

**MURRAY**  
CITY COUNCIL

# Council Meeting October 20, 2020



# Murray City Municipal Council

## Notice of Meeting

Murray City Center  
5025 South State Street, Murray, Utah 84107

### Electronic Meeting Only

October 20, 2020

Public Notice is hereby given that this meeting will occur electronically without an anchor location in accordance with Utah Code 52-4-207(4), due to infectious disease COVID-19 Novel Coronavirus. The Council Chair has determined that conducting a meeting with an anchor location presents substantial risk to the health and safety of those who may be present at the anchor location because physical distancing measures may be difficult to maintain in the Murray City Council Chambers. (See attached Council Chair determination.)

The public may view the meeting via the live stream at [www.murraycitylive.com](http://www.murraycitylive.com) or <https://www.facebook.com/Murraycityutah/>.

#### **\*Citizen comments or public hearing comments may be made as follows:**

- Live through the Zoom meeting process. Those wishing to speak during these portions of the meeting must send a request to [city.council@murray.utah.gov](mailto:city.council@murray.utah.gov) by 3:00 p.m. on the meeting date. You will receive a confirmation email with instructions and a Zoom link to join the meeting.
- Read into the record by sending an email in advance or during the meeting to [city.council@murray.utah.gov](mailto:city.council@murray.utah.gov).
- Comments are limited to less than three minutes, include your name and contact information.

### Meeting Agenda

#### **5:30 p.m. Committee of the Whole**

Rosalba Dominguez conducting.

#### **Approval of Minutes**

1. Committee of the Whole – September 15, 2020

#### **Discussion Items**

1. Fiscal Year 2020 Preliminary Financial Results – Brenda Moore (10 minutes)
2. CARES Act Grant Funds – Brenda Moore (10 minutes)
3. Small Modular Reactor/Carbon Free Power Project Discussion – Blaine Haacke (15 minutes)
4. Interlocal Agreement with Out-of-State Public Agency – G.L. Critchfield (10 minutes)

#### **Announcements**

#### **Adjournment**

#### **Break**

#### **6:30 p.m. Council Meeting**

Diane Turner conducting.

#### **Opening Ceremonies**

Call to Order

Pledge of Allegiance

## Approval of Minutes

1. Council Meeting – October 6, 2020

## Special Recognition

1. Report from 2020 Miss Murray **Sarah Nelson** and Welcome 2021 Miss Murray **Kyleigh Cooper**. Mayor Camp, Sarah Nelson and Kyleigh Cooper presenting.

## Citizen Comments

\*See instructions above. Email to [city.council@murray.utah.gov](mailto:city.council@murray.utah.gov) . Comments are limited to less than 3 minutes, include your name and contact information.

## Public Hearing

Staff and sponsor presentations, and public comment prior to Council action on the following matter. \*

1. Consider adoption of **one** of the optional resolutions listed below related to the UAMPS Carbon Free Power Project. Blaine Haacke presenting.
  - 1.1 A resolution approving the City's continuing involvement in the UAMPS Carbon Free Power Project.
  - 1.2 A resolution authorizing and approving an increase or decrease in the City's development cost share under the Carbon Free Power Project Power Sales Contract for the remaining 1<sup>st</sup> Phase of the Licensing Period for the Carbon Free Power Project; and related matters.
  - 1.3 A resolution approving to withdraw from the UAMPS Carbon Free Power Project.

## New Business

1. Consider a resolution approving an Interlocal Cooperation Agreement for cooperative purchasing between Murray City ("City") and the Houston – Galveston Area Council ("H-GAC"). G.L. Critchfield presenting.

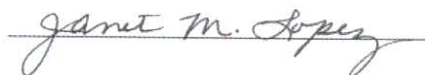
## Mayor's Report and Questions

## Adjournment

### NOTICE

Supporting materials are available for inspection on the Murray City website at [www.murray.utah.gov](http://www.murray.utah.gov).

On Friday, October 16, 2020, at 10:00 a.m., a copy of the foregoing notice was posted in conspicuous view in the front foyer of the Murray City Center, Murray, Utah. Copies of this notice were provided for the news media in the Office of the City Recorder. A copy of this notice was posted on Murray City's internet website [www.murray.utah.gov](http://www.murray.utah.gov), and the state noticing website at <http://pmn.utah.gov> .



Janet M. Lopez  
Council Executive Director  
Murray City Municipal Council



**Murray City Council Chair Determination  
Open and Public Meeting Act  
Utah State Code 52-4-207(4)  
October 1, 2020**

In accordance with, Utah Code 52-4-207(4), due to infectious disease COVID-19 Novel Coronavirus, I have determined that meeting in an anchor location presents substantial risk to the health and safety of those who may be present at the anchor location because physical distancing measures may be difficult to maintain in the Murray City Council Chambers.

Federal, state and local leaders have all acknowledged the global pandemic. Salt Lake County Public Health Order 2020-13 dated August 19, 2020, recognizes that COVID-19 is a contagion that spreads from person to person and poses a continuing and immediate threat to the public health of Salt Lake County residents.

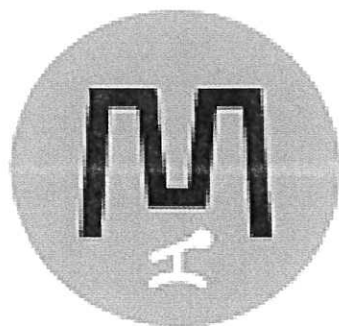
It is my intent to safeguard the lives of Murray residents, business owners, employees and elected officials by meeting remotely through electronic means without an anchor location.

The public may view the meeting via the live stream at [www.murraycitylive.com](http://www.murraycitylive.com) or <https://www.facebook.com/Murraycityutah/>.

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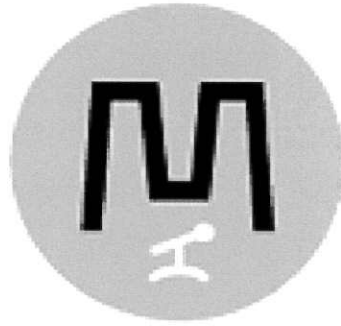
Rosalba Dominguez  
Murray City Council Chair





MURRAY  
CITY COUNCIL

# Committee of the Whole



**MURRAY**  
CITY COUNCIL

# Committee of the Whole Minutes



## MURRAY CITY MUNICIPAL COUNCIL COMMITTEE OF THE WHOLE

The Murray City Municipal Council met on Tuesday, September 15, 2020 for a meeting held electronically in accordance with the provisions of Utah Code 52-4-207(4), Open and Public Meeting Act, due to infectious disease COVID-19 Novel Coronavirus. Council Chair, Ms. Dominguez, determined that to protect the health and welfare of Murray citizens, an in person City Council meeting, including attendance by the public and the City Council is not practical or prudent.

**Council Members in Attendance:**

Diane Turner – Vice Chair	District #4
Kat Martinez	District #1
Dale Cox	District #2
Brett Hales	District #5

**Absent:**

Rosalba Dominguez –Chair	District #3
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**Others in Attendance:**

Blair Camp	Mayor	Janet Lopez	City Council Director
Jennifer Heaps	Chief Communications Officer	Jennifer Kennedy	City Recorder
Doug Hunter	UAMPS	Pattie Johnson	City Council Office Admin.
Danny Astill	Public Works Director	Russ Kakala	Streets Superintendent
Brenda Moore	Finance Director	Melinda Greenwood	CED Director
G.L. Critchfield	City Attorney	Bill Francis	The Imagination Company
Blaine Haacke	Power – General Manager	Greg Bellon	Power – Asst. General Manager
Jared Hall	CED – Division Supervisor		

Vice Chair, Ms. Turner conducted the meeting; noting the absence of Ms. Dominguez; she called the meeting to order at 4:30 p.m. with the following statement:

Considering the continued rise of COVID-19 case counts in Utah, meeting in an anchor location presents substantial risk to the health and safety of those in attendance because physical distancing measures may be difficult to maintain in the Murray City Council Chambers. The Center for Disease Control states that COVID-19 is easily spread from person to person between people who are in close contact with one another. The spread is through respiratory droplets when an infected person coughs, sneezes or talks and may be spread by people who are non-symptomatic. The intent is to safeguard the lives of Murray residents, business owners, employees and elected officials by meeting remotely through electronic means without an anchor location.

The public may view the meeting via the live stream at:

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**Approval of Minutes** – Ms. Turner asked for comments or a motion on the minutes from August 4, 2020, Committee of the Whole. Mr. Cox noted one correction and moved to approve with the correction. Ms. Turner confirmed it was her mistake, and acknowledged the correction. Mr. Hales seconded the motion with the correction. Passed 4-0.

**Discussion Items:**

**Solid Waste Contract Services RFP** – Mr. Astill discussed the need for an RFP (request for proposal) by the end of September to give ample time for processing applications. He reported the City's current 5-year contract with Ace Disposal would expire December 31, 2020. Ace hauls garbage to the TransJordan Landfill, and the goal is to attain a new contract for another 3-5 years. The RFP requires all interested vendors to include pricing on a number of items the City is requesting.

Mr. Astill reported the City currently offers automated weekly curbside pickup for regular garbage (up to two cans per home), and recycling cans. He pointed out the City's recycling collection is typically 25%-30% contaminated, which greatly needs improving. He discussed ramifications of existing contracted services; non-contractual services, additional programs, requested services included in the RFP; and potential services that could be added into a new contract, as follows:

**Contracted services:**

- Leaf bag collection and disposal. Drop off sites are available from October 23, to November 30.
- Rental programs for roll-off dumpsters; and green waste trailers.
- Glass collection and disposal. Two drop off locations are offered.
- ABOP (antifreeze, batteries, oil, and paint) drop-off recycling.

**Non-contractual services:**

- Recycling in parks: This service was discontinued, due to very high contamination rates that the City cannot monitor.
- Christmas tree disposal: Two locations are offered.
- Parks garbage pickup: Murray Parks Department staff schedules garbage collection as needed for all City parks; the Solid Waste fund allowed them to a recently purchased garbage truck of their own.

**Additional information:**

- Curbside yard waste: The service is off the table at this time; the landfill is not able to accommodate the great amount of green waste that would be collected.
- Curbside glass collection: There is a possibility for the service, by Momentum, who is an individual third-party option.
- Recycling costs versus landfill costs: With such high contamination much of recycling ends up going to the landfill. Mr. Astill stated through ACE, the tipping fee rate is \$60 per ton for contaminated recyclable material; he noted the standard rate for trash to the landfill is \$18 per ton. Recycling habits need to improve.
- WFWRD (Wasatch Front Waste and Recycling District): This is not an option because the City would have to join WFWRD permanently with no option in the contract to ever leave the organization.

