

NOTICE AND AGENDA
SANTA CLARA CITY COUNCIL MEETING
Wednesday, July 13, 2022
Time: 5:00 p.m.
AGENDA

Public Notice is hereby given that the Santa Clara City Council will hold a Regular Meeting in the City Council Chambers, located at 2603 Santa Clara Drive, Santa Clara, Utah on Wednesday July 13, 2022, commencing at 5:00 PM. The meeting will be broadcast via You Tube linked on our website at <https://sccity.org/meetings>.

1. Call to Order

2. Opening Ceremony:

- Pledge of Allegiance: Denny Drake
- Opening Comments: Denny Drake

3. Conflicts and Disclosures

4. Working Agenda:

A. Public Hearing(s) 5:00 p.m.

B. Consent Agenda:

1. Approval of Claims and Minutes

- June 22, 2022 Regular City Council Meeting Minutes
- July 1, 2022 City Council Work Meeting Minutes
- Claims through July 13, 2022

2. Calendar of Events

- July 24, 2022 Pioneer Day (Offices Closed Monday July 25th)
- July 27, 2022 Regular City Council Meeting
- Aug. 3, 2022 City Council Work Meeting

3. Set Public Hearing to receive public input regarding a Third Amendment to the Storm Water Master Plan for Wednesday Aug. 10, 2022 at 5:00pm.

C. General Business:

1. Award Rap Tax Funds. Presented by Ryan VonCannon, Assistant Parks Director.
2. Consider approval of the amended Steel Solar 1A Project Agreement and approve Resolution 2022-07R. Presented by Gary Hall, Power Director.
3. Consider approval of the Five County Association of Governments Multi-Jurisdictional Natural Hazard Mitigation Plan and approve Resolution 2022-06R. Presented by Mayor Rosenberg/Jim McNulty, City Planner.
4. Consider request to vacate an existing easement Located in the rear yard of Lot 31 within the

Lava Cove at Entrada Subdivision and approve Ordinance 2022-16. Presented by Jim McNulty, City Planner.

5. Consider approval of Ordinance 2022-15, a Temporary Water Acquisition. Presented by Matt Ence, City Attorney.

5. **Reports:**

a. Mayor / Council Reports:

6. **Executive Session:**

7. **Adjournment:**

Note: In compliance with the Americans with Disabilities Act, individuals needing special accommodation during this meeting should notify the city no later than 24 hours in advance of the meeting by calling 435-673-6712. In accordance with State Statute and Council Policy, one or more Council Members may be connected via speakerphone or may by two-thirds vote to go into a closed meeting.

Zoom Meeting Participants: Participants on the Zoom call are limited to City Staff, Council Members, and applicants on the agenda. Email calendar invitations will be sent out in advance of the meeting. Instructions for each meeting will include the meeting ID, and password to join. When joining the meeting your screen name must show your full name. Each applicant will be accepted into the meeting when their item is up for discussion. Please contact Chris Shelley at (435)673-6712 Ext. 203 with any questions regarding public meetings.

The undersigned, duly appointed City Recorder, does hereby certify that the above notice and agenda was posted within the Santa Clara City limits on this 7th day of July 2022 at Santa Clara City Hall, on the City Hall Notice Board, at the Santa Clara Post Office, on the Utah State Public Notice Website, and on the City Website at <http://www.sccity.org>. The 2022 meeting schedule was also provided to the Spectrum on January 6, 2022.

Chris Shelley – City Recorder

**SANTA CLARA CITY COUNCIL MEETING
WEDNESDAY, JUNE 22, 2022
MINUTES**

THE CITY COUNCIL FOR THE CITY OF SANTA CLARA, WASHINGTON COUNTY, UTAH, met for a Regular Meeting on Wednesday, June 22, 2022 at 5:00 p.m. in the City Council Chambers of the Town Hall at 2603 Santa Clara Drive, Santa Clara, Utah. Notice of the time, place and agenda of the meeting was provided to the Spectrum and to each member of the governing body by emailing a copy of the Notice and Agenda to the Spectrum and also, along with any packet information, to the mayor and each council member, at least two days before the meeting. The meeting will be broadcast via You Tube linked on our website at <https://sccity.org/meetings>.

Present: Mayor Rick Rosenberg
Council Members: Jarett Waite, Christa Hinton and Denny Drake
City Manager: Brock Jacobsen
City Recorder: Chris Shelley

Others Present: Scott Bannon, Assistant City Manager; Dustin Mouritsen, Public Works Director; Ryan VonCannon, Parks & Trails Assistant Director; Andrew Parker, Fire Chief; Jim McNulty, City Planner; Kristelle Hill, Admin. Assistant; Cody Mitchell, Building Official; Debbie Bannon, Finance; Terri Draper, St. George Regional Hospital; Mike Costello; Shoni Costello; Mark Witnam; Sheryl Snow; Cyndi W. Gilbert, SGRH; Jan Caplin; Justin Caplin; Ty Hansen; Devin Hill; Fred Fage

1. **Call to Order:** Mayor Rosenberg called the meeting to order at 5:00 p.m. He introduced himself and the City Council. He welcomed everyone.

2. **Opening Ceremony:**

- Pledge of Allegiance: Christa Hinton
- Opening Comments: Christa Hinton

3. **Conflicts and Disclosures:** None.

4. **Working Agenda:**

A. Public Hearing(s): 5:00 p.m.

1. Public Hearing to receive public input regarding amendment to the FY2021-2022 Budget.

- Debbie Bannon, Finance, reported that this item is to consider a Budget Amendment for Fiscal Year 2021-2022 which will allow the City to remain in compliance. Budgeted expenditures cannot exceed budgeted revenues. General Fund will increase by \$865,113. Budgeting for ARPA Funds of \$498,079. Enterprise Funds will increase by \$2,912,250. The individual funds impact are: Water Fund, \$577,750, Sewer Fund, \$117,000, Power Fund, \$2,006,500 & Storm Water Fund, \$211,000. She showed a graph of the budget.

She stated that in the Water Fund we added depreciation in. It wasn't added in originally and that was \$475,000 which was the bulk of the fund. We still have some estimated for water meters coming in, capital equipment and salaries. She said the sewer fund saw an increase because of salaries and repair and maintenance and \$100,000 for depreciation. The biggest adjustment was to the Power Fund. Purchasing power is the main bump in that. We are estimating another \$770,000 that we didn't have estimated as well as depreciation at \$550,00. There is also new subdivision expense because we pay for the expenses and then we get the revenue through the developers. There were also salaries, wages, supplies and meters as well as the UAMPS expense and generator expenses. She stated that depreciation is the big item for the Storm Water fund and there were also wages and repair and maintenance expenses. She went over the expenditures in the General Fund. She said in the Admin. budget there are some estimated expenses coming in in IT services and Legal so because of that Admin. has an adjustment of \$53,546. The Justice Court had an adjustment of \$23,167 due to salaries, wages and estimated State fines. She reminded Council that we are merging Fire and EMS. She said that currently they are separate on the budget, but she combined them because that is how it will look next year. The main adjustments are due to the change in how the accounting is done. We did not budget for the payment to Ivins City for their share and that has been added in and then the salaries between the two are about \$50,000 for the last payroll and there are some operating supplies. The total adjustment between the two is \$333,863. She said that the Buildings & Planning expenditures were for salaries, wages, legal services and professional services for an increase of \$43,511. Public Works expenditures included salaries and chip seal. Prices came in high for the chip seal. The increase is \$213,476. She said we are combining Parks and Sports Field. We are adding \$184,022 for both to cover salaries, fuel, operating supplies, repairs and maintenance and utilities. We made a small adjustment to Swiss Days of \$488 for the salaries. Economic Development was adjusted for the same reason for the amount of \$13,038.

- 5:11 p.m. Public Hearing Opened.

- Justin Caplin, 1454 Boys Pond Circle, thanked Councilman Waite for informing him and correcting him about the last budget. He said he hopes we are putting plenty in reserves for capital improvement projects and as we see better than expected revenues that we not necessarily meet that with new expenditures and increasing the expenses. He said he would not want to see tax increases. Let's keep the government small and keep doing a decent job.

- 5:13 p.m. Public Hearing Closed.

B. Consent Agenda:

1. Approval of Claims and Minutes

- June 8, 2022 Regular City Council Meeting Minutes
- Claims through June 22, 2022

2. Calendar of Events

- July 4, 2022 City Offices Closed

- July 6, 2022 City Council Work Meeting
- July 13, 2022 Regular City Council Meeting
- July 24, 2022 Pioneer Day (Offices Closed Monday, July 25th)
- July 27, 2022 Regular City Council Meeting

Motion to Approve the Consent Agenda.

Motion by Denny Drake, seconded by Christa Hinton.

Voting Aye: Jarett Waite, Denny Drake and Christa Hinton.

Voting Nay: None.

Motion Carried.

C. General Business:

1. Badge pinning for Fire Department;
 Jason Monahan – Fire Captain
 Logan Costello – Fire/Paramedic
 Ryan Moore – Fire/Paramedic
 Dustin Benoit – Fire/Paramedic

- Chief Andrew Parker said we are super excited to have these four men. They are a great addition to the team, and they have a lot of experience. We are lucky to have them. He said that Captain Monahan brings over 19 years of fire experience. He spent 7 years with the Forest Service working around wild land engines, helicopters, heli-tac crew. He has 12 years with the county fire department in California. For 10 of those years, he functioned as an engineer. He was stationed at one of their busiest stations running over 3,500 calls a year. He is proud to serve the City of Santa Clara/Ivins. Logan Costello began his career as a firefighter with the Forest Service in Southern California. He worked on wild land fire engines as well and he was also a member of the Millcreek hotshots. That is a 20-member very elite crew. He and his family moved to Utah in 2021 and they have two daughters. Ryan Moore began his career in 2006 working for a private ambulance company in LA County. He got his paramedic license in 2010 and did his field internship in the city of Los Angeles. As a paramedic he worked for several agencies. He is also an educator and worked for UCLA and for Dixie State University and Crafton Hills College. He has been a part-time paramedic for us, and we are happy to have him come on full-time. He is going to be a great asset. Dustin Benoit has a tremendous amount of experience. He grew up in South Rapids, Minnesota. He served in the United States Marine Corps. He was deployed to both Iraq and Afghanistan. During deployment he became interested in the medical field. After his service in the Marines, he moved to St. George to be closer to his wife's family. He attended Dixie State University where he obtained his advance EMT and worked for the medical department at the Iron County Jail. He worked with Gold Cross and Dixie Regional's ER and part-time for Ivins Fire Department. In 2006 he earned his paramedic's license and moved to Texas working on ambulance and also became a firefighter. He moved back to St. George during COVID and became a full-time firefighter with Cedar Mountain Fire. He is an EMS with Dammeron Valley Fire. He has been married for 10 years and has 3 children. Chief Parker asked Chris Shelley, City Recorder, do the oath of office for each of these men.

- Chris Shelley asked the men to raise their right hands. She asked, “Do you solemnly swear and affirm to perform all your duties faithfully and honestly to the best of your abilities and to uphold and follow the high standards and values of Santa Clara/Ivins Fire Rescue Department and to protect the lives and property of the public that you have sworn to serve?”
- They all affirmed that they did.
- Mayor Rosenberg thanked Chief Parker and he thanked the families that came tonight. It means a lot to see their support of these fine gentlemen. He welcomed the men to the Santa Clara/Ivins Fire and told them we appreciate them and what they do for the community.
- Chief Parker said these men will be starting on June 30.

2. St. George Regional Hospital update. Stephanie Maloney, Secretary, Communications.

- Cyndi Woodbury Gilbert, SGRH Board Chair, said she has lived here half her life. She said the hospital has been very important to her. Her mother was a downwinder and her father became a quadriplegic because of a tragic accident and so the facilities and the opportunities to have first-class health care was very important to her. She also has a brother who is a cardiac thoracic surgeon. How nice it is that we have this gem in the center of the desert. She said she volunteers her time because she wants her neighbors and especially her family and employees to have the best health care possible. In the last year St. George Regional Hospital (SGRH) has provided more than \$23 million in charity care serving over 20,000 individual cases. The charity care provision is part of their mission. In 1975 The Church of Jesus Christ of Latter-day Saints donated its 15 hospitals to a newly formed, not for profit organization, Intermountain Health Care. She said they are continuing to build and grow and become more service minded. She said that Washington County was looking to get out to the health care business in 1976. She showed a video concerning this history to the City Council. Some of the highlights from the video include: “Our regional health care began with a handshake and a promise. We have world class health care and have become a model health care organization. We have a comprehensive, robust world-class cardiovascular program. Readmission rates are well below the national average. We have excellent stroke care. We are a joint commission certified primary stroke center. The American Heart Association has recognized us for top stroke care. We have capabilities to care for stroke patients that aren’t available at other hospitals in the area. In neurosurgery we offer amazing care for our brain and spine patients. With neuro-oncology we have been the first center to offer interoperative MRI so we can have an MRI scan of the patient’s brain during surgery. We are also the only center that uses immunofluorescent during operations. We are also a spine center of excellence for cervical and lumbar spine surgeries. We have received multiple national awards. The Women and Newborn program offers comprehensive services including a 24/7 pediatric life flight service, a 24/7 neonatal life flight service, a simply birthing option for women who want to have a low intervention delivery, a pediatric hospitalist team that is available 24/7 to take care of children in the hospital. Our c-section rate and early elective delivery rates are lower than the national average. We have incredible people working here at the hospital. We are a national leader in precision genomics.” She said we are very blessed and lucky to have all of these services in our backyard. She thanked the City for their support of the hospital. We have quality

doctors and practitioners.

- Mayor Rosenberg thanked Cyndi and said we appreciate all the efforts the hospital does in the community and the good work that is being continued.

3. Consider an amendment to the FY2021-2022 Budget and approve Ordinance 2022-14. Presented by Brock Jacobsen, City Manager.

- Brock Jacobsen said the presentation for this item was done earlier in the meeting by Debbie Bannon. This is the formal part of adopting that budget amendment.

Motion to Approve the amendment to the FY2021-2022 Budget and approve Ordinance 2022-14 as presented.

Motion by Jarett Waite, seconded by Denny Drake.

Voting Aye: Denny Drake, Jarett Waite and Christa Hinton.

