

The **Beaver City Council** met in a **regular session at 6:00 p.m.** in the Beaver City Center located at 30 West 300 North on **Wednesday, August 26, 2020**. The following members of the Council were present: Mayor Matt Robinson, Council Members, Tyler Schena, Alison Webb, Robin Bradshaw, Lance Cox, and Hal Murdock. Also present were City Manager Jason Brown and City Recorder Anona Yardley. City Attorney Justin Wayment entered the meeting at 6:20 p.m. City Librarian Angela Edwards was also present.

The opening of a prayer, Pledge of Allegiance and thought was given by Recorder Yardley.

IAN YARDLEY EAGLE SCOUT REPORT

Eagle Scout candidate, Ian Yardley, reported to the Council about his project of rebuilding, sanding, and painting the benches at the DeArmitt Ball Fields. Before and after pictures were shown. The benches were painted Beaver Blue. It was an amazing transformation. Mayor Robinson thanked Ian for his hard work and for completing a much-needed project.

BEAVER VALLEY HOSPITAL UPDATE – ADMINSTRATOR SCOTT LANGFORD

Administrator Langford reported some specifics on the planned remodel of the hospital. He explained that the floor plan of the hospital is a barrier for care with the Emergency Room entrance and location as one of those problems. There is also a privacy problem with the nurse's station being so accessible to the public. The helipad will be relocated to the back of the hospital off the road. The MRI machine will be moved inside the hospital. LTC will not see much renovation nor will the patient rooms. The birthing center will be modernized. There will be more exterior lighting and raised signage on the front. The landscaping will be changed to accommodate the interior and exterior renovations. The sidewalks that are crumbling will be replaced and the retaining wall will be removed. Westland Construction is the general contractor and an architect is being sought. A beginning date has yet to be determined. The entire project is estimated to take 18 months. The hospital is 20 years old and it is getting a facelift. Beaver Sport and Pawn would like to have a garbage can in front of their establishment on the sidewalk. People are leaving their trash in the gutter and on the sidewalk in front of the store. Scott thanked the Council for their service to the community.

40-YEAR WATER RIGHTS PLAN – KEN TUTTLE

Mr. Tuttle introduced himself and his associate, Mr. Jessie Ralphs, to the Council. He explained that the 40-year water rights plan for Beaver City is close to completion. He guided the Council through the portions of the study so they could have a better feel for the importance of this document. The first part of the plan is identifying the existing water right inventory for the irrigation, fire suppressions, hydro-electric, and culinary systems dividing them into underground rights and surface rights. The volume of Bakers Canyon springs flow and South Fork of Baker Creek flows have been documented for three years and are now measuring these flows each month. The State Water Engineer has indicated that Beaver City may at some time in the future be able to develop more springs through the change application process. The second major part of the plan is to evaluate the water requirements for future needs. Beaver City has enough water inventory to cover the current water usage. There was a 2% growth rate used for this study. Jessie explained what an ERC is and how it is used to determine how much water Beaver City would need for future growth consumption using the 2% growth rate and the State Water Engineers formulas. Given these calculations, in 40 years Beaver City will not have enough water to service its future residents. The plan recommends locking in water sources for future use now and requiring developers to bring water to the city to cover the increased demand on water consumption. The goal is to keep a water surplus as Beaver City grows. There were concerns that

the 2% growth rate may not be high enough. It was recommended that Beaver City have a reserve fund that will enable them to buy water when it comes on the market. There is always work that needs to be done on water rights because they are always changing. Some priorities will be recommended for future water rights maintenance. It was recommended that the water rights plan be updated every five years.

OUTSIDE THE CITY WATER APPLICATIONS – Dale & Nellie Ruisch, Bonnie Flamer

Rowland Yardley met with the Council representing Dale and Nellie Ruisch, He explained that Mr. Ruisch would like to run a 2” line to his property. Jones and DeMille Engineering is working on completing a hydraulic water model of the grove area. The model thus far has identified eight problem areas in the Grove. The line the Ruisch’s want to connect to is one of them. There was a lengthy discussion on how to fix the infrastructure. The Council would like to table these applications for two weeks to study the recommendations of Jones and DeMille hydraulic model. This item will appear on the agenda for the September 8th meeting.