**Requested services for RFP Calendar Year 2021-2025:**

- Weekly Residential Refuse Collection and Disposal Services



- Weekly Residential Recycling Collection and Disposal Services
- Biweekly Residential Recycling Collection and Disposal Services
- Solid Waste Collection and Disposal
- Glass collection and Disposal
- Leaf Bag Collection and Disposal
- Roll-Off container Rental Program

Potential options:

- Neighborhood cleanup program.
- Additional glass collection areas.
- Individual opt-out of recycling. Mr. Astill noted the opt-out recycling program does not provide a financial savings to the City.

Council Comments and Discussion:

- Ms. Martinez asked if residents can contact Momentum directly to attain curbside glass collection. Mr. Astill confirmed citizens would independently hire them for a separate personalized service.
- Ms. Martinez asked about factors for not providing recycling cans in City parks and wondered how contamination was monitored. Mr. Kakala said the effort is involved; for example, in Salt Lake City staff goes ahead of recycling trucks lifting can lids, diving into cans and sorting through material to look for contaminants- prior to trucks dumping recycling cans into their load. He stressed as it is, cities are already struggling with recycling, and contamination is why costs are so high- paying close to \$70 per ton to dispose of recycling. In addition he explained:
  - Many citizens are successful at recycling; but problems occur when careless people throw contaminated items into recycling cans; this act ruins an entire truck load because clean items get mixed with contaminates of liquid or oil found on unclean items.
  - Unless Murray has funding to hire additional recycling inspectors, who go ahead of trucks to inspect, the program is not worth it, which is already very expensive.
  - Challenges exist at park pavilions during summer months, due multiple daily use. Inspections would occur after each event. As a result, all park trash goes to landfills.
- Mr. Kakala discussed reasons for considering bi-weekly recycling because cans are not getting filled up and half empty cans are pushed to the street. Large heavy trucks cause more wear and tear on neighborhood streets, pavement, and city roads; so, bi-weekly pickup could be an advantage.
- Ms. Martinez noted recycling has a challenging educational piece; and reported many constituents favor a neighborhood cleanup program most of all.
- Mr. Hales favored the neighborhood cleanup program, and also had that request from many constituents.
- Mr. Astill would add the neighborhood cleanup service to the RFP process.
- Ms. Turner suggested more recycling education; she asked if Ace offered programs. Mr. Astill said a full-time ACE employee is assigned to handle personal trainings, mailings, and social media notifications. He said door-to-door hands-on education is most effective, and larger cities can budget for that but Murray does not have that capability.
- Ms. Turner clarified Ace Disposal serves Murray City west of 900 East; and WFWRD provides service to Murray areas located east of 900 East. 32:16 Mr. Astill confirmed.
- Mr. Hales said continued education would make a difference. He thought many citizens aware of good practices try hard; but more are uneducated about proper handling. He thought instructions engraved inside can lids was a helpful reminder. Mr. Astill said instructions are sent out frequently, but the problem lies with weekly changes within the recycling industry itself.
- Mr. Kakala agreed understanding acceptable material was a moving target, because material is based



on commodities that constantly fluctuate. Therefore, the instructions are ineffective.

- Mr. Astill confirmed all solid waste services are funded by utility fees collected by the City; whether contracted or City provided; including park trash removal, road cleanup, and the hauler purchase.

**Revisions to Chapter 17.65 Beekeeping Standards** – Ms. Greenwood discussed current beekeeping standards and provided the existing ordinance. She noted changes occurred in 2016 -before her employment; and those changes made implementation difficult for anyone wanting beehives at their residence. Therefore, proposed changes were presented categorized in three ways:

1. Regulatory and compliance would be shifted appropriately back to the State and Salt Lake County Health Department.
2. Hives will require licensing through the State and County; no Murray City application is needed.
3. Beekeeping would be allowed on all properties/lots with a single-family residence. The amendment would extend allowance to include all properties or lots used as single-family detached dwellings; regardless of the zone they are located in. Use would continue in agricultural zones.

Ms. Greenwood shared the background about Utah State beekeeping requirements noted under the Utah Bee Inspection Act, where State Code requires that:

- Each beekeeper must be registered with the State.
- Location must be identified by a sign showing owner registration number, unless the apiary is located on property owned by the beekeeper.
- County bee inspectors conduct annual inspections.
- If issues are found like diseased, parasitized, or abandoned hives, inspectors may prescribe treatment.
- Appeal process is available if beekeepers disagree with inspection outcomes.
- Beekeepers may not intentionally maintain aggressive or unmanageable bees.

State Code was reviewed in relationship to Salt Lake County Health Department requirements for Honeybee management. Ms. Greenwood highlighted things like maintaining hives safely and correctly; flight patterns, water provisions during certain times of the year; location of hives out of public sight; and placing hives on properties not registered. She reviewed the Murray ordinance to describe the quantity of hives permitted on lot sizes. Variances of 4,000 square foot lots with 2 hives; and lots of 12,000 square feet or more, cannot have more than 6 hives.

Ms. Greenwood reported the item was presented to the Murray Planning Commission on August 20, 2020. No public comments were made; and the result was a favorable vote of 6-0. She confirmed City staff contacted both the State DOA (Department of Agriculture), and the Salt Lake County Health Department to discuss proposed changes and revisions to Murray City Code; both agreed that the previous ordinance was too restrictive, and both supported the changes, as well. Findings and facts made by the Murray Planning Commission were as follows:

1. The text amendment was carefully considered based on characteristics of practical application, and oversight from experts;
2. The proposal is consistent with the purpose of Title 17, Murray City Land Use Ordinance;
3. It is also consistent with the Goals and Policies of the Murray City General Plan;
4. And the amendment will allow Murray residents ability to have apiaries in conjunction with their residential dwellings in all zones.

Ms. Greenwood stated City staff and the Murray Planning Commission recommend the Murray City Council approve the proposed amendment accordingly. She informed them that the item would return-

during the October 6, 2020 council meeting for final consideration during a public hearing.

Council Comments:

- Mr. Cox asked about the removal of burdensome regulations from the City, such as, various safeguards and training. He assumed the State and County had those regulations in place; for example, a positive barrier between hives and neighboring yards. Mr. Hall confirmed fly-away barrier placement is something that prevents bees from being attracted to something in nearby lots that would create a nuisance. He explained barriers are broad enough that if something becomes a nuisance, inspectors can make adjustments in a better fitting way. He agreed State and County barriers were less specific than what Murray had before, however, their regulations make problems easy to handle.
- Mr. Cox suggested having a point person in the City to help Murray residents with questions and navigate through problems. He thought by avoiding timely appointments with County or State officials problems could be addressed faster having that local assistance. Mr. Hall agreed minimal connection between State and County officials, and City Code Enforcement was desired, due to no expertise among staff. He indicated that he and Code Enforcement Officer, Mr. Boren would act as mediators to receive complaints from Murray residents; they could contact the County for a quicker response. Mr. Hall reported a good working relationship was already established with inspectors for coordinating issues; he expected the program to go well.
- Mr. Cox thought with only three or four beekeeping inspectors statewide, having a City go-to-person would assist with problem solving.
- Ms. Greenwood added there was a provision in the proposed amended ordinance that states if conflict should arise between the City's ordinance, or County regulations, or the State ordinance; the most restrictive regulation would apply. She thought this would benefit the City from having to revise the ordinance if State and County regulations are changed again later.
- Ms. Martinez asked about bee hives; she observed hives are contained in dresser drawer like boxes; she asked whether the hive was the drawer, or the entire stack of drawers in terms of the number of hives allowed. Mr. Hall confirmed a beehive is the entire stack of drawers, where typically there is no more than three drawers to a hive. Therefore, State beekeepers consider a stack of six drawers to be two hives.
- Ms. Martinez noted other cities allow hives on 8,000 square foot lots; she asked what the rush was in Murray, to allow any square foot residential lot to accommodate beekeeping now. Mr. Hall explained rationale came from the DOA who recommended there was no longer a concern about lot size and the number of hives allowed. However, City staff made the decision to limit the number to specific lot sizes so that neighborhood yards would not be overrun with hives; and smaller residential lots would not be excluded.

**UAMPS (Utah Associated Municipal Power Systems) CFPP (Carbon Free Power Project)** – Mr. Haacke had just come from his monthly UAMPS board meeting; there he received news that the CFPP deadline of September 30, 2020, had been extended to October 31, 2020. The reason was that DOE (Department of Energy) funding has not shown up yet. As a result, UAMPS board members felt more time was needed to make a wise decision. Therefore, the special meeting scheduled for Monday, September 21, 2020 - was no longer necessary; and the vote from the Council could be delayed. He encouraged them to postpone the public hearing, specifically because DOE funding is the key part to success of the whole project. Mr. Haacke believed there was value in being first participants in a project, with first of a kind technology-with essential DOE funding. He stressed to the Council if DOE money did not come through, Murray should walk away from the project because it would become extremely expensive; he reemphasized no Council

Member should vote to stay in the project, without DOE funding. He noted the September 21<sup>st</sup> meeting could still be held, with a vote; although he felt waiting until October was best. He inquired Ms. Turner whether he should continue with the planned presentation, or return next month. Ms. Turner expressed her preference, and took a poll:

Council Responded:

- Ms. Turner wanted to continue as planned, and vote on September 21, 2020.
- Mr. Hales favored extra time to further analyze information. He said DOE funding was a huge factor in his decision making, so waiting until October was best.
- Mr. Cox agreed there was no longer a hurry to vote before September 30, 2020; extra time was helpful, especially for waiting on the DOE contribution.
- Ms. Martinez appreciated the delay; she preferred the voting be rescheduled on a usual Tuesday council meeting night - she noted the public was accustomed to sharing comments and concerns during the public comment segment at council meetings.
- Ms. Turner noted overall favor to wait on voting; the item was moved to October 20, 2020; and she asked Mr. Haack to continue with his presentation. (See Attachment #1)

Mr. Haacke thanked Mayor Camp and the City Council for attending many past SMR meetings; the project has been in the making for years. He reiterated next month's decision was very important, and explained the Council would consider one of three options in October:

1. Keep the current subscription of 14,000 KWh (kilowatts), the City would continue on with the project.
2. The City could reduce the 14,000 KWh entitlement to 10,000, or even 5,000; and stay with the project.
3. Walk away from the project and move on to find another resource.

An overall review of the situation was given; previous questions were addressed; and importance of the project was reemphasized. Mr. Haacke's goal was to provide a balanced opinion, due to rumors and misconceptions about the project; many negative posts on social media. He said the technology is very safe; and has been examined for nearly a decade. He felt the price was competitive to other long-term options. He reported that the technology and design were flying through NRC (Nuclear Regulatory Commission) approval, with no large hurdles hindering the continued licensing phase of the plant.

Mr. Haacke's desire was to address overall concern. First and foremost, he said the City must find a large sized plant or resource within the next 15-20 years. Older and outgoing power plants like coal, must be replaced. Therefore, a cost effective, preferably clean and reliable, and manageable resource must mix well into Murray's hourly needs. With UAMPS as the City's agent searching the grid for new plants to build, buy into, or contract with; it has been found that there are no large plants being built that fit the desired mode. Mr. Haacke stressed, Murray must have a plant to follow load requirements; one that can integrate with renewables because new natural gas plants on a large scale are few.