Voting Nay: None.

Motion Carried.

4. Consider approval of the URS Fraud Risk Assessment. Brock Jacobsen, City Manager.

- Debbie Bannon said that a couple of years ago the State Auditor's Office implemented this Fraud Risk Assessment and they ask that we go through it every year and review. We haven't had any changes, so it is the same as last year. We are 1 point away from being in the low risk level. There are a few easy things that we could do. We could ask our employees and local elected officials to annually commit in writing to abide by a statement of ethical behavior. That would be 20 points which would put us in the low risk level. She said in reviewing other entities fraud risk assessment, we are doing really well. We have very good coverage and are very low risk. This assessment keeps us in compliance with the State Auditor's Office. She said that once this is presented to Council, she can upload it to the State Auditor's Office.

- Brock Jacobsen, City Manager, said we are in that low end, but we could implement that annual writing of Staff and elected officials to abide by the State Ethical Behavior and we would be on the low tier. Other things we could look at is having a formal audit committee which would be 20 points.

- Mayor Rosenberg said he would like to see us move into that low tier. Let's make it happen.

- Brock Jacobsen said this assessment is something we fill out. It is informational for residents.

- Christa Hinton asked if they already have a statement of ethical behavior form that the Staff and elected officials can fill out.

- Brock Jacobsen said we can get a hold of a form from another committee and get this done quickly.

Motion to Approve the URS Fraud Risk Assessment as presented.

Motion by Christa Hinton, seconded by Jarett Waite.

Voting Aye: Denny Drake, Christa Hinton and Jarett Waite.

Voting Nay: None.

Motion Carried.

5. Reports:

A. Mayor / Council Reports

Jarett Waite:

- We had a meeting with City Staff and the BMX track operator last week discussing the parking lot up at Canyon View Park. The plan right now is to at least get their pit row paved before their big race this fall. Everyone left the meeting with an assignment to come back and get that project moving forward. We will go back to the County and ask for additional funds because the cost of paving has gone up so much since the original grant.
- He attended the Utopia pre-construction meeting. It looks like they are going to start by the end of the month. They were able to answer all of Staff's questions. He asked if we want to hold a groundbreaking ceremony. We might want to do our own. He said Info West showed interest in coming to a groundbreaking event.
- He asked if we are going to have a fireworks map update before July 4.
- Brock Jacobsen said we recently worked on updating information on the website with the fire department so we can get those maps up.
- Chief Parker said they worked with the County two weeks ago and made some changes on our website. The maps are all completed for Santa Clara and Ivins.

Denny Drake:

- Nothing to report.

Christa Hinton:

- Nothing to report.

Mayor Rosenberg:

- The MPO met yesterday. We had a presentation from Utah Technical University. They have come up with some ideas regarding solar powered light rail. They are going to approach the State and the Feds to try and get some grants to come up with it. They were looking for some support from the MPO and UDOT and after hearing the presentation everyone was pretty supportive. The MPO is going to lead the request for some additional grants. This is small scale light rail. These are solar-powered cars that hold up to 50 people with 7 cars running in each direction all the time. It would go throughout the metro area including Santa Clara and Ivins. There was also a presentation on grocery sales tax that is increasing dramatically. The Western Corridor environmental study is on the tip. The transportation improvement plan is slated to get funded in 2026. He said he would like to at least have \$1.5 million coming from the MPO to do the Western Corridor EA for the new roadway between old Hwy 91 and Gap Canyon Parkway in St George. He said that could help the traffic we are seeing right now on Santa Clara Drive.
- There was a special meeting last night with the Water District. He said an ERC is how much water you need for one typical residential home. Commercial is treated as multiple ERCs. We were at .86-acre ft per year per residential connection. Based on the conservation efforts that have happened to date we have been able to reduce that required allocation to .78-acre ft. The goal County-wide is to get that down to .59-acre ft. We

have a limited amount of water in the Virgin River basin. If we can reduce our individual usage of that water, then that lets us take that same amount and extend it farther so we can provide for future growth. The better we can conserve, the more water can be available for the area to continue to grow. He said some of the communities are already at that goal number. In Santa Clara we are using .86-acre ft right now, so we are at the current allowable, so we have a ways to go. It was important for us to put our water conservation ordinance in place. It is important for us to manage that. As we look at new development and the water coming with it, we will have to be careful that way. We need to get it down to the .59 going forward. We still have the second step to do with our will-serve letters. All the new construction throughout the County is subject to the ordinance. It takes about .25-acre ft for indoor and .34 outdoor.

- Denny Drake asked what the .25-acre ft equates to in gallons.
- Mayor Rosenberg said it is about 130,000 gallons a year.
- Brock Jacobsen said he thinks the .59 is equating to 12,000 per month.
- Denny Drake asked what our average indoor use is right now at the .86.
- Jarett Waite said that is 280,000 gallons a year.
- Brock Jacobsen said it equates down to 12,000 gallons a month is what a person would be allotted.
- Mayor Rosenberg said that takes into effect that there are lower volumes in the winter and higher volumes in the summer. He said that if we were to continue at our current usage, right now we would be deficient. By making changes we can start to build a surplus. Through 2022, with the lots that are under construction and no new district projects, the deficit gets bigger, so we have to continue incorporating better water conservation to get that number down. Our landscape ordinance is in place. We have adopted the excess water surcharge. The surcharge is going to get more complicated, but it is going to start looking at it every month and you are going to see what you are allotted month by month. There will be a lot higher penalty if you are using too much water. This is on new development. We will have to look at, for existing development, conservation incentives and being able to pay people to remove grass and to install some of the smart irrigation controllers. He has directed Staff to start working on the ordinance language to get ready for the will-serve lever to be built into our subdivision ordinance. He said there is an agreement for this from the Mayors' Association County-wide. He said that our ordinance refers to a will-serve letter but there is no such thing that exists as of today. This is the process where a person will get a will-serve letter. If they have the preliminary plat approval and their approved construction plans ready to go and they pay their impact fee they would get a will-serve letter from the Water District and the District would assume the burden of providing wet water for that unit if they go to that level. They would have a year to record their final plat. They can get extensions on that, but they have to really be making an effort. He said that in our utility rates we have base rates for power and water. The City has to have that resource available. That costs the City money so that is why we charge a base rate. When that final plat records even if there is not a home on it, the property owner is going to start paying a base fee. On every vacant lot out there, that is recorded and vested, we have to pay the cost to provide water, power, storm drainage for that lot, we have to have the resource available for it, even if there isn't a home on that lot yet. He said Dustin's group is going to look at it and come up with a fee. There is going to be a cost associated with getting a will-serve letter and banking a lot for 5 or 6 years. They are going to start paying those costs. He said we

would like to get this so it takes affect by January 2023. He has instructed Staff to go ahead and get this in the process with the Council's concurrence. He said we are going to talk a lot more about water surcharges and what those fees are going to be. This will change how we bill. It will complicate the water billing. We are also going to look at some projects we can do. We have some water rights in Snow Canyon that we have not developed yet. He has asked Dustin (Mouritsen) to look at that. We can look at developing as much of that water right as we can ourselves. He talked about reuse. The regional reuse system is the key to the continued growth in Washington County. That is taking the reuse water and delivering it back to the cities so that it can go into the secondary irrigation. They are looking at a joint effort to file. We can file on reuse water and get that water back. That can take care of our outdoor use. He said there are 3 or 4 meetings a month. We are better working together.

- Christa Hinton asked if there will be a mechanism for residents to know if they are reaching that next tier and getting those extra charges.
- Mayor Rosenberg said they can look at their meter. They can get an app on their phone and monitor their usage.
- Brock Jacobsen said we have chosen not to do that upgrade yet, but it is possible.
- Mayor Rosenberg asked how much it would cost.
- Brock Jacobsen said it is \$25,000 to start. They will see on their bill with a line item that says what their surcharges are.
- Christa Hinton said how are we going to know ahead of the fact instead of after.
- Mayor Rosenberg said as we start to implement the surcharge there is going to have to be a big public education campaign. Maybe we get this app they can put on their phone where they can monitor their usage as they go. He talked about a turf buy back program. He doesn't know about an exact date for that.
- Brock Jacobsen said that when we shifted to Eaton, the discussion about the app, is based on Eaton's history the app usually gets used and is monitored the first 3 to 6 months only. But going this route might make the need for it more.
- Mayor Rosenberg said when we set those rates, and it is a real penalty rate, that is what is going to work.
- Scott and Debbie Bannon are moving to Minnesota at the end of July.
- Sherelle Pontarelli is leaving on August 4.

Ryan VonCannon:

- We had a tournament last week, Wednesday through Saturday. It was girls' softball from California. Everything went great and we had a lot of positive feedback.
- The garden is going strong. There was 184 pounds of apricots and 170 pounds of carrots and 68 pounds of summer squash that went to the food bank. The trees will be coming down in a couple of weeks. We will start on the north end and move south. Anyone is welcome to come help and also get some firewood. General maintenance is keeping them busy.

Chief Parker:

- We are expanding our volunteer opportunities for youth, 16-21 yrs. of age. This is a national program called "Fire Exploring". They are opening this up on the website.

Kristelle Hill:

- Friday is her last day working for the City. She is going to work for Cole West Development Group. She will be working with their project management. She is ready for a new challenge and a new opportunity. She is going to miss the City so much, but she feels like this is the route she is supposed to go right now. She thanked the Staff and the Council for being great mentors to her.
- Mayor Rosenberg said we are going to miss her.

6. **Executive Session:** None.

7. **Adjournment:**

Motion to adjourn by Denny Drake.

Seconded by Christa Hinton with all members present voting aye.

Meeting Adjourned at 6:17 p.m.

Chris Shelley – City Recorder

Date Approved: _____

**City of Santa Clara
Check Register
Checking 1889 - 06/29/2022 to 06/29/2022**

Payee Name	Reference Number	Invoice Number	Invoice Ledger Date	Payment Date	Amount	Description	Ledger Account
ASHTON, ADDIE	69843	61522-SCHOLA	06/15/2022	06/29/2022	500.00	MISS SC 1ST ATTENDANT SCHOLARSHIP	104610-023 - MISS SANTA CLARA
					\$500.00		
CHILD SUPPORT SERVICES	69844	62922-873789	06/28/2022	06/29/2022	206.77	CASEY-C000873789 PAY PERIOD END 6/29/	102595-000 - GARNISMENTS PAY
					\$206.77		
CITY OF ST GEORGE - S	69845	JUNE 2022-SE	06/28/2022	06/29/2022	33,028.00	2872 SEWER CONNECTIONS @11.50 JUNE	525210-945 - SEWER TREATMENT
					\$33,028.00		
COMPUTECH CONSULTING	69846	22525	06/15/2022	06/29/2022	5,542.50	Standard Management Suite Plus Remote up	104130-310 - IT SERVICES
COMPUTECH CONSULTING	69846	22544	06/01/2022	06/29/2022	24.95	INV-22544 NETGEAR GIG 5 PORT SWITCH	104130-310 - IT SERVICES
COMPUTECH CONSULTING	69846	22552	06/10/2022	06/29/2022	1,417.35	INV-22552 MERAKI CLOUD CONTOLLER LI	104130-310 - IT SERVICES
COMPUTECH CONSULTING	69846	22586	06/15/2022	06/29/2022	210.00	INV-22586 REMOTE SUPPORT	104130-310 - IT SERVICES
					\$7,194.80		
					\$7,194.80		
DOMINION ENERGY	ACH062922	JUNE 2022-CIR	06/29/2022	06/29/2022	7.16	FIRE STATION CIRCLE - 5978120000	104230-270 - UTILITIES
DOMINION ENERGY	ACH062922	JUNE 2022-GUB	06/29/2022	06/29/2022	14.17	GUBLER PARK - 6922398938	104510-270 - UTILITIES
DOMINION ENERGY	ACH062922	JUNE 2022-GUB	06/29/2022	06/29/2022	7.62	GUBLER NEW RESTROOM-3789794987	104510-270 - UTILITIES
DOMINION ENERGY	ACH062922	JUNE 2022-HER	06/29/2022	06/29/2022	7.16	HERITAGE SQUARE GAS - 6142840000	104510-270 - UTILITIES
DOMINION ENERGY	ACH062922	JUNE 2022-RAC	06/29/2022	06/29/2022	24.04	FIRE STATION RACHEL - 3929140000	104230-270 - UTILITIES
					\$60.15		
					\$60.15		
ERIC GENTRY	69847	JUNE 2022	06/28/2022	06/29/2022	1,500.00	PROFESSIONAL SERVICES	104120-330 - LEGAL SERVICES
					\$1,500.00		
JOY MILES	69848	61422-JM	06/14/2022	06/29/2022	79.62	COURT INTERPRETER 6/14/2022	104120-330 - LEGAL SERVICES
JOY MILES	69848	62122-JM	06/21/2022	06/29/2022	79.62	COURT INTERPRETER on 6/21/22 multiple c	104120-330 - LEGAL SERVICES
JOY MILES	69848	62822-JM	06/29/2022	06/29/2022	79.62	COURT INTERPRETER JUNE 28, 2022	104120-330 - LEGAL SERVICES
					\$238.86		
					\$238.86		
LAURA SQUIRES	69849	83-CC MIN JUN	06/25/2022	06/29/2022	500.00	Inv#83 CC MINUTES JUNE 2022	104130-370 - PROFESSIONAL SE
					\$500.00		
MARY JO HAFEN	69850	336504	06/29/2022	06/29/2022	180.00	BANQUET ROOM/HTG SQ Coordinator MAY	104510-370 - PROFESSIONAL SE
					\$180.00		
NEW SANTA CLARA FIELD CANA	69851	1324	04/09/2022	06/29/2022	300.00	INV#1324-2022 ANNUAL ASSESSMENT 3 S	515110-751 - SECONDARY WATER
					\$300.00		
OCOTILLO LLC	69852	SAC200812141	06/15/2022	06/29/2022	500.00	BLDG MAIN DEP REFUND PERMIT 20-141	102570-000 - BLDG SITE MAINTEN
OCOTILLO LLC	69852	SAC200812142	06/15/2022	06/29/2022	500.00	BLDG MAIN DEP REFUND PERMIT 20-142	102570-000 - BLDG SITE MAINTEN
OCOTILLO LLC	69852	SAC200812143	06/15/2022	06/29/2022	500.00	BLDG MAIN DEP REFUND PERMIT 20-143	102570-000 - BLDG SITE MAINTEN
					\$1,500.00		
					\$1,500.00		

