's responsibility to determine and comply with any requirements from other regulatory agencies.
- 5) **Signage** — Permanent signage requires a separate Sign Permit Application, which is located on the city web site, Millvillecity.org.
- 6) **Building alterations** — All alterations to buildings or spaces, including electrical, plumbing, and mechanical alterations, require a separate building application.

I/We hereby agree to conduct said business strictly in accordance with the business license regulations as set forth in the Millville City Code, and swear under penalty of law the information contained herein is true.


Signature of Owner/Authorized Agent

Carson Allen
Printed Name

08-04-20
Date

SECTION VII: For administration use only

Classification: ☐ Conforming ☐ Non-Conforming ☐ Child Care ☐ Home Business ☐ Low Impact ☐ Medium Impact

Conditional Use: (If box is checked see conditions)

☐ Agree ☐ Do not agree Signature: _____ Date: _____

☐ Yes ☐ No City Council grants permission Signature: _____ Date: _____



AGENDA REPORT: SETBACK WAIVER

August 13, 2020

Background

As discussed in the City Council meeting held on July 9, 2020, the Hulse Minor Subdivision was approved by Planning and Zoning and the City Council in 2018. This subdivision split one parcel into two lots at approximately 280 North 200 East. The new parcel that was created (02-129-0040) was listed on the mylar to only have a requirement of 10' side setbacks when the City standard is 15'. This subdivision was recorded at the County level with the 10' setbacks listed. This parcel has now been purchased and the owner is wanting to build with a side setback of 14' to the south property line and would have a minimum side setback of 12' from the north east corner of the new home to the property line on the north and then the frontage would increase as you move west along the house because of the angle.

Section 16.04.080 of the City Code allows for the City Council to waive specific requirements if they have a request has been made from the Planning Commission. Development Coordinator Randy Wall has met with the landowners to the north and south of this lot. Both have signed an agreement saying that they are okay with the requested side setbacks for the new home. The Planning Commission has reviewed the situation at their meeting held August 6, 2020 and requested a waiver be granted for this parcel's side setback minimum requirements.

If the Council determines to grant the waiver for the reduced side setbacks in this case, they should make a motion to do so.

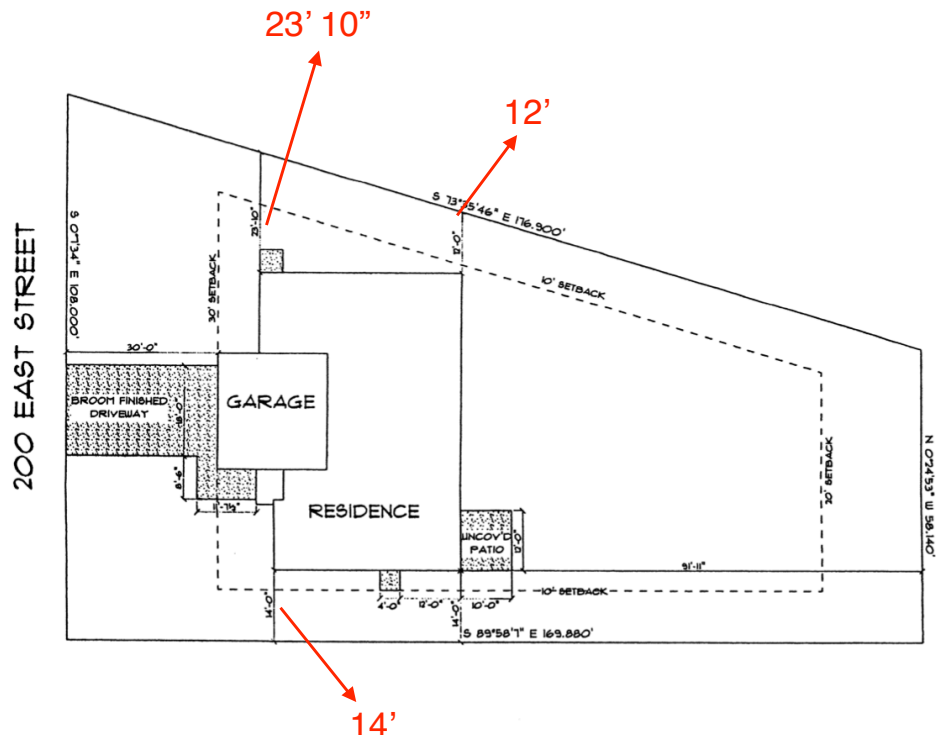
VISIONARY HOMES
 50 E 2500 N, Ste 101
 North Logan, UT 84341
 (435) 752-1480