Mr. Haacke shared concerns that renewables are not base load reliable; there are no large battery options yet to back up the City's substations; hydro plants are scarce; but SMR technology is being watched by the world. He reiterated this was the reason for his presentation; to make known that future energy choices need to be addressed now- because few options exist for the City to rely on into the next 30-40 years. Therefore, he questioned, if not the SMR, then what? He believed the SMR is the carbon free resource that fits.

Murray's current energy portfolio was reviewed. Mr. Haacke said all varied resources are reasonably

priced, and the envy of other cities. The mix includes renewables, (solar and wind), coal fired plants, hydro, and natural gas. And Murray is the only city in the State that utilizes methane. Market purchases can also be made to cover needs. He emphasized that Murray citizens benefit today from past decisions made by Murray's forefathers and previous council members who decided to create their own power company.

Mr. Haacke discussed current conditions and the outlook for each resource in detail, and noted that some resources have a shorter life span than others.

- Hunter Plant – Good until 2042; provides 35% of Murray's needs; and is the least expensive resource to the City. The coal fired plant is over 30 year's old- Mr. Haacke said his biggest concern with regard to stabilizing a power resource for the future is the imminent loss of the City's largest coal fired plant, which will be gone in 22 years. He noted there was a good possibility the plant might not last that long, due to more environmental legislation, and continued aging. If it closes sooner, Murray would immediately need an alternative; so he stressed the CFPP could replace this resource.
- CRSP – (Colorado River Storage Project) Good until 2045, and 25% of Murray's needs and is inexpensive. The federal hydro power plant has been in operation since 1964.
- San Juan – The coal fired plant is expected to close in 2022, and currently provides 3% of Murray's energy needs. Cause of closure is age and environmental issues.
- IPA – (Intermountain Power Agency) Coal plant. Contract expires in 2027. Murray has been a member since 1980, with 4% entitlement; the City can only use energy with advanced notice order; and has used it only to supplement when short. The coal plant will close in 2025 and be replaced by a natural gas fueled facility. With more legislation, the plant will begin to produce a mix of natural gas and hydrogen in the future; a hybrid fuel of sorts. The hydrogen manufacturing facility will be constructed alongside the existing plant and hydrogen will be stored in existing salt caverns and used as needed. The cost for the hydrogen mix will increase over the years until it becomes a total 100% hydrogen plant by 2045- funded by California, and good until 2070. Mr. Haacke said IPA remains a valid option to meeting the City's energy needs.
- Natural Gas Turbines – Available until 2040. The City can generate power from its own turbines located in the City. Often used to meet summer peak load requirement; but turbines can be used 24/7 365 days per year if necessary; or available for emergency production.
- Little Cottonwood Hydro – Useful until 2040. The City owns the 5MW resource utilizing little Cottonwood Creek runoff. Power can be generated from May to September each year when flows are abundant, which meets about 3% of the City's needs.
- Landfill Methane Plants– Estimated use is from 2022-2028. Murray has contracted with two landfills for the renewable green power resource, providing about 8% of the City's needs. Together they provide 7.5MW of energy, produced from rotting waste. Mr. Haacke reported one contract was just renewed for 10 more years; the other is up for negotiation in a few years.
- NTUA (Navaho Tribal Utility Authority) Large Solar – Estimated use is from 2022-2047. Murray will soon have access to large scale solar, and recently entered into a PPA (purchase power agreement) with the NTUA; 5MW of large scale solar will come from the four corners region. The expectation is that about 5-7% of the City's energy will be provided from this facility.
- Others –
  - Federal Hydro – Based on availability. Short-term options within federal hydro contracts provide supplemental energy purchases.
  - PX – Power Exchange. Good forever. Scheduled on-line market purchases vary for seasonal, daily, and hourly use.
  - UAMPS – Good forever. Monthly, long term, and seasonal agreements are made when the City is



in short supply. Murray heavily relies on UAMPS groups for most of its supplemental needs. During some months staff relies on UAMPS to go to the market for the City on the hour. Purchases can also be made from other UAMPS members in short or long term commitments; and the option is there to buy into or pass on new opportunities brought forth.

Mr. Haacke stressed even with a variety of resources, future challenges remain for the next 5, 10, 30; and 50 years. He reiterated since the Hunter plant closing is certain, replacing 20MW of energy is vital. This is why he and staff are always thinking about other options; why UAMPS is a valued source to help find new possible options; and why the CFPP was brought for the City to consider.

He reviewed CFPP main partnerships; the DOE, NuScale, Fluor, and UAMPS, where cost sharing has been the goal since day one. The DOE's interest in the project has been key; and received bipartisan political support as a small nuclear concept. Currently all members and partners are waiting on \$1.4 billion from the DOE to fund capital construction costs- to be spaced out over several years. Because this funding is so significant in making the project economical, Mr. Haacke was confident the money would come through.

So far, partners together have spent approximately \$500 million to get the project licensed; but there are still several years to go before the completed license is attained. UAMPS has spent about \$9 million thus far; and Murray committed about \$330,000 just to research the resource. Murray has not spent any money out of pocket; and money spent during the licensing process will be rolled into the bond payment. We are upon the next phase of licensing finance, which is the reason for the next vote. The City would consider re-committing Murray's present subscription entitlement of 14,332 kW (kilowatts).

Mr. Haacke reviewed the DOE initially intended to purchase the first small module outright; use it for 15 years- then turn it over to remaining participants for their shared use, for the life of the plant. However, DOE interest changed to become a larger participant by helping with construction costs. Instead of purchasing the first module, they agreed to fund \$1.4 billion up-front in construction costs, which is 25% of the plant. Of the projected \$6.1 billion construction cost, and 25% coming from the DOE, the remaining money to fund the project comes from NuScale, Fluor, and UAMPS participants. Mr. Hunter confirmed.

Mr. Haacke noted the DOE has bigger plans beyond this CFPP, with hopes to construct SMRs throughout the country. This is why he believed there was a benefit to being first participants, as opposed to waiting for a second or third SMR to be constructed later. He thought simplistically, a second or third plant would cost more than \$6.1 million; mainly because the DOE might not be involved as a contributing partner with future plants like it is now. As a result, the entire cost of additional plants could fall solely on participants causing an increase in overall cost.

A previous question was addressed that there are 36 UAMPS participants, with initial subscriptions totaling 213 MW; and two entities dropped from the project so far. There are some members out of state; and Utah Members include: Heber, Kaysville, Bountiful, Lehi, Logan, Payson, Washington City, Ephraim, Beaver, and Bountiful; it is Logan and Lehi that dropped out. All entities are interested in the project; all have different needs, desires, and different subscription entitlements; once the license is received and ready for construction, it is expected that more cities watching the project will eventually join in. Mr. Haacke said after Logan, and Lehi dropped out, their totaled entitlements of 28 MW were given back; this resulted in Murray's increase to 8.3% from 6.7%. He clarified this did not increase Murray's buy in cost.

Mr. Haacke reviewed recent developments:

- First the updated financial model now reflects a 2020 base cost of \$55/mwh (per megawatt hour),



which is a benefit to participants.

- Second, the next phase of licensing cost reimbursements are guaranteed- even if the economic test fails in 2023. This means if the Council votes yes to stay in the project, with whatever desired entitlement; and if by April of 2023 the project cannot keep the \$55/MWh requirement, UAMPS will walk away from the project and participants get 100% reimbursement. Mr. Haacke stressed this update was a significant game changer that occurred two weeks ago.
- Third, the UAMPS board acknowledged that the previous two-and-a-half-year window was too ominous before the next available off ramp; that is why UAMPS agreed to offer a new mid-season off-ramp in late 2021, or early 2022. He explained the reason this was added is to allow cities feeling uncomfortable with the project at that time to either adjust entitlements; or back out completely.

Mr. Hales asked for details about 2022/2023 off-ramps; he inquired what financial losses would occur at each opportunity. He understood if UAMPS walks away there would be no cost to the City; and affirmed if Murray takes the off-ramp next month, the City would lose approximately \$330,000.

Mr. Haacke confirmed. He said it was hard to determine precisely Murray's financial commitment at the 2022/2023 off-ramp, because it is unknown how many cities will remain with the project at that time; as cities drop out Murray's obligation increases slightly. He reported with Logan and Lehi out, Murray's commitment is approximately \$1.7 million at the next off ramp in 2023. But, with the new off-ramp at the end of 2021, or early 2022, the UAMPS group would have expended only half of that, which is approximately \$900,000. This is not a guaranteed reimbursement if the UAMPS group continues forward.

Therefore, if the City walks away in 2023, and the remaining UAMPS group moves forward, the loss to Murray would be close to \$2 million. Mr. Hunter confirmed. Mr. Haacke advised the Council against focusing on off-ramp opportunities only; he felt if the City is going to participate in the project- we should be fully immersed and keep moving forward. Although he understood matters of being comfortable with the project and whether to pursue it.

Mr. Haacke discussed SMR cooling alternative to address a previous question. He explained most nuclear plants process nuclear waste by wet cooling methods; plants are constructed near oceans or rivers to access large bodies of water. The CFPP would-be built-in Idaho, close to the Snake River aqueduct, but not near a lake; therefore, two options were considered; wet cooling, and dry cooling. Studies were completed and it was found that both cooling types were plausible. Dry cooling requires 2,000-acre feet of water, and wet cooling needs 22,000-acre feet of water. Both provide the cooling needed; both could be used; however, with water situations in Idaho and other environmental issues – the dry cooling option was chosen. Fluor has taken that technology to the design stage. Water rights are being purchased, and cooling water will not be an issue at the plant.

Mr. Haacke reviewed possible alternatives, and reiterated, whether the City walks away from the SMR, or stays with it, concerns remain about providing alternatives for Murray's future needs; there is also a possibility of running out of methane.

- Recall IPA – Available after 2027 but call back power would be more expensive at \$80/mwh. The hydrogen mix would result in a higher cost.
- Baseload gas turbines – Using the natural gas market, the resource could be used around the clock. Resource price range is from \$30 to \$120/mwh.
- Install Caterpillar engines on gas turbines – Significant capital would be required for construction, and to purchase the engines. Resource cost = \$60/mwh.

- Install additional gas turbines – Capital cost estimate = \$15 million for 10 megawatts; Resource cost = \$60/mwh.
- PPA with large scale solar or wind – Unknown cost and unknown feasibility. Wind and solar are only 40% reliable.
- Large scale battery storage – The technology is not here yet. Will monitor the resources for future.
- Long-term PPA – If available; cost is unknown ten years from now.
- Expansion of methane. Supplier indicated in the future they would like to install another small engine next to existing engines. It could provide another 2MW of energy when that happens; not much.

