

# Council Meeting 

$$
02-13-24
$$

6:00 p.m.

MORGAN CITY COUNCIL AGENDA - AMENDED
FEBRUARY 13, 2024 - 6:00 P.M.
MORGAN, UTAH
PUBLIC NOTICE is hereby given that the Morgan City Council will hold a public meeting in the Council Room in the City Office Building, 90 West Young Street, Morgan, Utah, commencing at 6:00 p.m. on February 13, 2024. The public meeting will be live streamed on YouTube and a recording available on https://morgancityut.org/meetings.

## WORK MEETING - 6:00 P.M.

1. Joint Annual Training - City Council and Planning Commission - Gary Crane, City Attorney
(Conflict of Interest, Open \& Public Meetings Act, and Sexual Harassment)
2. Discussion - Draft Short-Term Rental Ordinance

## GENERAL MEETING - 7:00 P.M.

1. A. Welcome - Mayor Steve Gale
B. Pledge of Allegiance and Opening Ceremony
C. Approval of Meeting's Agenda
2. CONSENT AGENDA:
A. Minutes of the City Council Work Meeting - December 12, 2023;
B. Minutes of the City Council Meeting - December 12, 2023;
C. Minutes of the City Council Meeting - January 9, 2024; and
D. Warrants $-(01 / 05 / 24-02 / 09 / 24)$
3. CITIZEN COMMENTS (Time has been set aside for the public to express their ideas, concerns, and comments. Comments are limited to 3 minutes per person with a total of 30 minutes for this item. Open Comment Cards are available on the City's website, morgancityut.org, and are to be filled out and submitted to the City Recorder before 5:00 p.m. on the day of the meeting.)

## 4. VERBAL PRESENTATION

A. Roads to Independence - Kellie Spencer

## 5. ACTIVE AGENDA

A. Review/Action - Resolution Accepting Quit Claim Deeds to Morgan City From Ann W. Wardell and the Board of Education Morgan County School District for the Installation of a Sewer Lift Station to be Installed on Property Along the South Side of Young Street East of Morgan Elementary School Resolution 24-04

## 6. CITY REPORTS AND BUSINESS

A. City Council
B. City Manager Updates

- Free Transfer Station Voucher for 2024 (300 Free Dump Passes Handed out in 2023)
- Weber River State Street Technical Bridge Study
- Professional Services Agreement - Legal Services - Gary Crane
- Agreement to Accept Sludge From Mountain Green Sewer District
- UAMPS Workshops - February 15, 2024
- Service Orders - 01/01/2023-12/31/2023
- Tolling Agreement with DEQ


## 7. ADJOURN

[^0]- In compliance with the American with Disabilities Act, individuals needing special accommodation (including auxiliary communicative aids and service) during the meeting should notify Denise Woods, City Recorder, at (801) 829-3461 at least 48 hours prior to the meeting.
- This meeting may involve the use of electronic communications for some of the members of this public body. The anchor location for the meeting shall be the Morgan Council Conference Room, 90 West Young Street, Morgan, Utah. Elected Officials at remote locations may be connected to the meeting electronically to participate.
- Notice is hereby given that by motion of the Morgan City Council, pursuant to Title 52, Chapter 4 of the Utah Code, the City Council may vote to hold a closed session for any of the purposes identified in that Chapter.
- The undersigned, duly appointed City Recorder does hereby certify that the above notice and agenda was posted within the Morgan City limits on this $\mathbf{1 2}^{\text {th }}$ day of February, 2024 at Morgan City Hall, on the Utah State Public Notice Website (https://www.utah.gov/pmn), on the City's Website (https://morgancityut.org), and three public places within the City.
- The 2024 meeting schedule was posted on the City's Website and Public Notice Website on December 12, 2023.
/s/ Denise Woods, City Recorder


## DRAFT

## ORDINANCE 24-01

# AN ORDINANCE ENACTING TITLE 3, CHAPTER 3.08 - TRANSIENT LODGING FACILITIES OF THE MORGAN CITY CODE; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE. 

## WHEREAS,

## WHEREAS,

WHEREAS, the City Council of Morgan City deems it to be in the best interest of the citizens of Morgan City to amend

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF MORGAN, UTAH:

SECTION 1 Repealer. If any provisions of the Morgan City Code heretofore adopted are inconsistent herewith they are hereby repealed.

SECTION 2. Enactment. Title 3, Chapter 3.08 - Transient Lodging Facilities of the Morgan City Code is hereby enacted/amended to read as follows:

## Chapter 3.08 TRANSIENT LODGING FACILITIES

### 3.08.010. - Purpose.

The purpose of this chapter is to establish use and development regulations for transient lodging facilities to ensure their compatibility with adjoining surrounding uses, particularly when located in a residential zone.
(Ord. No. 2022-62, 2-16-2023)

### 3.08.020. - Definitions.

Accessory dwelling unit (ADUL) means a subordinate residential dwelling unit that is being used to provide long-term or short-term housing of any person not qualifying as the property owner's family, as that term is defined in this section. Each subordinate residential dwelling unit meeting this definition shall constitute a separate ADU regardless of how the units are configured or accessed. Guesthouses and casitas shall be considered an ADU when used for long-term or short-term housing of any person not qualifying as the property owner's family. An ADU may be internal, attached, or detached from the primary dwelling. All ADUs must meet the requirements of ehapter 44 of this title.

Bed and breakfast, home means a limited commercial activity within an owner occupied residential structure where not more than four sleeping rooms may be rented to paying guests on a nightly basis and the breakfast meal is provided for in the rental rate pursuant to the requirements of ehapter 54 of this title.

Bed and breakfast inn means a commercial activity within a residential structure in a residential or a commercial zone in which rooms may be rented to paying guests on a nightly basis and the breakfast meal is provided as part of the accommodation pursuant to the requirements of this chapter.

Hostel means an establishment in which people are lodged for less than a week at a time, excluding shortterm rental complexes, bed and breakfast inns; hotels; and motels.

Hotel means an establishment with or without fixed cooking facilities in individual rooms offering transient lodging accommodations to the general public, and which may provide additional services such as restaurants and meeting rooms. Hotels shall contain four or more sleeping rooms.

Residential hosting means a limited commercial activity within an owner-occupied single family residential structure where an ADU not occupied by the full-time residents is used to house persons not qualifying as the property owner's family on a short-term basis.

Residential hosting facility means a structure or any portion thereof being used for residential hosting.
Short-term rental means a structure, room, or space that qualifies as a transient lodging facility, but excluding hotels and motels.

Short-term rental complex means any group of two to three short-term rental units within commercial zones.

Transient lodging facility means any establishment that receives payment, compensation, value, trade, or consideration in any form in exchange for the use of any unit for one to 30 days, including any hotel, motel, time period unit, hostel, boarding house, vacation rental property, short-term rental, whole home vacation rental, or bed and breakfast inn.

Whole home vacation rental means a form of a transient lodging facility specifically classified as an entire single family residential structure that is located in a single family zone, is rented out on a shortterm basis, and is not owner-occupied. Whole home vacation rentals are located in a single family zone as identified in chapters 10-13 and 10-14 of this Code, are regulated on a per capita and unit separation basis by this Code, and are managed locally.

Terms and phrases used in this chapter are found in chapter 3 of this title.
(Ord. No. 2022-62, 2-16-2023)

### 3.08.030. - Management.

A. Each bed and breakfast inn, boarding house, hostel, hotel, or motel must maintain a management office on the premises at all times that is under the immediate supervision of a manager or attendant. The management office shall remain continuously open and staffed whenever guests are registered or present or when the facility is open to receive guests.
B. Short-term rental complexes must have management located within 30 minutes of Hurrieane Morgan City boundaries and be available at all times to respond to complaints or issues related to the complex. A phone number for management must be posted within each unit and be given to the City with the business license application. Management shall inform the City if the contact phone number is updated.
C. Residential hosting facilities shall be managed by the resident owner and meet accessory dwelling unit standards in title 10 , chapter 41 of this Code.
(Ord. No. 2022-62, 2-16-2023)

### 3.08.040. - Disclosure of available rooms.

Each transient lodging facility shall disclose to the business license officer the current number of rooms available and/or held out for public accommodation, or, in the case of short-term rentals, the total number of people the dwelling can safely accommodate:
A. At the time of initial licensure or license renewal; and
B. Within 72 hours of any change in the number of such available rooms or accommodation of guests.
(Ord. No. 2022-62, 2-16-2023)

### 3.08.050. - Display of license; guest register.

A. Business license required. No transient lodging facility shall be occupied or used until such time that the owner has obtained a business license in accordance with this section's provisions. A current, valid business license shall be posted in a conspicuous place in each transient lodging facility.
B. A register of all guests shall be kept at all times on the transient lodging facility premises, except for short-term rentals or short-term rental complexes. The guest register shall contain in ink the following information about each guest for which the transient lodging facility affords accommodations:

1. Name and permanent address.
2. Dates of arrival at the transient lodging facility and departure from the transient lodging facility.
3. License plate number, state of licensure, make, type, and color of all motor vehicles.
4. Verification of a form of picture identification, including, but not limited to, driver's license, passport, or state issued identification card showing current name, address, and age of person registering and indicating which type of identification was verified and the identification number shown on said identification.
C. The guest register required by this section shall be kept current and shall be immediately available at all times for inspection upen the demand of police officers or City officiats.
(Ord. No. 2022-62, 2-16-2023)

### 3.08.060. - Occupancy.

It shall be unlawful for any transient lodging facility unit to be occupied by a greater number of persons than that which it is designed or furnished to accommodate.
(Ord. No. 2022 62, 216 2023)

### 3.08.070. - Responsibility for minors.

No transient lodging facilities unit shall be rented, leased, or registered to any person under the age of 18 years. Each person to whom a lodging unit is rented, leased, or registered shall be responsible for any minors occupying such unit and shall remain on the transient lodging facility premises at all times while there are minors occupying such unit.

### 3.08.080. - Length of stay.

No person shall occupy any unit or combination of units at any one transient lodging facility for longer than 30 consecutive days, and no transient lodging facility shall permit any person to occupy any unit or combination of units on the facility premises for longer than 30 consecutive days. This section shall not apply to federal, state, or municipal law enforcement or emergency personnel, or to transient lodging facilities renting, leasing, or registering units to such personnel. Short-term rental properties within residential and recreation resort zones may be occupied for longer than 30 days but must still comply with all short-term rental regulations.
(Ord. No. 2022-62, 2-16-2023)

### 3.08.090. - Sanitary facilities.

A. Each unit within a transient lodging facility held out for public accommodation must comply with the minimum rules established by the state department of health.
B. It shall be unlawful to rent, lease, or otherwise hold out for public accommodation any transient lodging facility unit that does not have:

1. A complete operable bathroom, including flush toilet, sink, and bath or shower in working order; and
2. For each guest, an adequate daily supply of at least the following sanitary supplies:
a. Hot and cold running water;
b. Soap;
c. Towels;
d. Toilet paper, and
e. Clean linen.
C. Each transient lodging facility shall be cleaned after the departure of each guest and before the arrival of any subsequent guest.
(Ord. No. 2022-62, 2-16-2023)

### 3.08.100. - Inspections.

Each transient lodging facility shall comply and cooperate with any fire, land use, code enforcement, building, health, or other inspection conducted by municipal officials, with or without notice. Each short-term rental unit shall be inspected by the Fire Marshal or their representative each year prior to the renewal of the business license for the short-term rental.
(Ord. No. 2022-62, 2-16-2023)

### 3.08.110. - Duty to report.

Any owner, manager, or attendant of any facility covered by this section shall report promptly to the proper authorities any violations of a municipal ordinance or any violation of law which he or she has reason to believe was or is being committed on the premises.
(Ord. No. 2022-62, 2-16-2023)

### 3.08.120. - General development and maintenance standards.

A. Maintenance standards. Any property that contains a dwelling which is licensed as transient lodging facilities shall conform to the following standards:

1. Structures shall be properly maintained, painted and kept in good repair, and grounds and landscaped areas shall be properly maintained and watered in order that the use in no way detracts from the general appearance of the area;
2. For short-term rentals, the use of a dwelling as a short-term rental shall not in any way change the appearance of the dwelling or property for residential purposes; and
3. Each sleeping room must meet current international residential codes for egress and be equipped with smoke and CO2 detectors. A fire exiting route plan and maximum occupancy number must be posted in each sleeping room.
B. Prevention of noise, nuisance, or trespass at short-term rentals. The owner of any short-term rental shall be responsible to ensure that guests or occupants do not:
4. Create noises that by reason of time, nature, intensity, or duration are out of character with noises customarily heard in the surrounding residential neighborhood.
5. Disturb the peace of surrounding residential property residents by engaging in shouting, fighting, playing of loud music, racing of cars or recreational vehicles on streets, engaging in outside recreational activities after 10:00 p.m., or other similar activities.
6. Interfere with the privacy of surrounding residents or trespass onto surrounding properties.
7. Allow pets or animals to create noise, roam the streets, trespass on neighboring properties, or create a mess that is not cleaned up by the owner or custodian of the pet or animal.
8. Engage in any disorderly or illegal conduct, including illegal consumption of drugs and alcohol.
C. Required posting. The following information must be posted in a clear, concise, and unambiguous manner and in a conspicuous location inside any dwelling licensed as a short-term rental:
9. A copy of the short-term rental business license.
10. The name, address, and phone number of the owner or property manager.
11. The location of all fire extinguishers.
12. A list of all rules applicable for short-term rentals.
13. The maximum occupancy of the short-term rental and the maximum number of vehicles allowed.
D. Miscellaneous rules and regulations. The following rules and regulations shall apply to any property for which a transient lodging facilities license has been issued:
14. Outdoor pools, hot tubs, or spas shall not be used between the hours of 11:00 p.m. and 6:00 a.m.
15. Maximum occupancy in any dwelling licensed as a short-term rental shall be ten persons at any one time. If, however, the property has a fire sprinkler system or other fire suppression system acceptable to the Hurricane Valley Fire District Fire Department, a greater occupancy may be approved. Maximum occupancy of the dwelling must be included in the regulations sign.
16. The owner of any property containing a dwelling licensed as a short-term rental shall cause to be displayed in a City approved location on the exterior of the property an approved sign containing the name and 24 -hour per day, 365 -day per year telephone number of the owner or other party designated by the owner as property manager who will be responsible for receiving and resolving complaints regarding activities on the property and the conduct of its occupants and guests. The sign shall not exceed 12 inches by 18 inches and shall be the only sign other than an address permitted on a short-term rental property.
17. The owner or property manager shall provide information on current occupants to police, emergency, or City personnel as requested. The owner or other person designated as the property manager shall respond to complaints and concerns within one hour of any phone call or other notification. Failure of the owner or property manager to respond in a timely manner may result in a violation and possible fines to the business license holder and property owner.
18. The requirements of this section shall be in effect throughout the time a short-term rental license is in effect on the property, regardless of whether the property is occupied by the owner, nonpaying guests of the owner, or paying guests of the owner. The City finds that, given the practical difficulty of determining whether or not the occupants are paying guests, enforcement of the requirements contained in this section shall be based on whether the property is licensed as a short-term rental.
19. An inspection of a short-term rental property for compliance with these regulations shall be performed prior to the issuance of a business license and shall be required each year before renewal of the business license. Additional inspections may be performed with 24 -hour notice to the license holder/property manager if deemed necessary by the City.
20. The owner of any dwelling licensed as a short-term rental shall be required to collect and remit on a timely basis transient lodging taxes pursuant to Utah law.
(Ord. No. 2022-62, 2-16-2023)

### 3.08.130. - Whole home vacation rentals and other short-term rental standards.

A. Regulations and restrictions imposed by this section are in recognition of the premise that short-term rentals provide lodging for a transient population that may or may not honor neighborhood mores or exhibit neighborly consideration to the same extent as permanent residents. Separation requirements
listed in subsection C of this section and total license limits listed in subsection D of this section are based on a desire to maintain the overall residential character of neighborhoods and the purpose of single-family residential zones to promote safe locations for residential uses.
B. Business license required. No dwelling in any permitted zone shall be occupied or used as shortterm rental until such time that the owner has obtained a business license issued in accordance with the provisions of this section.
C. Conditions for issuance of a business license for a short-term rental. Issuance of a short-term rental business license by the Business License Officer shall be subject to the following:

1. A complete application for a short-term rental business license shall have been submitted in aecordance with section 3-1-5, and which shall also include:
a. The name, address, and phone number of the owner or other person designated by the owner as the property manager who shall be responsible for ensuring compliance with the rules and regulations specified in this section, and
b. A valid state tax number for remittance of transient lodging taxes.
2. The dwelling unit for which the business license is sought shall be located in a permitted zone according to this title, have been built to meet building and fire codes for transient occupancy, and have been issued a certificate of occupancy.
3. Portions of a single-family dwelling may not be used as a short-term rental unless located within a recreation resort zone or appropriately licensed as a residential hosting facility in accordance with the regulations for that use. A whole home vacation rental and a residential hosting facility located in a residential zone may not be located in the same single-family dwelling.
4. In permitted single family zones, the owner of a single family dwelling for which a shortterm rental business license is sought shall not hold a business license to operate another short term rental within the City limits. For purposes of this subsection, "owner" means any individual, eorporation, partnership, limited liability company, trust or other entity which has a legal or equitable ownership interest in the single-family dwelling, or any individual who has an ownership or beneficiat interest in any corporation, partnership, limited liability company, trust, or other entity which has a legal or equitable ownership interest in the single family dwelling.
5. In permitted single family zones, a whole home vacation rental license shall not be issued if there is another licensed whole home vacation rental property located within 300 feet, as meastred along the same street or around the corner, of the front property line corners of the property where the proposed whole home vacation rental license is being sought.
D. Limit on the total number of whole home vacation rental licenses within single family zones as contained in title 10 , chapters 13 and 14 of this Code. The total number of whole home vacation rental business licenses issued within single family zones shall be limited in accordance with the following:
6. The maximum number of whole home vacation rental business licenses for properties in single-family zones to be issted shall be based on the City's total population, allowing three licenses for every 1,000 people of the total population.
7. The total number of licenses available each year shall be reealeulated based on an estimated population derived by adding the total number of new dwelling units times 2.779 residents per unit to
the prior year's base population. The City shall readjust the population numbers every ten years after the release of the census numbers. If the census numbers are lower than the City's projection, the City shall not revake any issued license but shall not issue any additional licenses until the City population justifies additional license availability.
8. If, after the maximum number of licenses has been isstred, an applieation meeting all other requirements for isstance of a license is received, the application shall be placed on a waiting list in order of the date of receipt. No fees will be due until a license becomes available. When a license becomes available, the first applicant on the waiting list shall be notified of the license availability, and the applieant shall have 45 days from the date of such notice to file a complete application and pay the filing fee, and six months thereafter to complete the licensing process. In the event that the applicant fails to file a complete application and filing fee within said 45 days, or fails to complete the licensing process within said six months, the application shall be deemed to have expired, and the next applicant will be notified of the license availability, and the same procedure shall apply.
9. In the event of a sale or other transfer of any property containing a dwelling licensed as a whole home vacation rental, the purchaser or transferee of the property is permitted to continue to use the property as a whole home vacation rental, but the purchaser or transferee shall be required to apply for a new license within 45 days of the date of purchase or transfer. In the event that the purchaser or transferee fails to apply for a new license within said 45 days, the license and ability to use the property as a whole home vacation rental will be forfeited, and the owner must reapply for any available license or be placed on the waiting list.
E. Parking regulations. The following parking regulations apply to property licensed as a whole home vacation rental:
10. No tenant, guest, or other person visiting a whole home vacation rental shall park on a public street.
11. Off-street parking shall be provided on the same lot as the dwelling that is licensed as a whole home vacation rental.
12. Off-street parking shall be provided at one vehicle per bedroom. Tandem spaces on a driveway may be used.
13. No off-street parking space may be located in front of the living area of the dwelling unless there is a circular driveway.
14. The number of vehicles permitted for the occupants of a whole home vacation rental shall be restricted to the number of off-street parking spaces provided by the owner.
15. No tenant, guest, or other person visiting a whole home vacation rental shall park or allow to be parked recreational vehicles or trailers of any kind on the public street.
16. Owner shall supply a parking plan that complies with this section with the business license application.
(Ord. No. 2022-62, 2-16-2023)