SITE PLAN
 240 North 200 East
 Millville, UT 84336
 14,056 SF
 Parcel #02-129-0040

SCALE
 36" X 24" Sheet : 1"=10'
 11" X 11" Sheet : 1"=20'
 11" X 8-1/2" Sheet : 1"=30'

GAS APPLIANCES TO BE INSTALLED:
 1. 50 Gal Water Heater - 40,000 BTU
 2. 95% EFF Furnace - 35,000 BTU
 3. Oven/Range - 60,000 BTU

TOTAL BTU LOAD - 135,000 BTU



**MILLVILLE CITY
RESOLUTION 2020-19**

**ESTABLISHING AMBULANCE AND EMS FEES FOR
BUSINESSES**

WHEREAS, Millville City has determined that fees for specific services are needed to provide for the common good of the City; and

WHEREAS, with Logan and Smithfield cities removing themselves from the CCEMS program, Millville City has found a need to find a new emergency services provider; and

Millville City has decided to join a Cache County ambulance service program on the south side of Cache Valley; and

WHEREAS, Millville City needs to generate additional revenue to pay for the ambulance services; and

WHEREAS, all businesses in Millville should contribute to the funds needed for ambulance services whether or not they receive a regular utility bill from the City;

NOW THEREFORE, be it resolved by the Millville City Council that an ambulance and EMS service fee of five dollars (\$5.00) per month be charged to all businesses.

The rate adopted by this resolution is to become effective as of July 1, 2020.

Passed and approved by the Millville City Council this 13th day of August 2020.

SIGNED:


David Hair, Mayor

ATTEST:


Corey Twedt, City Recorder



COUNCILMEMBER	YES	NO	ABSENT	ABSTAIN
Michael Callahan	X			
Daniel Grange			X	
Clay G. Wilker	X			
Pamela June	X			
Ryan Zollinger	X			



AGENDA REPORT: PUBLIC HEARINGS FOR NEXT MEETING

August 13, 2020

Background

Bonding

When Millville originally started the bonding process, we were not sure which funding source(s) we were going to be able to access or which would be most beneficial to the City. As things have progressed, we have been able to tap into funding from both the Utah Division of Water Quality and USDA for the sewer project and from USDA for the well project. With USDA funding, we are required to get a bridge loan to cover the loan portion of the project during the construction phase. Because of the need for the bridge loans, we need to hold another bonding public hearing to cover the Bond Anticipation Notes (BANs).

At the original bonding public hearing in September 2019, we estimated high on the cost of the projects to ensure that we would be covered by the amount in the bonding documents. \$15 million with a not to exceed interest rate of 5.5% was used at that time.

Now that we are further down the road, things are very dialed in on the well costs and we have a pretty good idea where things are going to land with the final sewer funding. We expected to have final authorization on the sewer funding by now (it is coming any day), but because we don't have final numbers, we need to continue to estimate high just to be safe. These new bonding documents have a maximum loan and interest rate not to exceed \$1,286,000 and 4% for the well project and \$10,000,000 and 5% for the sewer project. With the \$3.5 million in grant money from DEQ we have already received on the sewer project and the grant percentage expected from USDA, we plan to need to borrow significantly less than this, but again, we need to be really conservative on our numbers while we wait for the funding to be allocated. The total for both projects of \$11,286,000 is still far below the \$15,000,000 that was reviewed with the public and adopted as a not to exceed back in September.

Mike Zollinger Annexation

The protest period for the Mike Zollinger Annexation ended on August 10, 2020. The next step is for the City Council to hold a public hearing after which they can consider acceptance of the annexation. If accepted by the City Council, documentation will be sent to the State Lieutenant Governor's Office for review.

You will need to motion to schedule a public hearing on August 27th at 7:15 p.m. to discuss both the new bonding documents as well as the Mike Zollinger Annexation.