Mr. Haacke shared his personal pro and con perspectives related to the CFPP:

Pros:

- The technology does not scare him. The world is watching this project, so he believes it will be built.
- If the City is going to utilize nuclear, now is the time to take advantage of DOE appropriation funding.
- Knowing the SMR is reliable, it can replace the Hunter resource.
- The SMR is stable and can follow renewable solar the City is attaining.
- The City will be ok for another 10-15 years with existing resources- if nothing else comes about. However, he is worried about 20 years and beyond; so, he questioned whether passing the opportunity was wise.
- Nuclear power adds diversity to the City's portfolio.
- UAMPS and partners offered safeguards and guaranteed strategies that protect Murray. He said there are risks involved in all ventures and thought UAMPS had done its best to help Murray feel comfortable with the project, by capping the price.
- Since there are no other large-scale baseload carbon free plants being built in our region; this opportunity helps with the 10-20-year outlook.

Cons:

- Participant subscription levels are low, and presently only 185MW are entitled; the plant is capable of 725MW. With low participation much of the next phase will transfer to remaining participants.
- He is concerned about not having a large anchor subscriber; like the EPA or Arizona power.
- Other large entities are not signing up; many, including Rocky Mountain Power have shown interest and will sign up eventually, but with renewable commitments they don't have the freedom to sign on now.
- Delayed DOE funding is worrisome; and whether appropriations henceforth will be slow as well, causing others to fund until the money comes in.
- The unknown costs of the next plant. Would costs be about the same, or more because of the DOE subsidy on this first plant? Is it worth the risk to stay in this one or better to wait for a second plant to be constructed?
- Plant costs have experienced sizeable increases since inception, as fine tuning has occurred.

Overall, Mr. Haacke stressed the main focus should be- can a \$55/mwh resource be provided to the City by the year 2030? He said if the CFPP and UAMPS can guarantee that price for energy, in the future, one should not worry about the cost to construct the plant. He thought the vote in October would be monumental to the City, like a similar risks taken in 1913 to create the power company; in 1930 when diesel engines were installed during the depression; in 1960 when buying into the federal hydro; and in the 1980's to buy into the IPA plant. He felt there was always risk in taking a step forward, but advised to walk away only if DOE funding did not come through.

The entire SMR presentation can also be viewed at:

<https://youtu.be/tPeXjKWVgQY?list=PLQBSQKtwzBqLxiqGGqdVorSUzCOAEmh-2&t=3101>

Mr. Hunter commended the presentation and stressed key thoughts:

- If not this, then what in 2030 when coal fired plants are gone.
- With the vast majority of replacement power being solar, the market price for natural gas will be very expensive, due to the lack of it.
- Outages similar to what California is experiencing today should be expected in the future; theirs was due to a 2200MW shortage this summer.

- If the City does not participate in the CFPP, there must be another reliable plan.

Council Comments:

- Mr. Cox expressed favor in moving forward with the project, and agreed it was Murray officials in 1913 who made hard decisions for the City to have its own water and power resources. His overall concern was where Murray would find energy to power the City in the future. He stated he is not pro-nuclear, or, against nuclear power– but in favor of pro-planning, so he felt responsible as a Council Member to ensure power will be available for future citizens. He said the City must find something to fill the gap, to ensure that lights will come on.
- Mr. Cox said renewables were useful, but the City needed a more reliable plan with carbon fuel going away. He addressed misinformation about the SMR; for example, false claims coming from the Utah Taxpayers Association that property taxes would increase with participation in the CFPP. Mr. Cox clarified funding did not come from taxes, it would come from power rates. And although rates would see an increase, the goal was to provide a steady and stable resource at the best possible price. He said noted experts had questionable commentary about the City's decision to move forward with the project; but he trusted in recommendations made by Mr. Haacke, who would lead the City in the right direction.

**Urban County Interlocal Agreement** – Mr. Critchfield spoke about Murray's participation in an urban county interlocal agreement managed by Salt Lake County. The federal government program applies to qualifying cities and counties based on population estimates and poverty rates; designed to benefit low- and moderate-income persons to offer housing opportunities. According to HUD (Housing and Urban Development) guidelines, to be an urban county there must be a population of 200,000; so the County's role is to administer the program through interlocal agreements for interested cities and townships that cannot qualify on their own for direct funds. There are 7 townships and 10 cities involved. The reason for the interlocal agreement is for Murray to give consent to the County to participate in programs within City boundaries. Mr. Critchfield noted the Council would consider the renewed 2021-2023 agreement, during the council meeting. Highlights included:

- The County is the lead entity responsible to the federal government with administrative control.
- Allocation committees work with cities to recommend how ESG (Emergency Solutions Grant), CDBG (Community Development Block Grant); and HOME (Home Investment Partnerships) funding should be utilized within cities; committees are made up of representatives of participants.
- Once allocations are received, the City enters into another agreement for each project. After which, the City administers and controls project funds, and complies with federal regulations and laws.
- The approved and signed resolution, and interlocal agreement must be returned by the deadline of Monday, September 21, 2020, to be submitted no later than October 2, 2020.

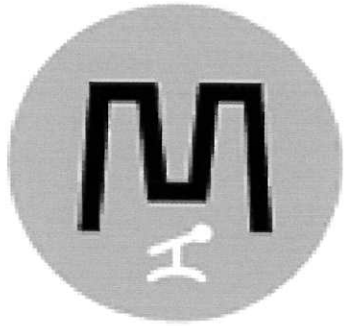
Mr. Critchfield observed there were no surprises in the agreement, which the City has participated in for years. The Council would consider the agreement and the resolution in the council meeting.

Council Comments: None.

**Announcements:** None.

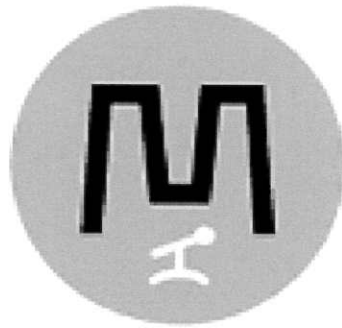
**Adjournment:** 6:18 p.m.

Pattie Johnson  
Council Office Administrator II



**MURRAY**  
CITY COUNCIL

# Discussion Items



**MURRAY**  
CITY COUNCIL

# Discussion Item #1





**MURRAY**


## Finance & Administration

### Discussion on FY2020 preliminary financial results

#### Council Action Request

Committee of the Whole

Meeting Date: October 20, 2020

<b>Department Director</b> Brenda Moore	<b>Purpose of Proposal</b> To discuss financial FY2020 preliminary financial results
<b>Phone #</b> 801-264-2513	<b>Action Requested</b> Discussion only
<b>Presenters</b> Brenda Moore	<b>Attachments</b>
	<b>Budget Impact</b>
<b>Required Time for Presentation</b> 10 Minutes	<b>Description of this Item</b> We will have a discussion on the preliminary financial results for FY2020.
<b>Is This Time Sensitive</b> No	
<b>Mayor's Approval</b> 	
<b>Date</b> October 6, 2020	

**QUARTERLY FINANCIAL STATEMENT  
FOR THE FISCAL YEAR 2019-2020  
4<sup>TH</sup> QUARTER PRELIMINARY**



**MURRAY CITY CORPORATION**

Prepared by  
Murray City Finance  
Brenda Moore - Director of Finance and Administration

The following financial statements represent the period of July 1 through June 30, 2020. The statements are unaudited and were prepared in compliance with generally accepted accounting principles. Questions regarding these statements may be directed to the City's Finance & Administration Director, Brenda Moore at bmoore@murray.utah.gov.

### **COLUMN DESCRIPTIONS**

- *Annual Budget* – Amended budget for fiscal year 2020 as of the date of the statements.
- *YTD to Budget* – Percent of the annual budget spent to date.
- *Current YTD* – Actuals for the period for the period of the statements.
- *Prior YTD* – Actuals for the same period from the prior fiscal year.
- *Chg* – Change between the current period and the same period year period, and percentage of change between the current period and the same prior year period.

### **DISCUSSION AND ANALYSIS**

Percent of the year complete: 100%

#### ***General Fund***

- Fund Balance – The .2 sales tax (less fire station bond payment) and Transportation Sales tax have been transferred to the Capital Projects fund. Fund balance is currently at \$15,616,955 (33%). An additional \$3,800,000 is planned to be transferred to the Capital Projects fund for future capital and maintenance needs. After the transfer the fund balance will be \$11,816,955 (24.9%). \$364,242 higher than the previous year end.
- Revenues – Due to COVID-19 revenues for parks & recreation (26%), ambulance services (3%), and fines and forfeitures (19%) were below previous years revenue. Permits and Licensing were 19% above budget. Due to strong sales tax increases in July -February sales, and despite COVID-19, sales tax revenues finished slightly above the previous year. \$649,439 of CARES grant funds were recognized as revenue in FY2020.
- Personnel – Personnel cost finished the year 5% below budget due to open positions, people retiring and being replaced by personnel lower on the step plan.
- Operations – Operations finished the year 20% below budget due to departments careful use of budgeted funds both before and after when the COVID-19 emergency was declared.
- Transfers – Transfer in are calculated based on a percentage of revenue in the utility funds. Rate increases and utility usage will affect the transfer amount. Transfers out are typically done at year end unless needed. Transfers in finished 2020 \$90,721 (2%) below budget due to including write-off in the calculation of transfer amounts.

#### ***Library Fund***

- Fund Balance – Fund balance has increased significantly this year to date due to the collection of property taxes and saving for a new library. The Library Fund's revenue was not affected by COVID-19. \$21,696 of CARES grant money was allocated the Library fund in FY2020 to offsets costs incurred dealing with COVID-19.

- Expenditures – The Library’s expenditures for personnel and operations finished the year at 97% and 95% respectively below budget.

#### ***Water Fund***

- Revenues – Revenues came in as expected with the rate increase and correction of the computer system billing schedules.
- Expenditures – Operations and Personnel combined finished the year below budget.

#### ***Wastewater Fund***

- Revenues – Revenues came in as expected.
- Expenditures – All expenditure categories are below budget.

#### ***Power Fund***

- Revenues – Revenues finished the year at 99% of budget. With no rate change, revenues fluctuate based on weather patterns.
- Expenditures – All expenditure categories ended below budget.

#### ***Storm Water Fund***

- Storm Drain Fees collected finished at 1% above previous year, but 8% below budget. Storm water rates increased due to the rate change effective July 1. We will continue to monitor revenue and how revenue is budgeted.
- Expenditures – Operations and Personnel combined finished the year below budget.

#### ***Golf Fund***

- Net Position – The Golf Fund’s year end net position is (\$884,881) due to the interfund loans from the Power and Water Funds. Fund balance is expected to remain negative until these loans are paid in full or the next 5 years, whichever is soonest.
- Revenues – Revenues are 13% higher than they were last fiscal year. Spring weather was favorable and when COVID-19 hit they remained open with precautions in place and were extremely busy.
- Expenditures – Expenditures finished right at budget for the year. Spending for this fund is seasonal and typically occurs in the 1<sup>st</sup> and 4<sup>th</sup> quarters of the fiscal year.