CFPP DECISION AND UAMPS UPDATE – LES WILLIAMS

Mr. Williams explained that Beaver City is at a point in the Carbon Free Power Project where a decision needs to be made whether to stay in this project or get out. Beaver City currently has 2936 kw as their portion of the project. This is enough to replace the power supplied by the San Juan project when it is decommissioned in 2022 and the Hunter Power Plant when it is decommissioned. The decision date has been extended to September 30, 2020. If Beaver City decides to exit the project now, they will owe UAMPS approximately \$44,000. If we stay in the project with no changes, we owe nothing at this time. The next date for exiting the project would be April, 2023 and would require the city to pay our \$347,000 commitment to UAMPS if we choose to exit at that time. If the project fails in any way, Beaver City will be refunded 80% of the money invested in the project. If Beaver City pulls out of the project at this time, the entire amount of Beaver City’s portion will be assessed. UAMPS is anticipating the Department of Energy (DOE) will be awarding 1.4 billion dollars over a 9-year period for the CFPP. This project needs to be competitive with other sources of energy. Mr. Williams reminded Council Members of Beaver City resources in UAMPS. They are: 1. CRSP Colorado River Storage, 1309 kw summer usage and 2633 winter usage. This is a good source of hydro power. 2. Hunter, 1784 kw. It is anticipated that this power source will be available for another 8 to 10 years. 3. San Juan, 200 kw that will be decommissioned in 2022. 4. IPP as an entitlement of .413% of whatever the plant is producing. Beaver City can call this percentage if we need it. 5. Red Mesa 250 kw in solar. 6. Horse Butte 200 kw in wind source energy. 7. UAMPS Pool which allows the city to purchase up to 2.56% of available pool power. 8. CFPP – 2.9 MW entitlement. Currently Beaver City’s peak load of 7.5 MW is between 8:00 and 10:00 a.m. and 5:30 to 9:00 p.m. Beaver City’s Hydro plants are one of the most important sources of energy for Beaver City producing 3 MW in the summer 1 MW in the winter. Hydro power generates approximately 30% of Beaver City’s power.

CFPP – Whether the federal government administration changes or stays the same, they are still on board with this project. This project relies heavily on the DOE funding participation. There have been two UAMPS cities that have dropped out of the project in the last two weeks, Logan and Lehi. This could affect Beaver City if no other UAMPS members want in to the project when it comes time to bond for the project. Representative Williams recommended that Beaver City stay where they are at presently in the CFPP. The council asked questions about the risks and costs of this project. Representative Williams will visit the Council again for a decision in the second council meeting in September. It is anticipated that the CFPP would be online 2029.

BEAVER CANYON MARATHON REQUESTS – TRAVIS HOLLINGSHEAD

Travis showed the council the course for the Marathon. The elevation was a factor in setting the course. It is Boston Certified. The cap will be at 500 participants to maintain the social distancing requirement. They are asking for usage of city facilities and help with improving the roads on the marathon route. Beaver County will provide a roller and a water truck. Aid Stations will be needed. 900 East has large rocks and will need more help than the other parts of the course. 650 East and 1200 East will be fine with rolling and watering. The county gravel pit will also be available. 60% of the participants that are currently registered are from out of state. The race is scheduled for October 3, 2020. The Council and Mayor were in favor of this event.

PUBLIC COMMENT

James Nay – Readdressed the issue with changing the zoning ordinance for having a horse in his yard. Would like to know what the future holds for his horse. The ordinance will be reviewed by the Planning and Zoning Board and they will make recommendations to the council. Mr. Nay is disputing that he is in violation of the ordinance. He asked that if he goes to find a pasture and pays to do that, will he need to change again. Council Member Murdock offered to pasture the horse until a decision can be made.

CITY COUNCIL MINUTES APPROVED

Minutes of the previous **regular council meeting** were presented. Council Member Webb motioned and Council Member Murdock seconded to approve the minutes of **August 11, 2020** as presented. All voted in favor. None opposed.