### 3.08.140. - Residential hosting facilities.

A. Conformity with standards and business license required. No residential hosting facility shall be established unless:

1. The facility can meet the development standards of this chapter;
2. A business license has been issued in accordance with the regulations in title 3 of this Code;
3. Operation of a residential hosting facility without a current City business license is considered a violation and each day of operation shall be considered a separate offense.
B. Development standards; residential hosting facilities. The development standards set forth in this section shall apply to all residential hosting facilities.
4. Location. A residential hosting facility shall be located in a single-family residential structure deemed suitable for habitation.
5. Number of accessory dwelling units (ADU). Only one ADU may be used as a residential hosting facility on any one lot, as those terms are defined in title 10 , chapter 3 and chapter 41 of this Code.
6. Accessory dwelling units. The use of an ADU for a residential hosting facility shall be governed by this chapter, ehapter 10-41, and other applicable chapters.
7. Guestrooms. Rentable guestrooms shall be limited to not more than four bedrooms in the entirety of one ADU. The total number of occupants, including an owner, owner's family, and guests occupying the home at one time shall be no more than ten. Maximum occupancy must be posted in each rentable guestroom.
8. Number of bookings. No more than one booking is allowed and no more than one party may occupy any residential hosting facility at any one time.
9. Current codes. Guestrooms must meet current international residential codes for egress and be provided with smoke and CO2 detectors. A fire exiting route plan must be posted in each sleeping guestroom.
10. Meals. If meals are offered, meals shall be served only to overnight guests.
11. Landscaping. Landscaping shall be provided and maintained to minimize impact on neighboring properties, to retain the residential character, and to provide a visual buffer for on-site parking in relation to adjacent properties and the street.
12. Parking. The following parking regulations apply to residential hosting facilities:
a. Two off-street parking spaces shall be provided for the owner.
b. One space shall be provided per guestroom.
c. Off-street parking shall be provided on the same lot as the residential hosting facility.
d. Tandem parking is permitted for one space only. Spaces that are located directly in front of the garage doors may not be counted as off-street parking.
e. Off-street parking may not be provided within the front yard setback other than the existing driveway.
f. No tenant, guest, or other person visiting a residential hosting facility shall park on a public street.
g. The number of vehicles permitted for the occupants of a residential hosting facility shall be restricted to the number of off-street parking spaces provided by the owner.
h. No tenant, guest, or other person visiting a residential hosting facility shall park or allow to be parked recreational vehicles or trailers of any kind on the public street.
i. Owner shall supply a parking plan that complies with this section with the business license application.
13. Signs. Only one sign not larger than one foot by two foot in size may be used to advertise a residential hosting facility. The sign may not be illuminated unless by a single down facing low wattage fixture.
14. Street standards. A residential hosting facility shall be located on a street that meets fire code requirements.
15. Structural modifications. A valid building permit is required before any structural modifications or additions may be made to a building to be used pursuant to this chapter. A business license to operate a residential hosting facility shall not be issued for a property that was modified or added to without a valid buillding permit. A previously-issued business license shall be subject to revocation purstant to title 3 of this Code upon evidence that the structure was modified or added to without a valid building permit. Provided, however, that a business license may be issued or maintained for a structure that was modified or constructed without a building permit if all applicable fines are paid and the Building Official is provided with adequate evidence to the satisfaction of the Official that the modification or construction was done in compliance with the building code and fire code.
16. Other regulations. A residential hosting facility is subject to all other applicable sections of this Code, including, but not limited to, building and fire codes, transient lodging facility regulations, and transient room tax requirements.
(Ord. No. 2022-62, 2-16-2023)

## Sec. 10-51-15. - Recreation resort units.

Recreation resort short-term rental units shall be subject to the provision of this chapter.
(Ord. No. 2022-62, 2-16-2023)

## Sec. - Development standards; bed and breakfast inn.

A bed and breakfast inn may be established in any zone where allowed as a permitted or conditional use, and shall conform to applicable commercial construction codes, zoning requirements, state health department requirements, and the requirements of any other applicable codes and/or ordinances adopted by the City.

### 3.08.150. - Penalty; suspension or revocation of license.

A. Enforcement provisions.

1. Any owner of any dwelling within the City who allows or permits occupation of said dwelling as a short-term rental without having first obtained a business license in accordance with the provisions of this section shall be in violation of this section and shall be subject to a civil citation with a penalty of $\$ 750.00$ per day as set forth in section 1-4-5 of this Code. A violator of this paragraph shall also be guilty of an infraction, which shall be punishable by a fine of up to $\$ 750.00$ for each such violation. In addition, in the event that such dwelling is on the waiting list for a whole home vacation rental as described in this chapter at the time of such violation, the business license application for said dwelling shall be removed from the waiting list and the dwelling shall not be considered for a shortterm rental business license unless a new application is submitted.
2. Any owner of any dwelling within the City, who, having first obtained a business license for use or occupation of said dwelling as a short-term rental, thereafter operates or permits the operation of said short-term rental in violation of the terms and provisions of this section shall be subject to a civil citation with a penalty of $\$ 750.00$ per day as set forth in section 1-4 5-f this Code.A violator of this paragraph shall also be guilty of an infraction, and shall be punished by a fine of up to $\$ 750.00$ for each such violation.
3. Any person who occupies a short-term rental as a guest and who violates any local ordinance or state law shall be subject to arrest, issuance of a citation, or other civil or criminal process in accordance with all state, federal or local statutes, rules, or ordinances.
4. Violation of any provision of this section regulating short-term rentals shall constitute a separate offense for each day said violation occurs or continues.
5. In the event of three or more violations of this section committed by an owner or guest, or any combination of the two, within any 12 -month period, the City Council may, depending on the nature or extent of the violations, proceed with the revocation of the business license for any short-term rental property in accordance with the provisions of the general business license ordinance.
6. In the event of a license being revoked by the City Council for violations of this chapter, the owner of the property in question shall not be issued a new short-term rental business license for a period of one year.
B. In addition to the denial, suspension, revocation, or refusal to renew a license as outlined in this chapter, any licensee who shall operate a transient lodging facility in violation of this chapter, and/or any person designated by the licensee as the manager or person in charge of daily operation of said facility who shall permit or allow said facility to operate in violation of this chapter, shall be guilty of an infraction and shall be punished for each offense by a fine as provided in section 1-4-1 of this Code.
(Ord. No. 2022 62, 2-16-2023)
SECTION 3. Severability. If any section, subsection, sentence, clause or phrase of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of this ordinance.

SECTION 4. Effective Date. This ordinance shall become effective immediately upon posting.
PASSED AND ADOPTED by the City Council of Morgan, Utah, this $\qquad$ day of , 2024.

STEVE GALE, Mayor

## ATTEST:

DENISE WOODS, City Recorder

## CITY COUNCIL VOTE AS RECORDED:

|  | Aye | Nay | Excused |
| :--- | :--- | :--- | :---: |
| Councilmember London | - | - | - |
| Councilmember Wardell | - | - | - |
| Councilmember Turner | - | - | - |
| Councilmember Richins | - | - | - |
| Councilmember Alexander | - | - |  |

(In the event of a tie vote of the Council):
Mayor Gale

DECEMBER 12, 2023; 6:00 P.M.

MAYOR AND COUNCILMEMBERS
PRESENT:

STAFF PRESENT:

EXCUSED:

Mayor Steve Gale, Tony London, Jeff Wardell, Jeffery Richins and Dave Alexander

Ty Bailey, City Manager; Gary Crane, City Attorney; Jake Young, City Planner, CitiDesign; and Denise Woods, City Recorder

Eric Turner

This meeting was held in the Council Conference Room of the Morgan City Offices, 90 West Young Street, Morgan, Utah. The meeting was streamed live on YouTube and available for viewing on the City's website - morgancityut.org.

This meeting was called to order by Mayor, Steve Gale.

## ITEMS FOR DISCUSSION

AN ORDINANCE ENACTING TITLE 10, CHAPTER 10.16, SECTION 10.16.180 ENTITLED ACCESSORY DWELLING UNITS OF THE MORGAN CITY CODE; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE - ORDINANCE 23-16

Jake Young, City Planer, CitiDesign, discussed the proposed ordinance related to state law and accessory dwelling units. He stated the existing state law required all cities to allow for accessory dwelling units (ADUs). The law specified that these ADUs could be internal, within the building footprint, and now even included the possibility of converting a garage for this purpose.

Jake stated over the past year, efforts were made to enact an ordinance to formalize the allowance of ADUs within the City. The decision was driven by the fact that state law already permitted it, making it necessary for the City to align its regulations accordingly.

Jake highlighted that the Planning Commission had actively exercised its authority to control various aspects related to ADUs. This included considerations such as parking regulations and the possibility of requiring owner occupancy.

As for the definitions and understanding of ADUs, Jake explained that these units could take various forms, from being in the attic to secondary units over garages. The ordinance specifically added definitions like "attached accessory dwelling unit" for those expanding their existing homes and "detached accessory dwelling unit" for completely separate units.

Jake also touched upon the fact that the ordinance, as proposed, would permit individuals to have up to two accessory dwelling units, considering both internal and detached units. However, he clarified that several conditions, including parking requirements, needed to be met before construction could commence.

Jake referenced other cities in Utah, such as Farmington and Layton, which had allowed ADUs for years without significant issues. He mentioned that the prevalence of ADUs in cities with the highest adoption rates accounted for only $5 \%$ of all homes.

Jake addressed the expectation that not everyone would immediately rush to construct accessory dwelling units (ADUs) in Utah. He acknowledged that there might be initial concerns or misconceptions about a sudden surge in ADU construction, but he emphasized the importance of recognizing the practicality of the situation.

Jake addressed questions regarding the various types of ADUs. He clarified that an ADU was distinct from an RV or a mobile home. He stressed that ADUs must be on a foundation, and while there might be anticipated resistance or objections to this requirement, it was a specific stipulation in the definition of ADUs.

Jake stated that there might be individuals already residing in motor homes next to houses, falsely claiming them as ADUs. He affirmed that such mobile units did not meet the established definition of ADUs, which explicitly mandated a foundation. Addressing the situation where someone might be living in an RV next to a house, he indicated that this scenario wouldn't fall under the ADU ordinance, as there are likely existing regulations and codes governing such situations, possibly deeming it a code violation. He said if someone was living in an RV on a property, the ADU ordinance wouldn't be applicable, as there would likely be separate regulations limiting the duration of RV stays. He admitted that he didn't have precise information on the local regulations but indicated that living in an RV near a house might be subject to specific limitations.

Councilmember London mentioned the enforcement issue was quite challenging, as the City didn't have the resources or staff to proactively address this issue. He explained if a resident had concerns about activities in their neighborhood and suspected a violation, they could approach the City to file a complaint and the City would then investigate the reported issue.

Jake explained permitted uses for accessory dwelling units (ADUs) mirrored those of single-family homes. The regulations specified that whatever activities were allowable in a single-family home were also permissible in an ADU. This encompassed home-based businesses, living arrangements, and considerations like farm animals, all subject to the property's existing allowances.

Jake explained that ADUs were allowed in every residential zone (R), and additionally marked on commercial zones with some conditions. Notably, existing residential homes on State Street, now in commercial zones due to changes over time, were considered non-conforming but were permitted to remain residential until sold. An important point was raised regarding the tie between the use of the main property and the accessory use. Specifically, if a residential property transitioned to a commercial use, such as converting the main home into an office, any existing ADU on the property might need to be removed.

Gary Crane, City Attorney confirmed this perspective.
Jake stated the regulations limited commercial use with an existing home to internal ADUs only, excluding detached ADUs. The rationale for this exclusion was to facilitate the transition of these commercial homes into different uses in the future, leveraging economic opportunities. Additionally, detached ADUs were explicitly prohibited on flag lots due to potential challenges related to emergency access, utilities, and overall practicality in such configurations, i.e., a home behind a home, behind a home.

Jake explained the ADU application process. Depending on the type of ADU, whether it was internal, attached, or detached, the requirements varied in complexity. For internal ADUs, applicants only needed to
complete a few specific steps. However, for attached or detached ADUs, individuals were required to submit building plans and obtain a building permit, among other necessary documents.

Councilmember Alexander inquired about the status of the application, specifically whether they were still in the process of development or if they had already been prepared and were ready for use.

Jake stated they were still in the process of developing the process and applications. He said once the ordinance was adopted the process and applications would be finalized.

Ty Bailey, City Manager, explained the fee had not been set yet. The process for establishing fees was conducted through the Consolidated Fee Schedule. The fees for short-term rentals would be set through business licensing and the fee structure for the ADUs aligned with the building permit, with considerations for the number of inspections, plan reviews, and staff time involved.

Jake clarified that there were distinct permits involved, including the land use permit for accessory dwelling units and the building permit. Both permits adhere to the Consolidated Fee Schedule, ensuring consistency in the fee structure. He said once the ordinance had been adopted the fees would be calculated and an amendment to the Consolidated Fee Schedule would come before the Council for approval to set the fees.

Jake mentioned the standards which applied to all accessory dwelling units (ADUs) which included the following:

- Separate Sales Prohibition: All accessory dwelling units (ADUs) were subject to a strict standard prohibiting separate sales, addressing concerns raised by attempts to build detached units for subsequent property division.
- Building Code Compliance: Strict adherence to all applicable building codes was a fundamental requirement for any ADU project, ensuring safety and compliance with regulatory standards.
- Sensitive Lands Review: For ADUs located in sensitive lands, particularly detached units, a review by City staff was mandated as per the sensitive lands ordinance, with the hope that the review process would remain relatively light.
- Prohibition of Separate Meters: While state regulations allowed for separate meters, the decision for ADUs was contingent upon the City's perspective, considering the complexities associated with separate metering and aligning with certain divisions within the municipal structure.
- Setback Requirements: Setback requirements for attached ADUs mirrored those of the main structure, given their integration into the primary building. However, detached ADUs were subject to distinct setback provisions outlined in the ordinance.
- Architectural Design Conformity: Design standards were outlined, requiring 25\% of the exterior material of ADUs to match the main house, promoting architectural cohesion. Similarly, color choices for ADUs were expected to align with $60 \%$ of the main house.
- Outside Entrance Mandate: Detached ADUs were mandated to have an outside entrance, ensuring convenient access for tenants. This decision aimed to address practical concerns, providing a clear and accessible path for renters, especially during adverse weather conditions.
- Single-Family Rental Restriction: In the past, the stipulation was that no more than one family could rent an Accessory Dwelling Unit (ADU) at any given time. This restriction aimed to regulate occupancy and usage.
- State Code Reference: Reference was made to the state code concerning family definitions, ensuring compliance.

The discussion continued with pointing out the following for internal, attached, and detached ADUs.

- Internal and Attached ADUs:
- State code regulations allowed for internal and attached ADUs, with a prohibition on lots less than 6,000 square feet.
- Off-street parking was a requirement for ADUs, with an additional space mandated on top of the existing parking requirements for the primary residence.
- ADUs were not permitted in mobile homes.
- Detached ADUs:
- Detached ADUs were subject to specific conditions, such as not being built on slopes greater than $30 \%$.
- Architectural and color matching were requirements for detached ADUs.
- Separate building permits were necessary for detached ADUs, even if built concurrently with a single-family home.
- Larger lot size, 10,000 square feet, was a requirement for detached ADUs.
- Setback regulations included a 5 -foot setback from the front of the home, 10 -foot side yard setback ( 15 feet for corner lots), 10 -foot rear setback, and a 10 -foot distance from the primary structure.
- The building code allowed for a 6 -foot minimum distance between two buildings, as requested by the building department for fire safety.
- Fire Safety Measures:
- A requirement was added that detached ADUs should not be more than 250 feet from the nearest fire hydrant.
- Parking requirements for detached ADUs were set at one stall per bedroom.
- The maximum height for detached ADUs was 25 feet, aligning with the height of singlefamily homes.
- To address concerns about size, a regulation was established that the main floor of a detached ADU should not exceed the existing square footage of the primary dwelling's main floor or a maximum of 1,000 square feet. This ensured that ADUs remained accessory structures and not larger than the primary residence.
- Termination Considerations:
- The termination of the land use allowance for an Accessory Dwelling Unit (ADU) was a key consideration.
- Once an ADU was built, its permanence was evident, but the City retained the authority to revoke the residential use allowance.
- Revocation meant restrictions on renting to individuals outside the family, and the possibility of revoking a business permit for non-compliance with landlord responsibilities.
- Occupancy Requirements:
- Property owners were required to occupy the ADU if it was being rented, a mandate supported by the Planning Commission.
- This requirement aimed to prevent homes from transforming into rental duplexes and encouraged home ownership for overall neighborhood stability.
- The condition addressed potential concerns about the City approving additional units, emphasizing the gradual and organic growth of residential properties.
- Flexibility in Occupancy:
- The requirement for one unit to be owner-occupied allowed property owners flexibility in deciding whether to reside in the ADU while renting out the main house or vice versa.
- This ensured the ongoing presence of the property owner on the premises, regardless of the specific configuration of living arrangements.
- Notices and Violations:
- The City retained authority over notices and violations related to ADUs.
- Enforcement measures included the ability to place a lien on the property.
- Violations could result in fines of $\$ 100$ per day, indicating a substantial deterrent and regulatory mechanism.
- These enforcement measures aimed to ensure compliance and deter any deviations from the established regulations, demonstrating the City's commitment to the proper use and management of ADUs.

Councilmember Alexander stated the proposed ordinance allowed for a denied approval application to be appealed through the appeal authority. He asked who the appeal authority would be.

Gary explained pursuant to the City Code an appeal authority was appointed when needed (Title 10, Chapter 10.10). This change was implemented to ensure a more streamlined and efficient process. Historically, three or four qualified individuals were pre-selected for this role.

Ty stated a recent training session he attended suggested potential challenges when appointing individuals at the time of a challenge, as the other party may not have an opportunity to provide input on the appointees. It was acknowledged that it had been a while since appointments were made, and there was a proposal to address this by revisiting the selection of qualified individuals.

Gary said often the attorney from another jurisdiction played a crucial role. For instance, Clint Drake from Bountiful used to be a part of Layton's appeal authority, and Layton reciprocated by having a representative on his team. He stated this reciprocal arrangement was a common practice. The selection process typically involved choosing someone from the land use group. The emphasis was on selecting an individual who could maintain objectivity and possessed comprehensive knowledge. The key consideration was to ensure that the selected person could approach matters impartially, especially in cases where there might be skepticism due to local affiliations.

Councilmember Alexander suggested referencing the existing City code in the proposed ordinance, specifically the section related to the appeal authority, for clarity and consistency.

Discussion commenced regarding the addressing section of the ordinance. For all ADUs the address would incorporate an "a," "b," or "c" designation alongside the house number for emergency services, or any location-specific purposes. This method ensured clarity and precision in specifying different units within the same address. Because the Morgan Post Office is a rural post office it will only deliver mail to the main house number.

Discussion regarding the concern of constructing the Accessory Dwelling Unit (ADU) before the primary residence. Ty pointed out that this approach could pose challenges unless both were part of a joint application. Ty emphasized the importance of having the main residence planned and in progress before considering the ADU. Concerns were raised about potential limitations if someone decided to build their dream home after constructing the ADU, considering factors were the placement of the ADU affecting the property and the positioning of the primary residence. Ty mentioned current regulations prohibited constructing structures like a barn before the main house. This raised the question of whether the ordinance needed addressing to accommodate such situations.

Jake suggested that the process might require obtaining plans for both units simultaneously to avoid future complications.

Ty considered the possibility of both building plans being approved at the same time to provide flexibility. However, he acknowledged the potential financial challenges and suggested that having the main residence built first or simultaneously could be a more prudent approach. He also expressed concerns about situations where a building permit was obtained but the construction was delayed or abandoned, leading to a reset in the process.

Jake suggested adding language to the ordinance stating that detached ADUs should be built after the primary dwelling was constructed or simultaneously.