#### ***Solid Waste Fund***

- Revenues finished above budget and expenditures below budget. Revenues increased due to the rate change effective July 1. We are continuing to monitor the recycling tipping fees. The current contract with ACE disposal expires December 2020.

In summary, in spite of COVID-19, and due to some CARES revenue the City’s revenues for FY2020 are as projected in the budget. Expenditures finished the year solidly at or below budget.



**MURRAY CITY**
**BALANCE SHEET - GOVERNMENTAL FUNDS (Unaudited)**

As of June 30, 2020 100.00% of year complete (preliminary)

	GENERAL FUND			CAPITAL PROJECTS FUND			REDEVELOPMENT AGENCY FUND			LIBRARY FUND		
	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg
<b>ASSETS</b>												
Cash and investments	\$ 13,943,734	\$ 9,467,082		\$ 12,029,782	\$ 12,508,424		\$ 3,606,126	\$ 2,783,577		\$ 2,665,353	\$ 1,746,267	
Restricted cash	1,472	510		100,000	6,012,230		166	15,229		17,318	16,960	
Receivables	5,427,513	4,685,333		84	-		2,486	12,821		53,040	21,826	
Other	13,228	12,767		-	634,699		-	-		21,523	29,473	
Capital assets, net	-	-		-	-		-	-		-	-	
Total assets	<u>19,385,947</u>	<u>14,165,692</u>	37%	<u>12,129,866</u>	<u>19,155,352</u>	-37%	<u>3,608,778</u>	<u>2,811,627</u>	28%	<u>2,757,234</u>	<u>1,814,526</u>	52%
<b>LIABILITIES</b>												
Payables and other liabilities	(3,768,991)	(2,712,980)		(1,539,492)	(1,142,124)		(7,894)	(3,790)		(88,951)	(80,561)	
OPEB & pension liabilities	-	-		-	-		-	-		-	-	
Total liabilities	<u>(3,768,991)</u>	<u>(2,712,980)</u>	39%	<u>(1,539,492)</u>	<u>(1,142,124)</u>	35%	<u>(7,894)</u>	<u>(3,790)</u>	108%	<u>(88,951)</u>	<u>(80,561)</u>	
<b>FUND BALANCE</b>	<u>\$ 15,616,955</u>	<u>\$ 11,452,712</u>	36%	<u>\$ 10,590,373</u>	<u>\$ 18,013,228</u>	-41%	<u>\$ 3,600,883</u>	<u>\$ 2,807,836</u>	28%	<u>\$ 2,668,283</u>	<u>\$ 1,733,965</u>	54%
	CEMETERY FUND			TOTAL								
	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg						
<b>ASSETS</b>												
Cash and investments	\$ 1,398,967	\$ 1,348,881	4%	\$ 33,643,961	\$ 27,854,232							
Restricted cash	-	-		118,956	6,044,928							
Receivables	-	-		5,483,123	4,719,980							
Other	-	-		34,751	676,939							
Capital assets, net	-	-		-	-							
Total assets	<u>1,398,967</u>	<u>1,348,881</u>	4%	<u>39,280,791</u>	<u>39,296,079</u>	0%						
<b>LIABILITIES</b>												
Payables and other liabilities	-	-		(5,405,329)	(3,939,455)							
OPEB & pension liabilities	-	-		-	-							
Total liabilities	<u>-</u>	<u>-</u>		<u>(5,405,329)</u>	<u>(3,939,455)</u>	37%						
<b>FUND BALANCE</b>	<u>\$ 1,398,967</u>	<u>\$ 1,348,881</u>	4%	<u>\$ 33,875,462</u>	<u>\$ 35,356,623</u>	-4%						



# MURRAY CITY

## STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE - GOVERNMENTAL FUNDS

As of June 30, 2020 100.00% of year complete (preliminary)

### GENERAL FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
<b>REVENUES</b>					
Sales tax	\$ 16,650,080	100%	\$ 16,653,637	\$ 16,582,773	0.4%
Sales tax (option)	4,150,000	99%	4,100,358	4,159,480	-1%
Sales tax (Transportation)	1,466,000		1,503,053	26,828	100%
Property tax	10,038,763	98%	9,844,622	10,179,734	-3%
Franchise tax	4,577,000	94%	4,301,741	4,458,730	-4%
Charges for services					
Permits and licensing	1,685,000	129%	2,170,447	1,829,569	19%
Public safety	1,623,470	111%	1,804,206	1,852,455	-3%
Parks & recreation	1,721,000	79%	1,353,349	1,818,113	-26%
Intergovernmental	2,505,431	123%	3,091,889	2,726,012	13%
Fines and forfeitures	1,194,000	86%	1,021,418	1,253,562	-19%
Other	632,541	152%	961,106	763,581	26%
Total revenues	<u>46,243,285</u>	<u>101%</u>	<u>46,805,826</u>	<u>45,650,839</u>	<u>3%</u>
<b>EXPENDITURES</b>					
<i>Personnel</i>					
General government	(2,809,745)	96%	(2,683,594)	(2,507,839)	7%
Police	(11,496,324)	98%	(11,220,732)	(10,660,916)	5%
Fire	(8,178,405)	94%	(7,657,226)	(7,710,695)	-1%
Other public safety	(1,186,282)	96%	(1,140,288)	(1,193,152)	-4%
Public works	(2,266,435)	97%	(2,199,540)	(2,116,767)	4%
Parks and recreation	(4,783,172)	93%	(4,433,868)	(4,432,979)	0%
Development services	(1,244,415)	83%	(1,035,802)	(992,299)	4%
	(31,964,778)	95%	(30,371,049)	(29,614,647)	3%
<i>Operations</i>					
General government	(1,552,524)	76%	(1,177,046)	(1,074,490)	10%
Police	(2,350,883)	76%	(1,792,311)	(2,138,449)	-16%
Fire	(1,334,624)	83%	(1,106,938)	(1,120,475)	-1%
Other public safety	(304,412)	66%	(200,078)	(305,541)	-35%
Public works	(2,164,537)	81%	(1,743,515)	(2,007,438)	-13%
Parks and recreation	(2,612,156)	83%	(2,161,483)	(2,224,216)	-3%
Development services	(230,290)	90%	(206,295)	(176,524)	17%
	(10,549,426)	80%	(8,387,667)	(9,047,133)	-7%
UTOPIA	(1,818,999)	100%	(1,818,993)	(1,783,326)	2%
Debt service	(697,078)	100%	(697,846)	(697,946)	0%
Capital outlay	(824,297)	59%	(483,470)	(387,756)	25%
Total expenditures	<u>(45,854,578)</u>	<u>91%</u>	<u>(41,759,025)</u>	<u>(41,530,809)</u>	<u>1%</u>
Transfers in	4,335,618	98%	4,244,897	4,094,732	4%
Transfers out	(5,194,937)	99%	(5,127,454)	(7,099,033)	-28%
Change in fund balance	<u>(470,612)</u>		<u>4,164,243</u>	<u>1,115,729</u>	
Fund balance, beginning	<u>11,452,712</u>		<u>11,452,712</u>	<u>10,336,983</u>	<u>11%</u>
Fund balance, ending	<u>\$ 10,982,100</u>		<u>\$ 15,616,955</u>	<u>\$ 11,452,712</u>	<u>36%</u>

### CAPITAL PROJECTS FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 3,129,218		\$ 500,308	\$ 1,519,320	-67%
Expenditures					
Maintenance	(3,143,971)	57%	(1,786,557)	(1,717,155)	4%
Capital	(18,164,553)	61%	(11,099,060)	(8,814,963)	26%
Transfer in	5,134,937	0%	5,067,454	7,168,133	0%
Transfers out	(105,000)	100%	(105,000)	(310,000)	-66%
Change in fund balance	<u>\$ (13,149,369)</u>		<u>\$ (7,422,855)</u>	<u>\$ (2,154,664)</u>	
Fund balance, beginning	<u>18,013,228</u>		<u>18,013,228</u>	<u>20,167,892</u>	<u>-11%</u>
Fund balance, ending	<u>\$ 4,863,859</u>		<u>\$ 10,590,373</u>	<u>\$ 18,013,228</u>	<u>-41%</u>

### REDEVELOPMENT FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 2,283,687	135%	\$ 3,091,220	\$ 2,469,145	25%
Expenditures					
Administration	(130,148)	133%	(173,734)	(114,532)	52%
Redevelopment	(1,886,136)	35%	(668,978)	(629,551)	6%
Capital	(720,000)	79%	(566,411)	-	-
Debt	(567,550)	100%	(567,550)	(572,418)	-1%
Transfers out	(321,500)	100%	(321,500)	(334,400)	-4%
Change in fund balance	<u>\$ (1,341,647)</u>		<u>\$ 793,047</u>	<u>\$ 818,243</u>	
Fund balance, beginning	<u>2,807,836</u>		<u>2,807,836</u>	<u>1,989,593</u>	<u>41%</u>
Fund balance, ending	<u>\$ 1,466,189</u>		<u>\$ 3,600,883</u>	<u>\$ 2,807,836</u>	<u>28%</u>

### LIBRARY FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 2,715,609	99%	\$ 2,693,670	\$ 2,765,453	-3%
Expenditures					
Personnel	(1,112,486)	97%	(1,075,139)	(1,087,735)	-1%
Operations	(696,656)	95%	(664,464)	(636,795)	4%
Capital	(113,068)	17%	(19,748)	(29,361)	-33%
Change in fund balance	<u>\$ 793,399</u>		<u>\$ 934,318</u>	<u>\$ 1,011,562</u>	
Fund balance, beginning	<u>1,733,965</u>		<u>1,733,965</u>	<u>722,403</u>	<u>140%</u>
Fund balance, ending	<u>\$ 2,527,364</u>		<u>\$ 2,668,283</u>	<u>\$ 1,733,965</u>	<u>54%</u>

### CEMETERY FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 50,000	100%	\$ 50,085	\$ 45,002	11%
Transfers out	-		-	(129,100)	
Change in fund balance	<u>\$ 50,000</u>		<u>\$ 50,085</u>	<u>\$ (84,098)</u>	
Fund balance, beginning	<u>1,348,881</u>		<u>1,348,881</u>	<u>1,432,979</u>	<u>-6%</u>
Fund balance, ending	<u>\$ 1,398,881</u>		<u>\$ 1,398,966</u>	<u>\$ 1,348,881</u>	<u>4%</u>

**MURRAY CITY**  
**BALANCE SHEET - PROPRIETARY FUNDS (Unaudited)**  
As of June 30, 2020 100.00% of year complete (preliminary)