BILLS APPROVAL

Bills were presented and reviewed by the City Council. Council Member Cox motioned and Council Member Bradshaw seconded to approve the proposed bills for **August 18, 2020** as presented. All voted in favor. None opposed.

OPENING OF CLOSED SESSION MINUTES FOR MAY 28, 2013

Closed session minutes from May 28, 2013 need to be unsealed to provide the only information on the council's decision regarding a lawsuit settlement for Paul Porter. Council Member Schena motioned and Council Member Cox seconded to open the closed session minutes of May 28, 2013 regarding Paul Porter. Council Members Cox, Murdock, Webb, Schena and Bradshaw voted yea by roll call vote. The motion passed with a unanimous vote. The records will be opened and redacted to include only Mr. Porter's information.

CARES FUNDING APPLICATIONS

Manager Brown presented the spreadsheet that showed the first round of grant applications for CARES money. Council members reviewed each application and determined the amount of CARES funding for each applicant. There will be three rounds of funding so there will be other requirements for round two.

GROVE CULINARY WATER SERVICE AREA

The Beaver County Commission recommended that Beaver City's and Beaver County's attorneys discuss requirements for a service area in the grove and bring back bring them back to County Commission. Attorney Wayment outlined the process for making a special service district and gave it to Attorney Christiansen. It went back to the County Commission. Attorney Wayment and Manager Brown went to County Commission meeting to discuss the special service area request. County Commissioners were not interested in forming this district. The Commissioners said the City should annex this area and then Beaver City could solve the problems without county involvement. Beaver City is required by law to designate a water service area by January 1, 2021. Beaver County has been part of the problem for the grove area.

Beaver County has the jurisdiction in this area. Beaver City will follow up with the County Commission on their next agenda. This issue needs a solution and Beaver City needs Beaver County to help solve this problem. It will take a joint effort.

GOLF CART STALL AGREEMENT

Tabled.

SWIMMING POOL STARTING BLOCKS

Council Member Schena was excused for last council meeting when the swim team members met to request starting blocks for the pool. The swim team members felt like they were not listened to so Council Member Schena had it put on the agenda for further discussion. He pointed out that Chuck and Sandy Collins donated a water truck to the rodeo grounds allowing the 4-H to have horse shows in Beaver. Because of this generous donation, the request from the Swim Team coach, Mr. Collings should make a difference and Beaver City should make the starting blocks happen. The starting blocks will be included in the Travel Council donation requests for Beaver City. The capital improvement budget for the pool is \$10,000. Each of the removable blocks were approximately \$1,600 plus a \$500 stand. The diving board is not a foldable board so it would be kept in place allowing swimmers to use four lanes around the board for meets. Regulations are being looked into for the possibility of putting in starting blocks. Swim Meets could be held with four starting blocks. Manager Brown and Pool Manager Martin will continue to look into regulations and possibilities of how to purchase the starting blocks.

CLOSED SESSION

Council Member Schena motioned and Council Member Webb seconded to enter closed session to discuss the eminent litigation. Council Members Cox, Murdock, Webb, Schena and Bradshaw voted in favor. The vote was unanimous. The Council moved into closed session at 9:40 p.m. They moved out of closed session at 10:20 p.m.

The Council closed a portion of their meeting to discuss the purchase, exchange, or lease of real property when public discussion of the transaction would disclose the appraisal or estimated value of the property under consideration or prevent the public body from completing the transaction. Council Member Murdock motioned and Council Member Schena seconded to move into closed session for the above-mentioned reason. Council Members Cox, Murdock, Webb, Schena, Bradshaw voted yea by voice vote. Motion passed with a unanimous vote. The Council entered closed session at 10:21p.m. They moved out at 10:40 p.m.

Council Member Bradshaw motioned and Council Member Cox seconded to adjourn the meeting. All voted in favor. None opposed. The Council Meeting was adjourned at 11:12 p.m. The next scheduled Council meeting will be held Tuesday, September 8, 2020 at 6:00 p.m.



APPROVED: _____

**MATTHEW ROBINSON
MAYOR**

ATTEST: _____

**ANONA S. YARDLEY
CITY RECORDER**