Included Documents

- Public Notice for Water Bond and BAN
- Public Notice for Sewer Bond and BAN
- Public Notice for Mike Zollinger Annexation

NOTICE OF PUBLIC HEARING AND BONDS AND BOND ANTICIPATION NOTES TO BE ISSUED

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Utah Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended, that on August 27, 2020, the City Council (the "Council") of Millville City, Utah (the "Issuer") adopted a resolution (the "Resolution") in which it authorized the issuance of the Issuer's Water Revenue Bonds (the "Bonds") and its Water Revenue Bond Anticipation Notes (the "Notes"), each in the aggregate principal amount of not to exceed \$1,286,000, to bear interest at the rate or rates of not to exceed four percent (4.0%) per annum, to mature in not more than forty (40) years from their date or dates for the Bonds and to mature in not more than five (5) years from their date or dates for the Notes, and each to be sold at a price not less than 98% of the total principal amount thereof. The estimated total cost to the Issuer for the proposed Bonds, if the Bonds are held until the maximum maturity, based on the maximum interest rate above, is approximately \$2,579,851. However, the Issuer has obtained a funding commitment related to the Bonds in the amount of \$1,286,000 at the interest rate or rates of 1.875% per annum, in which case if the Bonds are held until the maximum maturity, based on the expected interest rate then the total cost to the Issuer for the proposed bonds would be approximately \$1,828,933. Presently the Issuer has no more than \$1,481,000 in outstanding bonds secured by a pledge of its water revenues. The United States Department of Agriculture, Rural Utilities Service has authorized a grant to the Issuer in the amount of \$587,000.

NOTICE IS FURTHER GIVEN that the Issuer called a public hearing for the purpose of inviting public comment on the proposed issuance of the Bonds and Bond Anticipation Notes and the economic impact that the improvements proposed to be financed with the Bonds and Bond Anticipation Notes will have on the private sector. The public hearing will be held on August 27, 2020, at 7:15 p.m., or as soon thereafter as feasible, at the regular meeting place of the Millville City Council located at 510 E. 300 S., Millville, UT 84326. As Water Revenue Bonds and Notes no taxes will be pledged to repay the Bonds or Notes.

The Bonds and Notes will be issued pursuant to the Resolution and a Final Bond Resolution related to the Bonds and a Note Resolution related to the Notes to be adopted authorizing and confirming the sale of the Bonds and Notes for the purposes of financing, in part, (i) the acquisition and construction of water system improvements, and related improvements, and (ii) paying the costs of issuing the Bonds and Notes.

A draft of the Final Bond Resolution and the Note Resolution in substantially final forms were before the Council and were part of the Resolution (collectively, the "Bond Resolutions") at the time of its adoption by the City Council. The Final Bond Resolution and Note Resolution will each be adopted by the Council in such form and with such changes thereto as shall be approved by the Council upon the adoption thereof; provided that the principal amount, interest rate, maturity and discount of the Bonds and the Notes will not exceed the maximums set forth above.

A copy of the Resolution, the Authorizing Bond Resolution are on file in the office of the City Recorder in the City offices in Millville, Utah, where they may be examined during regular business hours of the City Recorder from 10:00 a.m. to 12:00 p.m. Tuesdays and Thursdays, or by appointment, for a period of at least thirty (30) days from and after the date of publication of this notice.

NOTICE IS HEREBY GIVEN that a period of thirty (30) days from and after the first date of the publication of this notice is provided by law during which any person in interest shall have the right to contest the legality of the Resolution, the Final Bond Resolutions, the Note Resolution or the Bonds or the Notes, or any provision made for the security and payment of the Bonds or the Notes by filing a verified written complaint in the District court of the county in which he/she resides, and that after such time, other than referendum rights, no one shall have any cause of action to contest the regularity, formality or legality thereof for any cause whatsoever.

/s/ Corey Twedt
City Recorder

NOTICE OF PUBLIC HEARING AND BONDS AND BOND ANTICIPATION NOTES TO BE ISSUED

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Utah Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended, that on August 27, 2020, the City Council (the "Council") of Millville City, Utah (the "Issuer") adopted a resolution (the "Resolution") in which it authorized the issuance of the Issuer's Sewer Revenue Bonds (the "Bonds") and its Sewer Revenue Bond Anticipation Notes (the "Notes"), each in the aggregate principal amount of not to exceed \$10,000,000, to bear interest at the rate or rates of not to exceed five percent (5.0%) per annum, to mature in not more than forty (40) years from their date or dates for the Bonds and to mature in not more than five (5) years from their date or dates for the Notes, and each to be sold at a price not less than 98% of the total principal amount thereof. The estimated total cost to the Issuer for the proposed Bonds, if the Bonds are held until the maximum maturity, based on the maximum interest rate above, is approximately \$23,145,437. Presently, there are no other bonds currently outstanding that are secured by the same pledge of revenues as the proposed Bonds. No taxes will be pledged to repay the Bonds.