## TRAINING - GARY CRANE, CITY ATTORNEY

Gary said one of the most frustrating things he encountered during his time on the Hill was dealing with referendum issues. There was always a sentiment that referendums were sacred because they dealt with the electorate - the people who vote and their ability to vote. He provided some historical context. He explained Utah was one of the first states to adopt a referendum or initiative back in 1900. By 1920, about nine states had adopted some form of referendum or initiative. He said the individuals on the Hill believed there was a need for people to vote on issues, leading to the adoption of referendums. However, the original framers of these referendum and initiative provisions in the Constitution likely never anticipated that they would be used to limit someone else's use of their land. He said he believed that if they had foreseen this, they might have included restrictions.

Gary stated in subsequent years, the legislature exempted zoning from the referendum process. The Constitution stated that people have the right to vote on issues, but only as the legislature created rules for voting on those issues. The court has been cautious about ensuring the legislature doesn't overreach. For a long time, there were no rules addressing planning, zoning, and financial issues in referendums.

Gary said in the '70s, a provision was invoked to subject planning and zoning to referendums, but limited it to only certain legislative acts, i.e., a rezone, a massive rezone of the city, a large master plan change, or an annexation. Many states continued to exempt land use from referendums due to conflicting constitutional rights - people's right to develop their land versus their right to vote on issues. However, the legislature passed Senate Bill 199 , stating that if a land use provision and had received a $100 \%$ vote from the legislative body, it was not subject to referendum. This marked a significant shift in favor of land use and development.

Gary delved into specific cases, discussing a judge's determination regarding a referendum over highdensity housing. The court's decisions and the evolving landscape of referendums in the state were highlighted, emphasizing the potential impact on property rights and development.

Overall, the training session provided insights into the complexities and challenges associated with the referendum process, particularly in the context of land use issues.

This meeting was adjourned at 7:03 p.m.

Denise Woods, City Recorder
Steve Gale, Mayor

These minutes were approved at the February 13, 2024 meeting.

# MAYOR AND COUNCILMEMBERS 

 PRESENT:STAFF PRESENT IN-PERSON:

## EXCUSED:

OTHERS PRESENT:

DECEMBER 12, 2023; 7:08 P.M.

Mayor Steve Gale, Tony London, Jeff Wardell, Jeffery Richins, and Dave Alexander

Ty Bailey, City Manager; Gary Crane, City Attorney; Denise Woods, City Recorder; Jake Young, CitiDesign, City Planner; and Cyler Preece, Water/Wastewater Operator;

Eric Turner
Ed Schultz, Wasatch Peaks Ranch; Rachel Preece and Kerry Preece

This meeting was held in the Council Conference Room of the Morgan City Offices, 90 West Young Street, Morgan, Utah. The meeting was streamed live on YouTube and available for viewing on the City's website - morgancityut.org.

This meeting was called to order by Mayor Steve Gale.
The pledge of allegiance was led by Councilmember Richins.
The opening ceremony was presented by Councilmember Wardell.

## APPROVAL OF MEETING AGENDA

MOTION: Councilmember London moved to approve the agenda.
SECOND: Councilmember Richins
Vote was 4 ayes; Motion passed unanimously to approve the agenda; Councilmember Turner was absent.

## MINUTES AND WARRANTS

MOTION: Councilmember Alexander moved to approve the following:
Minutes of the City Council Work Meeting - November 14, 2023;
Minutes of the City Council Meeting - November 14, 2023;
Minutes of the Special City Council Meeting - December 5, 2023; and Warrants (11/09/2023-12/08/2023).

SECOND: Councilmember London
Vote was 4 ayes; Motion passed to approve the minutes with corrections made by Councilmember Alexander and one set of warrants; Councilmember Turner was absent.

## CITIZEN COMMENTS

Ed Schultz, Wasatch Peaks Ranch - 4175 North Morgan Valley Drive, Morgan, Utah - Mr. Schultz addressed some recent changes in the community. He stated their company, Wasatch Peaks Ranch, had been an active member of this community for almost five years. A recent ruling had led to the transition from a temporary restraining order, due to ongoing litigation, to a preliminary injunction. He shared information about the impacts of these changes, as they have had a significant effect on us as a company and as members of the community.

Ed stated Wasatch Peaks Ranch employed over 190 individuals, 40 of whom are residents of Morgan. He said they had obtained 140 approvals from Morgan County, the State, and the US Army Corps of Engineers, all of which are now under question. The repercussions now extend to all members and citizens of the County, affecting taxpayers and school children. Last year, residents on the 50 home sites we platted and created in 2022 contributed $\$ 2.2$ million in tax payments to Morgan County. Although this discussion pertains to Morgan City, it's crucial to note that these Morgan County taxes also support the School District, benefiting many City residents and school children, with around $70 \%$ of the funding going to the School District. He said looking ahead to 2023, we have planned an additional $50-55$ home sites, the tax implications of which are now uncertain. These new home sites, based on assessed values in 2022, could have potentially created up to another $\$ 4.5$ million in taxes for the County and the School District. We are actively working to understand the implications of these developments.

Ed emphasized that these impacts now extend community-wide, affecting all citizens, taxpayers, and school children. Furthermore, the ramifications reach beyond our immediate valley. He said Wasatch Peaks Ranch employed over 300 contract employees and subcontractors, whose work had been halted except for protective maintenance. The financial impact on these individuals, especially during the holiday season, is significant. Employees were based in various counties, including Morgan, Weber, Davis, Summit, Salt Lake, Tooele, and even parts further south.

Ed presented a dozen impact letters shared in a recent court hearing, representing companies of various sizes, such as Hunt Electric, Integrity Golf, Langan Engineering, Magleby Construction, and Whitaker Construction. Secondary, tertiary, and even quaternary impacts are starting to surface, affecting businesses and individuals in unforeseen ways. I have personally read each one and spoken with the individuals involved. It is anticipated that this will be a challenging Christmas for many people.

He stated while we firmly believe in constitutional rights, we acknowledge the need for a responsible exercise of those rights. My primary aim is to raise awareness about the wide-ranging impacts on friends, neighbors, fellow citizens, and their children and grandchildren.

Ed expressed his thanks to the Mayor and Council for their time and service.

## VERBAL PRESENTATIONS

Cyler T. Preece - Cross Connection Control Program Administrator Certificate - Mayor presented Cyler his certificate and expressed appreciation on behalf of the City for his hard work and dedication to completing the program. He complimented Cyler on his work with the City.

## ACTIVE AGENDA

AN ORDINANCE ENACTING TITLE 10, CHAPTER 10.16, SECTION 10.16.180 ENTITLED ACCESSORY DWELLING UNITS OF THE MORGAN CITY CODE; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE - ORDINANCE 23-16

Mayor stated City Staff, the Planning Commission, and the City Council had spent a great deal of time discussing and drafting this ordinance regarding accessory dwelling units. He turned the time over to Jake to present the ordinance to the City Council for adoption.

Jake Young, City Planner, CitiDesign, provided background information for future viewers, explaining that an accessory dwelling unit (ADU) was a second residential unit on a property, which can be internal, attached, or detached. He highlighted the secondary nature of ADUs in residential living and their significance for the community.

Jake stated a year ago, there was a joint session with the Planning Commission and the City Council where various topics, including ADUs, were discussed. At that time the City Council approved the pursuit of ADUs, and over the next six to seven months, the Planning Commission worked on crafting an ordinance. Last month, the Planning Commission recommended the ordinance to the City Council for approval. He stated the proposed ordinance allowed Morgan City residents to apply for internal, attached, or detached ADUs. He emphasized the foundation requirement for detached ADUs, ensuring they are not mobile homes, that utilities would not have additional metering, and arrangements for utility payments would need to be made between homeowners and ADU residents.

Jake touched upon the affordability aspect of ADUs, noting their potential to offer housing options and generate income for homeowners. The discussion also included potential changes to the ordinance, specifically in sections related to appeal authority and standards for detached ADUs. The proposed changes involved referencing the City Code on appeal authority and adding a requirement that detached ADUs be built after or simultaneously with the primary dwelling. Jake mentioned the building height regulations and suggested that the existing maximum height of 25 feet for accessory buildings might be applied to ADUs.

Discussion ensued regarding potential changes to the ordinance. The consensus leaned towards passing the ordinance as is.

MOTION: Councilmember Alexander moved to adopt Ordinance 23-16 - An Ordinance enacting Title 10, Chapter 10.16, Section 10.16.180 entitled Accessory Dwelling Units of the Morgan City Code; Providing for repealer; Providing for severability; and Providing for an immediate effective date; with the proposed changes in Section 10.16.180.07(D)(1)(d) to read, "A denied approval application may be appealed through the appeal authority pursuant to Title 10, Chapter 10.10 of the Morgan City Code; and Section 10.16.180.10 to be changed with the addition of Section $10.16 .180 .10(\mathrm{G})$ to read, "A detached ADU shall be built after or simultaneously to the primary structure.

SECOND: Councilmember London

Discussion on the Motion: The Council discussed and confirmed that these modifications would be incorporated into Section 10.16.180, providing clear guidelines for the construction timing of detached ADUs and clarification of appeal authority.

ROLL CALL VOTE: Dave Alexander - aye<br>Jeffery Richins - aye<br>Jeff Wardell - aye<br>Tony London - aye<br>Eric Turner - absent

Vote was 4 ayes; Motion passed unanimously to adopt Ordinance 23-16 - An Ordinance enacting Title 10, Chapter 10.16, Section 10.16.180 entitled Accessory Dwelling Units of the Morgan City Code; Providing for repealer; Providing for severability; and Providing for an immediate effective date; with the proposed changes in Section 10.16.180.07(D)(1)(d) to read, "A denied approval application may be appealed through the appeal authority pursuant to Title 10, Chapter 10.10 of the Morgan City Code; and Section 10.16.180.10 to be changed with the addition of Section 10.16.180.10(G) to read, "A detached ADU shall be built after or simultaneously to the primary structure; Councilmember Turner was absent.

## BID AWARD - STATE STREET WATERLINE 2023 PROJECT - RESOLUTION 23-34

Ty Bailey, City Manager, provided information regarding the State Street Waterline 2023 Project. He explained that a leak had been discovered, specifically a lateral service leading to a far property, was found to be in poor condition. The project aimed to replace this section with a mainline, allowing for potential future connections if services were extended or property annexed. Competitive bids were received, and Ty expressed satisfaction with both the number of bids and their proximity in value. He stated the project, expected to commence in the spring. He emphasized that the work along State Street was essential and would likely be required regardless of annexation or other developments.

Ty mentioned that the engineer was comfortable with the company and the bid estimate was $\$ 225,000.00$.
Gary clarified that the standard practice was not to specify a bid amount but rather to authorize change orders as needed. The bid document contained all the necessary line-item pricing, and any changes would be handled within the established bid prices.

MOTION: Councilmember London moved to approve Resolution 23-34 - A Resolution authorizing an agreement with Allied Underground Technology for the State Street Waterline 2023 Project; Authorizing further negotiations and change orders necessary for the completion of the State Street Waterline 2023 Project.

## SECOND: Councilmember Richins

Discussion on the Motion: No discussion.
ROLL CALL VOTE: Dave Alexander - aye
Jeffery Richins - aye
Jeff Wardell - aye
Tony London - aye
Eric Turner - absent
Vote was 4 ayes; Motion passed unanimously to approve Resolution 23-34 - A Resolution authorizing an agreement with Allied Underground Technology for the State Street Waterline 2023 Project; Authorizing further negotiations and change orders necessary for the completion of the State Street Waterline 2023 Project; Councilmember Turner was absent.

## CITY REPORTS AND BUSINESS

## COUNCIL REPORTS

Councilmember London provided feedback from citizens regarding a need for a crosswalk at the end of the sidewalk leading into Island Road. The concern was that while the new sidewalk was beneficial for children walking across, a significant number crossed 300 West to reach the adjacent subdivisions. He said the citizens had proposed the idea of a crosswalk to enhance safety.

In response, the suggestion was acknowledged, and it was mentioned that the current focus had been on sidewalks directly associated with schools. The possibility of a crosswalk at the specified location was considered, taking into account the need for additional striping. The responsibility for the road was clarified, and it was mentioned that, as of now, only school-related crosswalks had been implemented. The need to assess the pedestrian traffic volume before making a decision was highlighted. The discussion also touched upon studying the traffic flow in the area, considering that Island Road had traffic coming from different directions. It was agreed that further investigation would be conducted to evaluate the feasibility of implementing a crosswalk at the suggested location.

Councilmember Richins mentioned he had received complaints about the uncleared sidewalk along the vacant lot at the end of Riverside Park and suggested Code Enforcement get in contact with the owner and clear it, so it was safe for pedestrians.

Appreciation was expressed for City staff's efforts, especially in keeping walkways clear during th winter months.

## CITY MANAGER UPDATES

Snowstorm - Ty informed the Council about the challenges with snow plowing during the last snowstorm. The new snowplow had broken and went back for repairs, and the old one also broke during use, causing delays in snow removal.

UAMPS Award - Clark Crook - Ty updated the Council regarding the UAMPS annual meeting and the upcoming recognition of Clark Crook - UAMPS Employee of the Year.

CMT Technical Services Agreement - Commercial Street Roadway Investigation - Ty updated the Council regarding the CMT Technical Service Agreement the City had entered into which would assess the road conditions before starting the Commercial Street improvements project in the spring. The need for improvements on Commercial Street was explained, specifically mentioning the rough road and concerns about the existing infrastructure.

Preece Annexation - Certificate Received from Lt. Governor's Office - Ty informed the Council that Preece annexation had been reviewed by the Lieutenant Governor's office and had been approved.

Train Depot - Ty updated the Council on the progress that had been made on the Train Depot project. He said the Historic Society expected to move in by the first of the year. He mentioned there would be a new sign for the Depot.

Union Pacific Easement - Ty stated he had been in contact with Union Pacific regarding an easement for the train viewing park.

Historic District Plaques - Ty stated the plaques for building along Commercial Street in the Historic District had been completed. The Mayor had made efforts to discuss placing plaques on buildings with owners. He stated the Historic District was a third-party non-profit group consisting of business owners on Commercial Street, Cheryl Gross and a couple others in an effort to help out with the Downtown Historic District and they had been great to work with. The Mayor and/or Ty attend their meetings.

Hometown Christmas - Discussed earlier in Council Report.

Downtown Area Plan - Ty said progress had been made on the Downtown Area Plan, involving background research, economic surveys, and stakeholder committee invitations had been sent out. Collaboration with CitiDesign had occurred, and meetings were scheduled on Wednesdays at 2 o'clock. Wasatch Front Regional Council was doing research regarding parks and trails. Emphasis was placed on the importance of having a plan for trails to be eligible for state trail grants. Jake mentioned this was a long-term vision and in order to be awarded a grant the City needed to have a plan and land in place.

Vehicles - Ty stated two new trucks had been acquired, and two old trucks (2019 models) would be put up for sale. Details about the trucks, including make, model, and year, were provided.

Ty also stated that everything which was posted on the public website sold and the other items went to the Council as surplus.

This meeting was adjourned at 8:08 p.m.

Denise Woods, City Recorder
Steve Gale, Mayor

These minutes were approved at the February 13, 2024 meeting.

## MINUTES OF MORGAN CITY

 COUNCIL MEETING
## MAYOR AND COUNCILMEMBERS

 PRESENT:
## STAFF PRESENT IN-PERSON:

## EXCUSED:

OTHERS PRESENT:

JANUARY 9, 2024; 7:00 P.M.

Mayor Steve Gale, Tony London, Eric Turner, Jeffery Richins, and Dave Alexander

Ty Bailey, City Manager; Gary Crane, City Attorney; Clark Crook, Power Foreman; and Denise Woods, City Recorder

Jeff Wardell

Marcus Blackburn, Innovative Structural Solutions

This meeting was held in the Council Conference Room of the Morgan City Offices, 90 West Young Street, Morgan, Utah. The meeting was streamed live on YouTube and available for viewing on the City's website - morgancityut.org.

This meeting was called to order by Mayor Steve Gale.
The pledge of allegiance was led by Councilmember Turner.

The opening ceremony was presented by Councilmember Alexander.

## APPROVAL OF MEETING AGENDA

MOTION: Councilmember Turner moved to approve the agenda

SECOND: Councilmember London

Vote was 4 ayes; Motion passed unanimously to approve the agenda; Councilmember Wardell was absent.

## MINUTES AND WARRANTS

MOTION: Councilmember London moved to approve the following:
Warrants (12/08/2023-01/05/2024)
SECOND: Councilmember Turner
Vote was 4 ayes; The motion passed unanimously to approve one set of warrants; Councilmember Wardell was absent.

## CITIZEN COMMENTS

No citizen comments.

## VERBAL PRESENTATION

Councilmember Alexander played the presentation for the Council of the UAMPS meeting where Clark Crook was awarded the 2023 UAMPS Employee of the Year Award. During the presentation a letter of nomination from the City was read.

Mayor congratulated Clark on receiving the award and expressed appreciation for all had done for the City.

## ACTIVE AGENDA

## RESOLUTION APPOINTING A MORGAN CITY REPRESENTATIVE TO THE

 ADMINISTRATIVE CONTROL BOARD FOR THE WASATCH INTEGRATED WASTE MANAGEMENT DISTRICT - RESOLUTION 24-01Mayor proposed that Councilmember London continue as the representative to the Administrative Control Board for the Wasatch Integrated Waste Management District.

Councilmember London expressed appreciation for the Council's support on this matter. He explained he had been on the Board for quite some time and had familiarized himself with various aspects during his tenure. He said it was indeed a valuable experience where he had the opportunity to network and learn extensively about waste management.

Councilmember London mentioned the upcoming initiative. He explained there's a likelihood of a requirement for a blue recycling can at every residence in both the City and the County. He stated this potential change was expected to be implemented in the next year or year and a half. He said he would keep the Council informed as developments unfold, ensuring that the City stay updated.

Denise Woods, City Recorder, explained Councilmember London's term on the Board had expired and the renewal process was to occur every four years. She stated this resolution ratified Councilmember London's term beginning from his last appointment's end date, which was January 1, 2019, and appointment to the Board will now expire on December 31, 2028.

MOTION: Councilmember Turner moved to adopt Resolution 24-01 - A resolution Appointing a Morgan City Representative, Tony London, to the Administrative Control Board for the Wasatch Integrated Waste Management District.

SECOND: Councilmember Richins

Discussion on the Motion: None

Vote was 4 ayes; Motion passed unanimously to adopt Resolution 24-01 - A resolution appointing a Morgan City representative, Tony London, to the Administrative Control Board for the Wasatch Integrated Waste Management District; Councilmember Wardell was absent.

## RESOLUTION APPOINTING INDIVIDUALS TO THE PLANNING COMMISSION AND RECEIVING ADVICE AND CONSENT OF THE CITY COUNCIL - RESOLUTION 24-02

Mayor presented Erin Bott, Lance Prescott, and Ray Little as Planning Commission members, each for a 4 -year term. He stated he had spoken to each of them and acknowledged that they were all willing to continue their service on the Planning Commission.

Councilmember London stated they had done an excellent job in the past and were highly engaged and contributed to the Planning Commission effectively.

MOTION: Councilmember London moved to adopt Resolution 24-02 - A resolution appointing individuals to the Planning Commission and receiving advice and consent of the City Council; those individuals being Lance Prescott and Erin Bott as members for a 4 -yr term, and Ray Little as an alternate member, each for a 4 -year term which expired January 1, 2028.

SECOND: Councilmember Turner
Discussion on the Motion: No discussion.

Vote was 4 ayes; Motion passed unanimously to adopt Resolution 24-02 - A resolution appointing individuals to the Planning Commission and receiving advice and consent of the City Council; those individuals being Lance Prescott and Erin Bott as members, and Ray Little as an alternate member, each for a 4 -year term which expired January 1, 2028; Councilmember Wardell was absent.