**City of Santa Clara
Check Register
Checking 1889 - 06/29/2022 to 06/29/2022**

<u>Payee Name</u>	<u>Reference Number</u>	<u>Invoice Number</u>	<u>Invoice Ledger Date</u>	<u>Payment Date</u>	<u>Amount</u>	<u>Description</u>	<u>Ledger Account</u>
STRAIGHT STRIPE PAINTING IN	69853	21196	06/16/2022	06/29/2022	24,154.00	Inv#21196-Pavement marking paint	104410-414 - ROAD MATERIAL & S
					\$24,154.00		
SUNRISE ENGINEERING, INC.	69854	126152	06/28/2022	06/29/2022	1,905.00	INV#126152-WASTEWATER IMPACT FEE FA	525210-320 - ENGINEERING SERV
SUNRISE ENGINEERING, INC.	69854	126153	06/28/2022	06/29/2022	499.50	INV#126153-CULINARY & IRRIGATION MAS	515110-320 - ENGINEERING SERV
SUNRISE ENGINEERING, INC.	69854	126173	06/28/2022	06/29/2022	60.00	INV#126173-SROEM WATER AMENDMENT	545410-320 - ENGINEERING SERV
					\$2,464.50		
					\$2,464.50		
TAYLOR BUILT HOMES	69855	SAC210414090	06/15/2022	06/29/2022	500.00	BLDG MAIN DEPOSIT REFUND PERMIT 21-	102570-000 - BLDG SITE MAINTEN
TAYLOR BUILT HOMES	69855	SAC210610123	06/15/2022	06/29/2022	500.00	BLDG MAIN DEPOSIT REFUND PERMIT 21-	102570-000 - BLDG SITE MAINTEN
TAYLOR BUILT HOMES	69855	SAC210610124	06/15/2022	06/29/2022	500.00	BLDG MAIN DEPOSIT REFUND PERMIT 21-	102570-000 - BLDG SITE MAINTEN
					\$1,500.00		
TAYLOR BUILT HOMES	69856	Refund: 1068803	06/28/2022	06/29/2022	49.90	Refund: 1068803 - TAYLOR BUILT HOMES	531311-000 - ACCOUNTS RECEIV
					\$1,549.90		
UPPER CASE PRINTING INK.	69857	18432	06/17/2022	06/29/2022	104.52	INV#18432- BACK OF BILL PRINTING	104130-370 - PROFESSIONAL SE
					\$104.52		
WASHINGTON COUNTY SOLID	69858	125556	05/31/2022	06/29/2022	11,194.00	2762 UNITS-GARBAGE @ 12.24 & 1930 BLU	103445-000 - RECYCLING CHARG
WASHINGTON COUNTY SOLID	69858	125556	05/31/2022	06/29/2022	33,806.88	2762 UNITS-GARBAGE @ 12.24 & 1930 BLU	104130-311 - SOLID WASTE DISP
					\$45,000.88		
					\$45,000.88		
WESTERN UNITED ELECTRIC S	69859	6062658	06/24/2022	06/29/2022	523.20	INV#6062658-PRIMARY ELBOWS SOLACE	535310-254 - NEW SUBDIVISION E
					\$523.20		
WINDY PEAK LC	69860	62822-CUP REF	06/28/2022	06/29/2022	200.00	REFUND COND USE PERMIT APP FEE	103413-000 - CONSTRUCTION/MI
					\$200.00		
					\$119,205.58		

**City of Santa Clara
Check Register
Checking 1889 - 06/30/2022 to 06/30/2022**

<u>Payee Name</u>	<u>Reference Number</u>	<u>Invoice Number</u>	<u>Invoice Ledger Date</u>	<u>Payment Date</u>	<u>Amount</u>	<u>Description</u>	<u>Ledger Account</u>
BLUE STAKES OF UTAH 811	ACH063022	UT202201333	06/30/2022	06/30/2022	52.20	EMAIL NOTIFICATIONS	535310-210 - SUBSCRIPTIONS &
					\$52.20		
BUCKS ACE SANTA CLARA	69861	902	06/08/2022	06/30/2022	22.24	INV 902-LIGHT SWITCH	535310-260 - BUILDING MAINTEN
					\$22.24		
CORDOVA, JAMES	69862	10507-00 J COR	06/30/2022	06/30/2022	295.00	REFUND AMBULANCE OVERPAYMENT	103426-000 - AMBULANCE SERVI
					\$295.00		
FREEDOM MAILING SERVICES, I	69863	43150	06/27/2022	06/30/2022	1,820.52	BILL PROCESSING JUN 2022	104130-370 - PROFESSIONAL SE
					\$1,820.52		
PECTOL, DEBBIE	69864	10260-00 D PEC	06/30/2022	06/30/2022	1,895.96	REFUND AMBULANCE OVERPAYMENT	103426-000 - AMBULANCE SERVI
					\$1,895.96		
PUBLIC EMPLOYEES LTD PROG	69865	APRIL 2022-LTD	06/30/2022	06/30/2022	907.09	MONTHLY LTD PAYMENT APR 2022	102235-000 - DISABILITY PAYABLE
PUBLIC EMPLOYEES LTD PROG	69865	MAY 2022-LTD	06/30/2022	06/30/2022	912.73	MONTHLY LTD PAYMENT MAY 2022	102235-000 - DISABILITY PAYABLE
					\$1,819.82		
					\$1,819.82		
UPWALL PRECAST CONCRETE I	69866	276318	06/22/2022	06/30/2022	2,550.00	Inv 276318 - PH 3 Transformer Pads	535310-254 - NEW SUBDIVISION E
					\$2,550.00		
					\$8,455.74		

**City of Santa Clara
Check Register
Checking 1889 - 07/06/2022 to 07/06/2022**

Payee Name	Reference Number	Invoice Number	Invoice Ledger Date	Payment Date	Amount	Description	Ledger Account
ALPHA ENGINEERING	69867	35113	06/16/2022	07/06/2022	135.00	INV#35113-POINT AT SNOW CANYON PLAT	104240-320 - ENGINEERING
DR. ROBERT R. FOSTER, D.O. P.	69868	JUL 2022-MED	07/05/2022	07/06/2022	1,200.00	MEDICAL SERVICES DIRECTOR-EMS & FIR	104230-370 - PROFESSIONAL SE
GRASS CREEK CONSTRUCTION	69869	70522-BOND RE	07/06/2022	07/06/2022	52,996.59	PERF BOND RELEASE GIOVENGO QUENC	102585-000 - SUBDIVISION SECU
HORIZON HOMES OF UTAH, INC	69870	SAC201207208	07/06/2022	07/06/2022	500.00	BLDG MAIN DEP REFUND PERMIT 20-208	102570-000 - BLDG SITE MAINTEN
JACKSON PEST CONTROL	69871	7768	06/14/2022	07/06/2022	85.00	INV#7768-PEST CONTROL CITY YARD	104410-260 - BUILDING MAINTEN
PROTECT YOUTH SPORTS	69872	970972	06/30/2022	07/06/2022	21.95	INV#970972 BACKGROUND CHECKS FIRE	104230-370 - PROFESSIONAL SE
PROTECT YOUTH SPORTS	69872	970972	06/30/2022	07/06/2022	21.95	INV#970972 BACKGROUND CHECKS FIRE	104510-370 - PROFESSIONAL SE
ROXON HOMES	69873	SAC210914201	07/06/2022	07/06/2022	500.00	BLDG MAIN DEP REF PERMIT 21-201	102570-000 - BLDG SITE MAINTEN
SIMMONS, JARED & JENNA	69874	SAC170815189	07/06/2022	07/06/2022	500.00	BLDG MAIN DEP REF PERMIT 17-189	102570-000 - BLDG SITE MAINTEN
SUNRISE ENGINEERING, INC.	69875	126184	06/07/2022	07/06/2022	210.00	INV# 126184-POINT AT ENTRADA ENGINEE	104240-320 - ENGINEERING
TAYLOR BUILT HOMES	69876	SAC210603118	07/06/2022	07/06/2022	500.00	BLDG MAIN DEP REFUND PERMIT 21-118	102570-000 - BLDG SITE MAINTEN
TAYLOR BUILT HOMES	69876	SAC210827188	07/06/2022	07/06/2022	500.00	BLDG MAIN DEPOSIT REFUND PERMIT 21-	102570-000 - BLDG SITE MAINTEN
UTAH LEAGUE OF CITIES & TO	69877	70522-FY22-23	07/05/2022	07/06/2022	5,646.15	MEMBERSHIP FEE FY 2022-2023	104130-210 - SUBSCRIPTIONS &
UTAH LOCAL GOVERNMENTS T	ACH070622	1599774-76-77	07/06/2022	07/06/2022	12,500.00	ANNUAL-AUTO, LIABILITY, PROPERTY	545410-510 - INSURANCE AND SU
UTAH LOCAL GOVERNMENTS T	ACH070622	1599774-76-77	07/06/2022	07/06/2022	12,620.81	ANNUAL-AUTO, LIABILITY, PROPERTY	104130-510 - INSURANCE AND SU
UTAH LOCAL GOVERNMENTS T	ACH070622	1599774-76-77	07/06/2022	07/06/2022	15,000.00	ANNUAL-AUTO, LIABILITY, PROPERTY	525210-510 - INSURANCE AND SU
UTAH LOCAL GOVERNMENTS T	ACH070622	1599774-76-77	07/06/2022	07/06/2022	25,000.00	ANNUAL-AUTO, LIABILITY, PROPERTY	515110-510 - INSURANCE AND SU
UTAH LOCAL GOVERNMENTS T	ACH070622	1599774-76-77	07/06/2022	07/06/2022	35,000.00	ANNUAL-AUTO, LIABILITY, PROPERTY	535310-510 - INSURANCE AND SU
UTAH LOCAL GOVERNMENTS T	ACH070622	1599775	07/06/2022	07/06/2022	1,289.00	BENEFITS ADD AND LIFE INS PREMIUMS	102252-000 - ULGT LIFE PAYABLE
UTAH LOCAL GOVERNMENTS T	ACH070622	1599778	07/06/2022	07/06/2022	4,158.04	WORKERS COMP MONTHLY FEE	102225-000 - WORKERS' COMPEN
UTAH STATE TREASURER / FINE	69878	JUNE 2022-COU	07/05/2022	07/06/2022	12,466.15	COURT SURCHARGES	104120-905 - STATE FINE COLLEC
WASH. CO. FLOOD CONTROL DI	69879	JUN 2022-FLLO	07/05/2022	07/06/2022	4,603.50	FLOOD CONTROL DISTRICT 53-330100000	545410-770 - FLOOD CONTROL DI
WASH. COUNTY WATER CONSE	69880	52773	07/06/2022	07/06/2022	4,509.96	INV 52773 - REG.PIPELINE BOND PAYMEN	515110-822 - DEBT PAYMENT TO
WASH. COUNTY WATER CONSE	69880	52777	07/06/2022	07/06/2022	5,746.10	INV 52777 - REGIONAL WATER SURCHARG	513714-000 - REGIONAL WATER S
WASHINGTON COUNTY SOLID	69881	JUNE 2022 LAN	06/30/2022	07/06/2022	807.30	JUNE 2022 LANDFILL CHGS-COM CLEAN D	104410-414 - ROAD MATERIAL & S
XEROX FINANCIAL SERVICES	ACH070622	3319775	07/06/2022	07/06/2022	71.65	Contract # 020-0133621-001 Lease Payments	104230-250 - OPERATING SUPPLI
					<u>\$196,589.15</u>		
					\$196,589.15		

Mayor
Rick Rosenberg

City Manager
Brock Jacobsen



City Council
Denny Drake
Leina Mathis
Ben Shakespeare
Jarett Waite
Christa Hinton

CITY COUNCIL

Meeting Date: July 13, 2022

Agenda Item: 1

Applicant: Heidi Lee - HAM Productions, Inc.

Requested by: Ryan VonCannon

Subject: and St. George City Children's Museum

Description: Shakespeare in the Park & ST.
George Children's Museum

1. The cost to produce this event has increased over the past two years as a result of the impact of Covid-19 on the entertainment industry and overall inflation. We remain committed to producing a professional level show for the citizens of Santa Clara. We would like to continue to be able to do so.
2. The Desert Discovery Exhibit at the St. George Childrens Museum has not been updated since 2013 and is long overdue for a renovation, in addition to being outdated , the room's current design is largely inaccessible to disabled guests.
We are respectfully seeking a one-time \$3000 grant from the City of Santa Clara to support this project. The exhibit renovation will rectify the access problem and have 4 major topics: water conservation, desert life, the night sky, and celebrating the unique landscape of Southern Utah. Each of these topics will be introduced in a creative, hands-on way that inspires purposeful play and exploration.