	WATER FUND			WASTEWATER FUND			POWER FUND			STORM WATER FUND		
	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg
<b>ASSETS</b>												
Cash and investments	\$ 2,628,151	\$ 2,978,569		\$ 1,484,597	\$ 2,181,516		\$ 29,072,869	\$ 24,641,664		\$ 536,308	\$ 1,240,812	
Restricted cash	4,389,720	78		268,393	266,297		-	-		399	1,279,495	
Receivables	1,561,458	1,125,163		690,619	647,582		6,325,250	5,978,981		240,631	223,713	
Other (including inventory)	-	-		-	-		2,576,546	2,564,280		-	-	
Investment in joint venture	-	-		9,478,832	8,251,503		-	-		-	-	
Capital assets, net	32,096,222	24,954,761		11,086,733	10,788,053		24,324,425	26,767,308		13,475,790	12,539,825	
Total assets	40,675,551	29,058,571	40%	23,009,175	22,134,950	4%	62,299,090	59,952,234	4%	14,253,128	15,283,845	-7%
<b>LIABILITIES</b>												
Payables and other liabilities	(2,788,660)	(1,414,237)		(429,300)	(568,283)		(5,811,529)	(5,374,993)		(253,199)	(179,944)	
OPEB & pension liabilities	(458,681)	(408,304)		(206,320)	(184,653)		(1,602,905)	(1,470,324)		(181,169)	(160,685)	
Bonds payable	(9,429,620)	(1,694,885)		(2,678,270)	(2,988,109)		-	-		(4,003,458)	(4,251,444)	
Total liabilities	(12,676,961)	(3,517,426)	260%	(3,313,890)	(3,741,045)	-11%	(7,414,434)	(6,845,317)	8%	(4,437,825)	(4,592,072)	-3%
<b>NET POSITION</b>												
Net investment, capital assets	22,666,602	23,259,876		17,887,296	16,051,447		24,324,425	26,767,308		9,472,332	8,288,381	
Net position, unrestricted	5,331,988	2,281,269		1,807,989	2,342,458		30,560,231	26,339,609		342,970	2,403,391	
Total net position	\$ 27,998,590	\$ 25,541,145	10%	\$ 19,695,285	\$ 18,393,904	7%	\$ 54,884,656	\$ 53,106,917	3%	\$ 9,815,303	\$ 10,691,772	-8%
	PARKWAY FUND			SOLID WASTE FUND			TELECOM FUND			TOTAL		
	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg
<b>ASSETS</b>												
Cash and investments	\$ 732,836	\$ 602,131		\$ 388,514	\$ 211,820		\$ 111,782	\$ 116,754		\$ 34,955,057	\$ 31,973,266	9%
Restricted cash	-	-		-	-		-	-		4,658,511	1,545,869	201%
Receivables	1,545	-		265,450	219,191		284,007	283,801		9,368,960	8,478,431	11%
Other (including inventory)	58,285	54,142		-	-		-	-		2,634,831	2,618,422	1%
Investment in joint venture	-	-		2,362,230	2,205,576		-	-		11,841,062	10,457,079	13%
Capital assets, net	2,541,605	2,686,474		219,637	208,609		-	-		83,744,412	77,945,030	7%
Total assets	3,334,271	3,342,747	0%	3,235,830	2,845,196	14%	395,790	400,555	-1%	147,202,833	133,018,097	11%
<b>LIABILITIES</b>												
Payables and other liabilities	(307,636)	(303,642)		(185,378)	(128,806)		(280,448)	(280,448)		(10,056,151)	(8,250,354)	22%
OPEB & pension liabilities	(171,586)	(155,903)		(41,670)	(31,428)		-	-		(2,662,330)	(2,411,297)	10%
Interfund loans payable	(1,056,729)	(1,198,324)		-	-		-	-		(17,168,077)	(10,132,762)	69%
Total liabilities	(1,535,951)	(1,657,870)	-7%	(227,048)	(160,234)	42%	(280,448)	(280,448)	0%	(29,886,558)	(20,794,413)	44%
<b>NET POSITION</b>												
Net investment, capital assets	2,541,605	2,686,474	-5%	2,581,867	2,414,185	7%	-	-		66,576,335	67,812,268	-2%
Net position, unrestricted	(743,286)	(1,001,597)	-26%	426,915	270,777	58%	115,342	120,107	-4%	50,739,941	44,411,416	14%
Total net position	\$ 1,798,319	\$ 1,684,877	7%	\$ 3,008,782	\$ 2,684,962	12%	\$ 115,342	\$ 120,107	-4%	\$ 117,316,276	\$ 112,223,684	5%

# MURRAY CITY

## STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE - PROPRIETARY FUNDS

As of June 30, 2020 100.00% of year complete (preliminary)

This statement excludes Net investment in capital assets and depreciation expense.

### WATER FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 7,022,375	114%	\$ 7,993,517	\$ 6,553,936	22%
Bond proceeds	8,274,000	97%	8,054,000	-	
Expenditures					
Personnel	(2,422,817)	104%	(2,521,977)	(2,289,419)	10%
Ops	(2,167,756)	72%	(1,571,480)	(1,493,492)	5%
Capital	(10,604,268)	74%	(7,805,299)	(2,647,015)	195%
Debt	(463,097)	118%	(547,396)	(396,128)	
Transfer in	-		-	-	
Transfers out	(536,990)	106%	(569,357)	(461,140)	23%
Change in net position	\$ (898,553)		\$ 3,032,008	\$ (733,258)	-513%
Net position, beginning	2,281,269		2,281,269	2,995,817	-24%
Net position, ending	\$ 1,382,716		\$ 5,313,277	\$ 2,262,559	135%

### POWER FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 37,649,000	99%	\$ 37,257,432	\$ 38,861,243	-4%
Expenditures					
Personnel	(7,896,770)	97%	(7,677,106)	(7,632,528)	1%
Ops	(26,849,158)	82%	(22,000,195)	(20,921,273)	5%
Capital	(982,108)	58%	(571,562)	(844,050)	
Debt	-		-	-	
Transfer in	21,125		21,125	21,125	
Transfers out	(2,951,920)	95%	(2,809,072)	(2,839,821)	-1%
Change in net position	\$ (1,009,831)		\$ 4,220,622	\$ 6,644,696	-36%
Net position, beginning	26,339,609		26,339,609	19,694,912	34%
Net position, ending	\$ 25,329,778		\$ 30,560,231	\$ 26,339,608	16%

### PARKWAY FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 1,308,500	110%	\$ 1,441,802	\$ 1,271,311	13%
Expenditures					
Personnel	(883,827)	100%	(881,788)	(827,797)	7%
Ops	(399,183)	92%	(366,936)	(382,422)	-4%
Capital	(75,000)	101%	(75,800)	(170,835)	-56%
Debt	(165,562)	100%	(165,562)	(165,562)	0%
Transfer in	165,000	100%	165,000	370,000	-55%
Transfers out	-		-	-	
Change in net position	\$ (50,072)		\$ 116,716	\$ 94,695	23%
Net position, beginning	(1,001,597)		(1,001,597)	(1,371,209)	-27%
Net position, ending	\$ (1,051,669)		\$ (884,881)	\$ (1,276,514)	-31%

### WASTEWATER FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 5,281,000	105%	\$ 5,571,253	\$ 6,170,290	-10%
Bond proceeds	-		-	-	
Expenditures					
Personnel	(1,450,807)	92%	(1,334,662)	(1,219,606)	
Ops	(2,467,447)	51%	(1,256,447)	(2,296,576)	
Capital	(3,367,413)	32%	(1,065,087)	(1,873,915)	
Debt	(1,039,248)	118%	(1,227,616)	(750,797)	
Transfer in	21,125		21,125	21,125	
Transfers out	(400,160)	101%	(405,516)	(368,988)	
Change in net position	\$ (3,422,950)		\$ 303,049	\$ (318,467)	-195%
Net position, beginning	2,342,456		2,342,456	3,746,846	-37%
Net position, ending	\$ (1,080,494)		\$ 2,645,505	\$ 3,428,379	-23%

### STORM WATER FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 2,077,500	95%	\$ 1,975,423	\$ 2,028,265	-3%
Expenditures					
Personnel	(1,037,035)	103%	(1,070,544)	(889,199)	0.20
Ops	(530,251)	85%	(450,280)	(370,728)	0.21
Capital	(2,200,334)	97%	(2,138,545)	(119,621)	16.88
Debt	(378,142)	96%	(363,489)	(360,316)	0.01
Transfer in	-		-	-	
Transfers out	-		-	-	
Change in net position	\$ (2,068,262)	99%	\$ (2,047,435)	\$ 288,401	-810%
Net position, beginning	2,403,391		2,403,391	2,078,158	16%
Net position, ending	\$ 335,129		\$ 355,956	\$ 2,366,559	-85%

### SOLID WASTE FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 2,084,225	117%	\$ 2,447,271	\$ 1,988,107	23%
Expenditures					
Personnel	(441,799)	94%	(415,669)	(289,271)	44%
Ops	(1,497,036)	99%	(1,488,389)	(1,392,035)	7%
Capital	(80,898)	60%	(48,718)	-	
Debt	-		-	-	
Transfer in	-		-	2,016,338	
Transfers out	(167,298)	109%	(181,702)	(132,633)	37%
Change in net position	\$ (102,806)		\$ 312,792	\$ 2,190,506	-86%
Net position, beginning	2,476,354		2,476,354	285,846	766%
Net position, ending	\$ 2,373,548		\$ 2,789,146	\$ 2,476,352	13%

# MURRAY CITY

## STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE - PROPRIETARY FUNDS

As of June 30, 2020 100.00% of year complete (preliminary)

This statement excludes Net investment in capital assets and depreciation expense.