RESOLUTION AUTHORIZING THE CITY OF MORGAN TO DISPOSE OF AN INSIGNIFICANT PARCEL OF PROPERTY, AS DEFINED BY CITY CODE, LOCATED AT APPROXIMATELY 400 EAST STREET, MORGAN, UTAH - RESOLUTION 24-03

Ty updated the Council regarding the development of Innovative Structural Solutions. A map was displayed for the Council viewing. He stated the collaboration between the City and the Company involved the dedication of a small sliver of property back to the Company, aimed at clearing up boundaries. A retaining wall was being constructed to address elevation issues and facilitate road development. The Company had made necessary improvements to meet City requirements, allowing them to build closer to the street.

MOTION: Councilmember Turner moved to adopt Resolution 24-03 - A resolution authorizing the City of Morgan to dispose of an insignificant parcel of property, as defined by City Code, located at approximately 400 East Street, Morgan, Utah; Authorizing the Mayor to execute the Deeds and other necessary documents.

SECOND: Councilmember Richins

## Discussion on the Motion: None

Vote was 4 ayes; Motion passed unanimously to adopt Resolution 24-03 - A resolution authorizing the City of Morgan to dispose of an insignificant parcel of property, as defined by City Code, located at approximately 400 East Street, Morgan, Utah; Authorizing the Mayor to execute the Deeds and other necessary documents; Councilmember Wardell was absent.

## CITY REPORTS

## CITY MANAGER

Spring Road Project - Ty provided an update, stating that a spring road project with five different components was underway. He emphasized the need for attention to various issues. He mentioned that the projects are open for bidding to secure favorable pricing before increased demand. He said the projects included:

- Deer Valley Run needs significant work, involving new curb, gutter, sidewalk, leveling course, and overlay to address settling issues and improve the sidewalk.
- Another project focuses on the east side of 100 South, addressing stormwater problems and elevation issues caused by steep driveways. Proposed solution involved reshaping, transitioning, and widening the sidewalk.
- Commercial Street Hill, with multiple layers of asphalt causing a rough surface, is slated for demolition and rebuilding. Cord drilling and studying the area have been done to understand its composition better.
- A missing sidewalk section near the cemetery on 700 East north side is also part of the spring projects.
Ty explained that these projects, funded by a bond, amount to approximately $\$ 1$ Million Dollars in road improvements. He mentioned plans for a new hire in the Road Department to support ongoing projects, as they've been short-staffed since the departure of the last helper.

Surplus Committee Update - Ty updated the Council regarding the sale of two Ram 3500 trucks and an old stage.

Sewer Tolerance Agreement - Ty reported that the State DEQ underwent an audit and was supposed to have been issuing fines since 2019 for each of their violations. He explained that the violations primarily stemmed from the reconstruction of sewer ponds, which were temporarily offline, and the subsequent efforts to balance the system. Ty mentioned a failure to report and a Tolling Agreement, indicating that the DEQ would be issuing fines for past years. Despite this, Ty emphasized that they were documenting the money invested in their system to offset the fines instead of paying them directly. Ty noted that they were aware of the issues, actively addressing them, and had invested half a million dollars in the solution. He acknowledged uncertainty about the fine amounts but assured that the City had responded to each finding. Ty anticipated presenting the situation to the Council once the agreement was in place.

Regarding future fines and violations, Ty addressed concerns about the DEQ being more adamant about issuing fines rather than warnings. He expressed confidence in their improvements, particularly with the diffuser project, and stated that they didn't expect the same problems that led to the current situation. Ty highlighted the progress made in complying with permits, stating that the situation was the best it had been since he was employed by the City.

Morgan City Welcome Video - Ty explained the grant the City received for the Historic District included funds for video production of the initial version of a video for the City's website, specifically a welcome video visible upon entering the site. The company planned to create additional videos for different seasons, such as spring, summer, and fall. Ty shared the first video to gather feedback and comments from the Council. He explained the Planning Commission was the advisory board for the Historic District. He played the video for the Council's review.

## DRAFT

OutiFi - Public Notification App - Ty discussed a recently signed contract with a startup company developing an app which focused on public notification and internal communication for reporting and addressing outages. Ty explained that the app allowed users to report outages or receive notifications about upcoming outages. He highlighted the map-based feature, utilizing contact information to pinpoint affected areas.

Ty mentioned the company's initial focus was on power outage notifications, but after meeting with them, he convinced them to include water and sewer notifications as well. The app would send targeted messages to specific groups to avoid unnecessary notifications for everyone. Ty outlined how the app would streamline communication during outages, including providing status updates and handling inquiries from the public. He emphasized the app's interface for daily use and its ability to send important information directly to the Mayor and Council. Ty expressed satisfaction with the company's responsiveness to feedback, mentioning test drives and adjustments based on utility staff's input. He anticipated having the contract finalized in the next meeting and possibly a demo of the app shortly after. Ty looked forward to providing more details during the next meeting and characterized the project as a fun and exciting endeavor.

This meeting was adjourned at 7:49 p.m.

Denise Woods, City Recorder
Steve Gale, Mayor

These minutes were approved at the February 13, 2024 meeting.

## Utah's Centers for Independent Living



1


2

The core services provided by Roads To Independence

- Information and referral
- Independent living skills training
- Peer support
- Advocacy
- Transition
*Nursing home Transition *Youth Transition *Diversion


|  |
| :---: |
|  |
| Assistive |
| Technology |
|  |



5


6

## New Choices Waiver

- The New Choices Waiver Program is designed to serve individuals who are residing long term in a nursing facility, licensed assisted living facility, licensed small health care (Type $N$ ) facility or another type of Utah licensed medical institution (except institutions for mental disease).
- The Program offers an option for these individuals to move into integrated community-based settings if they wish to do so and if their needs can be safely met in the setting that they have chosen.


7

## AgrAbility



What is AgrAbility?
AgrAbility is part of a national program designed to help farmers, ranchers and their family members remain in agriculture when facing limitations due to aging, disease, injury, illness, or other disability. Conditions may include:
Arthritis
Back injury'
Chronic pain
Heart conditions
Hearing or Visual impairments
Respiratory diseases
Spinal cord injury
Post-polio syndrome
Amputations
'Iraumatic brain injury
And more
-AgrAbility of Utah is a partnership between Utah State University Extension and Roads To Independence. AgrAbility works closely with Vocational Rehabilitation and other agencies to secure funding for necessary accommodations.

## Pre-Employment Transition Services Pre-ETS

We are here to serve youth with disabilities to transition into successful independent living

It is the answer to the question. What's next?

Areas that we serve are Weber Morgan and Davis county.

9



11



13



15

## RESOLUTION 24-04

## A RESOLUTION ACCEPTING QUIT CLAIM DEEDS TO MORGAN CITY FROM anN W. WARDELL AND THE BOARD OF EDUCATION MORGAN COUNTY SCHOOL DISTRICT FOR THE INSTALLATION OF A SEWER LIFT STATION TO BE INSTALLED ON PROPERTY ALONG THE SOUTH SIDE OF YOUNG STREET EAST OF MORGAN ELEMENTARY SCHOOL.

WHEREAS, in anticipation of future development along Young Street, Morgan City has begun the process of designing and acquiring the necessary property for a sewer lift station to be installed along the south side of Young Street and east of Morgan Elementary School; and

WHEREAS, Ann W. Wardell (hereinafter referred to as "Wardell") owns real property located at approximately 446 East Young Street, Morgan, Utah; and

WHEREAS, the Board of Education Morgan County School District (hereinafter referred to as "School District") owns real property located at approximately 344 East Young Street, Morgan, Utah; and

WHEREAS, Wardell and the School District desire to deed to the City the necessary property for the installation of the sewer lift station; and

WHEREAS, the City will install the sewer lift station, as shown on the Record of Survey - Morgan City and Board of Education M.C.S.D. Property, attached hereto as Exhibit "A," when necessary and shall enter into a Payback Agreement with future developer(s) to cover their proportionate share of the cost of the sewer lift station; and

WHEREAS, the City Council of Morgan City has determined it to be in the best interest of the City to adopt and approve the Quit Claim Deeds from Ann W. Wardell and the Board of Education Morgan County School District for property necessary for the installation of a sewer lift station to be located on the south side of Young Street east of Morgan Elementary School.

## NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MORGAN, UTAH:

1. That the Quit Claim Deed between Ann W. Wardell and Morgan City, which is attached hereto and incorporated herein by this reference as Exhibit " $B$," be adopted and approved.
2. That the Quit Claim Deed between the Board of Education Morgan County School District and Morgan City, which is attached hereto and incorporated herein by this reference as Exhibit "C," be adopted and approved.
3. That the City shall install the sewer lift station, as shown on the Record of Survey - Morgan City and Board of Education M.C.S.D Property, attached hereto and incorporated herein by this reference as Exhibit "A," when necessary and shall enter into a Payback Agreement with future developers to cover their proportionate share of the cost of the lift station.
4. That the Payback Agreement between the City and future developer(s) be presented to the City Council for approval as future development is reviewed and approved by City staff and the Planning Commission.
5. That the Mayor be authorized to sign the acceptance of the Quit Claim Deeds from Ann W. Wardell and the Board of Education Morgan County School District on behalf of Morgan City.

PASSED AND ADOPTED by the City Council of Morgan, Utal, this $13^{\text {th }}$ day of February, 2024.

STEVE GALE, Mayor
ATTEST:

DENISE WOODS, City Recorder

## CITY COUNCIL VOTE AS RECORDED:

|  | Aye | Nay | Excused |
| :--- | :--- | :--- | :--- |
| Councilmember London | - | - | - |
| Councilmember Wardell | - | - | - |
| Councilmember Turner | - | - | - |
| Councilmember Richins | - | - | - |

(In the event of a tie vote of the Council):
Mayor Gale


Mail filed copy to:

Morgan City

90 West Young Street
Morgan, Utah 84050

## QUIT-CLAIM DEED

ANN W. WARDELL, GRANTOR(S), of 446 East Young Street, Morgan, County of Morgan, State of Utah, hereby QUIT-CLAIM to MORGAN CITY CORPORATION, GRANTEE(S), of 90 West Young Street, Morgan, County of Morgan, State of Utah, for the sum of Ten Dollars ( $\$ 10.00$ ) and/or other valuable consideration, the following described tract of land in Morgan County, State of Utah:

Any interest in the following described property:

[^1]PARCEL NO(S). 00-0003-8503
SERIAL NO(S). 04-047-002

WITNESS the hand of said Grantor(s), this $\qquad$ day of $\qquad$ , 2024.

GRANTOR(S)

## ANN W. WARDELL

STATE OF UTAH ) : ss.
COUNTY OF MORGAN )
On the ___ day of $\qquad$ , 2024, personally appeared before me ANN W. WARDELL, the signer(s) of the foregoing instrument, who duly acknowledged to me that she executed the same.

Mail filed copy to:
Morgan City Corporation
90 West Young Street
Morgan, Utah 84050

## QUIT-CLAIM DEED

MORGAN COUNTY SCHOOL DISTRICT, GRANTOR(S), 240 East Young Street, Morgan, County of Morgan, State of Utah, hereby QUIT-CLAIM to MORGAN CITY CORPORATION, GRANTEE(S), of 90 West Young Street, Morgan, County of Morgan, State of Utah, for the sum of Ten Dollars (\$10.00) and/or other valuable consideration, the following described tract of land in Morgan County, State of Utah:

Any interest in the following described property:
A TRACT OF LAND SITUATED IN THE NORTHEAST QUARTER AND THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 4 NORTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, MORGAN COUNTY, MORGAN CITY, UTAH, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 36 AS MONUMENTED BY A NAIL IN THE TOP OF A CONCRETE CYLINDER WHICH BEARS SOUTH $00^{\circ} 01^{\prime} 04$ " EAST 4661.61 FEET FROM MORGAN CITY SURVEY MONUMENT B. THENCE NORTH $00^{\circ} 01^{\prime} 04$ " WEST 2657.98 FEET;
THENCE NORTH $90^{\circ} 00^{\circ} 00^{\prime \prime}$ EAST 500.12 FEET TO SOUTH LINE OF YOUNG STREET, THE TRUE POINT OF BEGINNING;

THENCE NORTH $66^{\circ} 31^{\prime} 00^{\prime \prime}$ EAST 44.00 FEET ALONG SAID SOUTH LINE OF YOUNG STREET;
THENCE SOUTH $23^{\circ} 19^{\prime} 12^{\prime \prime}$ EAST 52.00 FEET;
THENCE SOUTH $66^{\circ} 31^{\prime} 12^{\prime \prime}$ WEST 44.00 FEET;
THENCE NORTH $23^{\circ} 19^{\prime} 12^{\prime \prime}$ WEST 52.00 FEET TO THE POINT OF BEGINNING;
CONTAINING 2,288 sq.ft. 0.05 acres.
THE BASIS OF BEARING IS THE CENTERLINE OF EAST YOUNG STREET CALLED NORTH $66^{\circ} 31^{\prime} 00^{\prime \prime}$ EAST.

PARCEL NO(S): 00-0003-8263
SERIAL NO(S): 04-042-N/A
WITNESS the hand of said Grantor(s), this $\qquad$ day of $\qquad$ , 2024.

GRANTOR(S)

SCOTT MCMILLAN
Business Administrator
Board of Education, Morgan County
School District

STATE OF UTAH )

On the $\qquad$ day of $\qquad$ , 2024, before me, the undersigned Notary Public in and for the State, personally appeared SCOTT MCMILLAN, BUSINESS ADMINISTRATOR, BOARD OF EDUCATION, MORGAN COUNTY SCHOOL DISTRICT, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereto set my hand and affixed my official seal the day and year in this certificate first above written.

## "い|

## TECHNICAL MEMORANDUM

| To: | Jamie Huff |
| :--- | :--- |
| By: | Ben Rood |
| Tel: | (801) 372-8112 |
| Date: | December 26, 2023 |
| Project No. | 238210011 |
| Re: | Morgan City Mitigation Planning Technical Assistance for the Weber River at <br> State Street Bridge - Planning Technical Assistance for the Weber River at <br> State Street Bridge, City of Morgan, UT |
|  |  |

## PROJECT BACKGROUND

The Weber River watershed consists of mountainous terrain that can produce very high flows during large rain, snowmelt, or rain-on-snow events. Multiple reservoirs, municipalities and agricultural areas are sourced from the river and regulate much of the watershed, but flood risk remains a serious hazard for many residential and commercial areas. The State Street Bridge (Bridge) is a critical crossing along the Weber River, connecting the north and south sides Morgan City. The current Flood Insurance Rate Maps (FIRM) went effective in 2017 (Figure 1). The current Federal Emergency Management Agency (FEMA) hydraulic model evaluates the flood risk and provides the basis for the current effective FIRM maps. The Bridge is located in a developed neighborhood, with several homes and commercial buildings within the effective 100-year floodplain and floodway. The bridge and the elevated banks on either side of the channel upstream of the bridge provide a pinch point that causes water levels to rise and spread out into town. The purpose of this study is to leverage the effective hydraulic model to evaluate alternatives that can be used to improve the hydraulic efficiency and capacity of the Bridge.

[^2]

Figure 1. Effective Flood Insurance Rate Map

## HYDROLOGY

## EXISTING HYDROLOGY

The effective hydraulic model for the Weber River reach utilized the effective hydrology from the Flood Insurance Study report shown in Table 1 (FEMA, 2017). The initial hydrologic analysis was completed in 2010 and was not updated during the revisions in 2017. The Weber River at Gateway stream gage (10136500) was evaluated using the Bulletin 17b analysis method with a Log-Pearson Type III distribution. Gage data prior to 1967 was omitted from the analysis due to the hydrologic impact that the construction of East Canyon Reservoir has had on the downstream reach. The gage was then projected upstream to just above the confluence with East Canyon Creek. This projection location was then applied upstream within the effective hydraulic model. See Figure 2 for an overview of the reach and projection location. The gage at Echo Reservoir was evaluated, but not used for the gage projection calculations because it is highly regulated located just downstream of the release point for Echo Reservoir control structure.

WSP USA Environment \& Infrastructure Inc.
10808 S River Front Pkwy Suite 250
South Jordan, Utah 84088


Figure 2 - Hydrology Overview Map

## PROPOSED HYDROLOGY

The gage record of the Weber River at Gateway gage has increased by eleven years since the effective analysis was completed. Bulletin 17b has been replaced by Bulletin 17c as the currently accepted method by FEMA for performing gage frequency analysis. The proposed hydrology utilizes the updated Bulletin 17c methodology on the larger gage record while continuing to only use post-1967 peak flow records. The Weber River at the Gateway gage is highly regulated; therefore, station skew of -1.41 was used instead of regional skew values published by USGS (USCS, 2007). The station skew for post-1967 records is very close to the full record station skew of -1.31 for more than 100 years of record. The regional skew of -0.25 is much different, further justifying the use of the station skew.

The results of the proposed hydrology and the effective hydrology are shown in Table 1. The additional years of record resulted in peak flow rates that were relatively low (Figure 2), and Bulletin 17c tends to produce lower flow rates at high recurrence intervals (100-year, 500-year, etc.); therefore, it is reasonable that the flows have decreased between the two evaluations.

## FEMA GUIDELINES

FEMA requires that the proposed hydrology be significantly different than the effective hydrologic study as stated in the Guidance for Flood Risk Analysis and Mapping- General Hydrologic Considerations:
"Plus or minus one standard error, which is equivalent to a $68 \%$ confidence interval, should be used to determine if the effective and new base flood discharges are significantly different. If the effective base flood discharges are within the $68 \%$ confidence interval (one standard error) of the new base flood discharges, the new estimates are not considered statistically different and there is no need for a new study based only on changes in the flood discharges. If the effective discharges fall outside the $68 \%$ confidence interval (one standard error) of the new discharges, the estimates are considered significantly different, and a new study may be warranted based on changes in the flood discharges." (FEMA, 2016)

To evaluate whether the proposed analysis is statistically different, a $68 \%$ confidence interval was applied to the proposed Bulletin 17C analysis. As seen in Table 1, the $68 \%$ upper limit flow for the proposed analysis ( $7,243 \mathrm{cfs}$ ) is lower than the effective flow ( $7,665 \mathrm{cfs}$ ) at the Gateway gage, therefore the proposed $1 \%$ flow is statistically different than the effective $1 \%$ flow. This evaluation justifies the adoption of the proposed hydrology as the basis for the Morgan City Flood Mitigation Hydraulic model. The peak flow proposed for the State Street bridge analysis is 5156 cfs for the $1 \%$ annual chance flood event which represents a $22 \%$ reduction in the discharge value when compared with the effective FIS report.

Table 1 - Effective and Proposed Hydrology Comparison

| HYDROLOGY COMPARISON | EFFECTIVE FIS HYDROLOGY 1\% (CFS) | PROPOSED <br> HYDROLOGY 1\% (CFS) | PROPOSED 68\% CONFIDENCE LIMIT | PERCENT DIFFERENCE |
| :---: | :---: | :---: | :---: | :---: |
| Weber River at Gateway Gage (10136500) | 7665 | 6426 | 7243 | -16\% |
| Weber River Upstream of East Canyon Creek | 6590 | 5156 | 5811 | -22\% |

## HYDRAULICS

The general process for obtaining a no-rise certification was followed for this analysis. This involved steps for producing duplicate effective, corrected effective, existing conditions, and proposed conditions models as stated in the Guidance for Flood Risk Analysis and Mapping - Floodway Analysis and Mapping (FEMA, 2O21).

## EFFECTIVE MODEL

The effective HEC-RAS model was downloaded from the FEMA Mapping Information Platform (MIP). No changes were made to the model in order for the results to be compared to those in the duplicate effective model.

## DUPLICATE EFFECTIVE MODEL

The effective model was copied and updated to HEC-RAS version 6.4.1. After running the model, the water surface elevation (WSE) results were confirmed to be within 0.5 feet of the effective model. The model comparison is focused on the upstream and downstream reach of the Weber River directly adjacent to the State Street bridge. A full model comparison was not done because the proposed project only encompasses a small portion of the effective reach. It is anticipated that any changes at the State Street bridge structure will not have impacts outside of the reach evaluated as part of this effort.