Recommendation: Approval

Cost: Last years donation was \$13,750.00

Legal Approval: N/A

Finance Approval: No

Budget Approval: No

Attachments:

<https://sccity.org/wp-content/uploads/formidable/41/Shakespeare-in-the-Park.docx>

Date of Application	June 3, 2022
Applicant Name	HAM Productions, Inc.
Address	2312 Jacob Drive Santa Clara, UT 84765 United States
Email	heidi@sccityshakespeare.org
Proof of Non Profit Status - File Upload	You do not have permission to do that
Financial statement for applicant's prior year of operation:	You do not have permission to do that
How long has applicant been in existence?	HAM Productions, Inc. was established in April 2018
Proposed qualifying expenses to be paid with RAP tax funds & detailed cost estimates for the proposed project:	A detailed cost estimate is attached to the application. The qualifying expenses that will be paid first and foremost with Santa Clara Rap tax funds are the big ticket items including the stage/truss rental, audio rental, and set construction. The cost to produce this event has increased over the past two years as a result of the impact of Covid-19 on the entertainment industry and overall inflation. We remain committed to producing a professional level show for the citizens of Santa Clara. We would like to continue to be able to do so.
Explain the applicant's other sources of funding for the project for which RAP tax revenue is requested:	We intend to apply for funds from the Washington County RAP tax board as well as solicit sponsorships from private donors. As this is a free event for the public, we do not collect any admissions.
If the applicant has received RAP tax funds within the past three (3) years, an accounting	A detailed Profit and Loss statement for both 2021 and 2022 is attached. As we receive initial funding in the summer for an event that doesn't take place until April, our costs are estimated from July-

showing how the prior RAP funds were spent:	June. The numbers from July 2021 - June 2022 show how the funds were spent for this project. As stated previously, we use the funds to pay for our major expenses first and foremost. As of the date of this application, we have appx. \$350 left in our account to cover storage unit and website fees through August.
Additional Documentation - File Upload	You do not have permission to do that
Applicant Signature	Heidi Lee
Type Name	Heidi Lee
Date Signed	June 3, 2022

Date of Application	June 8, 2022
Applicant Name	St. George Children's Museum
Address	86 South Main Street St George, UT 84770 United States
Email	sonya@sgchildrensmuseum.org
Proof of Non Profit Status - File Upload	You do not have permission to do that
Financial statement for applicant's prior year of operation:	You do not have permission to do that
How long has applicant been in existence?	The Museum opened in 2013 and has been serving Washington County for 8 years.
Proposed qualifying expenses to be paid with RAP tax funds & detailed cost estimates for the proposed project:	The Desert Discovery Exhibit room at the St. George Children's Museum has not been updated since 2013 and is long overdue for a renovation. In addition to being outdated, the room's current design is largely inaccessible to disabled guests. We are respectfully seeking a one-time \$3000 grant from the City of Santa Clara to support this project. The exhibit renovation will rectify the access problem and have 4 major topics: water conservation, desert life, the night sky, and celebrating the unique landscape of Southern Utah. Each of these topics will be introduced in a creative, hands-on way that inspires purposeful play and exploration. The current exhibit room has two levels with stairs connecting them. It also has very small entryways to a "tunnel" beneath the stairs. Both of these design aspects cause issues regarding accessibility, as neither the top level nor the tunnel is accessible by

wheelchair, walker, or other assistive devices. To resolve this glaring issue, we will be bringing all exhibits to the same ground level and ensuring all buttons, signs, and other manipulatives are at an appropriate height.

Water conservation is crucial to life in the desert. Without it, life could not exist here in Southern Utah. We want to impress that importance upon our guests and help them find creative ways to save water at home. This exhibit will include an activity centered on irrigation and the pioneers who originally farmed the land, demonstrating how precious water was (and is), and how wasting water can have catastrophic results.

The exhibit will also include different forms of desert life, from fish to birds to underground critters; the exhibit will demonstrate how these lifeforms work together to create an ecosystem and the powerful impact that water has on this system. This room will have both physical and digital activities for guests from ages 2 to 12.

We will have a section of the room dedicated to the night sky and light pollution. Southern Utah has very little light pollution, which creates a perfect environment to view the stunning display of stars and other celestial bodies. In fact, our local-favorite Zion National Park just received the designation of International Night Sky Park by the Dark Sky Association. This exhibit will have laser light projections and fiber optic displays that show constellations, comets, planets, and more.

Explain the applicant's other sources of funding for the project for which RAP tax revenue is requested:

Money has been received from the Miner and Swanson Foundations. We have also received money from an anonymous donor that has been earmarked for this purpose.

If the applicant
has received RAP
tax funds within
the past three (3)
years, an
accounting
showing how the
prior RAP funds
were spent:

Applicant
Signature

A handwritten signature in blue ink, appearing to read "Sonya Darter", written over a horizontal line.

Type Name Sonya Darter, Executive Director, St. George Children's Museum

Date Signed June 8, 2022

Mayor
Rick Rosenberg

City Manager
Brock Jacobsen



City Council
Denny Drake
Leina Mathis
Ben Shakespeare
Jarett Waite
Christa Hinton

CITY COUNCIL

Meeting Date: July 13, 2022

Agenda Item: 2

Applicant: GARY HALL

Requested by: GARY HALL

Subject: Steel Solar

Resolution

Description:

Santa Clara entered into a power purchase agreement for the Steel Solar 1A project in November, 2020. The original purchase agreement was for 1 MW at \$31.45, with the commercial operation date (COD) of December 30, 2022. With the supply chain issues, and material cost escalations, a new agreement has been issued. The new price per MWH has gone up to \$34.66 and a COD of September 30, 2023. I am asking the City Council to approve the Amended and Restated Transaction Schedule for Steel 1A Solar.

Recommendation: Approval

Cost: NA

Legal Approval: N/A

Finance Approval: N/A

Budget Approval: N/A

Attachments:

https://sccity.org/wp-content/uploads/formidable/41/Amended__FirmPowerSupplyAgrResolutionSteelSolar_Santa-Clara.pdf, https://sccity.org/wp-content/uploads/formidable/41/Steel-Solar-Resource-Talking-Points_June-2022.pdf



Steel Solar Resource Talking Points for UAMPS Participants' Governing Bodies

What is the resource? The Steel Solar Resource will be an 80 MWac solar photovoltaic generation facility to be located on Box Elder County in northern Utah. UAMPS' members contracted for two 40 MW portions, Steel Solar 1(A) and Steel Solar 1(B). The Steel Solar 1(A) facility is scheduled to become operational in September 2023 and Steel Solar 1(B) facility is scheduled to become operational in December 2023.

How is UAMPS contracting for the resource? UAMPS is entering into power purchase agreements with Steel Solar, LLC on behalf of UAMPS' members electing to participate in these two 40 MW projects. UAMPS is utilizing the Master Firm Supply Agreement with specific transaction schedules for the Steel Solar 1(A) and Steel Solar 1(B) resources as the agreement with its members participating in these projects.

What is the term of the arrangement? The PPAs between Steel Solar, LLC and UAMPS provides for the delivery of solar energy for twenty-five year terms commencing on the commercial operation dates of Steel Solar 1(A) and Steel Solar 1(B).

What is the developer's experience? D. E. Shaw Renewable Investments (DESRI) and its affiliates develop, own, and operate long-term contracted renewable energy assets in the U.S. DESRI's portfolio of operating and in-construction renewable energy projects currently includes more than 65 solar and wind projects representing more than 6 GW of aggregate capacity. DESRI has more than 350 MW of solar under construction in Utah, as well as 360 MWac of operating solar assets. DESRI is currently the largest owner and constructor of solar projects in Utah.

What happens if the project does not come online as expected? Steel Solar, LLC will provide development security to protect UAMPS from delays in these projects coming online or the failure of the projects to ultimately become operational.

While the Steel Solar 1(B) is planned to be online in December 2023, transmission constraints may require that the project face minor curtailment between the commencement of operation and Q1 2025, when a network upgrade will be completed by PacifiCorp. At this time, expected curtailment is not anticipated to be significant.

What is the pricing? The price is competitive (\$34.66/MWh) with other solar projects of the same size and includes both energy and renewable energy credits (RECs).

Supply chain constraints have slowed deliveries for new solar projects. The industry has seen many projects delayed or cancelled as a result of this challenging environment.¹ To accommodate these challenges, the commercial operation date for Steel Solar 1(A) which was initially planned for December 2022, has pushed to September 2023; and COD for Steel Solar 1(B) which was initially planned for June 2023 has been pushed to December 2023.

DESRI has been working with LONGi, one of the world's largest manufacturers of solar modules, on solar panel supply for this project. The project modules will be manufactured in Vietnam before being delivered to the project site. LONGi has worked extensively with the United States Customs and Border Protection Agency to ensure that new module shipments are able to clear customs and are compliant with guidance from the Department of Homeland Security on the Uyghur Forced Labor Prevention Act.

What other benefit is provided to the UAMPS participating members? Included in the PPAs are Scholarship Programs that begins upon COD consisting of \$10,000 per year for the Contract Term for high school seniors from UAMPS member communities going to two or four year colleges (must be express interest in renewable energy development in Utah).

What protections are in the new Amended and Restated PPAs for Steel Solar 1(A) and Steel Solar 1(B) for non-performance? The Development Security and Delay Damages amounts were increased in the Amended and Restated PPAs by approximately 20%.

What guarantee do we have that the Amended and Restated PPAs price per MWh will not increase again? The Contract Price in the PPA's include language that states, "In no event shall the Contract Price be increased for any reason, including Excused Delay or Force Majeure."

What would happen if a participant does not approve the Amended and Restated Transaction Schedule? Interest has been received from other UAMPS members willing to pick up any available output from the Steel Solar 1(A) and Steel Solar 1(B).

If the terms and conditions were not met in the original PPAs, why did UAMPS not terminate the project? Any alternative solar PPA would be at an increased price with an online date of approximately five years due to transmission restrictions and equipment availability. (See the below graph showing PPA index value for North American Solar in Q1 2022 at \$36.31/MWH which is higher than the increased price in the Amended and Restated PPAs.)

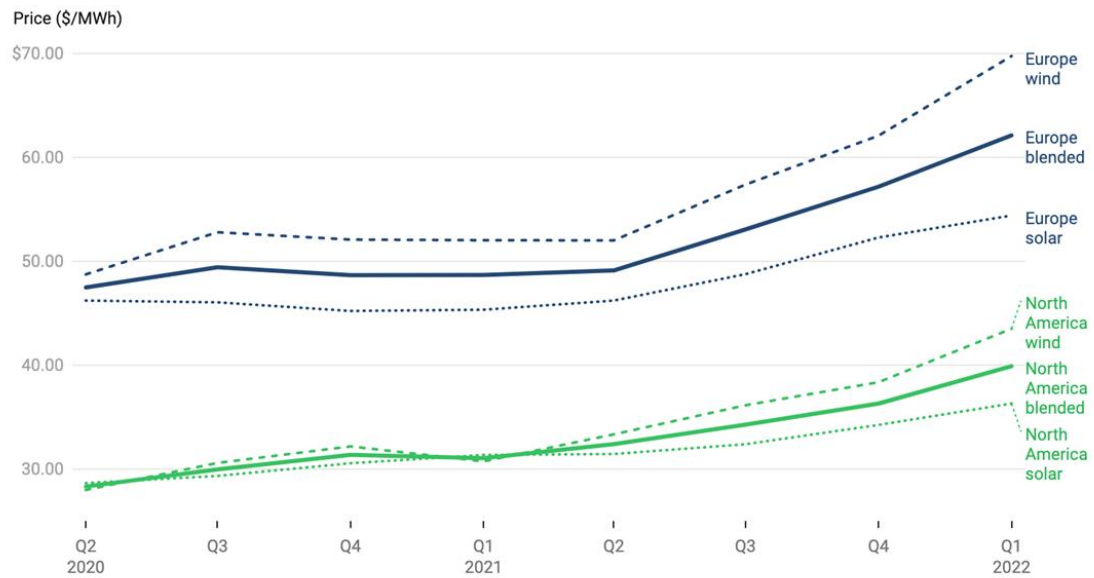
¹ Bloomberg: "NextEra Says Tariff Probe May Slow Solar, Storage Projects."

<https://www.bloomberg.com/news/articles/2022-04-21/nextera-says-tariff-probe-may-delay-some-solar-storage-projects>

Reuters: "U.S. solar industry warns of slowdown due to supply chain disruptions, tariff uncertainty."

<https://www.reuters.com/world/us/us-solar-industry-warns-slowdown-due-supply-chain-disruptions-tariff-uncertainty-2022-04-28/>

LevelTen's PPA Price Index



RESOLUTION No. 2022-07R

A RESOLUTION AUTHORIZING THE STEEL SOLAR 1A PROJECT AMENDED AND RESTATED TRANSACTION SCHEDULE UNDER THE MASTER FIRM POWER SUPPLY AGREEMENT WITH UTAH ASSOCIATED MUNICIPAL POWER SYSTEMS; AND RELATED MATTERS.

WHEREAS, the City of Santa Clara (the “*Member*”) owns and operates a utility system for the provision of electric energy to its residents and others (the “*System*”) and is a member of Utah Associated Municipal Power Systems (“*UAMPS*”) pursuant to the provisions of the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action dated as of March 20, 2009, as amended (the “*Joint Action Agreement*”);

WHEREAS, the Member desires to purchase all or a portion of its requirements for electric power and energy from or through UAMPS and has entered into a Power Pooling Agreement with UAMPS to provide for the efficient and economic utilization of its power supply resources;

WHEREAS, the Member has previously entered into the Master Firm Power Supply Agreement with UAMPS in order to allow for UAMPS entering into various firm transactions for the purchase and sale of firm supplies of electric power and energy;

WHEREAS, UAMPS has investigated the Steel Solar 1A Project, a forty (40) megawatt (MW) solar photovoltaic generation facility to be located in Box Elder County, Utah, on behalf of its members and is now prepared to enter into a twenty-five (25) year amended and restated power purchase agreement with Steel Solar LLC to secure the delivery of all the energy from the Project and associated environmental attributes; and

WHEREAS, the Member now desires to authorize and approve the Steel Solar 1A Amended and Restated Transaction Schedule (“*Amended and Restated Transaction Schedule*”) attached hereto as Exhibit A for the Project subject to the parameters set forth in this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Clara as follows:

Section 1. Authorization of Steel Solar 1A Amended and Restated Transaction Schedule. The Amended and Restated Transaction Schedule, in substantially the form presented at the meeting at which this resolution is adopted, is hereby authorized and approved, and the Member Representative is hereby authorized, empowered and directed to execute and deliver the Amended and Restated Transaction Schedule on behalf of the Member. Promptly upon its execution, the Amended and Restated Transaction Schedule shall be filed in the official records of the Member.

Section 2. Other Actions. The Mayor, City Recorder, the Member Representative and other officers and employees of the Member shall take all actions necessary or reasonably required to carry out,

give effect to, and consummate the transactions contemplated hereby and shall take all actions necessary to carry out the execution and delivery of the Amended and Restated Transaction Schedule and the performance thereof.

Section 3. Miscellaneous; Effective Date. (a) All previous acts and resolutions in conflict with this resolution or any part hereof are hereby repealed to the extent of such conflict.

(b) In case any provision in this resolution shall be invalid, illegal or unenforceable, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.

(c) This resolution shall take effect immediately upon its adoption and approval.