NOTICE IS FURTHER GIVEN that the Issuer called a public hearing for the purpose of inviting public comment on the proposed issuance of the Bonds and Bond Anticipation Notes and the economic impact that the improvements proposed to be financed with the Bonds and Bond Anticipation Notes will have on the private sector. The public hearing will be held on August 27, 2020, at 7:15 p.m., or as soon thereafter as feasible, at the regular meeting place of the Millville City Council located at 510 E. 300 S., Millville, UT 84326. As Sewer Revenue Bonds and Notes no taxes will be pledged to repay the Bonds or Notes.

The Bonds and Notes will be issued pursuant to the Resolution and a Final Bond Resolution related to the Bonds and a Note Resolution related to the Notes to be adopted authorizing and confirming the sale of the Bonds and Notes for the purposes of financing, in part, (i) the acquisition and construction of Sewer system improvements, and related improvements, and (ii) paying the costs of issuing the Bonds and Notes.

A draft of the Final Bond Resolution and the Note Resolution in substantially final forms were before the Council and were part of the Resolution (collectively, the "Bond Resolutions") at the time of its adoption by the City Council. The Final Bond Resolution and Note Resolution will each be adopted by the Council in such form and with such changes thereto as shall be approved by the Council upon the adoption thereof; provided that the principal amount, interest rate, maturity and discount of the Bonds and the Notes will not exceed the maximums set forth above.

A copy of the Resolution, the Authorizing Bond Resolution are on file in the office of the City Recorder in the City offices in Millville, Utah, where they may be examined during regular business hours of the City Recorder from 10:00 a.m. to 12:00 p.m. Tuesdays and Thursdays, or by appointment, for a period of at least thirty (30) days from and after the date of publication of this notice.

NOTICE IS HEREBY GIVEN that a period of thirty (30) days from and after the first date of the publication of this notice is provided by law during which any person in interest shall have the right to contest the legality of the Resolution, the Final Bond Resolutions, the Note Resolution

or the Bonds or the Notes, or any provision made for the security and payment of the Bonds or the Notes by filing a verified written complaint in the District court of the county in which he/she resides, and that after such time, other than referendum rights, no one shall have any cause of action to contest the regularity, formality or legality thereof for any cause whatsoever.

/s/ Corey Twedt
City Recorder

NOTICE OF PUBLIC HEARING

The Millville City Council will hold a public hearing, Thursday, August 27, 2020, in response to a petition filed proposing the annexation of 27.4 acres of real property, located at the northern boundary of Millville City for which the annexation sponsor is Mike Zollinger.

Said hearing will be held at 7:15 p.m. in the Millville City Office, 510 East 300 South, Millville, Utah. A copy of the complete description of the property may be reviewed on the City Website or by contacting Corey Twedt at corey@millvillecity.org (435)750-0924. Interested persons are encouraged to attend and make comment or submit written comment prior to the hearing.

Publication Date: August 18, 2020

**MILLVILLE CITY
RESOLUTION 2020-20**
(Amended from Resolution 2020-2)

**REVISING TERMS, CONDITIONS AND FEES FOR CONNECTING TO THE
MILLVILLE CITY MUNICIPAL WATER SYSTEM, REVISING WATER RATES, AND
SPECIFYING CONDITIONS FOR SECURITY DEPOSIT**

WHEREAS, Millville City continues to pay down debt incurred from the highline reservoir, booster station, and transmission lines; and

WHEREAS, a new well is needed that will increase the debt load on the City Water Fund, and

WHEREAS, a water rate study was done to determine the revenue needed to pay off existing and future debt, and

WHEREAS, the current fees were reviewed by the Council and it was determined there is a need to increase the water rates;

NOW THEREFORE, be it resolved that the Millville City Council adopts as follows:

SECTION 1. WATER RATES

1. The monthly base rate for being connected to the water system for up to 1.0 inch meter is as follows:

	Base Rate	0-10KGallons	10-30K Gallons	30K +
Water Rates	\$38.00	\$0.80/1,000 Gal	\$0.95/1,000 Gal	\$1.05/1,000 Gal