## CORRECTED EFFECTIVE MODEL

The corrected effective model is created by copying the duplicate effective model and updating the model based upon new data. Since the previous study was completed, more accurate LiDAR was made available by the State of Utah Geospatial Resource Center (UGRC). New survey was obtained by CRS Engineers at the State Street Bridge. This survey included points within the channel and important points along the bridge structure. The LiDAR terrain was clipped to the model extents and survey was used to develop more accurate bathymetry around the structure. The new bathymetry and LiDAR terrain was only applied to the four Bridge cross-sections (XS's) and one XS downstream of the bridge because there were significant differences between the two LiDAR terrains for these 5 XS's. The remaining XS's were left unchanged from the effective model. Ineffective flow areas were updated to better fit these changes to terrain.

The hydrology was updated to the proposed hydrology (Table 1) at the same flow change locations as the effective model. Therefore, the flow of 5156 cfs just upstream of the confluence with East Canyon Creek was applied at the start of the model reach near Round Valley Golf Course and continued downstream through the Bridge. Lastly, the Bridge survey was utilized to update the high chord, low chord and general bridge geometry.

## EXISTING CONDITIONS MODEL

The existing conditions model was created using the corrected effective model and updating it for comparison purposes. The only change was the removal of closest XS upstream of the bridge and moving it to the other side of the next upstream XS as shown in Figure 3.


## PROPOSED CONDITIONS MODELS

The proposed conditions models were created by copying the existing conditions model and adjusting for the proposed alternative. Additional edits such as adjusting ineffective flow areas were necessary based upon the change to WSE results and channel geometry. The changes to WSE are shown in and changes to floodplain shown in Attachments 2 and 3.

## ALTERNATIVES ANALYSIS

1. Vegetation Removal: Removing vegetation along the banks and in the channel will result in a lower channel roughness value in the model. The channel is lined with bushes and trees that slow flows during large events (Figure 4). Lowering the channel roughness will lower the WSE by allowing water to move faster and more efficiently through the reach. In the effective and all subsequent models, the channel Mannings n roughness was set to 0.035 within the banks. For this alternative, the value was reduced to 0.03 for cross-section 22621 (approximately 760 ft upstream of bridge) to cross-section 21223 (approximately 640 ft downstream of bridge). A Mannings $n$ of 0.03 was used to simulate a cleaned channel with dry rubble or riprap sides (Chow, 1959).


Figure 4 - Vegetated Banks Upstream of State Street Bridge
2. Channel Modification: A trapezoidal channel with cleared vegetation could convey water more efficiently through the Bridge. Keeping the thalweg the same as in the existing conditions model, a trapezoidal channel was cut across the 4 bridge XS's. The widths and slopes of the sides were adjusted to best fit the existing bathymetry, avoiding any impact to the banks. An example is shown in Figure 5.


Figure 5 - Trapezoidal Channel Modification.
3. Box Culvert Crossing: This alternative would use the already available depression in the terrain along the left bank, downstream of the Bridge. By placing a 6'x10' concrete box culvert along the left bank, upstream of the Bridge, flow would pass through and enter the ponded area downstream. The blue line in Figure 6 shows the general path that a culvert could utilize to convey water from the main channel to the pond. During the design phase, the exact volume and outlet works of the pond could be evaluated to further evaluate the impact to WSE and the floodway.


Figure 6 - Culvert Crossing Path


Figure 7 - State Street Bridge with Proposed Box Culvert Upstream Cross-Section
4. Enlarged Opening: The Bridge curves as it crosses the Weber River, therefore reconstruction to enlarge the opening would be difficult and very expensive. The most feasible solution would be to raise the low chord. It was assumed for this evaluation that the road deck and railing would remain unchanged, although the feasibility of this would need to be further evaluated during the design phase. The low chord was raised in increments of 0.5 feet until significant changes to WSE
could be observed. At 2 feet, similar WSE effects could be observed as in the other alternatives. A 2 -foot rise in the low chord was estimated to be the largest feasible raise to the bridge, therefore no additional runs were evaluated.

1\% ANNUAL EXCEEDANCE PROBABILITY (IOO-YEAR) WATER SURFACE ELEVATIONS (FT)

| XS STATION (DS TO US) | EXISTING CONDITIONS | VEGETATION REMOVAL |  | CHANNEL MODIFICATION |  | CULVERT CROSSING |  | ENLARGED OPENING |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  | WSE | DIFFERENCE | WSE | DIFFERENCE | WSE | DIFFERENCE | WSE | DIFFERENCE |
| 21223.36 | 5055.9 | 5055.9 | 0.0 | 5055.9 | 0.0 | 5055.7 | -0.2 | 5055.9 | 0.0 |
| 21645.88 | 5058.2 | 5058.3 | 0.1 | 5058.3 | 0.0 | 5056.9 | -7.4 | 5058.2 | 0.0 |
| 21745.8* | 5058.7 | 5058.6 | -0.1 | 5058.2 | -0.5 | 5057.2 | -7.4 | 5058.7 | 0.0 |
| 21992.29* | 5060.3 | 5060.3 | -0.1 | 5060.2 | -0.1 | 5060.2 | -0.2 | 5059.7 | -0.6 |
| 22112 | 5060.6 | 5060.5 | -0.2 | 5060.5 | -0.1 | 5060.2 | -0.4 | 5060.0 | -0.6 |
| 22621.34 | 5061.3 | 5061.1 | -0.2 | 5061.2 | -0.1 | 5061.3 | 0.0 | 5061.6 | 0.3 |

*Cross-sections surrounding the State Street Bridge (Figure 8)


Figure 8 - Cross-Section Map

## ENGINEERING PRELIMINARY COST ESTIMATE

WSP prepared a preliminary construction cost estimate for each of the alternatives. The cost estimates are representation of the order of magnitude costs associated with each alternative. These estimates will need to be further refined through an engineering design and construction estimation process.

Table 4: Construction Cost Estimate

| ALTERNATIVE | ENGINEERING/PERMITTING | CONSTRUCTION | TOTAL COSTS |
| :--- | :---: | :---: | :---: |
| 1- Vegetation Removal | $\$ 5,000$ | $\$ 55,000$ | $\$ 60,000$ |
| 2 - Channel Modification | $\$ 100,000$ | $\$ 1,800,000$ | $\$ 2,000,000$ |
| 3 - Box Culvert | $\$ 100,000$ | $\$ 1,500,000$ | $\$ 1,600,000$ |
| 4 - Enlarged Opening | $\$ 300,000$ | $\$ 4,200,000$ | $\$ 4,500,000$ |

## COST ESTIMATE EVALUATION

The cost estimates provided in Table 4: Construction Cost Estimate incorporate cost estimates for the conceptual design items in the construction of the proposed alternatives. Itemized cost estimates are attached in Attachment 4. The least expensive alternative is vegetation removal which includes removing the bushes, small trees and vegetation debris from the channel and banks channel. Large trees will remain in place for bank stability and protection. The vegetation removal alternative was estimated to be approximately $\$ 60,000$. The most expensive alternative would be the enlarged bridge opening. Re-constructing the bridge to raise the low chord could have a construction cost upwards of $\$ 4.5$ million. The two other alternatives would have similar costs, nearing $\$ 2$ million for the channel modification alternatives and $\$ 1.6$ million dollars for the box culvert alternative. The channel modification alternative will result in a much larger environmental impact below the ordinary highwater mark and will likely require a more extensive permitting process under NEPA Section 404. Although cost is not the only criteria for deciding on a preferred alternative, it is an essential part of the decision-making process.

## CONCLUSION

After evaluating each of the alternatives, the culvert crossing option provides the most benefit at the second lowest total cost. A full reconstruction of the bridge could improve conveyance significantly, but would cost significantly more money than all alternatives. The culvert greatly reduces flooding downstream of the bridge and State Street is no longer being overtopped to the north during the 100year event (Attachment 2). The floodway can be confined to the channel for much of the section around the bridge (Attachment 3). In addition to reducing the extents of the floodway and lowering water surface elevations in the floodplain, the culvert allows for construction of a pond in the currently unused natural depression downstream of the bridge. During the design phase, the volume and outlet
works of the pond should be designed to optimize the floodplain and floodway, while providing a new pond that will benefit the community.

## FUNDING RESOURCES

Several potential funding sources for this project are available at the federal, state, and local levels that are targeted to the different aspects of this project, including flood mitigation, infrastructure, and environmental mitigation. It is recommended that an in-depth funding analysis be conducted to determine which programs are the best fit for this project and are the most likely to produce results. The funding application process usually has a cost associated with preparing the application and most funding sources require matching community funds that range from 10 to 50 percent of the total funding amount. Funding agencies and programs to consider potentially supplementing the cost of the State Street Bridge project are as follows:

1. FEMA Building Resilient Infrastructure and Communities (BRIC) - The BRIC goal is to support communities as they undertake hazard mitigation projects.
2. FEMA Flood Mitigation Assistance (FMA) Grant is a grant program to provide funding to states, local communities, federally recognized tribes, and territories. Funds can be used for projects that reduce or eliminate the risk of repetitive flood damage to buildings insured by the National Flood Insurance Program.
3. Environmental Protection Agency (EPA) Water Infrastructure Finance and Innovation Act of 2014 (WIFIA) is a federal credit program administered by EPA for eligible water and wastewater infrastructure projects. Eligibility for local, state, tribal, and federal government agencies.
4. Natural Resources Conservation Service (NRCS) Watershed Protection ad Flood Prevention Act (PL 566) authorizes the United States Department of Agriculture (USDA)NRCS to help local organizations and units of government plan and implement watershed projects. PL-566 watershed projects are locally led to solve natural and human resource problems in watersheds up to 250,000 acres (less than 400 square miles). This program works through local government sponsors and helps participants solve natural resource and related economic problems on a watershed basis.
5. NRCS RCPP Regional Conservation Partnership Program provides funding for regional watershed and natural resource concerns. A partner funding contribution is required, and the project must propose a solution to address a natural resource challenge.
6. USACE - The USACE provides funding for water resource projects. A nonfederal sponsor may be required to share the costs of the project and commit to performing maintenance of the infrastructure after construction. USACE funding will incorporate the project into the federal PL-84-99 program.
7. US Bureau of Reclamation (USBOR) WaterSMART Grants provide $50 / 50$ cost share funding to entities with water delivery authority for projects that contribute to water supply reliability in the western United States.

Additional information on the potential funding sources can be obtained from the associated organizational website.

Sincerely,
WSP Environment \& Infrastructure Solutions, Inc.
Beans Rood

Ben Rood, PE, CFM
Water Resource Engineer

## REFERENCES

- Chow, V.T. 1959. Open-channel Hydraulics. New Yori, McGraw-Hill Book Co.
- Earth Systems Research Institute (ESRI). 2022. Geographic Information System (ArcGIS Pro) software package. Version 2.9.
- Federal Emergency Management Agency (FEMA). 2016. Guidance for Flood Risk Analysis and Mapping- General Hydrologic Considerations.
- Federal Emergency Management Agency (FEMA). 2017. Flood Insurance Study, Morgan County, Utah and Unincorporated Areas.
- Federal Emergency Management Agency (FEMA). 2021. Guidance for Flood Risk Analysis and Mapping- Floodway Analysis and Mapping.
- United States Army Corps of Engineers (USACE). (2017). "Hydrologic Engineering Center Statistical Software Package (HEC-SSP) Version 2.2." Hydrologic Engineering Center, computer software.
- United States Army Corps of Engineers (USACE). (2023). "Hydrologic Engineering Center River Analysis System (HEC-RAS) Version 6.4.1." Hydrologic Engineering Center, computer software.
- United States Geological Survey (USGS). 2018. Guidelines for Determining Flood Flow Frequency Bulletin 17C. U.S. Dept. of the Interior, Geological Survey, Office of Water Data Coordination, Reston, VA. Available at: https://pubs.er.usgs.gov/publication/tm4B5
- United States Geological Survey (USGS). 2007. Scientific Investigations Report 2001-5158: "Methods for Estimating Magnitude and Frequency of Peak Flows for Natural Streams in Utah." Prepared by Kenney, T.A., Wilkowske, C.D., and Wright, S.J.


## ATTACHMENT

## WEBER RIVER AT GATEWAY GAGE DATA



## ATTACHMENT

PROPOSED FLOODPLAIN

## ATTACHMENT


いい|


## ATTACHMENT

## 4 <br> COST ESTIMATE SPREADSHEETS

MORGAN CITY STATE STREET BRIDGE MITIGATION PRELIMINARY ESTIMATE OF PROBABLE QUANTITIES AND CONSTRUCTION COSTS VEGETATION REMOVAL

| Item | Item Description | Quantity | Unit | Unit Cost | Total Cost |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 1 | Mobilization | 1 | LS | \$ 3,236.00 | \$ | 3,236.00 |
| 2 | Survey | 1 | LS | \$ 5,000.00 | \$ | 5,000.00 |
| 3 | SWPPP/Erosion Control | 1 | LS | \$ 450.00 | \$ | 450.00 |
| 4 | Vegetation Removal | 3 | AC | \$ 16,000.00 | \$ | 40,000.00 |
| 4 |  |  |  |  |  |  |
| 5 |  |  |  |  |  |  |
|  | Total |  |  |  | \$ | 48,686.00 |
|  | 10\% Construction contingency |  |  |  | \$ | 4,868.60 |
|  | Construction total |  |  |  | \$ | 53,554.60 |
|  | 5\% Engineering (engineering services during construction, construction staking, etc.) |  |  |  | \$ | 2,677.73 |
|  | 1\% Administrative (permitting, legal, funding, etc.) |  |  |  | \$ | 535.55 |
|  | Grand Total |  |  |  | \$ | 56,767.88 |
|  | Class 4 estimate (high $+10 \%$ to $+30 \%$; used $+20 \%$ ) |  |  |  | \$ | 68,121.45 |
|  | Class 4 estimate (low-10\% to -20\%; used-15\%) |  |  |  | \$ | 48,252.69 |

MORGAN CITY STATE STREET BRIDGE MITIGATION PRELIMINARY ESTIMATE OF PROBABLE QUANTITIES AND CONSTRUCTION COSTS CHANNEL MODIFICATION


MORGAN CITY STATE STREET BRIDGE MITIGATION
PRELIMINARY ESTIMATE OF PROBABLE QUANTITIES AND CONSTRUCTION COSTS BOX CULVERT

| Item No. | Item Description | Quantity | Unit | Unit Cost | Total Cost |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 1 | Mobilization | 1 | LS | \$ 97,570.00 | \$ | 97,570.00 |
| 2 | Survey | 1 | LS | \$ 5,000.00 | \$ | 5,000.00 |
| 3 | SWPPP/Erosion Control | 1 | LS | \$ 12,125.00 | \$ | 12,125.00 |
| 4 | Clearing and grubbing | 1 | SY | \$ 8,000.00 | \$ | 8,000.00 |
| 5 | Earthwork | 4000 | CY | \$ 42.00 | \$ | 168,000.00 |
| 6 | Structural Concrete Headwalls | 50 | CY | \$ 950.00 | \$ | 47,500.00 |
| 7 | ROW | 1 | LS | \$ 150,000.00 | \$ | 150,000.00 |
| 8 | Box Culvert | 230 | LF | \$ 3,000.00 | \$ | 690,000.00 |
| 9 | Utility Relocations | 5 | EA | \$ 10,000.00 | \$ | 50,000.00 |
| 10 | Pavement | 2000 | SF | \$ 9.50 | \$ | 19,000.00 |
| 11 | Base Course | 1000 | CY | \$ 18.00 | \$ | 18,000.00 |
| 12 | Sub-Grade | 2000 | CY | \$ 12.00 | \$ | 24,000.00 |
| 13 | Riprap Apron | 150 | CY | \$ 100.00 | \$ | 15,000.00 |
| 14 | Backfill | 1500 | CY | \$ 12.00 | \$ | 18,000.00 |
| 15 |  |  |  |  |  |  |
|  | Total |  |  |  | \$ | 1,322,195.00 |
|  | 10\% Construction contingency |  |  |  | \$ | 132,219.50 |
|  | Construction total |  |  |  | \$ | 1,454,414.50 |
|  | 5\% Engineering (engineering services during construction, construction staking, etc.) |  |  |  | \$ | 72,720.73 |
|  | 1\% Administrative (permitting, legal, funding, etc.) |  |  |  | \$ | 14,544.15 |
|  | Grand Total |  |  |  | \$ | 1,541,679.37 |
|  | Class 4 estimate (high $+10 \%$ to $+30 \%$; used $+20 \%$ ) |  |  |  | \$ | 1,850,015.24 |
|  | Class 4 estimate (low-10\% to -20\%; used-15\%) |  |  |  | \$ | 1,310,427.46 |

MORGAN CITY STATE STREET BRIDGE MITIGATION PRELIMINARY ESTIMATE OF PROBABLE QUANTITIES AND CONSTRUCTION COSTS WSP PROJECT \# DATE PREPARED:

| Item No. | Item Description | Quantity | Unit | Unit Cost | Total Cost |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 1 | Mobilization | 1 | LS | \$ 283,450.40 |  | 283,450.40 |
| 2 | Survey | 1 | LS | \$ 5,000.00 | \$ | 5,000.00 |
| 3 | SWPPP/Erosion Control | 1 | LS | \$ 35,130.00 |  | 35,130.00 |
| 4 | Clearing and grubbing | 1 | SY | \$ 8,000.00 | \$ | 8,000.00 |
| 5 | Bridge Construction | 1 | LS | \$ 3,500,000.00 | \$ | 3,500,000.00 |
| 6 |  |  |  |  |  | TBD |
|  | Total |  |  |  |  | 3,831,580.40 |
|  | 10\% Construction contingency |  |  |  |  | 383,158.04 |
|  | Construction total |  |  |  |  | 4,214,738.44 |
|  | 5\% Engineering (engineering services during construction, construction staking, etc.) |  |  |  |  | 210,736.92 |
|  | 1\% Administrative (permitting, legal, funding, etc.) |  |  |  |  | 42,147.38 |
|  | Grand Total |  |  |  |  | 4,467,622.75 |
|  | Class 4 estimate (high $+10 \%$ to $+30 \%$; used $+20 \%$ ) |  |  |  |  | 5,361,147.30 |

# PROFESSIONAL SERVICES AGREEMENT 

## BETWEEN

## MORGAN CITY AND GARY CRANE

This Professional Services Agreement is effective as of the $\mathbf{3} \mathbf{1}$ day of January, 2024 by and between Morgan City, a Utah municipal corporation located at 90 W . Young Street, Morgan, UT, 84050 (hereinafter referred to as "City"), and Gary Crane, a sole proprietor, located at 1227 N. Holly Circle, Layton, Utah 84040 (hereinafter referred to as "Contractor").

Contractors Responsibilities. Contractor shall consult with and advise the City from time to time at the City's request and Contractor's reasonable convenience with respect to matters assigned by the City. Contractor shall provide professional advice and counsel regards to matters under the direction of the City Manager. Contractor shall not be required to devote any particular amount of time toward the performance of his duties hereunder; provided, that Contractor shall use his reasonable efforts, and devote sufficient time, to make sure he is providing service to the City in the areas as directed by the City Manager.

Billing. Contractor will submit a billing to the City each month, at a flat rate of $\$ 2,700$ per month. This billing will cover all basic consulting services to the City including the attending of regularly scheduled meetings, phone calls, electronic meetings, and other occasional meetings with the Mayor and Council, City Manager, Staff and Citizens. Contractor will bill separately for other types of services (Additional Services) such as consultation regarding litigation (Contractor will not represent the City in litigation except as a consultant) or contract negotiations, drafting and reviewing major ordinances or major document review and drafting or other projects as approved by the City Manager. Billings for these services may be submitted as frequently as monthly.

Morgan Responsibilities. For the purposes described in this Agreement, the City shall pay Contractor a flat rate of $\$ 2,700$ per month and $\$ 98.00$ per hour for Additional Services rendered. The payment shall be paid within 30 days of the receipt of a billing for as long as services are rendered at the request of the City. Contractor is an independent contractor and may incur expenses in the performance of his duties. Contractor shall not be reimbursed for expenses for Additional Services, which are incurred on behalf of the City without prior approval.