ADOPTED AND APPROVED this _____ day of _____, 2022.

CITY OF SANTA CLARA

Mayor

ATTEST AND COUNTERSIGN:

City Recorder

[SEAL].

EXHIBIT A
STEEL SOLAR 1A AMENDED AND RESTATED TRANSACTION SCHEDULE

**STEEL 1(A) SOLARPROJECT
FIRM POWER SUPPLY AGREEMENT
AMENDED AND RESTATED TRANSACTION SCHEDULE**

This Amended and Restated Transaction Schedule to the Master Firm Power Supply Agreement to which all Parties to this Transaction Schedule are signatories provide for the following transactions. The Parties to this Amended and Restated Transaction Schedule agree to the following provisions and agree to pay all costs of this transaction through the Firm Power Supply Project.

PURCHASER: City of Santa Clara

ENTITLEMENT SHARE: 2.50%

SUPPLIER: Steel Solar, LLC (the “Steel Solar Project”)

EFFECTIVE DATE: The Power Purchase Agreement by and between UAMPS and Steel Solar, LLC for the Steel 1(A) Solar Resource (the “Original PPA”) was executed on November 18, 2020 and that certain amendment to the Original PPA dated as of February 16, 2022 (“Amendment”). The Original PPA, as amended by the Amendment, was amended, restated and executed by UAMPS and Steel Solar, LLC on June 23, 2022 (the “Amended PPA”). The Amended PPA becomes effective upon UAMPS obtaining member governing body approvals. UAMPS anticipates satisfying this condition within 90 days of executing the Amended PPA. The Scheduled Commercial Operation Date (“COD”) is September 30, 2023. The COD may not occur earlier than March 31, 2023 but not later than March 31, 2024.

TERM: A 25-year delivery term commencing on COD. The Amended PPA will become effective upon UAMPS satisfying the condition precedent identified above.

AMOUNT: 1,000 kW and associated Environmental Attributes (“Entitlement Share”)

PRICE: \$34.66 per MWH

OTHER
PROVISIONS:

Energy: UAMPS will schedule all energy pursuant to the terms and conditions of the Amended PPA and will delivery to the Purchaser its Entitlement Share of the Steel 1(A) Solar Resource. The Steel 1(A) Solar Resource is to be constructed as a 40 MW solar photovoltaic generation facility located in Box Elder County, Utah.

- Transmission:*** UAMPS will charge and the Purchaser will pay transmission charges as adopted by the UAMPS Board of Directors from time to time.
- Administration:*** UAMPS will charge and Purchasers will pay the scheduling fee and reserve fee as adopted by the UAMPS Board of Directors from time to time.
- Buyout Options:*** Under the Amended PPA, UAMPS has the ability to buy the Steel 1(A) Solar Resource from Steel Solar, LLC at specified buyout dates pursuant to a fair market value appraisal. If UAMPS is directed to pursue one of its buyout options, then UAMPS will in parallel develop new contracts or amend the Firm Power Supply Agreement with the Purchasers to provide UAMPS with the ability to finance the buyout of the Steel 1(A) Solar Resource.
- Step-Up Obligation:***
- (1) In the event of a default by one of the Purchasers, UAMPS shall immediately allocate all of the defaulting Purchaser's Entitlement Share among the nondefaulting Purchasers, pro rata on the basis of their then-current Entitlement Shares, which shall remain in effect only until the completion of the procedures provided herein. UAMPS shall provide written notice to the nondefaulting Purchasers of the initial allocation of the defaulting Purchaser's Entitlement Share which notice shall (A) set forth the date of the initial allocation, (B) include a revised Schedule I showing the increased Entitlement Shares as a result of such allocation, (C) direct each of the nondefaulting Purchasers to make an election pursuant to subparagraph (2) below, and (D) set forth the date by which each of the nondefaulting Purchasers must notify UAMPS of such election. The initial allocation of the defaulting Purchaser's Entitlement Share and the increased Entitlement Shares of the nondefaulting Purchasers as a result of such allocation (as shown on the revised Schedule I prepared by UAMPS) shall remain in effect until the completion of the procedures provided for herein. During such period, each of the nondefaulting Purchasers shall have all of the rights, benefits, obligations and responsibilities associated with its increased Entitlement Share as a result of such allocation.
 - (2) Within sixty days after the initial allocation of the defaulting Purchaser's Entitlement Share, each nondefaulting Purchaser shall notify UAMPS in writing of its election to: (A) retain all of its initial allocation of the defaulting Purchaser's Entitlement Share; or (B) retain none or less than all of such allocation. Any Purchaser that elects to retain all of its initial allocation of the defaulting Purchaser's Entitlement Share shall be deemed to have fully satisfied its step-up obligations and shall not thereafter be required to accept any additional allocation of the defaulting Purchaser's Entitlement Share; *provided*

that any such nondefaulting Purchaser may give notice to UAMPS of its request to acquire additional amounts of the defaulting Purchaser's Entitlement Share as may be available.

- (3) Within thirty days after its receipt of the elections of all nondefaulting Purchasers pursuant to subparagraph (2), UAMPS shall determine whether the nondefaulting Purchasers have elected to retain all of the defaulting Purchaser's Entitlement Share. In the event that one or more of the nondefaulting Purchaser's elected to retain less than all of the initial allocations of the defaulting Purchaser's Entitlement Share, UAMPS shall reallocate the remaining amounts of the defaulting Purchaser's Entitlement Share proportionally among those nondefaulting Purchasers that have requested additional amounts of the defaulting Purchaser's Entitlement Share. To the extent that any part of the defaulting Purchaser's Entitlement Share is then unallocated, UAMPS shall next reallocate the remaining portion of the defaulting Purchaser's Entitlement Share proportionally among those Purchasers that did not elect to retain all of their initial allocations of such Entitlement Share. Proportional reallocations shall be based upon the Entitlement Shares of the nondefaulting Purchasers in effect immediately prior to the defaulting Purchaser's default.
- (4) In no event shall the final allocation of a defaulting Purchaser's Entitlement Share pursuant to subparagraph (3) (or the total of all such allocations in the event of multiple Purchasers' defaults) cause any nondefaulting Purchaser's Entitlement Share to increase by more than 25% over its "Adjusted Entitlement Share" without such Purchaser's consent. The "Adjusted Entitlement Share" is the Purchaser's Entitlement Share shown on Schedule I on and as of the Effective Date.
- (5) UAMPS shall deliver, promptly after making the determinations and reallocations required by subparagraphs (1-4), a notice to the nondefaulting Purchasers which notice shall (A) set forth the final allocation of the defaulting Purchaser's Entitlement Share pursuant to subparagraph (3), and the effective date of the final allocation, and (B) include a revised Schedule I showing the revised Entitlement Shares of the nondefaulting Purchasers upon the final allocation pursuant to subparagraph (3). The Entitlement Shares shown on such revised Schedule I shall thereafter be the Entitlement Shares of the nondefaulting Purchasers.
- (6) Any portion of the Entitlement Share of a defaulting Purchaser allocated or reallocated to a nondefaulting Purchaser pursuant to this paragraph (b) shall become a part of and shall be added to the Entitlement Share of the nondefaulting Purchaser, and from and after the date of such transfer the nondefaulting Purchaser shall be obligated to pay for its increased Entitlement Share pursuant to the terms and provisions of this Transaction Schedule. The defaulting Purchaser shall remain liable to UAMPS and the nondefaulting Purchasers for

costs incurred and damages suffered by them in connection with the actions taken with respect to the defaulting Purchaser's Entitlement Share provided for herein.

- (7) If, as a result of the limitation stated in subparagraph (4) above, any portion of a defaulting Purchaser's Entitlement Share remains unallocated or upon the request of any nondefaulting Purchaser, UAMPS shall use Commercially Reasonable Efforts to sell or dispose of the unallocated or designated Entitlement Share. The defaulting Purchaser shall be liable for the costs, fees and expenses incurred by UAMPS in connection with any such sale, disposition or remedial action.

Other:

Any costs incurred by UAMPS due solely to this Transaction Schedule, including but not limited to the Amended PPA costs, transmission costs, scheduling costs, administrative costs and legal costs will be the responsibility of Purchasers invoiced through the UAMPS Power Bills.

This Transaction Schedule may be signed in counterpart.

Dated this _____ day of _____, 2022.

CITY OF SANTA CLARA

By:_____

Title:_____

UTAH ASSOCIATED MUNICIPAL POWER
SYSTEMS

By:_____

Title:_____

Schedule I

MEMBER	KW AMOUNT 40,000	ENTITLEMENT %
Blanding	646	1.62%
Bountiful	6,459	16.15%
Fairview	129	0.32%
Fillmore	388	0.97%
Heber	6,459	16.15%
Hurricane	2,584	6.46%
Hyrum	2,584	6.46%
Lehi	10,000	25.00%
Mt. Pleasant	388	0.97%
Paragonah	50	0.13%
Payson	3,877	9.69%
Price	3,500	8.75%
Santa Clara	1,000	2.50%
SUVESD	646	1.62%
Washington	1,292	3.23%
TOTAL	40,000	100.00%

Mayor
Rick Rosenberg

City Manager
Brock Jacobsen



City Council
Denny Drake
Leina Mathis
Ben Shakespeare
Jarett Waite
Christa Hinton

CITY COUNCIL

Meeting Date: July 13, 2022

Agenda Item: 3

Applicant: City of Santa Clara

Requested by: James McNulty

Subject: Natural Hazard Mitigation Plan Resolution

Adoption

Description:

City staff has been working with the Five County Association of Governments for several months on updating the Natural Hazard Mitigation Plan. Santa Clara City is one of several communities included within this update as it's a Multi-Jurisdictional Plan. Staff recommends that the City Council adopt Resolution #2022-06R in support of this document. Staff will be available to answer questions if the Council would like to discuss the Plan.

Recommendation: Approval

Attachments:

Cost: N/A

Legal Approval: N/A

Finance Approval: N/A

Budget Approval: N/A

RESOLUTION NO. 2022-06R

**A RESOLUTION OF THE SANTA CLARA CITY COUNCIL ADOPTING THE 2022
FIVE COUNTY ASSOCIATION OF GOVERNMENTS MULTI-JURISDICTIONAL
NATURAL HAZARD MITIGATION PLAN**

WHEREAS, the Santa Clara City Council recognizes the threat that natural hazards pose to people and property within Santa Clara City; and

WHEREAS, the City has prepared a multi-hazard mitigation plan, hereby known as the 2022 Five County Association of Governments Multi-Jurisdictional Natural Hazard Mitigation Plan in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the 2022 Five County Association of Governments Multi-Jurisdictional Natural Hazard Mitigation Plan is available at:
https://hazardmitigationplan.files.wordpress.com/2022/06/nhmp2022_final062122.pdf, or at
<https://drive.google.com/file/d/1rJ6xMu9GKsmeB9TH4a9S3ZdLJpPDxWrN/view>, and the portion of the plan relevant to Santa Clara is on pages 974 through 1014; and

WHEREAS, the 2022 Five County Association of Governments Multi-Jurisdictional Natural Hazard Mitigation Plan identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in Santa Clara from the impacts of future hazards and disasters; and

WHEREAS, adoption by the City Council demonstrates its commitment to hazard mitigation and achieving the goals outlined in the 2022 Five County Association of Governments Multi-Jurisdictional Natural Hazard Mitigation Plan.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Santa Clara, Utah, as follows:

The City Council hereby adopts the 2022 Five County Association of Governments Multi-Jurisdictional Natural Hazard Mitigation Plan.

This resolution shall be effective on the date it is adopted.

RESOLVED by a duly constituted quorum of the Santa Clara City Council this 13th day of July 2022.

SANTA CLARA CITY

Rick Rosenberg, Mayor

ATTEST:

Chris Shelley, City Recorder

Mayor

Rick Rosenberg

City Manager

Brock Jacobsen



City Council

Denny Drake

Leina Mathis

Ben Shakespeare

Jarett Waite

Christa Hinton

CITY COUNCIL

Meeting Date: July 13, 2022

Agenda Item: 4

Applicant: Janene Burton

Requested by: James McNulty

Subject: Easement Vacation Approval

Description:

Janene Burton is requesting to vacate an existing easement located in the rear yard of Lot 31 within the Lava Cove at Entrada Subdivision. The easement is in an odd location directly behind the home on the property rather than along the rear property line which is typical. The applicant is proposing to vacate the easement and replace it with a new public utility easement along the rear property line. The applicant is proposing to do an addition to the existing home on the lot.

Recommendation: Approval

Attachments:

Cost: N/A

Legal Approval: N/A

Finance Approval: N/A

Budget Approval: N/A



City of Santa Clara
2603 Santa Clara Drive
(435) 656-4690, Ext. 225
jmcnulty@sccity.org

Staff Report

Easement Vacation Approval Summary and Recommendation

Public Body: Santa Clara City Council

Meeting Date: July 13, 2022

Current Zone: PDR

Property Location: East of Lava Cove Drive, south of Pioneer Parkway

Property Address/Acreage: 31 Bedrock Circle, 0.35 Acres

Request: Vacation of Easement

Applicant Name: Janene Burton

Staff Planner: Jim McNulty

Planning Staff Recommendation: Approval with conditions

Meeting Type: Public Meeting

PROJECT DESCRIPTION

The applicant, Janene Burton, is requesting to vacate an existing easement located in the rear yard of Lot 31 within the Lava Cove at Entrada Subdivision. The easement is in an odd location directly behind the existing home on the property. The easement should be located along the rear property line of the lot which is common practice. Other lots within this subdivision have a public utility easement along the rear property line. The applicant is proposing to vacate the easement and replace it with a new easement to be deeded to Santa Clara City and located along the rear property line (see attached survey and boundary description).

The applicant has indicated that relocating this easement will allow for an addition to the existing home. City staff has determined that the applicant should have the same right to utilize this portion of the property as other residents in the vicinity.

CITY CODE REQUIREMENTS

The Petitioner has addressed the following requirements:

1. There are no existing utilities located in the easement proposed to be vacated;
2. All adjoining property owners, by their execution of this Petition, consent to this petition;
3. The lot line abandonment and vacating of the easement and creation of a new lot line and associated easement does not result in remnant land that did not already exist;
4. No violation of applicable zoning requirements would result from this petition;

Request: Easement Vacation Approval

5. Neither the public nor any person will be materially injured by this petition and there is good cause for the request.