2. For water meters with a 1.5 inch capacity, the monthly rate will be as follows:

	Base Rate	0-10KGallons	10-30K Gallons	30K +
Water Rates	\$50.00	\$0.80/1,000 Gal	\$0.95/1,000 Gal	\$1.05/1,000 Gal

3. For water meters with a 2.0 inch capacity, the monthly rate will be as follows:

	Base Rate	0-10KGallons	10-30K Gallons	30K +
Water Rates	\$100.00	\$0.80/1,000 Gal	\$0.95/1,000 Gal	\$1.05/1,000 Gal

4. For water meters with a 4.0 inch capacity, the monthly rate will be as follows:

	Base Rate	0-10KGallons	10-30K Gallons	30K +
Water Rates	\$400.00	\$0.80/1,000 Gal	\$0.95/1,000 Gal	\$1.05/1,000 Gal

5. **EXCEPTION:** In those instances where the total income from all sources to any one household is less than \$12,500 per year, the base rate will be reduced, upon written

application and income certification to the Mayor, to one-half of the base rate as approved by resolution.

6. A fee of \$75.00 will be charged to each new customer and will be repaid at the end of two years of non-delinquent payments or when the customer moves from the City, if all water charges have been paid.

SECTION 2. CONNECTION FEES/IMPACT FEES/OTHER RELATED FEES

1. The minimum diameter for all future connections to the system will be 1" meters.
2. All costs for connecting to the system will be borne by the individual (applicant) requesting water service, including but not limited to:
 - trenching
 - road and sidewalk cuts or borings as required by the lot
 - backfilling trenches and replacing pavement and sidewalks
 - pipes and connection fittings
 - meter barrel and lid
3. Specifications for all material used in the above connections shall be provided by Millville City and shall be the minimum specifications required for connection.
4. The work shall be done by a licensed contractor according to Millville City specifications and will be supervised by the Millville City Director of Public Works.
5. The City shall provide and install the meter.
6. The Impact Fee structure will apply as adopted in the Millville City Code Chapter 3.28.

Tapping Fee – tap shall be made by the Public Works Department
\$100 per connection

Filing Fee - new applications or change of customer to cover administrative costs
\$50 per application

Security Deposit for all single lots and small subdivisions that require no dedication of streets or rights-of-way to the City.

\$500 - to be paid at the time of application and held for a period of one (1) year from time of completion of the installation, to ensure correction of latent defects which may appear in that period. All City rights-of-way are to be cleared of debris and returned to satisfactory condition as required by the Director of Public Works. Following satisfactory performance for the specified time period, all of the deposit shall be refunded.

Security Deposits for major subdivisions will be covered by the general bonding requirements for subdivision construction. (Refer to Subdivision Ordinance 16.24)

Re-connection fee

\$15 - for each time the water is turned on or turned off at any meter

SECTION 3. EFFECTIVE DATE

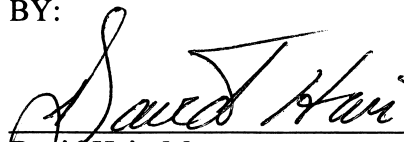
The rates adopted by this resolution are to become effective as of September 1, 2020.

SECTION 4. REPEALER

This Resolution supersedes any and all other water fee schedules and all such previous schedules are herewith repealed.

Passed and approved by the Millville City Council, this 13th day of August 2020.

BY:


David Hair, Mayor

ATTEST:


Corey Twedt, City Recorder

COUNCILMEMBER	YES	NO	ABSENT	ABSTAIN
Michael Callahan	X			
Daniel Grange			X	
Clay G. Wilker	X			
Pamela June	X			
Ryan Zollinger	X			



Councilmember Assignments 2020

Updated 1/9/20

Councilmember Daniel Grange

- Sewer
- Animal Control
- Trails

Councilmember Ryan Zollinger

- Water
- Finance
- Fiber Internet

Councilmember Clay Wilker

- P&Z
- Fire/EMS/Emergency Preparedness
- City Celebration Support

Councilmember Pamela June

- City Events (Millville Days/ Night Out Against Crime, Easter, Christmas, Fair Booth)
- Youth Council
- Mini Miss Millville and Parades

Councilmember Michael Callahan

- Ordinance Enforcement
- Wildfire
- Sewer Support
- P&Z Support