Fees and Professional Organizations. The City agrees to pay the yearly Bar Fee for Contractor and for the yearly membership in the Utah Municipal Attorneys Association (UMAA).

Standards for Services. Contractor agrees to provide all services in a competent, professional manner, and in full compliance with all applicable laws, rules, regulations, and in accordance with all professional and industry standards applicable.

Term and Termination. The term of this Agreement is month to month until either party gives notice to the other party that the services are terminated.

$$
\text { Page } 1 \text { of } 1
$$

Modification. This Agreement may only be modified by a written amendment hereto, executed by both parties.

Confidential Relationship. All dealings of the parties hereto are confidential, and no report, data, information or communication developed, prepared or assembled by Contractor hereunder shall be revealed or made available to any person or entity other than the City without the City's permission, except as provided by law. Should any request be made of Contractor for Confidential Information by a third party, Contractor shall notify the City in writing immediately, and shall cooperate with the City in responding to such request Contractor shall return all Confidential Information in its possession to the City upon termination of this Agreement or upon request at any time. Contractor shall certify in writing that all Confidential Information has been returned to the City upon request.

Conflict of Interest. The City is aware that Contractor represents other municipalities, inter-local entities or individual clients. The parties agree that Contractor is free to accept any other employment which does not conflict with his representation of the City or the City's interests. In the event that such employment, in the City's opinion, does conflict with Contractor's duties hereunder, and such conflict cannot be resolved to the City's satisfaction, the City will have the right to terminate this agreement. Contractor agrees that it has a duty to inform the City of any potential conflicts of interest as soon as possible so that such conflicts can be confronted and resolved.

Independent Contractor. No employer/employee relationship is intended by the parties hereto, the relationship of Contractor to the City being that of independent contractor. The City will not be required to make payroll deductions or provide worker's compensation insurance or health benefits. Contractor will be responsible for applicable benefits, federal, state and local employment taxes, social security and Medicare taxes.

Notices. All notices that are required to be given by one party to the other under this Agreement shall be in writing and shall be deemed to have been given if delivered personally or enclosed in a properly addressed envelope and deposited with a United States Post Office for delivery by registered or certified mail and addressed to the parties at the following addresses, unless such addresses are changed by notice, in writing, to the other party:

Morgan City<br>Attention: Ty Bailey, City Manager<br>90 W. Young Street, Morgan City, UT 84041

Gary Crane
Attention: Gary Crane 1227 N. Holly Circle
Layton, Utah, UT 84040
Telephone: (801) 391-7733

Severability. If any provision of this Agreement is held to be unenforceable, the remainder of this Agreement shall be severable and not affected thereby.

Survival. Contractor shall remain obligated under all clauses of this Agreement which expressly or by their nature extend beyond the term hereof.

Additional Provisions. This Agreement shall be governed by the laws of the State of Utah. It constitutes the entire agreement between the parties regarding its subject matter. This Agreement supersedes all proposals, oral or written, and all negotiations, conversations or discussions heretofore and between the parties related to the subject matter of this Agreement.

Executed by Contractor and by Morgan City on the date and year first above written.

## Morgan City



Its: City Manager

## Gary Crane



| Order Type | Order Colie | Staius | Order Date | $\begin{gathered} \text { Effective } \\ \text { Date } \end{gathered}$ | Creator |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Close an Account | FINAL READ EIECTRIC A | Processed | 01/0:1/2023 | 07/01/2023 | stephanie |
| Close an Account | FINAL READ ELECTRIC. | Prosessed | $0101 / 2023$ | 01/01/2023 | stephanie |
| Close an Account | FiNAL READ ELECTRIC | Processed | $01101 / 2023$ | 01/01/2123 | stephanie |
| Close an Account | FINAL READ ELECTRTC | Processeri | 01/06/2023 | 0109:2023 | stephanie |
| Close an Account |  | Processed | -4/26/2023 | $01 / 2012023$ | stephanie |
| Close an Account | FINAL READ ELEECTRIC A | Processed | 01/23/2023 | 01/2312023 | stephanie |
| Close an Account | Final read electric a | Processed | 01123/2023 | 01/24/2023 | stephanie |
| Close an Account | FINAL READ ELECTRIC | Processed | 013012023 | 01/30/2023 | stephanie |
| Close an Account | FANAL PEAD ELECTRICA | Processed | 01/30/2023 | $01 / 812033$ | stephanie |
| Close an Account | FINAL READ ELECTRICA | Processed | 01/30/2023 | 019312023 | stephanie |
| Close an Accoumi | FINAL READ ELECTRIC A | Processed | 01/30/2023 | 01/31/2023 | stephanie |
| Close anatcosunt | FINAL READ ELECTRIC A | Processed | 01/3 12023 | 01/31/2023 | stephanie |
| Close an Account | FINAL READ ELECTFIC | Processed | 02092023 | 02/09/2023 | stephamie |
| Close an Account | FINAL READ ELECTPIC A | Processed | 020712023 | 0260972023 | stephanic |
| Close an Account | Final read electrica | Processed | 02113/2023 | 02143/2023 | stephanie |
| Close an Accosent | FINAL READ ELECTRICA | Processed | 0215/2023 | 02195/2023 | stephanie |
| Close an Account | FINAL READ ELECTRIC | Processed | 02/16/2023 | 02/16/2023 | stephanie |
| Close an Account | FINAL REMAD ELECTRIC A | Processed | 021172023 | 02/21/2023 | stephanie |
| Close an Account | FINAL READ ELECTRIC A | Processed | 02/22/2023 | 0212022023 | stephanie |
| cliose an Account | FINAL READ ELECTRIC A | Processed | 02/22/2023 | 02\%22i2023 | stephanie |
| Close an Account | FINAL READ ELECTRLC A | Processed | 02/28/2023 | 02f28/2023 | stephanie |
| Close an Acesunt | FINAL READ ELECTRIC | Fracessed | 02/282023 | 02/28/2023 | sterhanie |
| Close an Account | FINAL READ ELECTRIO | Processed | 0303/2023 | 03/03/2023 | stephanie |
| Close an Account | FiNAL READ ELECTRIC | Processed | 03/03/2023 | 03/03/20223 | stephanie |
| Close an Account | Final read ElEctrica | Processed | 03/17/2¢23 | 031172023 | stephanie |
| Close an Accourt | FINAL EEAC ELECTRIC A | Void | 03/13/2023 | 03/97/2023 | stephanie |
| Close an Account | FIMAL READ ELECTRIC A | Processed | 03/20/2023 | 03/20/2023 | stephanie |
| Close an Account |  | Processed | 03720/2023 | $03 / 2012023$ | stephanie |
| Close an Account | FINAL READ ELECTRICA | Processed | 04,17/2023 | c4/012023 | stephanie |
| Close an Account | FINAL READ ELECTRIC A | Processed | 04/18/2023 | 041182623 | stephanie |
| Close an Account | FINAL READ ELECTRIC A | Processed | $04121 / 2023$ | 04121/2023 | stephanie |
| Close an Account | FRAL READ ELECTRIC | Promessed | $05 / 012023$ | 05/01/2023 | stephanie |
| Close anA.ccount | FIXAL READ ELECTRIC A | Processed | 05/05/2023 | 05108/2023 | stephanie |
| Close an Account | FINAL READELEETRIC | Processed | 05/15/2023 | 051512025 | stephanis |
| Ciose an Account | FINAL READ ELECTRIC A | Processed | 05/24/2023 | 05i2572023 | stephanie |
| Close an Account |  | Processed | 061212023 | C6F01/2023 | stephanie |
| Close an Account | FINAL READ WATER | Processed | 06/27/2033 | 00107/2023 | stephanis |
| Close an acceunt | FINAL READ ELECTRIC | Processed | 0810712023 | 0610712023 | stephanie |
| Close an Account | FINAL READ ELECTRIC | Processed | 06f07/2023 | 060712023 | stephanie |
| Clase an Account | FINAL READ ELECTRIC A | Processed | 06/08/2023 | 06/0912023 | stephanie |
| Close an Account | FWAL READ ELECTRIC A | Processed | 06/06/2023 | 06/09/2123 | stephanie |
| Close an Account | FINAL READ ELECTRICA | Processed | 0561212023 | 06/12'2023 | stephanie |
| Close an Account | FiNAL READ ELECTRL A | Processed | 0611212023 | 06/1312023 | stephanie |
| Close an Account | FINAL READ ELECTRILA | Processed | - 3 i\%6/2023 | 06120i2023 | stephanie |
| Close an Accourt | FINA: READ ELECTRIC | Processed | 06/26/2023 | $06 / 2812023$ | stephanie |
| Close an Anfount | FINAL READ ELECTPIC A | Processed | 08127/2023 | 00/27/2023 | stombanie |
| Close an Account | FINAL READ ELECTRICA | Processed | $06128 / 2023$ | 06/30/2023 | staphanie |
| Close an Account | FINALREAD ELECTRIC | Pracesses | 07/05/2023 | 07/052023 | staphanie |
| Close an Account |  | Processed | 67105/2023 | 07105/2023 | stephanie |
| Close an Account | FINAL READ ELECTRIC A | Processed | 071C512023 | 07/C5/2023 | stephanio |
| Closean Accomb | FINAL READ ELECTRIC ${ }^{\text {a }}$ | Prosessed | 0716712023 | $07 / 07 / 2023$ | stephanie |
| cliose an Acmount | FINAL READ ELECTRICA | Processec | 077i9i2023 | 07/39/2023 | stephanie |
| Close an Aceount | final rea electitc a | Processed | 07/19/2023 | 07120/2023 | stephaniz |
| Close an Account | FINAL READ ELECTRIC A | Processed | 07/2012023 | 0712012023 | stephanie |
| Close an Account | FINAL READ ELECTRIC A | Processed | 07128/2025 | 07i3*/2023 | stepnanie |
| Close an Account |  | Processe | 08101/2023 | 08/61/2023 | steptanie |
| Close an Áccount | FINAL READ ELECTPIC A | Processed | 0804/2023 | 08/04/2023 | stephanie |
| Cluse an Accaunt | FINAL READ ELECTRIC A | Processed | 08/28/2023 | 081282023 | stephanie |
| Close an Account | FINAL READ ELECTRIC A | Processed | 08/30/2.023 | 08!312123 | stephanie |
| Close an Account | FINAL READ ELECTRIC | Processed | 09/042023 | 09\%101/2023 | stephanie |






III
 iil in H哋 In

 : , III ! In










$\qquad$
$N$
$N$


告



| Location | Order Type |
| :---: | :---: |
| 168 W 150 S \#37 | Close an Account |
| 1013 N VISTA LOOP, UNIT 16 | Close an Account |
| 297 E 300 N | Close an Account |
| 874 N SAPPHIRE WAY (800 E) | Close an Account |
| 370 N 300 W | Close an Account |
| 103 N 300 E | Close an Account |
| 317 S STATE ST~SHED | Close an Account |
| 612 W YOUNG STREET | Close an Account |
| 749 N JENNY LANE | Close an Account |
| 346 N 100 W, UNIT 87R | Close an Account |
| 750 E 100 S (SO.LANE) | Close an Account |
| COMO FUR FARM \#2 | Close an Account |
| 338 N 100 W , UNIT 89R | Close an Account |
| 217 N 300 W | Close an Account |
| 131 N STATE ST | Close an Account |
| 239 S 300 W FIELD ST | Close an Account |
| 352 N 100 W, UNIT 86R | Close an Account |
| $354 \mathrm{~N} 100 \mathrm{~W}, \mathrm{UNIT} 85 \mathrm{R}$ | Close an Account |
| 344 N 100 W, UNIT 83R | Close an Account |
| 348 N 100 W , UNIT 84R | Close an Account |
| 830 N $900 \mathrm{E} \# 11$ | Close an Account |
| 340 N 100 W , UNIT 82R | Close an Account |
| 326 N 700 E \#4 \#4 | Close an Account |
| 342 N 100 W , UNIT 88R | Close an Account |
| 816 E CLOVER WAY | Close an Account |
| 328 N 100 W, UNIT 49 | Connect Services |
| 326 N 100 W. UNIT 44 | Connect Services |
| 330 N 100 W . UNIT 45 | Connect Services |
| 334 N 100 W , UNIT 46 | Connect Services |
| 336 N 100 W. UNIT 47 | Connect Services |
| 332 N 100 W . UNIT 48 | Connect Services |
| 858 N EAGLE VIEWDR | Connect Services |
| 858 N EAGLE VIEW DR | Connect Services |
| 822 E CLOVER WAY | Connect Services |
| 299 W 100 S | Connect Services |
| 294 N 525 W | Connect Services |
| 851 N GRAND VIEW DR | Connect Services |
| 255 N 525 W | Connect Services |
| 332 N 100 W , UNIT 48 | Connect Services |
| 726 N SUNSET DR | Connect Services |
| 330 N 100 W, UNIT 45 | Connect Services |
| 806 E MAHOGANY RIDGE RD | Connect Services |
| 718 N SUNSET DR | Connect Services |
| 804 E CLOVER WAY | Connect Services |
| 851 N GRAND VIEW DR | Connect Services |
| 816 E CLOVER WAY | Connect Services |
| 219 S MEADOWLARK WAY (150 E) | Connect Services |
| 215 E 125 N PKRESTROOM/BOWE | Connect Services |
| 325 N 400 E \#3 | Connect Services |
| 255 N 525 W | Connect Services |
| 213 W 100 S | Connect Services |
| 455 W 275 N | Connect Services |
| 175 N STATE ST. ACCESSORY BUIL | Connect Services |
| 45 S 410 W | Connect Services |
| 352 N 100 W , UNIT 86R | Connect Services |
| 340 N 100 W, UNIT 82R | Connect Services |
| 749 N JENNY LANE | Connect Services |
| 297 E 300 N | Connect Services |
| 297 E 300 N | Connect Services |
| 588 W 275 N | Connect Services |

[^3]| Location | Order Type | Order Code | Status | Order Date | $\begin{gathered} \text { Effective } \\ \text { Date } \end{gathered}$ | Creator |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 874 N SAPPHIRE WAY (800 E) | Connect Services |  | Processed | 10/03/2023 | 10103/2023 | stephanie |
| 448 W ISLAND RD | Connect Services | PLACE METER | Processed | 09/29/2023 | 10/04/2023 | stephanie |
| 98 E COMMERCIAL DEPOT | Connect Services | PLACE METER | Processed | 10/17/2023 | 10/23/2023 | stephanie |
| $338 \mathrm{~N} 100 \mathrm{~W}, \mathrm{UNIT} 89 \mathrm{R}$ | Connect Services | PLACE METER | Processed | 10/25/2023 | 10/30/2023 | stephanie |
| $342 \mathrm{~N} 100 \mathrm{~W}, \mathrm{UNIT}$ 88R | Connect Services | PLACE METER | Processed | 10/25/2023 | 10/30/2023 | stephanie |
| 346 N 100 W , UNIT 87R | Connect Services | PLACE METER | Processed | 10/25/2023 | 10/30/2023 | stephanie |
| 269 N 300 W (IN DRIVEWAY) | Connect Services | REPLACE ELECTRIC MET | Processed | 09/21/2023 | 11/09/2023 | stephanie |
| 211 WYOUNG | Connect Services | DELIVER GARBAGE CAN | Processed | 11/13/2023 | 11/13/2023 | stephanie |
| 354 N 100 W, UNIT 85R | Connect Services | PLACE METER | Processed | 11/14/2023 | 11/16/2023 | stephanie |
| $348 \mathrm{~N} 100 \mathrm{~W}, \mathrm{UNIT} 84 \mathrm{R}$ | Connect Services | PLACE METER | Processed | 11/14/2023 | 11/16/2023 | stephanie |
| 344 N 100 W, UNIT 83R | Connect Services | PLACE METER | Processed | 11/14/2023 | 11/16/2023 | stephanie |
| 375 E 125 N \#14 | Connect Services | DELIVER GARBAGE CAN | Processed | 12/08/2023 | 12/12/2023 | stephanie |
| 448 WISLAND RD | Connect Services | DELIVER GARBAGE CAN | Processed | 12/20/2023 | 12/20/2023 | stephanie |
| 816 E CLOVER WAY | Connect Services |  | Processed | 12/28/2023 | 12/28/2023 | stephanie |
| 185 N COMMERCIAL, STE 1 | Disconnect Services | PICK UP GARBAGE CAN | Processed | 06/14/2023 | 06/14/2023 | stephanie |
| 217 N 300 W | Disconnect Services | TURN OFF UTILITY | Processed | 09/12/2023 | 09/12/2023 | stephanie |
| 217 N 300 W | Disconnect Services | PICK UP GARBAGE CAN | Processed | 09/12/2023 | 09/12/2023 | stephanie |
| 326 N700 E \#4 \#4 | Disconnect Services | PICK UP GARBAGE CAN | Processed | 09/28/2023 | 09/29/2023 | stephanie |
| 283 EAST RIVERCOVE DR | Disconnect Services |  | Processed | 10/01/2023 | 10/01/2023 | stephanie |
| 215 E 125 N PK RESTROOM/BOWE | Disconnect Services | PICK UP GARBAGE CAN | Processed | 10/31/2023 | 10/31/2023 | stephanie |
| 365 N 400 E | Disconnect Services |  | Processed | 09/25/2023 | 11/01/2023 | stephanie |
| APPROX. 800 E YOUNG ST (BRIDG | Disconnect Services | TURN OFF UTILITY | Processed | 11/20/2023 | 11/20/2023 | stephanie |
| VISTALOOP UNITS - HOA | Open an Account |  | Processed | 01/01/2023 | 01/01/2023 | stephanie |
| 1033 N VISTA LOOP (HOA SPRINKL | Open an Account |  | Processed | 01/01/2023 | 01/01/2023 | stephanie |
| 671 E VISTA LANE (HOA SPRINKLE | Open an Account |  | Processed | 01/01/2023 | 01/01/2023 | stephanie |
| 375 E 125 N \#19 | Open an Account |  | Processed | 01/09/2023 | 01/09/2023 | stephanie |
| 328 N 100 W. UNIT 49 | Open an Account |  | Processed | 01/20/2023 | 01/20/2023 | stephanie |
| 297 W YOUNG | Open an Account |  | Processed | 01/23/2023 | 01/23/2023 | stephanie |
| 764 N SUNSET DR | Open an Account |  | Processed | 01/24/2023 | 01/24/2023 | stephanie |
| 121 W 425 N, UNIT 69 | Open an Account |  | Processed | 01/31/2023 | 01/31/2023 | stephanie |
| 131 W 425 N, UNIT 70 | Open an Account |  | Processed | 01/31/2023 | 01/31/2023 | stephanie |
| 296 N 100 W, UNIT 94 | Open an Account |  | Processed | 01/31/2023 | 01/31/2023 | stephanie |
| 298 N 100 W , UNIT 91 | Open an Account |  | Processed | 01/31/2023 | 01/31/2023 | stephanie |
| 325 N $400 \mathrm{E} \# 3$ | Open an Account |  | Processed | 01/31/2023 | 01/31/2023 | stephanie |
| 752 N SUNSET DR | Open an Account |  | Processed | 02/09/2023 | 02/09/2023 | stephanie |
| 321 WISLAND RD | Open an Account |  | Processed | 02/13/2023 | 02/13/2023 | stephanie |
| 718 N SUNSET DR | Open an Account | PLACE METER | Processed | 02/13/2023 | 02/14/2023 | stephanie |
| 726 N SUNSET DR | Open an Account | PLACE METER | Processed | 02/13/2023 | 02/14/2023 | stephanie |
| 326 N 100 W , UNIT 44 | Open an Account |  | Processed | 02/15/2023 | 02/15/2023 | stephanie |
| 852 N EAGLE VIEWDR | Open an Account | PLACE METER | Processed | 02/21/2023 | 02/22/2023 | stephanie |
| 334 N 100 W , UNIT 46 | Open an Account |  | Processed | 02/22/2023 | 02/22/2023 | stephanie |
| 336 N 100 W , UNIT 47 | Open an Account |  | Processed | 02/22/2023 | 02/22/2023 | stephanie |
| 272 N 250 E | Open an Account |  | Processed | 02/28/2023 | 02/28/2023 | stephanie |
| 792 E RUBY DR | Open an Account |  | Processed | 02/28/2023 | 03/01/2023 | stephanie |
| 842 N SAPPHIRE DR (800 E) | Open an Account |  | Processed | 03/03/2023 | 03/03/2023 | stephanie |
| $50 \mathrm{E} 200 \mathrm{~N} \# 2 \mathrm{\#} 1$ | Open an Account |  | Processed | 03/03/2023 | 03/03/2023 | stephanie |
| APPROX. 800 E YOUNG ST (BRIDG | Open an Account |  | Processed | 03/06/2023 | 03/06/2023 | stephanie |
| 828 E CLOVER WAY | Open an Account |  | Processed | 03/20/2023 | 03/20/2023 | stephanie |
| 332 N 100 W , UNIT 48 | Open an Account |  | Processed | 03/20/2023 | 03/20/2023 | stephanie |
| 330 N 100 W , UNIT 45 | Open an Account |  | Processed | 03/17/2023 | 04/01/2023 | stephanie |
| 347 1/2 S STATE ST | Open an Account |  | Processed | 04/01/2023 | 04/01/2023 | stephanie |
| 588 W 275 N | Open an Account | PLACE METER | Processed | 04/03/2023 | 04/03/2023 | stephanie |
| 443 W 275 N | Open an Account |  | Processed | 04/18/2023 | 04/18/2023 | stephanie |
| 851 N GRAND VIEWDR | Open an Account | PLACE METER | Processed | 04/21/2023 | 04/21/2023 | stephanie |
| 77 N RIVER COVE CIRCLE | Open an Account |  | Processed | 05/01/2023 | 05/02/2023 | stephanie |
| 327 N 100 W, UNIT 28 | Open an Account |  | Processed | 05/08/2023 | 05/08/2023 | stephanie |
| 850 N VIOLET DR (775 E) | Open an Account |  | Processed | 05/15/2023 | 05/15/2023 | stephanie |
| 95 N 100 W | Open an Account |  | Processed | 05/25/2023 | 05/26/2023 | stephanie |
| 297 E 300 N | Open an Account | PLACE METER | Processed | 06/01/2023 | 06/01/2023 | stephanie |
| 285 \& 287 N 500 E | Open an Account |  | Processed | 06/07/2023 | 06/07/2023 | stephanie |