PLANNING STAFF RECOMMENDATION

Planning Staff recommends that the City Council approve the Easement Vacation & Relocation for Lot 31 of the Lava Cove Subdivision subject to the following conditions:

1. That the applicant proceeds with recordation of the survey and boundary description as presented to the City Council.
2. That a copy of the recorded document be provided to City staff prior to issuance of a building permit.

And with the following Finding:

1. That the Petitioner has addressed all items as required by city code.

NARRATIVE

THE PURPOSE OF THIS SURVEY IS TO RESTATE ALL AMENDED LOT CORNERS AS SHOWN HEREON. THE BASIS OF BEARING IS N 89°15'54" E BETWEEN MONUMENTS AT THE SOUTHWEST CORNER AND SOUTH 1/4 CORNER OF SECTION 10, T42S, R16W, S1B&M. MONUMENTS SET AND FOUND ARE AS SHOWN HEREON.

GEOTECHNICAL NOTE

THIS PROPERTY IS SUBJECT TO THE FINDINGS, SUMMARY, AND CONCLUSIONS OF A GEOTECHNICAL REPORT PREPARED BY [REDACTED], DATED [REDACTED]. A COPY OF SAID REPORT HAS BEEN PLACED WITHIN THE GEOTECHNICAL REPORT FILE OF THE CITY OF SANTA CLARA, AND IS AVAILABLE FOR INSPECTION. THE REPORT MAY BE INSPECTED OR COPIES MAY BE OBTAINED BY CONTACTING THE CITY OF SANTA CLARA, P.O. BOX 699, 2721 SANTA CLARA DRIVE, SANTA CLARA, UTAH 84765. PURCHASERS SHOULD REVIEW THIS REPORT AND CONTACT THE CITY FOR ADDITIONAL UPDATED INFORMATION REGARDING THIS REPORT. ALL PURCHASERS OF LOTS IN THIS SUBDIVISION ARE STRONGLY ENCOURAGED TO OBTAIN THEIR OWN GEOTECHNICAL REPORT AND FOLLOW ITS RECOMMENDATIONS.

AMENDMENT NO. 2 NOTE

LAVA COVE AT ENTRADA (AMENDMENT NO. 2) IS RECORDED AFTER A PUBLIC NOTIFICATION PROCESS.

THE PURPOSE OF THIS SECOND AMENDMENT IS TO REDUCE THE DENSITY OF THE DEVELOPMENT FROM 52 LOTS TO 41 LOTS AND TO EXPAND THE BOUNDARY ADJACENT TO LOTS 30 - 34.

LOT 1 AND 2 ARE COMBINED INTO LOT 1, LOT 10 AND 11 ARE COMBINED INTO LOT 10, LOTS 12 AND 13 ARE REVISED TO ADJUST THE BOUNDARY BETWEEN THEM, LOTS 23 AND 24 ARE REVISED TO ADJUST THE BOUNDARY BETWEEN THEM, LOT 24 IS ALSO REVISED TO INCLUDE THE 20' WALKWAY COMMON AREA SO THE WALKWAY IS ELIMINATED AND A 15' UTILITY, DRAINAGE, AND LANDSCAPE EASEMENT REMAINS. THE BOUNDARY BETWEEN LOT 30 AND 31 IS REVISED TO CURRENT OWNERSHIP LINES, LOTS 3 - 9, 14 - 22, AND 25 - 29 REMAIN UNCHANGED.

THERE ARE NO LOTS 2, 11, 35, 37 - 40, 45, AND 47 - 48 ON THIS LAVA COVE AT ENTRADA (AMENDMENT NO. 2).

CURVE DATA TABLE

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C01	1423.19	111.03	55.34	111.00	N 32°15'58" W	04°28'11"
C02	20.00	32.08	20.85	28.73	N 15°53'15" E	01°50'18"
C03	128.00	68.24	34.89	67.88	N 72°28'43" E	01°11'03"
C04	50.00	20.22	10.25	20.08	S 81°29'49" W	23°10'34"
C05	50.00	20.22	10.25	20.08	N 08°28'35" W	01°02'03"
C06	50.00	20.22	10.25	20.08	S 06°28'35" E	04°02'04"
C07	50.00	20.22	10.25	20.08	S 01°14'53" E	01°14'53"
C08	50.00	20.22	10.25	20.08	S 06°28'35" E	01°02'03"
C09	15.00	20.07	11.86	18.61	S 84°45'22" W	76°39'22"
C10	175.00	48.64	24.48	48.48	N 85°07'18" E	15°55'35"
C11	175.00	48.64	24.48	48.48	N 85°07'18" E	15°55'35"
C12	20.00	32.08	20.85	28.73	N 72°16'28" W	01°50'18"
C13	1423.19	111.03	55.34	111.00	N 32°15'58" W	04°28'11"
C14	1423.19	111.03	55.34	111.00	N 32°15'58" W	04°28'11"
C15	20.00	32.08	20.85	28.73	N 72°16'28" W	01°50'18"
C16	128.00	68.24	34.89	67.88	N 72°28'43" E	01°11'03"
C17	25.00	21.03	11.18	20.41	S 65°57'03" W	48°11'23"
C18	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C19	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C20	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C21	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C22	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C23	25.00	21.03	11.18	20.41	S 65°57'03" W	48°11'23"
C24	175.00	48.64	24.48	48.48	N 85°07'18" E	15°55'35"
C25	175.00	48.64	24.48	48.48	N 85°07'18" E	15°55'35"
C26	20.00	32.08	20.85	28.73	N 72°16'28" W	01°50'18"
C27	1423.19	111.03	55.34	111.00	N 32°15'58" W	04°28'11"
C28	20.00	32.08	20.85	28.73	N 72°16'28" W	01°50'18"
C29	20.00	32.08	20.85	28.73	N 72°16'28" W	01°50'18"
C30	15.00	20.07	11.86	18.61	N 41°21'37" E	97°22'15"
C31	175.00	48.64	24.48	48.48	N 85°07'18" E	15°55'35"
C32	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C33	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C34	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C35	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C36	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C37	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C38	1423.19	111.03	55.34	111.00	N 32°15'58" W	04°28'11"
C39	1423.19	111.03	55.34	111.00	N 32°15'58" W	04°28'11"
C40	20.00	32.08	20.85	28.73	N 72°16'28" W	01°50'18"
C41	15.00	20.07	11.86	18.61	N 41°21'37" E	97°22'15"
C42	175.00	48.64	24.48	48.48	N 85°07'18" E	15°55'35"
C43	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C44	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C45	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C46	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C47	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C48	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C49	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C50	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C51	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C52	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C53	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C54	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C55	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C56	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C57	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C58	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C59	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C60	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C61	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C62	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C63	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C64	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C65	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C66	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C67	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C68	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C69	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C70	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C71	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C72	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C73	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C74	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C75	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C76	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C77	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C78	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C79	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C80	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C81	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C82	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C83	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C84	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C85	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C86	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C87	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C88	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C89	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C90	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C91	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C92	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C93	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C94	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C95	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C96	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C97	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C98	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C99	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"
C100	50.00	20.22	10.25	20.08	S 82°98'17" W	82°26'47"

OWNER'S DEDICATION

KNOW ALL MEN BY THESE PRESENTS, THAT SHERSEA, LLC, THE OWNER OF ALL PARCELS OF LAND AFFECTED BY THE RECORDING OF THIS PLAT OF:

LAVA COVE AT ENTRADA (AMENDMENT NO. 2)

HAVING CAUSED THE SAME TO BE RE-SUBDIVIDED INTO LOTS AND STREETS DO HEREBY DEDICATE FOR THE PERPETUAL USE OF THE PUBLIC, ALL PARCELS OF LAND SHOWN ON THIS PLAT AS INTENDED FOR PUBLIC USE, ALL LOTS, STREETS AND EASEMENTS ARE AS SHOWN AND NOTED.

IN WITNESS WHEREOF, WE HAVE HEREUNTO SET OUR HANDS THIS 29 DAY OF OCTOBER, A.D. 1999.

SHERSEA, LLC
F.S. PRINCE JR., MANAGING MEMBER
SHERIE L. PRINCE, MANAGING MEMBER

SURVEYOR'S CERTIFICATE

I, MARC L. BROWN, ST. GEORGE, UTAH, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR AND THAT I HOLD CERTIFICATE OF REGISTRATION NUMBER 170223, AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT BY AUTHORITY OF THE OWNER'S I HAVE SUPERVISED A SURVEY OF THE TRACT OF LAND SHOWN ON THIS PLAT AND DESCRIBED BELOW TO BE HEREAFTER KNOWN AS:

LAVA COVE AT ENTRADA (AMENDMENT NO. 2)

AND THAT SAID TRACT OF LAND HAS BEEN SUBDIVIDED INTO LOTS AND THAT SAME HAS BEEN CORRECTLY SURVEYED AND STAKED ON THE GROUND AS SHOWN ON THIS PLAT, SAID TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BOUNDARY DESCRIPTION

BEGINNING AT THE WEST 1/16 CORNER COMMON TO SECTIONS 10 AND 15, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE AND MERIDIAN, SAID POINT BEING N 89°15'54" E 1355.12 FEET ALONG THE SECTION LINE FROM THE SOUTHWEST CORNER OF SAID SECTION 10 AND RUNNING THENCE S 89°15'54" W 308.00 FEET ALONG SAID SECTION LINE TO A POINT OF A CURVE TO THE RIGHT, THE RADIUS OF WHICH BEARS N 89°59'34" W, 1483.19 FEET DISTANT; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 00°31'50", A DISTANCE OF 13.73 FEET TO THE POINT OF TANGENCY; THENCE S 00°32'17" W 618.10 FEET TO A POINT OF A 370.00 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 22°39'12", A DISTANCE OF 146.29 FEET TO THE POINT OF TANGENCY; THENCE S 22°06'55" E 76.08 FEET TO A POINT OF A 430.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 22°34'18", A DISTANCE OF 169.40 FEET TO THE POINT OF TANGENCY; THENCE S 00°27'23" W 485.56 FEET TO A POINT OF A 970.00 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 17°45'43", A DISTANCE OF 300.70 FEET TO THE POINT OF TANGENCY; THENCE S 17°18'20" E 52.76 FEET TO A POINT OF A 25.00 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 86°27'02", A DISTANCE OF 37.72 FEET; THENCE S 13°45'22" E 60.00 FEET; THENCE S 76°14'38" W 394.75 FEET TO A POINT OF A 1205.76 FOOT RADIUS CURVE TO THE RIGHT; THENCE ALONG THE ARC OF SAID CURVE 204.61 FEET; THENCE S 85°58'00" W 75.00 FEET; THENCE N 04°02'00" W 60.00 FEET; THENCE N 85°58'00" E 75.00 FEET TO A POINT OF A 1145.76 FOOT RADIUS CURVE TO THE LEFT; THENCE ALONG THE ARC OF SAID CURVE, A DISTANCE OF 194.43 FEET; THENCE N 76°14'38" E 284.54 FEET TO A POINT OF A 25.00 FOOT RADIUS CURVE TO THE LEFT; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 93°32'58", A DISTANCE OF 40.82 FEET TO THE POINT OF TANGENCY; THENCE N 17°18'20" W 45.93 FEET TO A POINT OF A 1030.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 17°45'43", A DISTANCE OF 319.30 FEET TO THE POINT OF TANGENCY; THENCE N 02°27'23" E 485.56 FEET TO A POINT OF A 370.00 FOOT RADIUS CURVE TO THE LEFT; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 22°34'18", A DISTANCE OF 145.76 FEET TO THE POINT OF TANGENCY; THENCE N 22°06'55" W 76.08 FEET TO A POINT OF A 430.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 22°39'12", A DISTANCE OF 170.01 FEET TO THE POINT OF TANGENCY; THENCE N 00°32'17" E 618.10 FEET TO A POINT OF A 1423.19 FOOT RADIUS CURVE TO THE LEFT; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 0°29'57", A DISTANCE OF 12.40 FEET TO A POINT ON THE SOUTH LINE OF SAID SECTION 10; THENCE S 89°15'54" W 403.46 FEET ALONG SAID SOUTH LINE; THENCE N 27°28'43" W 146.56 FEET; THENCE N 33°34'55" W 578.89 FEET; THENCE N 56°25'05" E 306.63 FEET; THENCE S 86°54'54" E 191.64 FEET; THENCE N 66°37'48" E 102.54 FEET; THENCE N 55°29'57" E 60.00 FEET TO A POINT ON A CURVE TO THE RIGHT, THE RADIUS POINT OF WHICH BEARS S 55°29'57" W, 1483.19 FEET DISTANT; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 00°74'00", A DISTANCE OF 3.31 FEET; THENCE N 56°26'20" E 129.99 FEET; THENCE S 20°35'19" E 47.97 FEET; THENCE N 89°40'48" E 120.81 FEET; THENCE N 11°06'49" E 45.91 FEET; THENCE N 89°40'48" E 308.49 FEET TO A POINT ON THE 1/16 LINE TO THE POINT OF BEGINNING.

CONTAINS 22.4699 ACRES.

MARC L. BROWN
REGISTERED LAND SURVEYOR
UTAH LICENSE NUMBER 170223

Δ = 86°27'02"
R = 25.00'
T = 23.50'
L = 37.72'
Δ = 17°45'43"
R = 970.00'
T = 151.57'
L = 300.70'
Δ = 17°45'43"
R = 1030.00'
T = 160.94'
L = 319.30'
Δ = 93°32'58"
R = 25.00'
T = 26.60'
L = 40.82'
Δ = 09°43'23"
R = 1205.76'
T = 97.45'
L = 194.43'

LEGEND

- SECTIONAL MONUMENTATION (TYPE, LOCATION ETC. AS NOTED ON THE PLAT).
- EXISTING CITY SURVEY CONTROL MONUMENT, (RING AND LID)
- EXISTING CITY SURVEY CONTROL MONUMENT, (REBAR AND SURVEYORS CAP)
- FOUND 5/8" REBAR AND PLASTIC CAP (STAMPED L.S. 7753).
- SET 5/8" REBAR AND BBE CAP
- COMMON AREA AND PUBLIC UTILITY EASEMENT
- LOT NUMBER

NOTES

- A 10.00 FOOT PUBLIC UTILITY, DRAINAGE AND LANDSCAPING EASEMENT EXISTS ALONG ALL FRONT LOT LINES, AND A 7.50 FOOT PUBLIC UTILITY, DRAINAGE AND LANDSCAPING EASEMENT EXISTS ALONG ALL SIDE AND REAR LOT LINES, UNLESS OTHERWISE NOTED.
- THE CITY OF SANTA CLARA AND THE OWNER/DEVELOPER OF THIS SUBDIVISION DISCLAIMS ANY RESPONSIBILITY FOR DRAINAGE CONTROL, WATER (SURFACE AND/OR SUBSURFACE)

NAME: Lava Cove at Entrada Amended 2

UNITS: 42 MAP: 1632 FILE: 9

Shersea, L. C.