### TELECOM FUND

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 43,000	168%	\$ 72,090	\$ 77,166	-7%
Expenditures					
Ops	(51,750)	149%	(76,855)	(71,787)	7%
Transfer in	-		-	-	
Change in net position	\$ (8,750)		\$ (4,765)	\$ 5,378	
Net position, beginning	120,106		120,106	114,728	
Net position, ending	\$ 111,356		\$ 115,341	\$ 120,106	

### CENTRAL GARAGE

(Internal Service Fund)

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 362,862	96%	\$ 349,803	\$ 435,041	-20%
Expenditures					
Personnel	(363,033)	104%	(377,004)	(354,497)	6%
Ops	(42,535)	81%	(34,477)	(54,329)	-37%
Capital	(10,000)	43%	(4,271)	(11,870)	
Transfers out	-		-	-	
Change in net position	\$ (52,706)		\$ (65,948)	\$ 14,345	
Net position, beginning	173,840		173,840	159,496	
Net position, ending	\$ 121,134		\$ 107,892	\$ 173,841	

### RISK MANAGEMENT

(Internal Service Fund)

	Annual Budget	YTD to Budget	Current YTD	Prior YTD	Chg
Revenue	\$ 1,074,881	102%	\$ 1,093,464	\$ 1,210,687	-10%
Expenditures					
Personnel	(401,897)	105%	(420,030)	(380,865)	10%
Ops	(920,154)	90%	(828,642)	(634,307)	31%
Capital	-		-	-	
Transfers out	-		-	-	
Change in net position	\$ (247,170)		\$ (155,208)	\$ 195,514	
Net position, beginning	1,656,320		1,656,320	1,460,806	
Net position, ending	\$ 1,409,150		\$ 1,501,112	\$ 1,656,320	

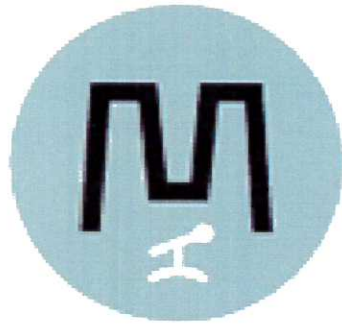


# MURRAY CITY

## BALANCE SHEET - INTERNAL SERVICE FUNDS (Unaudited)

As of June 30, 2020 100.00% of year complete (preliminary)

	CENTRAL GARAGE			RISK MANAGEMENT			TOTAL		
	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg	Current YTD	Prior YTD	Chg
<b>ASSETS</b>									
Cash and investments	\$ 194,650	\$ 232,312		\$ 1,922,906	\$ 2,043,046		\$ 2,117,555	\$ 2,275,358	
Other (including inventory)	67,459	59,513		13,167	-		80,627	59,513	
Capital assets, net	94,906	131,332		-	-		94,906	131,332	
Total assets	<u>357,015</u>	<u>423,157</u>	-16%	<u>1,936,073</u>	<u>2,043,046</u>	-5%	<u>2,293,088</u>	<u>2,466,203</u>	-7%
<b>LIABILITIES</b>									
Payables and other liabilities	(44,594)	(38,959)		(350,552)	(315,255)		(395,145)	(354,214)	
OPEB & pension liabilities	(87,844)	(79,025)		(84,409)	(71,471)		(172,253)	(150,496)	
Total liabilities	<u>(132,438)</u>	<u>(117,984)</u>	12%	<u>(434,961)</u>	<u>(386,726)</u>	12%	<u>(567,398)</u>	<u>(504,710)</u>	12%
<b>NET POSITION</b>									
Net investment, capital assets	94,906	131,332		-	-		94,906	131,332	
Net position, unassigned	129,671	173,841		1,501,112	1,656,320		1,630,783	1,830,162	
Total net position	<u>\$ 224,577</u>	<u>\$ 305,173</u>	-26%	<u>\$ 1,501,112</u>	<u>\$ 1,656,320</u>	-9%	<u>\$ 1,725,690</u>	<u>\$ 1,961,493</u>	-12.0%



**MURRAY**  
CITY COUNCIL

# Discussion Item #2



**MURRAY**


# Finance & Administration

## Discussion on CARES grant funds

### Council Action Request

Committee of the Whole

Meeting Date: October 20, 2020

<b>Department Director</b> Brenda Moore	<b>Purpose of Proposal</b> To discuss the use of CARES funds
<b>Phone #</b> 801-264-2513	<b>Action Requested</b> Discussion only
<b>Presenters</b> Brenda Moore	<b>Attachments</b> CARES grant summary of amount spent and projected spending
	<b>Budget Impact</b>
	<b>Description of this Item</b> We will have a discussion on how the CARES funding is being spent and the projects in process. For March - August \$1,139,838.39 has been spent.
<b>Required Time for Presentation</b> 10 Minutes	
<b>Is This Time Sensitive</b> No	
<b>Mayor's Approval</b> 	
<b>Date</b> October 6, 2020	

Murray City  
 CARES expenses  
 Actual and Projected

As of Oct 6

Total Grant Amount \$ 2,913,244.86

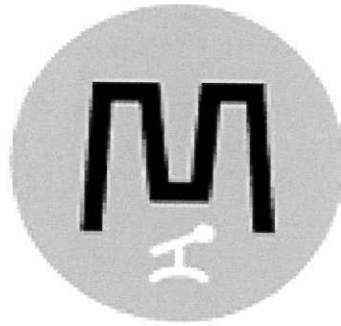
FUND	Marked as COVID Supplies	Other COVID Supplies	Unemployment Expense	Labor- COVID code	labor estimate	Paid Leave Due to COVID	Fire/police Covid Precaution Estimate	HEAT subgrant	
10 General	37,698.52	12,653.78	15,378.58	11,448.93	55,501.09	14,256.02	502,502.00		649,438.92
23 Library	482.05	13,154.63	2,077.62		5,981.79				21,696.09
41 Capital Project	83.71	-							83.71
51 Water	1,487.30	-							1,487.30
52 Waste Water	335.08	-				7,218.20			7,553.28
53 Power	9,698.58	1,730.61	435.78			4,453.51			16,318.48
54 Golf			144.95						144.95
57 Storm Water	59.00	-							59.00
61 Fleet	1,212.57	-			7,823.14	514.26			9,549.97
62 Risk	4,519.96	-							4,519.96
	55,576.77	27,539.02	18,036.93	11,448.93	69,306.02	26,441.99	502,502.00		710,851.66
July-Aug. All Funds	12,989.94	7,189.55	7,540.63	30,659.96		32,270.65	238,336.00	100,000.00	428,986.73
Remainer of the year estimate			5,000.00			30,000.00	524,537.00		559,537.00
Spent or budgeted to date									1,699,375.39
Projects in progress									
Fire Station retro fits with touchless facets, light switches etc.					working on cost estimate				50,000.00
All park restrooms retro fit facets with touchless, save water					Estimate including city staff labor				100,000.00
Library drive through book service window, remote locker, open+					waiting on bids				87,636.00
Mailer to all residential addresses to inform about rental assistance					waiting on bids				15,000.00
All city building retrofits, facets, lights switches etc.					waiting on estimate				100,000.00
									2,052,011.39
Grant amount to Public safety presumption									861,233.47

The current plan is to complete the projects listed above, and then use the Public Safety COVID presumption to say we use the rest.

Types of things already purchased using CARES funds

Zoom  
 Laptops, headsets etc. to facilitate working from home  
 camera's for PC's and conference rooms  
 Masks, gloves, hand sanitizer , disinfectant wipes, plexiglass shields  
 Labor costs for staff which "but for COVID" would be doing other things  
 Other items necessary to provide touchless services





**MURRAY**  
CITY COUNCIL

# Discussion Item #3



**MURRAY**


## Power Department

### Discussion Regarding Pending Vote on SMR/CFPP

#### Council Action Request

Committee of the Whole

Meeting Date: October 20, 2020

<b>Department</b> <b>Director</b> Blaine Haacke  <b>Phone #</b> 801-264-2728  <b>Presenters</b> Blaine Haacke          <b>Required Time for Presentation</b> 15 Minutes  <b>Is This Time Sensitive</b> Yes  <b>Mayor's Approval</b>  <b>Date</b> October 6, 2020	<b>Purpose of Proposal</b>  Consider adoption of a resolution continuing participation in CFPP.  <b>Action Requested</b>  Informational only that will prepare the council for the action to be taken in the follow-up council meeting.  <b>Attachments</b>  None   <b>Budget Impact</b>  The continued involvement in the CFPP will commit Murray City to at least \$1.8 million through the next phase of nuclear licensing (until early 2023).  <b>Description of this Item</b>  Staff will offer last minute updates and clarifications that will assist the council members in making their decision to exit the project <u>OR</u> continue participation.  Staff understands the gravity and importance of this decision and hopes to educate the council before the decision is made and the resolution adoption occurs.  As other UAMPS members increase OR decrease their entitlement amounts, the remaining participant's commitments change. In this COW session, Power Staff will offer advantages AND disadvantages to remaining in the project. There are so
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**Continued from Page 1:**

many complex components to this project that include partnerships, cost guarantees, exit ramps, DOE involvement, technological advancement, public relations issues and individual participant load need and requirements. This project would fit nicely in Murray's varied and diverse portfolio. But the positives should outweigh the negatives for the City to continue participation.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION APPROVING THE CITY'S CONTINUING  
INVOLVEMENT IN THE UAMPS CARBON FREE POWER  
PROJECT

WHEREAS, Murray City (the "City") is a member of Utah Associated Municipal Power Systems ("UAMPS") pursuant to the provisions of the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action, as amended (the "*Joint Action Agreement*"); and

WHEREAS, the City previously approved, executed and delivered the Carbon Free Power Sales Contract dated as of April 1, 2018 (the "*Power Sales Contract*") with UAMPS, including what is now an Entitlement Share of 14,332 kW of the capacity of the Project (initially capitalized terms used and not defined herein have the meanings assigned to them in the Power Sales Contract); and

WHEREAS, section 204 of the Power Sales Contract allows parties to withdraw from the Project during the Licensing Period by delivering a Notice of Withdrawal to UAMPS upon, among other events, the occurrence of the City's receipt of notice from UAMPS that the Project Management Committee has approved a revised Budget and Plan of Finance; and

WHEREAS, on July 16, 2020, UAMPS sent to the City a Notice of Conditional Approval of the Revised CFPP Budget and Plan of Finance; and

WHEREAS, the Council, having evaluated the Project, and without waiving any rights under the Power Sales Contract, has determined it to be in the best interest of the City to continue in the Project at this point;

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council, as follows:

1. It hereby approves of the City's continuation in the Carbon Free Power Project (the "Project") during the Licensing Period.
2. It finds that the City's continuation in the Project at this point is in the best interest of the City.



ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2020.

MURRAY CITY MUNICIPAL COUNCIL

By \_\_\_\_\_  
Rosalba Dominguez, Chair

ATTEST:

\_\_\_\_\_  
Jennifer Kennedy, City Recorder

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING AND APPROVING AN INCREASE OR DECREASE IN THE CITY'S DEVELOPMENT COST SHARE UNDER THE CARBON FREE POWER PROJECT POWER SALES CONTRACT FOR THE REMAINING 1<sup>ST</sup> PHASE OF THE LICENSING PERIOD FOR THE CARBON FREE POWER PROJECT; AND RELATED MATTERS.

\*\*\*\*\*

WHEREAS, Murray City (the "City") is a member of Utah Associated Municipal Power Systems ("UAMPS") pursuant to the provisions of the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action, as amended (the "Joint Action Agreement");

WHEREAS, the City has previously approved, executed and delivered the Carbon Free Power Sales Contract dated as of April 1, 2018 (the "Power Sales Contract") with UAMPS, including what is now an Entitlement Share of 14,332 kW of the capacity of the Project (initially capitalized terms used and not defined herein have the meanings assigned to them in the Power Sales Contract);

WHEREAS, the Project Management Committee believes that Participants are best served if they adopt a range for Entitlement Share adjustment in light of possible adjustments by other Participants for the Remaining 1<sup>st</sup> Phase of the Licensing and corresponding adjustments to Development Costs Shares;

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council, as follows:

*Section 1. Adjustment of the Participant Entitlement Share for the Remaining 1<sup>st</sup> Phase of the Licensing Period.* (a) The City hereby authorizes and approves decreasing its Entitlement Share in the CFPP by [0 (if Participant wishes to stay the same)] and to [ ] kW of capacity.