| Location | Order Type | Order Code | Status | $\begin{aligned} & \text { Order } \\ & \text { Date } \end{aligned}$ | Effective Date | Creator |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 287 N 500 E | Open an Account |  | Processed | 06/07/2023 | 06/07/2023 | stephanie |
| 285 N 500 E | Open an Account |  | Processed | 06/07/2023 | 06/07/2023 | stephanie |
| 352 N 100 W U UNIT 86R | Open an Account | PLACE METER | Processed | 06/08/2023 | 06/08/2023 | stephanie |
| 528 E 100 S | Open an Account |  | Processed | 06/09/2023 | 06/09/2023 | stephanie |
| 398 W YOUNG | Open an Account |  | Processed | 06/09/2023 | 06/09/2023 | stephanie |
| 876 N GRANDVIEW DR | Open an Account |  | Processed | 06/12/2023 | 06/12/2023 | stephanie |
| 726 N SUNSET DR | Open an Account |  | Processed | 06/13/2023 | 06/13/2023 | stephanie |
| 40 S 200 E (ANDREWS) | Open an Account |  | Processed | 06/20/2023 | 06/20/2023 | stephanie |
| 175 N STATE ST, ACCESSORY BUIL | Open an Account | PLACE METER | Processed | 06/08/2023 | 06/22/2023 | stephanie |
| 375 E 125 N \#28 | Open an Account |  | Processed | 06/26/2023 | 06/26/2023 | stephanie |
| 822 E CLOVER WAY | Open an Account |  | Processed | 06/27/2023 | 06/27/2023 | stephanie |
| 437 E DEER VALLEY DR | Open an Account |  | Processed | 06/30/2023 | 06/30/2023 | stephanie |
| 858 N EAGLE VIEW DR | Open an Account |  | Processed | 07/05/2023 | 07/05/2023 | stephanie |
| 340 N 100 W , UNIT 82R | Open an Account | PLACE METER | Processed | 06/08/2023 | 07/05/2023 | stephanie |
| 849 N VIOLET DR \#27 | Open an Account |  | Processed | 07/05/2023 | 07/05/2023 | stephanie |
| 465 W 275 N | Open an Account |  | Processed | 07/05/2023 | 07/06/2023 | stephanie |
| 777 E RUBY DR | Open an Account | PLACE METER | Processed | 06/29/2023 | 07/06/2023 | stephanie |
| 749 N JENNY LANE | Open an Account | PLACE METER | Processed | 06/29/2023 | 07/06/2023 | stephanie |
| 153 W YOUNG | Open an Account |  | Processed | 07/07/2023 | 07/07/2023 | stephanie |
| 870 N EAGLE VIEW DR | Open an Account |  | Processed | 07/19/2023 | 07/19/2023 | stephanie |
| 1040 E MAHOGANY RIDGE RD | Open an Account |  | Processed | 07120/2023 | 07/20/2023 | stephanie |
| 42 S 200 W | Open an Account |  | Processed | 07/20/2023 | 07/21/2023 | stephanie |
| 847 N 600 E | Open an Account |  | Processed | 07/31/2023 | 07/31/2023 | stephanie |
| 476 W 150 N \#6 | Open an Account |  | Processed | 08/04/2023 | 08/04/2023 | stephanie |
| 282 E 400 N | Open an Account | PLACE METER | Processed | 06/29/2023 | 08/07/2023 | stephanie |
| 344 E YOUNG ST, PORTABLE 504 | Open an Account |  | Processed | 08/17/2023 | 08/17/2023 | stephanie |
| 344 E YOUNG ST, PORTABLE 505 | Open an Account | PLACE METER | Processed | 08/14/2023 | 08/17/2023 | stephanie |
| 376 N 100 W, UNIT 50 | Open an Account | PLACE METER | Processed | 08/07/2023 | 08/25/2023 | stephanie |
| 378 N 100 W, UNIT 55 | Open an Account | PLACE METER | Processed | 08/07/2023 | 08/25/2023 | stephanie |
| 354 N 100 W , UNIT 85R | Open an Account |  | Processed | 08/25/2023 | 08/25/2023 | stephanie |
| 348 N 100 W, UNIT 84R | Open an Account |  | Processed | 08/25/2023 | 08/25/2023 | stephanie |
| 344 N 100 W, UNIT 83R | Open an Account |  | Processed | 08/25/2023 | 08/25/2023 | stephanie |
| 338 N 100 W , UNIT 89R | Open an Account |  | Processed | 08/25/2023 | 08/25/2023 | stephanie |
| 342 N 100 W , UNIT 88R | Open an Account |  | Processed | 08/25/2023 | 08/25/2023 | stephanie |
| $346 \mathrm{~N} 100 \mathrm{~W}, \mathrm{UNIT} 87 \mathrm{R}$ | Open an Account |  | Processed | 08/25/2023 | 08/25/2023 | stephanie |
| 268 N STATE | Open an Account |  | Processed | 08/28/2023 | 08/28/2023 | stephanie |
| 1023 N 650 E (LOT 228) | Open an Account |  | Processed | 08/31/2023 | 08/31/2023 | stephanie |
| 168 W 150 S \#37 | Open an Account |  | Processed | 09/01/2023 | 09/01/2023 | stephanie |
| 1013 N VISTA LOOP, UNIT 16 | Open an Account |  | Processed | 09/08/2023 | 09/08/2023 | stephanie |
| 719 N JENNY LANE | Open an Account | PLACE METER | Processed | 08/22/2023 | 09/15/2023 | stephanie |
| 736 N SUNSET DR | Open an Account | PLACE METER | Processed | 08/22/2023 | 09/15/2023 | stephanie |
| 297 E 300 N | Open an Account |  | Processed | 09/22/2023 | 09/22/2023 | stephanie |
| 365 N 400 E | Open an Account | PLACE METER | Processed | 06/08/2023 | 09/25/2023 | stephanie |
| 370 N 300 W | Open an Account |  | Processed | 10/10/2023 | 10/10/2023 | stephanie |
| 103 N 300 E | Open an Account |  | Processed | 10/16/2023 | 10/16/2023 | stephanie |
| 749 N JENNY LANE | Open an Account |  | Processed | 10/31/2023 | 10/31/2023 | stephanie |
| 346 N 100 W , UNIT 87R | Open an Account |  | Processed | 10/31/2023 | 10/31/2023 | stephanie |
| 612 WYOUNG STREET | Open an Account |  | Processed | 10/31/2023 | 11/01/2023 | stephanie |
| 338 N 100 W . UNIT 89R | Open an Account |  | Processed | 11/02/2023 | 11/02/2023 | stephanie |
| 217 N 300 W | Open an Account |  | Processed | 11/02/2023 | 11/02/2023 | stephanie |
| 131 N STATE ST | Open an Account |  | Processed | 11/13/2023 | 11/13/2023 | stephanie |
| 239 S 300 W FIELD ST | Open an Account |  | Processed | 11/15/2023 | 11/15/2023 | stephanie |
| 352 N 100 W , UNIT 86R | Open an Account |  | Processed | 11/15/2023 | 11/15/2023 | stephanie |
| 388 N 100 W , UNIT 59R | Open an Account | PLACE METER | Processed | 11/14/2023 | 11/20/2023 | stephanie |
| 384 N 100 W, UNIT 52 | Open an Account | PLACE METER | Processed | 11/27/2023 | 11/20/2023 | stephanie |
| 380 N 100 W, UNIT 51 | Open an Account | PLACE METER | Processed | 11/27/2023 | 11/20/2023 | stephanie |
| 386 N 100 W, UNIT 53 | Open an Account | PLACE METER | Processed | 11/27/2023 | 11/20/2023 | stephanie |
| 382 N 100 W , UNIT 54 | Open an Account | PLACE METER | Processed | 11/27/2023 | 11/20/2023 | stephanie |
| 354 N 100 W, UNIT 85R | Open an Account |  | Processed | 11/21/2023 | 11/21/2023 | stephanie |
| 344 N 100 W, UNIT 83R | Open an Account |  | Processed | 11/27/2023 | 11/27/2023 | stephanie |



 힝

| Order Code | Status | $\begin{aligned} & \text { Order } \\ & \text { Date } \end{aligned}$ | $\begin{gathered} \text { Effective } \\ \text { Date } \\ \hline \end{gathered}$ | Creator |
| :---: | :---: | :---: | :---: | :---: |
|  | Processed | 11/28/2023 | 11/23/2023 | stephanie |
|  | Processed | 12/01/2023 | 12/01/2023 | stephanie |
|  | Processed | 12/01/2023 | 12/01/2023 | stephanie |
|  | Processed | 12/11/2023 | 12/11/2023 | stephanie |
|  | Processed | 12/28/2023 | 12/28/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 12/30/2022 | 01/05/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 01/10/2023 | 01/10/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 01/23/2023 | 01/23/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 01/23/2023 | 01/30/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 02/07/2023 | 02/10/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 02/06/2023 | 02/13/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 02/15/2023 | 02/15/2023 | stephanie |
|  | Processed | 02/27/2023 | 02/24/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 03/02/2023 | 03/02/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 03/07/2023 | 03/07/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 03/15/2023 | 03/15/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 03/27/2023 | 03/27/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 03/29/2023 | 04/03/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 03/29/2023 | 04/03/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 04/05/2023 | 04/06/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 04/13/2023 | 04/13/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 04/14/2023 | 04/17/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 04/19/2023 | 04/2012023 | stephanie |
|  | Processed | 04/21/2023 | 04/21/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 05/01/2023 | 05/01/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 04/20/2023 | 05/01/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 05/03/2023 | 05/04/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 05/05/2023 | 05/05/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 05/05/2023 | 05/05/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 05/22/2023 | 05/2212023 | stephanie |
| REPLACE BROKEN GARB | Processed | 05/22/2023 | 05/22/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 05/26/2023 | 05/26/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 05/23/2023 | 05/26/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 06/01/2023 | 06/01/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 06/08/2023 | 06/08/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 07/13/2023 | 07/13/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 07/17/2023 | 07/17/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 07/18/2023 | 07/18/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 07/20/2023 | 07/25/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 07/31/2023 | 08/01/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 08/03/2023 | 08/08/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 03/08/2023 | 08/08/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 08/10/2023 | 08/10/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 08/14/2023 | 08/14/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 08/14/2023 | 08/14/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 08/14/2023 | 08/14/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 08/16/2023 | 08/16/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 08/24/2023 | 08/24/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 08/24/2023 | 08/25/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 08/30/2023 | 08/31/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 09/01/2023 | 09/07/2023 | stephanie |
| REPI_ACE BROKEN GARB | Processed | 09/14/2023 | 09/14/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 09/14/2023 | 09/14/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 09/13/2023 | 09/14/2023 | stephanie |
|  | Processed | 10/12/2023 | 10/12/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 10/16/2023 | 10/15/2023 | stephanie |
| REPLACE BROKEN GARB | Processed | 10/25/2023 | 10/26/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 11/06/2023 | 11/06/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 11/14/2023 | 11/14/2023 | stephanie |
| DELIVER GARBAGE CAN | Processed | 11/28/2023 | 11/28/2023 | stephanie |



| Order Type | Order Code | Status | Order Date | Effective Date | Creator |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Place Garbage Can | DELIVER GARBAGE CAN | Processed | 11/29/2023 | 12/01/2023 | stephanie |
| Place Garbage Can | REPLACE BROKEN GARB | Processed | 12/01/2023 | 12/07/2023 | stephanie |
| Place Garbage Can | DELIVER GARBAGECAN | Processed | 12/14/2023 | 12/14/2023 | stephanie |
| Place Garbage Can | REPLACE BROKEN GARB | Processed | 12/18/2023 | 12/18/2023 | stephanie |
| Place Meter |  | Processed | 05/11/2023 | 05/10/2023 | stephanie |
| Place Meter | PLACE METER | Processed | 05/11/2023 | 05/10/2023 | stephanie |
| Place Meter | PLACE METER | Processed | 08/30/2023 | 08/30/2023 | stephanie |
| Place Meter | PLACE METER | Processed | 08/30/2023 | 08/30/2023 | stephanie |
| Place Meter | PLACE METER | Processed | 11/08/2023 | 11/08/2023 | stephanie |
| Puil Garbage Can | PICK UP GARBAGE CAN | Processed | 02/01/2023 | 02101/2023 | stephanie |
| Pull Garbage Can | PICK UP GARBAGE CAN | Processed | 11/01/2023 | 11/01/2023 | stephanie |
| Pull Garbage Can | PICKUP GARBAGE CAN | Void | 10/31/2023 | 11/01/2023 | stephanie |
| Pull Garbage Can |  | Processed | 12/20/2023 | 12/19/2023 | stephanie |
| Puill Meter |  | Processed | 08/07/2023 | 08/07/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 01/04/2023 | 01/05/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 01/10/2023 | 01/10/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 01/13/2023 | 01/13/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRICA | Processed | 01/20/2023 | 01/20/2023 | stephanie |
| Renter Move In |  | Processed | 01/23/2023 | 01/23/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 01/30/2023 | 01/31/2023 | stephanie |
| RenterMove in | FINAL READ ELECTRIC | Processed | 01/31/2023 | 02/01/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 01/31/2023 | 02/01/2023 | stephanie |
| Renter Move In |  | Processed | 02/09/2023 | 02109/2023 | stephanie |
| Renter Move in | FiNAL READ ELECTRIC | Processed | 02/13/2023 | 02/13/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 02/16/2023 | 02/16/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 02/16/2023 | 02/17/2023 | stephanie |
| Renter Move In | FINAL READ ELECTRIC A | Processed | 02/28/2023 | 03/01/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 03/08/2023 | 03/08/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 03/10/2023 | 03/10/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 03/10/2023 | 03/10/2023 | stephanie |
| Renter Move in |  | Processed | 03/20/2023 | 03/20/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 03/24/2023 | 03/27/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 03/30/2023 | 03/30/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 03/30/2023 | 04/01/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 03/29/2023 | 04/01/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 03/29/2023 | 04/01/2023 | stephanie |
| Renter Move In | FINAL READ ELECTRIC | Processed | 04/04/2023 | 04/03/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 04/05/2023 | 04/05/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 04/04/2023 | 04/06/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 04/12/2023 | 04/12/2023 | stephanie |
| Renter Move In | FINAL READ ELECTRIC | Processed | 05/01/2023 | 05/01/2023 | stephanie |
| Renter Move In |  | Processed | 05/01/2023 | 05/01/2023 | stephanie |
| Renter Move In | FINAL READ ELECTRIC A | Processed | 05/01/2023 | 05/01/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 05/03/2023 | 05/03/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 05/08/2023 | 05/08/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 05/24/2023 | 05/24/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 05/25/2023 | 05/25/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 05/26/2023 | 05/26/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 06/01/2023 | 06/01/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 06/01/2023 | 06/02/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 06/01/2023 | 06/0212023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 06/05/2023 | 06/05/2023 | stephanie |
| Renter Move In | FINAL READ ELECTRIC A | Processed | 06/07/2023 | 06/07/2023 | stephanie |
| Renter Move In | FINAL READ ELECTRIC | Processed | 06/08/2023 | 06/09/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 06/08/2023 | 06/09/2023 | stephanie |
| Renter Move In |  | Processed | 06/14/2023 | 06/14/2023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC | Processed | 06/21/2023 | 06/21/2023 | stephanie |
| Renter Move In | FINAL READ ELECTRIC A | Processed | 06/22/2023 | 06/2212023 | stephanie |
| Renter Move in | FINAL READ ELECTRIC A | Processed | 06/28/2023 | 067/28/2023 | stephanie |
| Renter Move In | FINAL READ ELECTRIC | Processed | 06/28/2023 | 07/01/2023 | stephanie |



| Location |
| :--- |
| 332 N 100 W, UNIT 48 |
| 272 N 250 E |
| 284 N 100 W , UNIT 18 |
| 285 N 500 E |
| 215 N 250 E \#7 |
| 287 N 500 E |
| 22 N 300 W |
| 180 E 125 N \#14 |

MNN


\section*{96 W 100 N \#1 (ADDITION)

866 N SAPPHIRE WAY ( 800 E ) \#51
219 S FOX DRIVE
225 N 250 E \# 3 <br> 96 W 100 N \#1 (ADDITION)
866 N SAPPHIRE WAY (800 E) \#51
219 S FOX DRIVE
225 N 250 E\# 3