00667759 Bk 1351 Pg 2574
RUSSELL SHIRTS & WASHINGTON CO RECORDER
1999 NOV 16 10:10 AM FEE \$72.00 BY BJ
FOR: ISAKSEN HANK

BEGINNING AT THE WEST 1/16 CORNER COMMON TO SECTIONS 10 AND 15, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE AND MERIDIAN, SAID POINT BEING N 89°15'54" E 1355.12 FEET ALONG THE SECTION LINE FROM THE SOUTHWEST CORNER OF SAID SECTION 10 AND RUNNING THENCE S 89°15'54" W 308.00 FEET ALONG SAID SECTION LINE TO A POINT OF A CURVE TO THE RIGHT, THE RADIUS POINT OF WHICH BEARS N 89°59'34" W, 1483.19 FEET DISTANT; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 00°31'50", A DISTANCE OF 13.73 FEET TO THE POINT OF TANGENCY; THENCE S 00°32'17" W 618.10 FEET TO A POINT OF A 370.00 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 22°39'12", A DISTANCE OF 146.29 FEET TO THE POINT OF TANGENCY; THENCE S 22°06'55" E 76.08 FEET TO A POINT OF A 430.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 22°34'18", A DISTANCE OF 169.40 FEET TO THE POINT OF TANGENCY; THENCE S 00°27'23" W 485.56 FEET TO A POINT OF A 970.00 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 17°45'43", A DISTANCE OF 300.70 FEET TO THE POINT OF TANGENCY; THENCE S 17°18'20" E 52.76 FEET TO A POINT OF A 25.00 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 86°27'02", A DISTANCE OF 37.72 FEET; THENCE S 13°45'22" E 60.00 FEET; THENCE S 76°14'38" W 394.75 FEET TO A POINT OF A 1205.76 FOOT RADIUS CURVE TO THE RIGHT; THENCE ALONG THE ARC OF SAID CURVE 204.61 FEET; THENCE S 85°58'00" W 75.00 FEET; THENCE N 04°02'00" W 60.00 FEET; THENCE N 85°58'00" E 75.00 FEET TO A POINT OF A 1145.76 FOOT RADIUS CURVE TO THE LEFT; THENCE ALONG THE ARC OF SAID CURVE, A DISTANCE OF 194.43 FEET; THENCE N 76°14'38" E 284.54 FEET TO A POINT OF A 25.00 FOOT RADIUS CURVE TO THE LEFT; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 93°32'58", A DISTANCE OF 40.82 FEET TO THE POINT OF TANGENCY; THENCE N 17°18'20" W 45.93 FEET TO A POINT OF A 1030.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 17°45'43", A DISTANCE OF 319.30 FEET TO THE POINT OF TANGENCY; THENCE N 0°27'23" E 485.56 FEET TO A POINT OF A 370.00 FOOT RADIUS CURVE TO THE LEFT; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 22°34'18", A DISTANCE OF 145.76 FEET TO THE POINT OF TANGENCY; THENCE N 22°06'55" W 76.08 FEET TO A POINT OF A 430.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 22°39'12", A DISTANCE OF 170.01 FEET TO THE POINT OF TANGENCY; THENCE N 00°32'17" E 618.10 FEET TO A POINT OF A 1423.19 FOOT RADIUS CURVE TO THE LEFT; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 0°29'57", A DISTANCE OF 12.40 FEET TO A POINT ON THE SOUTH LINE OF SAID SECTION 10; THENCE S 89°15'54" W 403.46 FEET ALONG SAID SOUTH LINE; THENCE N 27°28'43" W 146.56 FEET; THENCE N 33°34'55" W 578.89 FEET; THENCE N 56°25'05" E 306.63 FEET; THENCE S 86°54'54" E 191.64 FEET; THENCE N 66°37'48" E 102.54 FEET; THENCE N 55°29'57" E 60.00 FEET TO A POINT ON A CURVE TO THE RIGHT, THE RADIUS POINT OF WHICH BEARS S 55°29'57" W, 1483.19 FEET DISTANT; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE AND THROUGH A CENTRAL ANGLE OF 0°07'40", A DISTANCE OF 3.31 FEET; THENCE N 56°26'20" E 129.99 FEET; THENCE S 20°35'19" E 47.97 FEET; THENCE N 89°40'48" E 120.81 FEET; THENCE N 11°06'49" E 45.91 FEET; THENCE N 89°40'48" E 308.49 FEET TO A POINT ON THE 1/16 LINE OF SAID SECTION 10; THENCE S 0°13'37" E 908.02 FEET ALONG SAID 1/16 LINE TO THE POINT OF BEGINNING.

CONTAINS 22.4699 ACRES.

Santa Clara City
2603 Santa Clara Dr.
Santa Clara, UT 84738
(435) 656-4690



Permit Fee: \$200 plus Mailing Cost

PETITION TO ABANDON A LOT LINE AND VACATE ASSOCIATED EASEMENT AND CREATE A NEW LOT LINE AND ASSOCIATED EASEMENT

Janene Burton (hereinafter "Petitioners"), hereby petition the Santa Clara City Council for approval of abandoning the lot line and vacating the associated easement between two existing lots, and creating a new lot line and associated easement between the same two lots as herein described.

1. Petitioner(s) are the owner(s) of Lots 30 and 32, of Lava Cove subdivision. Parcel Id SC-_____ and SC-_____
2. Exhibit "A" attached hereto and incorporated herein depicts the lot line to be abandoned and associated easement to be vacated and the new lot line and associated easement created (Attach Legal Description and Drawing completed by an engineer)

Petitioners hereby represent the following facts:

- A. There are no existing utilities located in the easement proposed to be vacated;
- B. All adjoining property owners, by their execution of this Petition, consent to this petition;
- C. The lot line abandonment and vacating of the easement and creation of a new lot line and associated easement does not result in remnant land that did not already exist;
- D. No violation of applicable zoning requirements would result from this petition;
- E. Neither the public nor any person will be materially injured by this petition and there is good cause for the request.

CONSENTS OF ADJOINING PROPERTY OWNERS:

The undersigned, being all of the owners of lots or property adjoining the lots described in Exhibit "A", hereby consent to the lot line abandonment and vacation of associated easement and the creation of a new lot line and associated easement.

Lot #	Subdivision	Owner Name & Address	Signature	Date
31	Bedrock Circle	Paul & Janene Burton	<u>Janene Burton</u>	4-12-22
30	Bedrock Circle	Jorge and Haleigh Garcia	<u>Haleigh Garcia</u>	4/13/22
32	BEDROCK CIRCLE	MUNS M. BELL	<u>Muns M. Bell</u>	4-13-22

RESPECTFULLY SUBMITTED,

Paul & Janene Burton
Property Owner/Petitioner Name (Print)

Janene Burton
Signature
Paul Burton

Paul or Janene Burton
Property Owner/Petitioner Name (Print)

Kendis M Mamanakis
(Must be Notarized) 4/14/2022
Signature (Must be
Notarized)

[1]

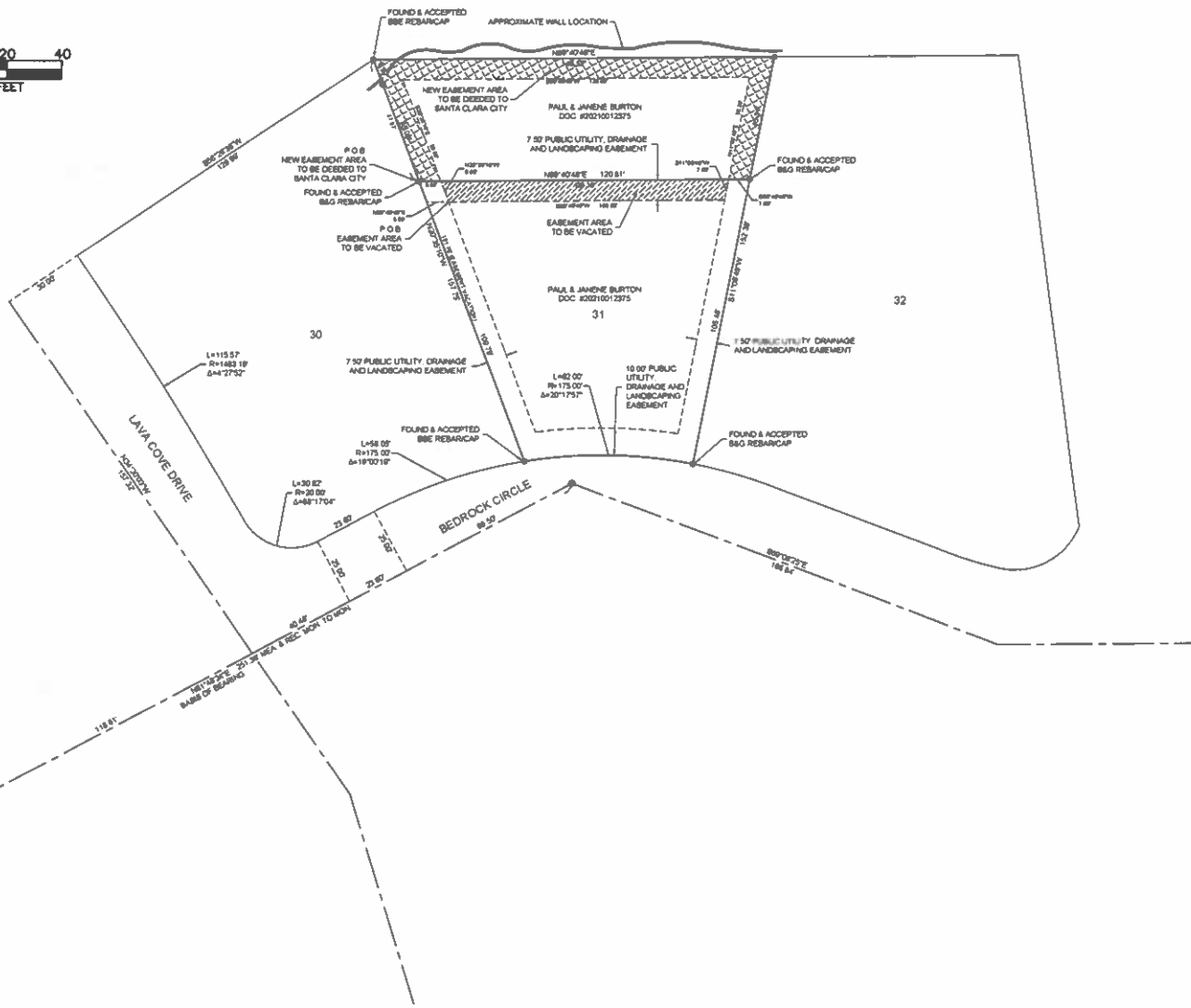
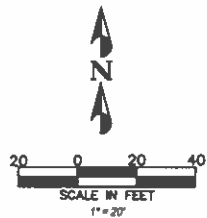


EASEMENT AREA TO BE VACATED:

BEGINNING AT A POINT N20°35'10"W, 101.78 FEET ALONG THE WESTERLY LOT LINE OF LOT 31 "LAVA COVE AT ENTRADA (AMENDMENT NO. 2)", FORMERLY KNOWN AS LAVA COVE PHASE 1 AMENDED, ACCORDING TO THE OFFICIAL PLATS THEREOF FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER, AND N89°40'48"E, 8.00 FEET FROM THE SOUTHWESTERLY CORNER OF SAID LOT 31, SAID POINT BEING ON THE NORTH LINE OF LOT 31, RUNNING THENCE N20°35'10"W, 8.00 FEET; THENCE N89°40'48"E, 105.16 FEET ALONG SAID NORTH LINE; THENCE S11°06'49"W, 7.65 FEET; THENCE S89°40'48"W, 100.88 FEET TO THE POINT OF BEGINNING.

NEW EASEMENT TO BE DEEDED TO SANTA CLARA CITY:

BEGINNING AT THE NORTHWESTERLY CORNER OF LOT 31 "LAVA COVE AT ENTRADA (AMENDMENT NO. 2)", FORMERLY KNOWN AS LAVE COVE PHASE 1 AMENDED, ACCORDING TO THE OFFICIAL PLATS THEREOF FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER, SAID POINT BEING THE SOUTHWESTERLY CORNER OF THAT CERTAIN PARCEL DESCRIBED IN DOCUMENT NO. 20210012375 FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER, RUNNING THENCE ALONG THE BOUNDARY OF SAID PARCEL THE FOLLOWING FOUR (4) COURSES: N20°35'10"W, 47.97 FEET; THENCE N89°40'48"E, 146.52 FEET; THENCE S11°06'49"W, 45.91 FEET THE THE NORTHEASTERLY CORNER OF LOT 31; THENCE S89°40'48"W, 7.65 FEET; THENCE N11°06'49"E, 38.26 FEET; THENCE S89°40'48"W, 126.60 FEET; THENCE S20°35'10"E, 39.98 FEET TO A POINT ON THE NORTH LINE OF LOT 31; THENCE S89°40'48"W, 8.00 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.