\section*{の

## の <br> 

WAY
DR ( 825 E) \#14
UNIT 45
UNT
$\qquad$






## K!! Ue6al

| Status | Order Date | Effective Date | Creator |
| :---: | :---: | :---: | :---: |
| Processed | 12/01/2023 | 12/01/2023 | stephanie |
| Processed | 02/27/2023 | 03/01/2023 | stephanie |
| Processed | 04/10/2023 | 04/10/2023 | stephanie |
| Processed | 01/10/2023 | 01/10/2023 | stephanie |
| Processed | 01/25/2023 | 01/30/2023 | stephanie |
| Processed | 01/25/2023 | 01/30/2023 | stephanie |
| Processed | 01/25/2023 | 01/30/2023 | stephanie |
| Processed | 02/09/2023 | 02/09/2023 | stephanie |
| Processed | 02/10/2023 | 02/10/2023 | stephanie |
| Processed | 02/13/2023 | 02/13/2023 | stephanie |
| Processed | 02/13/2023 | 02/13/2023 | stephanie |
| Processed | 02/17/2023 | 02/17/2023 | stephanie |
| Processed | 03/01/2023 | 03/01/2023 | stephanie |
| Processed | 03/01/2023 | 03/01/2023 | stephanie |
| Processed | 02/27/2023 | 03/09/2023 | stephanie |
| Processed | 02/27/2023 | 03/09/2023 | stephanie |
| Processed | 03/24/2023 | 03/28/2023 | stephanie |
| Processed | 03/24/2023 | 03/28/2023 | stephanie |
| Processed | 03/24/2023 | 03/29/2023 | stephanie |
| Processed | 03/24/2023 | 03/29/2023 | stephanie |
| Processed | 04/21/2023 | 04/20/2023 | stephanie |
| Processed | 04/21/2023 | 04/25/2023 | stephanie |
| Processed | 04/21/2023 | 04/25/2023 | stephanie |
| Processed | 04/21/2023 | 04/25/2023 | stephanie |
| Processed | 04/21/2023 | 04/25/2023 | stephanie |
| Processed | 05/08/2023 | 05/08/2023 | stephanie |
| Processed | 05/16/2023 | 05/16/2023 | stephanie |
| Processed | 05/22/2023 | 05/25/2023 | stephanie |
| Processed | 05/22/2023 | 05/25/2023 | stephanie |
| Processed | 05/22/2023 | 05/25/2023 | stephanie |
| Processed | 05/22/2023 | 05/30/2023 | stephanie |
| Processed | 05/22/2023 | 05/30/2023 | stephanie |
| Processed | 05/22/2023 | 05/31/2023 | stephanie |
| Processed | 06/01/2023 | 06/02/2023 | stephanie |
| Processed | 06/22/2023 | 06/22/2023 | stephanie |
| Processed | 06/28/2023 | 07/06/2023 | stephanie |
| Processed | 06/28/2023 | 07/06/2023 | stephanie |
| Processed | 06/29/2023 | 07/06/2023 | stephanie |
| Processed | 06/28/2023 | 07/06/2023 | stephanie |
| Processed | 06/28/2023 | 07/06/2023 | stephanie |
| Processed | 06/28/2023 | 07/06/2023 | stephanie |
| Processed | 07/13/2023 | 07/13/2023 | stephanie |
| Processed | 07/26/2023 | 08/04/2023 | stephanie |
| Processed | 07/26/2023 | 08/04/2023 | stephanie |
| Processed | 07/26/2023 | 08/04/2023 | stephanie |
| Processed | 08/09/2023 | 08/09/2023 | stephanie |
| Processed | 07/26/2023 | 08/17/2023 | stephanie |
| Processed | 08/16/2023 | 08/21/2023 | stephanie |
| Processed | 08/24/2023 | 08/21/2023 | stephanie |
| Processed | 08/22/2023 | 08/21/2023 | stephanie |
| Processed | 08/22/2023 | 08/21/2023 | stephanie |
| Processed | 08/21/2023 | 08/24/2023 | stephanie |
| Processed | 08/21/2023 | 08/24/2023 | stephanie |
| Processed | 08/21/2023 | 08/24/2023 | stephanie |
| Processed | 08/21/2023 | 08/24/2023 | stephanie |
| Processed | 08/21/2023 | 08/24/2023 | stephanie |
| Processed | 08/21/2023 | 08/24/2023 | stephanie |
| Processed | 09/19/2023 | 09/19/2023 | stephanie |
| Processed | 08/25/2023 | 09/19/2023 | stephanie |
| Processed | 09/27/2023 | 10/04/2023 | stephanie |


| Location | Order Type | Order Code |
| :---: | :---: | :---: |
| 830 N 900 E \#11 | Reopen a Closed Account |  |
| 431 W 275 N | Replace Garbage Can | DELIVER GARBAGE CAN |
| 296 N 250 E | Replace Garbage Can | REPLACE BROKEN GARB |
| 301 W 100 S | Replace Meter | REPLACE ELECTRIC MET |
| 460 N 300 W | Replace Meter | REPLACE WATER METER |
| 490 W 175 N (LOT 48) | Replace Meter | REPLACE WATER METER |
| 526 IMPERIAL DR | Replace Meter | REPLACE WATER METER |
| 535 N RIVER RD - CELL TOWER | Replace Meter | REPLACE ELECTRIC MET |
| 375 N 400 E VET CLINIC | Replace Meter | REPLACE ELECTRIC MET |
| 265 N STATE | Replace Meter | REPLACE ELECTRIC MET |
| 50 S 600 E | Replace Meter | REPLACE ELECTRIC MET |
| 1015 S HIGHWAY 66 | Replace Meter | REPLACE ELECTRIC MET |
| 600 W Swift Farms/Lagoons | Replace Meter | REPLACE ELECTRIC MET |
| 1015 S HIGHWAY 66 | Replace Meter |  |
| 457 WISLAND RD | Replace Meter | REPLACE WATER METER |
| 623 W 150 N (LOT \#37) | Replace Meter | REPLACE WATER METER |
| 573 W ISLAND RD | Replace Meter | REPLACE WATER METER |
| 175 E IMPERIAL DR. (LOT 17) | Replace Meter | REPLACE WATER METER |
| 473 E RIDGELINE DR \#19 | Replace Meter | REPLACE WATER METER |
| 340 W ISLAND RD | Replace Meter | REPLACE WATER METER |
| 406 WLARKSPUR LAND (375 N) | Replace Meter |  |
| 386 E 125 N | Replace Meter | REPLACE WATER METER |
| 679 E 100 S | Replace Meter | REPLACE WATER METER |
| 590 W ISLAND RD | Replace Meter | REPLACE WATER METER |
| 501 W ISLAND RD | Replace Meter | REPLACE WATER METER |
| 385 E 300 N-STONE BLDG | Replace Meter | REPLACE ELECTRIC MET |
| 177 S SANDPIPER WAY \#9 | Replace Meter |  |
| 520 W 150 N , LOT 45 | Replace Meter | REPLACE WATER METER |
| 650 WISLAND RD | Replace Meter | REPLACE WATER METER |
| 326 W ISLAND ROAD | Replace Meter | REPLACE WATER METER |
| 750 E 100 S (SO. LANE) | Replace Meter | REPLACE WATER METER |
| 11 W YOUNG ST/TEMP NEW CHUR | Replace Meter | REPLACE WATER METER |
| 491 W 175 N | Replace Meter | REPLACE WATER METER |
| 225 E 125 N | Replace Meter | REPLACE ELECTRIC MET |
| 193 N 600 E | Replace Meter | REPLACE ELECTRIC MET |
| 641 E 100 S | Replace Meter | REPLACE WATER METER |
| 573 E RID GELINE DRIVE | Replace Meter | REPLACE WATER METER |
| 101 N COMMERCIAL ST \#2 | Replace Meter | REPLACE ELECTRIC MET |
| 10 N SCOTT DR (LOT \#34) \#1 | Replace Meter | REPLACE WATER METER |
| 702 N 550 W (MEADOWCRK WAY) | Replace Meter | REPLACE WATER METER |
| 486 W 175 N | Replace Meter | REPLACE WATER METER |
| 468 N 700 E | Replace Meter | REPLACE ELECTRIC MET |
| 401 E IMPERIALDR | Replace Meter | REPLACE WATER METER |
| 665 E 100 S | Replace Meter | REPLACE WATER METER |
| 485 W 175 N (LOT 50) | Replace Meter | REPLACE WATER METER |
| 1151 W ISLAND CIRCLE | Replace Meter | REPLACE ELECTRIC MET |
| 289 E 400 N | Replace Meter | REPLACE WATER METER |
| 344 E YOUNG PORTABLE | Replace Meter | REPLACE ELECTRIC MET |
| 520 N INDUSTRIAL WAY | Replace Meter |  |
| 344 E YOUNG ST, PORTABLE 504 | Replace Meter |  |
| 344 E YOUNG ST, PORTABLE 505 | Replace Meter |  |
| 80 S 100 W | Replace Meter | REPLACE WATER METER |
| 494 IMPERIAL DR | Replace Meter | REPLACE WATER METER |
| 543 E 100 S | Replace Meter | REPLACE WATER METER |
| 84 W 100 N | Replace Meter | REPLACE WATER METER |
| 494 W 175 N | Replace Meter | REPLACE WATER METER |
| 706 N 700 E | Replace Meter | REPLACE WATER METER |
| 225 E 125 N | Replace Meter | REPLACE ELECTRIC MET |
| MORGAN MIDDLE SCHOOL-2ND M | Replace Meter | REPLACE ELECTRIC MET |
| 26 S 100 W \#2 | Replace Meter | REPLACE WATER METER |


| Account No. | Customer |
| :---: | :---: |
| 170450008 | RISCHAR, CARNETTE \& ROBERT |
| 21821 | JOHANSEN, JAQUE \& ASHLEY B |
| 19501 | KIRK ANDERSON, JESSYKA THOM |
| 100120001 | ROSE, AUGGIE (BARN) |
| 1359 | COMER, ZAC |
| 200077002 | MADEO, MIKE \& NANCY |
| 24661 | BAMBROUGH, DON C. \& NADINE |
| 120286001 | T-MOBILE WEST CORP |
| 50065001 | LOTT, MARION |
| 120155002 | TRUE VALUE |
| 23961 | THE POST \#133 |
| 90830001 | JONES, JEFF (SHOP \& HOME) |
| 123333303 | SWIFT, RON |
| 90830001 | JONES, JEFF (SHOP \& HOME) |
| 1068 | WOOLSEY, CORTNEY |
| 200090002 | DICOU, LAYLENE DRENNAN |
| 130015001 | TRIBUZIO, EUGENE \& NAN |
| 190090001 | FENSTERMAKER, BRENT J \& DEB |
| 111990002 | HEYWOOD, JOHN |
| 1673 | ANDERSON, LAURA |
| 81380001 | JOHNSON, LANCE |
| 10070008 | WARDELL BROTHERS CONSTRUC |
| 111152004 | SARGENT, JACE |
| 1676 | HARRISON, KIMBERLY \& JOHN |
| 80200001 | MUDROW. DIETER |
| 1759 | HILL \& SMITH INC |
| 190050003 | CHRISTENSEN, CLINT |
| 200082006 | PETERSON, DENNIS |
| 80100001 | TURNER, TERRY |
| 80267003 | SKOGLUND, JULIE |
| 111080001 | PORTER, LYLE - COMO FUR FARM |
| 90716002 | LDS CHURCH |
| 200078002 | HUTCHINSON, ANDY |
| 105050002 | ELDRIDGE, TY \& MARINA |
| 40065002 | POORE', ANISSA |
| 111154002 | PARRY, PAUL |
| 111965004 | ROBERTS, NATHAN \& CASUREE |
| 1290 | WICKILFFE, ROBERTD |
| 1430 | JOHNS, MERLENE |
| 1969 | DINKEL, VALARIE \& BRAD |
| 200075002 | DEMTT, LESLIEA. \& KATHRYN |
| 60220008 | PENTZ, SHELLY EZELL |
| 110928003 | CRIDDLE, CLINT |
| 111153003 | SHARP, DEANNA |
| 200076003 | REBECCA LONDON \& PHILLIP ELM |
| 1270 | CHENEY, KELLY \& WAYNE |
| 50680000 | CENTERPOINT CONSTRUCTION II |
| 111360001 | BOARD OF EDUCATION (HS PORT |
| 120276001 | KIMBAL, BRET (STORAGE) |
| 24722 | BOARD OF EDUCATION |
| 26611 | BOARD OF EDUCATION |
| 100305001 | WILSON, KELLY AND LEISA |
| 111000102 | NELSON, REBECCA AND ANTHON |
| 111157003 | NIELSON, NATHAN |
| 17901 | AVEN, ADDY \& BRANDON |
| 200080003 | NELSON, BLAKE |
| 30090002 | PETERSON, JAMIE |
| 105050002 | ELDRIDGE, TY \& MARINA |
| 120170002 | BOARD OF EDUCATION-MMS |
| 100330005 | TRUSSELL, JEFF |





© io y




Effective


Order Type
Work Request
Work Request
|l|llllll


[^4]Service Order Listing
UTILITIES 01/01/2023 to 12/31/2023

| Order | Account No. | Customer | Location | Order Type | er Code | Status | $\begin{gathered} \text { Order } \\ \text { Date } \end{gathered}$ | $\begin{gathered} \text { Effective } \\ \text { Date } \end{gathered}$ | r |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 8100 | 100520003 | CARTER, TEL \& SHERIE | 47 N 200 W | Work Request | WATER LE | dessed | 12/05/2023 |  | stephanie |
| ${ }_{8114}^{8107}$ | $\begin{array}{r}2680 \\ 170375004 \\ \hline\end{array}$ | COLE ROWSER/FORD CONSTRUC JOHNSON JASON M | 342 N 100 W, UNIT 88 R 835 N 800 SAPPHIRE | Work Request Work Request | DELIVER GARBAGE CAN | Processed | -12111/2023 | ${ }^{12121212023}$ | stephe |
| 8127 | 20023 | MACK, MARRIE \& STERLING | $785 \mathrm{~N} \mathrm{SAGE} \mathrm{DR} \mathrm{(825E)} \mathrm{\# 14}$ |  | PICKUP GARBAGE CAN |  | 1212012023 | 1212112023 |  |
| 8136 | 2386 | WALL. MICHAEL | 816 ECLOVER WAY | Work Request | delliver garbage can | Processed | 12128/2023 | 12/28/2023 | steph |

## TOLLING AGREEMENT

The State of Utah, on behalf of the Utah Department of Environmental Quality, Division of Water Quality (the "Division"), and Morgan City Corporation ("Morgan"), collectively referred to as the "Parties," enter into the following Tolling Agreement.

WHEREAS, on November 9, 2023, the Division issued a Notice of Violation and Compliance Order ("NOV/CO"), Docket No. M23-10, alleging potential violations ("Tolled Claims") of the Utah Water Quality Act in Utah Code § 19-5-101 et. seq. and Utah Admin. Code R317-1 et. seq. ("Water Quality Rules").

The Parties, in consideration of the covenants set out in this Tolling Agreement, agree as follows:

1. Notwithstanding any other provision of this Tolling Agreement, the period commencing on December 31, 2023, and ending on June 30, 2024 (the "Tolling Period"), shall not be included in computing the running of any statute of limitations potentially applicable to any actions brought by the Division on the Tolled Claims.
2. In any action brought on the Tolled Claims, Morgan shall not assert, plead, or raise against the Division in any fashion, whether by answer, motion or otherwise, any claim, defense, or avoidance based on the running of any statute of limitations, laches, or other timeliness defenses during the Tolling Period, and any statute of limitations shall be tolled during and for the Tolling Period.
3. Morgan reserves the right to assert all responses and defenses to the Division's Tolled Claims, including but not limited to statutes of limitations, laches, or other timeliness defenses, with the sole exception of defenses based on the passage of time during the Tolling Period. This Tolling Agreement shall not be deemed to revive any claims that, as of December 31, 2023 are barred, in whole or in part, by any statute of limitations or by the doctrine of laches, or other timeliness defenses; and this Tolling Agreement shall not prevent Morgan from asserting that any Tolled Claims have expired, are untimely or are unduly delayed, so long as grounds exist for such assertions aside from the passage of time during the Tolling Period.
4. Nothing in this Tolling Agreement constitutes an admission by Morgan or alters the claims or defenses available to any Party, except as specifically provided in this Tolling Agreement.
5. This Tolling Agreement does not alter any statement in the November 9, 2023, NOV/CO issued to Morgan and does not alter Morgan's obligation to comply with any applicable environmental laws in the Utah Water Quality Act or Water Quality Rules.
6. Any Party may terminate this Tolling Agreement under this paragraph for any reason and without cause. This Tolling Agreement shall automatically terminate on June 30, 2024, unless:
a. terminated at an earlier date by prior written notice of the Party wishing to terminate, sent by certified mail or registered mail, return receipt requested, addressed to the Parties at the addresses indicated below; or
b. extended by written agreement signed by all Parties.
7. Any termination prior to June 30,2024 , shall not be effective until thirty (30) days after the date of sending a written notice described in Paragraph 6(a). A Party giving such notice shall specify the exact date on which the termination first becomes effective. That date cannot extend beyond June 30, 2024 even if the effective date will be less than thirty (30) days after the date of sending a written notice described in Paragraph 6(a). This Agreement will always automatically terminate on June 30, 2023 unless extended by a written agreement signed by all Parties under Paragraph 6(b).
8. All notices or other written communications under this Agreement shall be sent by mail or email to:

## a. If to the Division:

John K. Mackey
Director, Division of Water Quality
Utah Department of Environmental Quality
P.O. Box 144870

Salt Lake City, Utah 84114-4870
jkmackey@utah.gov
With a copy to:
Haley Sousa
Assistant Attorney General, Utah Office of the Attorney General
Environment, Health \& Human Services Division
P.O. Box 140873

Salt Lake City, Utah 84114-0873
hsousa@agutah.gov
b. If to Morgan:

With a copy to:
Gary Crane
Morgan City Attorney
gcrane@morgancityut.org
9. This Tolling Agreement is not intended to affect any claims by or against third parties.
10. This Tolling Agreement is effective upon execution by the Parties, and without the requirement of filing with any Court, and may be signed in counterparts.
11. This Tolling Agreement contains the entire agreement between the Parties as to this subject, and no statement, promise, or inducement made by any Party to this Tolling Agreement that is not set forth in this Tolling Agreement shall be valid or binding, nor shall it be used in construing the terms of this Tolling Agreement as set forth in this Tolling Agreement.
12. The undersigned counsel of each Party certifies that he or she is authorized to enter into the terms and conditions of this Tolling Agreement, and to execute for and bind the Party whom he or she represents for purposes of this Tolling Agreement.

IN WITNESS WHEREOF, the Parties execute this Tolling Agreement.

For Utah Department of Environmental Quality, Division of Water Quality
By: Leanna Littler-Woolf Assistant Director


Date: $\qquad$

For Morgan City Corporation
By: Ty Bailey
Title: City Manager


[^0]:    - A Work Session will be held prior to the General Meeting to discuss miscellaneous matters if needed.
    - This meeting will also be live streamed via https://morgancityut.org.
    - The Council at its discretion may rearrange the order of any item(s) on the agenda.

[^1]:    A TRACT OF LAND SI'TUA TED IN THE NORTHEAST QUARTER OF SECTION 36, TOWNSHIP 4 NORTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, MORGAN COUNTY, MORGAN CITY, UTAH, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

    COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 36 AS
    MONUMENTED BY A NAIL IN THE TOP OF A CONCRETE CYLINDER WHICH BEARS SOUTH $00^{\circ} 01$ ' 04 "EAST 4661.61 FEET FROM MORGAN CITY SURVEY MONUMENT B. THENCE NORTH $00^{\circ} 01^{\prime} 04^{\prime \prime}$ WEST 2657.98 FEET;
    THENCE NORTH $90^{\circ} 00^{\prime} 00^{\prime \prime}$ EAST 500.12 FEET TO SOUTH LINE OF YOUNG STREET; THENCE NORTH $66^{\circ} 31^{\prime} 00^{\prime \prime}$ EAST 98.64 FEET ALONG SAID SOUTH LINE OF YOUNG STREET, TO THE SOUTHWESTERLY TIP OF THE TRIANGULAR TRACT OF LAND HAVING ENTRY NUMBER 51096, PARCEL NUMBER 00-0003-8503, AND SERIAL NUMBER 04-047-002, OF MORGAN COUNTY RECORDS AND BEING THE TRUE POINT OF BEGINNING;

    THENCE NORTH $66^{\circ} 31^{\prime} 12^{\prime \prime}$ EAST 5.356 FEET ALONG SAID SOUTH LINE OF YOUNG STREET;
    THENCE SOUTH $23^{\circ} 19^{\prime} 12^{\prime \prime}$ EAST 1.488 FEET;
    THENCE SOUTH $82^{\circ} 03^{\prime} 12^{\prime \prime}$ WEST 5.555 FEET TO THE POINT OF BEGINNING;
    CONTAINING 4 SQUARE FEET.

    THE BASIS OF BEARING IS THE CENTERLINE OF EAST YOUNG STREET CALLED NORTH 66³1'00" EAST.

[^2]:    WSP USA Environment \& Infrastructure Inc. 10808 S River Front Pkwy Suite 250
    South Jordan, Utah 84088

[^3]:    
    
    

[^4]:    