SURVEYOR'S CERTIFICATE

ROGER M. BUNDY, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 7854 IN ACCORDANCE WITH TITLE 36, CHAPTER 22, OF THE PROFESSIONAL ENGINEERS AND LAND SURVEYORS LICENSING ACT OF THE STATE OF UTAH. I FURTHER CERTIFY THAT I HAVE MADE A SURVEY OF THE HEREIN DESCRIBED LAND IN ACCORDANCE WITH SECTION 17-23-17, HAVE VERIFIED MEASUREMENTS AND SET FOUND MONUMENTS AS SHOWN HEREON AND THAT THIS IS A TRUE AND CORRECT REPRESENTATION OF SAID SURVEY.



BOUNDARY DESCRIPTIONS

EASEMENT AREA TO BE VACATED:
BEGINNING AT A POINT N60°28'10"W 191.78 FEET ALONG THE WESTERLY LOT LINE OF LOT 31 "LAVA COVE" AT ENTRADA (AMENDMENT NO. 27) FORMERLY KNOWN AS LAVA COVE PHASE 1 AMENDED, ACCORDING TO THE OFFICIAL PLATS THEREOF FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER, AND N89°40'48"E 6.00 FEET FROM THE SOUTHWESTERLY CORNER OF SAID LOT 31, SAID POINT BEING ON THE NORTH LINE OF LOT 31, RUNNING THENCE N60°28'10"W 8.00 FEET, THENCE N89°40'48"E 120.81 FEET ALONG SAID NORTH LINE, THENCE S11°08'49"W 7.88 FEET, THENCE S89°40'48"W 100.86 FEET TO THE POINT OF BEGINNING.

NEW EASEMENT TO BE DECIDED TO SANTA CLARA CITY:

BEGINNING AT THE NORTHWESTERLY CORNER OF LOT 31 "LAVA COVE" AT ENTRADA (AMENDMENT NO. 27) FORMERLY KNOWN AS LAVA COVE PHASE 1 AMENDED, ACCORDING TO THE OFFICIAL PLATS THEREOF FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER, SAID POINT BEING THE SOUTHWESTERLY CORNER OF THAT CERTAIN PARCEL DESCRIBED IN DOCUMENT NO. 20210012275 FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER, RUNNING THENCE ALONG THE BOUNDARY OF SAID PARCEL, THE FOLLOWING FOUR (4) COURSES: N60°28'10"W 47.97 FEET, THENCE N89°40'48"E 148.52 FEET, THENCE S11°08'49"W 45.91 FEET, THE NORTHWESTERLY CORNER OF LOT 31, THENCE S89°40'48"W 7.88 FEET, THENCE N11°08'49"E 38.26 FEET, THENCE S89°40'48"W 126.40 FEET, THENCE S20°29'10"E 39.98 FEET TO A POINT ON THE NORTH LINE OF LOT 31, THENCE S89°40'48"W 8.00 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.

NARRATIVE

THE PURPOSE OF THIS SURVEY AND EXHIBIT WAS TO MONUMENT THE CORNERS OF LOT 31 AND THE ADJOINING PARCEL DESCRIBED IN DOCUMENT NO. 20210012275 FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER, AND TO PREPARE DESCRIPTIONS FOR THE PORTION OF THE EXISTING EASEMENT (1) TO BE VACATED, AND THE NEW EASEMENT TO BE DECIDED TO SANTA CLARA CITY. THE ADJOINING DESCRIBED PARCEL DOES NOT CLOSE BY 2.28 FEET BUT WAS MADE TO MATCH THE AREA BETWEEN THE NORTHWESTERLY CORNER OF LOT 30 AND THE NORTHWESTERLY CORNER OF LOT 32 AS THAT APPEARED TO BE THE INTENT OF THE DESCRIPTION. THE BASIS OF BEARING FOR THIS SURVEY IS 81°14'15" BETWEEN TWO CLASS TWO MONUMENTS LOCATED IN BEDROCK CIRCLE AS SHOWN.

LEGEND

- BET 3/4" REBAR AND CAP MARKED R&B SURVEYING PL# 7854 (OR AS NOTED)
- FOUND MONUMENT AS NOTED
- BET NAIL ON PROPERTY LINE
- CLASS 2 MONUMENT (REBAR WITH PLASTIC CAP)

RECORD OF SURVEY AND EXHIBIT FOR VACATION OF EASEMENT AND NEW EASEMENT

PREPARED BY: R&B SURVEYING
257 PRICKLEY PEAR DRIVE WASHINGTON, UTAH 84780
PHONE: 435-632-3540

LOCATION:
SW 1/4 SEC. 10, T42S, R18W, S18AM
COMPLETED:
MARCH 17, 2022
REQUESTED BY:
ALCORN CONSTRUCTION/COREY ANDERSON

SC-LACE-31-A



© 2022 Pictometry

02/07/2022

ORDINANCE NO. 2022-16

AN ORDINANCE VACATING AN EXISTING EASEMENT OF A PUBLIC UTILITY

WHEREAS, the easement is in the rear yard of Lot 31 within the Lava Cove at Entrada Subdivision, and

WHEREAS, the easement is in an odd location directly behind the home on the property rather than along the rear of the line which is typical, and

WHEREAS, The applicant (Janene Burton) is proposing to vacate the easement and replace it with a new public utility easement along the rear property line, and

WHEREAS, the applicant is proposing to do an addition to the existing home on the lot, and

WHEREAS, Planning Commission and staff recommends approval of the easement vacation & relocation for Lot 31 of the Lava Cove Subdivision subject to their recommendations as listed below, and

WHEREAS, the Santa Clara City Council has determined there is good cause for vacating this utility and drainage easement, and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Santa Clara, Utah, as follows:

Section 1. Clarification:

This is a non-code Ordinance.

Section 2. General Provisions:

Vacating an existing utility easement being more fully described as follow:

EASEMENT AREA TO BE VACATED:

BEGINNING AT A POINT N20°35'10"W, 101.78 FEET ALONG THE WESTERLY LOT LINE OF LOT 31 "LAVA COVE AT ENTRADA (AMENDMENT NO. 2)", FORMERLY KNOWN AS LAVA COVE PHASE 1 AMENDED, ACCORDING TO THE OFFICIAL PLATS THEREOF FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER, AND N89°40'48"E, 8.00 FEET FROM THE SOUTHWESTERLY CORNER OF SAID LOT 31, SAID POINT BEING ON THE NORTH LINE OF LOT 31, RUNNING THENCE N20°35'10"W, 8.00 FEET; THENCE N89°40'48"E, 105.16 FEET ALONG SAID NORTH LINE; THENCE S11°06'49"W, 7.65 FEET; THENCE S89°40'48"W, 100.88 FEET TO THE POINT OF BEGINNING.

NEW EASEMENT TO BE DEEDED TO SANTA CLARA CITY:

BEGINNING AT THE NORTHWESTERLY CORNER OF LOT 31 "LAVA COVE AT ENTRADA (AMENDMENT NO. 2)"¹¹. FORMERLY KNOWN AS LAVE COVE PHASE 1 AMENDED, ACCORDING TO THE OFFICIAL PLATS THEREOF FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER, SAID POINT BEING THE SOUTHWESTERLY CORNER OF THAT CERTAIN PARCEL DESCRIBED IN DOCUMENT NO. 20210012375 FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER, RUNNING THENCE ALONG THE BOUNDARY OF SAID PARCEL THE FOLLOWING FOUR (4) COURSES: N20°35'10"W, 47.97 FEET; THENCE N89°40'48"E, 146.52 FEET; THENCE S11°06'49"¹¹W, 45.91 FEET THE THE NORTHEASTERLY CORNER OF LOT 31; THENCE S89°40'48"W, 7.65 FEET; THENCE N11°06'49"¹¹E, 38.26 FEET; THENCE S89°40'48"W, 126.60 FEET; THENCE S20°35'10"¹¹E, 39.98 FEET TO A POINT ON THE NORTH LINE OF LOT 31; THENCE S89°40'48"W, 8.00 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.

Section 3. Effective Date:

The effective date of this Ordinance shall become effective immediately upon adoption and posting in the manner required by law.

ADOPTED and Order posted by a duly constituted quorum of the City Council of the City of Santa Clara, Utah, this 13th day of July 2022.

IN WITNESS THERETO:

CITY OF SANTA CLARA

Rick Rosenberg, Mayor

ATTEST:

Chris Shelley, City Recorder

(See Exhibit A attachment map)

Mayor
Rick Rosenberg

City Manager
Brock Jacobsen



City Council
Denny Drake
Leina Mathis
Ben Shakespeare
Jarett Waite
Christa Hinton

CITY COUNCIL

Meeting Date: July 13, 2022

Agenda Item: 5

Applicant: City of Santa Clara

Requested by: Matt Ence

Subject: Temporary Water Acquisition

Ordinance

Description:

City staff and legal counsel are recommending approval of a temporary land use regulation requiring the dedication of water or a fee in lieu of dedication in response to the severe drought conditions in the southern Utah area. This item was presented to the City Council by Matt Ence on July 7, 2022 during a work meeting.

Recommendation: Approval

Attachments:

Cost: N/A

Legal Approval: Yes

Finance Approval: N/A

Budget Approval: N/A

**CITY OF SANTA CLARA, UTAH
ORDINANCE NO. 2022-15**

**AN ORDINANCE ENACTING A TEMPORARY LAND USE REGULATION TO
ALLOW FOR THE STUDY OF A PERMANENT ORDINANCE REQUIRING
DEDICATION OF WATER OR A FEE IN LIEU OF DEDICATION, IN RESPONSE TO
SEVERE DROUGHT CONDITIONS IN THE SOUTHERN UTAH AREA**

WHEREAS, Utah in general, and Washington County in particular, is in the midst of an extended period of drought, classified by the U.S. Drought Monitor as “severe” to “extreme” throughout of 2021 and into the current year; and

WHEREAS, Governor Spencer J. Cox, in March 2021, issued an Executive Order declaring a State of Emergency due to drought conditions, recommending, among other things, that water suppliers should encourage efficient landscape watering, cities should consider developing and implementing water restriction plans, and residents should seek to conserve water through various means; and

WHEREAS, the State of Emergency was extended by the Utah Legislature through Joint House Resolution 101; and

WHEREAS, the Governor once again, on April 21, 2022, issued Executive Order 2022-04, declaring a State of Emergency due to continuing drought conditions; and

WHEREAS, as part of its efforts to address the effect of the continuing drought conditions on the City and its residents and businesses, the City recently adopted a water efficient landscape ordinance; and

WHEREAS, the City Council also recognizes the critical need to continue to adopt ordinances which ensure the acquisition and preservation of water resources by the City, to ensure that the City can continue to meet the demands of Santa Clara residents and businesses for culinary and secondary water service, and is concerned that if adoption is delayed the value of such ordinances will be negatively impacted, to the detriment of the public interest in preserving our precious water resources; and

WHEREAS, in accordance with the requirements of Utah Code § 10-9a-504, the City Council desires to adopt a temporary land use regulation under which potential development applications may still be considered until the Planning Commission and City Council can complete the process of considering a permanent ordinance requiring the dedication of water resources or the payment of a fee in lieu of such dedication for each new development project in the City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Santa Clara, pursuant to Utah Code § 10-9a-504 as follows:

SECTION 1. Finding of Compelling, Countervailing Public Interest:

The City Council hereby finds that there is a compelling, countervailing public interest in temporarily regulating development applications as set forth in this Ordinance.

The City Council's findings include the following:

- a. The City of Santa Clara has a compelling interest in regulating the land uses within the City's municipal boundaries, and in providing clean, safe, and adequate culinary and secondary water services in order to protect and promote the health, safety and welfare of the citizens and residents of the City.
- b. The drought conditions present in the City, county, and state threaten the health, safety and welfare of the City's citizens in that the City's precious water resources are at risk.
- c. Adopting a temporary ordinance will:
 - a. Ensure that developments for which applications are submitted prior to a permanent ordinance being put into place shall be subject to water resource dedication requirements, or fees in lieu of such dedication, which will help to conserve and grow the City's water resources until a permanent ordinance can be adopted;
 - b. Protect and enhance the community's environmental, economic, recreational, and aesthetic resources by helping to ensure that new development projects are required to dedicate sufficient culinary water or replacement secondary water to the City to allow the City to service such new projects with culinary water;
 - c. Incentivize the preservation and conservation of water resources already existing in the City by providing a mechanism for such water resources to be transferred to the City and protected in the City's water bank; and
 - d. Establish standards to determine the amount of water resources that may be required to be dedicated to the City for any particular project, and, potentially, a fee in lieu of such dedication in certain circumstances, to be used for acquisition and preservation of City water resources.
- d. The City's current ordinances do not adequately address the drought conditions currently facing the City. The need for the City Council to establish temporary standards is therefore time-sensitive.

SECTION 2. Temporary Land Use Regulation Requiring Water-efficient Landscaping in All New Development.

A. Each applicant for a development approval during the period in which this Ordinance is in effect, shall be subject to the requirement to comply with any permanent ordinance addressing

the matter described herein which is adopted before the expiration of this temporary regulation (a “Permanent Ordinance”).

B. Any applicant for a development approval who files an application subject to paragraph A. shall have the right to either:

(1) have its application reviewed, and denied or approved, in the ordinary course of the City’s review process, but to have such application conditioned on successfully negotiating with the City a dedication of water rights or local water company shares equivalent to the water required to service the applicant’s project, or a fee in lieu of such dedication, on a case-by-case basis for each application; or

(2) to have its application reviewed but a final decision on such application postponed until a Permanent Ordinance is adopted and to comply with such Permanent Ordinance as a condition of approval of the application, or until this temporary regulation expires without adoption of a Permanent Ordinance, whichever occurs first.

D. No development application of any kind filed with the City during the period in which this Ordinance is in effect shall be considered fully vested unless complying with the foregoing paragraphs.

SECTION 3. Effective Date and Duration:

This Ordinance shall become effective immediately upon adoption, recording and posting in the manner prescribed by law, and shall expire on a date which is (a) six (6) months from the date of adoption of this Ordinance, or (b) the date on which a Permanent Ordinance adopted by the City Council becomes effective, whichever is earlier, at which time the regulations set forth herein shall automatically expire by operation of law.

ADOPTED and approved by a duly constituted quorum of the City Council of the City of Santa Clara, Utah, this 13th day of July, 2022.

IN WITNESS THERETO:

RICK ROSENBERG, Mayor

ATTEST:

CHRIS SHELLEY, City Recorder