(b) The City hereby authorizes and approves increasing its Development Cost Share in the CFPP by and up to [ ]%.

(c) Upon its receipt of the written notice from UAMPS of other Participants adjustment in Entitlement Share, the City shall, in its sole discretion, have the right to adjust its Entitlement Share or Development Cost Share as stated in (a) and/or (b) above.

*Section 2. Miscellaneous; Effective Date.* (a) Notwithstanding the rights provided to the City in Section 1(a) and (b) of this resolution, this resolution shall be and remain irrevocable until the City provides subsequent adjustment to its Entitlement Share pursuant to the Power Sales Contract in accordance with its terms.

(b) All previous acts and resolutions in conflict with this resolution or any part hereof are hereby repealed to the extent of such conflict.

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

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

ADOPTED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2020.

MURRAY CITY MUNICIPAL COUNCIL

By \_\_\_\_\_  
Rosalba Dominguez

ATTEST:

\_\_\_\_\_  
Jennifer Kennedy, City Recorder

[SEAL]

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION APPROVING TO WITHDRAW FROM THE  
UAMPS CARBON FREE POWER PROJECT

WHEREAS, Murray City (the "City") is a member of Utah Associated Municipal Power Systems ("UAMPS") pursuant to the provisions of the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action, as amended (the "*Joint Action Agreement*"); and

WHEREAS, the City previously approved, executed and delivered the Carbon Free Power Sales Contract dated as of April 1, 2018 (the "*Power Sales Contract*") with UAMPS, including what is now an Entitlement Share of 14,332 kW of the capacity of the Project (initially capitalized terms used and not defined herein have the meanings assigned to them in the Power Sales Contract); and

WHEREAS, section 204 of the Power Sales Contract allows parties to withdraw from the Project during the Licensing Period by delivering a Notice of Withdrawal to UAMPS upon, among other events, the occurrence of the City's receipt of notice from UAMPS that the Project Management Committee has approved a revised Budget and Plan of Finance; and

WHEREAS, on July 16, 2020, UAMPS sent to the City a Notice of Conditional Approval of the Revised CFPP Budget and Plan of Finance; and

WHEREAS, the July 16, 2020 Notice sent by UAMPS to the City verified that entitlement share elections or withdrawals from the Project based on said Notice must be made within sixty (60) days of the date of the Notice, which period was extended to September 30, 2020 and further extended to October 31, 2020; and

WHEREAS, the City has determined it to be in the best interest of the City to withdraw from the Project at this time;

NOW, THEREFORE, BE IT RESOLVED, by the Murray City Municipal Council, as follows:

1. It hereby withdraws from the Carbon Free Power Project (the "Project").
2. It finds that the City's withdrawal from the Project is in the best interest of the City.
3. Mayor D. Blair Camp is hereby authorized to execute and deliver to UAMPS prior to September 30, 2020, a Notice of Withdrawal in substantially the form attached as



Exhibit "A," and to execute any other instruments required to effect the withdrawal of the City from the Project.

ADOPTED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2020.

MURRAY CITY MUNICIPAL COUNCIL

By \_\_\_\_\_  
Rosalba Dominguez, Chair

ATTEST:

\_\_\_\_\_  
Jennifer Kennedy, City Recorder

## **EXHIBIT “A”**

Carbon Free Power Project  
Form of Notice of Withdrawal

## NOTICE OF WITHDRAWAL

Date

Utah Associated Municipal Power Systems  
155 North 400 West, Suite 480  
Salt Lake City, Utah 84103

Attention: General Manager  
General Counsel

Re: Carbon Free Power Project Power Sales Contract

[Ladies and] Gentlemen,

Pursuant to Section 204 of the above-referenced Power Sales Contract (the "Power Sales Contract"), Murray City Corporation ("City") hereby gives notice of its election to withdraw from the Project.

The City hereby acknowledges and agrees that:

1. This Notice of Withdrawal shall be effective at and as of the end of the sooner of the last day of the current phase of the Licensing Period, or immediately prior to the October 1, 2020 effective date of the amendment or revision of the Budget and Plan of Finance (as per section 204(a) of the Power Sales Contract).
2. By delivering this Notice of Withdrawal, the City waives its right to receive any reimbursement for Development Costs previously paid by it, except as otherwise provided in the Power Sales Contract.
3. The City shall remain responsible for the payment of an amount equal to its Development Cost Share of all Development Costs incurred, including its Development Cost Share of the amounts necessary to repay all Bonds issued and outstanding, in each case up to the effective date of the City's withdrawal from the Project.
4. The City shall, within twelve months of the effective date of its withdrawal, repay the amounts described in paragraph 3 together with any interest expense on such amounts and any other charges incurred by UAMPS under the Financing Documents.
5. From and after the effective date of its withdrawal (a) the City's Entitlement Share shall be terminated, (b) the City's Representative shall have no right to participate in or vote at meetings of the Project Management Committee or meetings of the Board with

respect to the Project, and (iii) this Contract will remain in effect only with respect to the City's repayment obligations described in paragraph 4.

6. The City shall have no responsibility for the payment of Development Costs incurred or Bonds issued after the effective date of its withdrawal.

Capitalized terms used and not otherwise defined herein have the meanings assigned to them in the Power Sales Contract.

**MURRAY CITY CORPORATION**

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D. Blair Camp, Mayor

ATTEST:

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Jennifer Kennedy, City Recorder

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**TO:** Carbon Free Power Project Participants

**FROM:** Doug Hunter, General Manager & CEO

**DATE:** September 16, 2020

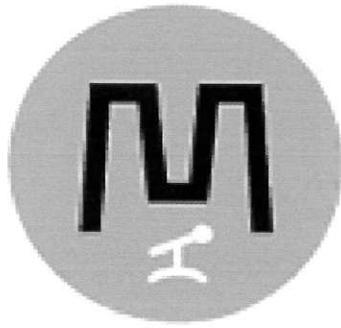
**RE:** Notice of Extension of Withdrawal or Reduction

---

Pursuant to the decision of the Carbon Free Power Project's Project Management Committee on September 15, 2020 and UAMPS' Board of Directors on September 16, 2020, the period for Participants to provide notices of withdrawal or reduction has been extended from September 30, 2020 to October 31, 2020.

UAMPS staff stands ready to answer any questions the Participants may have in regards to this extension notice or participate in any briefings before their governing bodies.





**MURRAY**  
CITY COUNCIL

# Discussion Item #4



**MURRAY**

# City Attorneys Office

## Interlocal Cooperative Agreement with out-of-state public agency

### Council Action Request

Committee of the Whole and Council Meeting

Meeting Date: October 20, 2020

<b>Department</b> <b>Director</b> G.L. Critchfield  <b>Phone #</b> 801-264-2640  <b>Presenters</b> G.L. Critchfield          <b>Required Time for Presentation</b> 10 Minutes  <b>Is This Time Sensitive</b> No  <b>Mayor's Approval</b>       <b>Date</b>	<b>Purpose of Proposal</b> Approval of interlocal cooperation agreement to join an existing cooperative purchasing program  <b>Action Requested</b> Discuss in committee of the whole; consider approval in council meeting  <b>Attachments</b> Resolution and agreement  <b>Budget Impact</b> Cooperative purchasing results in a savings to the City     <b>Description of this Item</b> Cooperative purchasing agreements resulting from cooperative purchasing programs result in substantial savings to the City. This cooperative purchasing program will allow the Fire Department to purchase an apparatus at a savings.  Such programs go through a public procurement process to satisfy procurement requirements.
---	--

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION APPROVING AN INTERLOCAL COOPERATION AGREEMENT FOR COOPERATIVE PURCHASING BETWEEN MURRAY CITY ("CITY") AND THE HOUSTON-GALVESTON AREA COUNCIL ("H-GAC").

WHEREAS, the City Procurement Code, pursuant to state law, authorizes the City to enter into a cooperative procurement and an agreement that is awarded as a result of a cooperative procurement with another cooperative purchasing organization located outside the state of Utah;

WHEREAS, H-GAC is a political subdivision of the state of Texas that is authorized under Texas law to contract with eligible entities to perform governmental functions and services, including the purchase of goods and services; and

WHEREAS, H-GAC has instituted a Cooperative Purchasing Program (the "Program") under which it contracts with eligible entities; and

WHEREAS, the City is an eligible entity and wants to enter into a contract with HGAC to participate in the Program.

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council as follows:

1. It hereby approves an Interlocal Contract for Cooperative Purchasing between the City and HGAC, in substantially the form attached as Exhibit "A"; and
2. The Interlocal Contract for Cooperative Purchasing is in the best interest of the City; and
3. Mayor D. Blair Camp is hereby authorized to execute the Contract for and in behalf of the City and to act in accordance with its terms.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

MURRAY CITY MUNICIPAL COUNCIL

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Rosalba Dominguez, Chair

ATTEST:

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Jennifer Kennedy  
City Recorder



**INTERLOCAL CONTRACT FOR  
COOPERATIVE PURCHASING**

ILC No.:  
**ILC20-10829**  
Permanent Number assigned  
by H-GAC

THIS INTERLOCAL CONTRACT ("Contract"), made and entered into pursuant to the Texas Interlocal Cooperation Act, Chapter 791, Texas Government Code (the "Act"), by and between the Houston-Galveston Area Council, hereinafter referred to as "H-GAC," having its principal place of business at 3555 Timmons Lane, Suite 120, Houston, Texas 77027, and Murray City, a local government, a state agency, or a non-profit corporation created and operated to provide one or more governmental functions and services, hereinafter referred to as "End User," having its principal place of business at 5025 S State Street, Room 113 Murray, UT 84107.

**WITNESSETH**

**WHEREAS**, H-GAC is a regional planning commission and political subdivision of the State of Texas operating under Chapter 391, Texas Local Government Code; and

**WHEREAS**, pursuant to the Act, H-GAC is authorized to contract with eligible entities to perform governmental functions and services, including the purchase of goods and services; and

**WHEREAS**, in reliance on such authority, H-GAC has instituted a cooperative purchasing program under which it contracts with eligible entities under the Act; and

**WHEREAS**, End User has represented that it is an eligible entity under the Act, that its governing body has authorized this Contract on 10/06/2020 (Date), and that it desires to contract with H-GAC on the terms set forth below;

**NOW, THEREFORE**, H-GAC and the End User do hereby agree as follows:

**ARTICLE 1: LEGAL AUTHORITY**

The End User represents and warrants to H-GAC that (1) it is eligible to contract with H-GAC under the Act because it is one of the following: a local government, as defined in the Act (a county, a municipality, a special district, or other political subdivision of the State of Texas or any other state), or a combination of two or more of those entities, a state agency (an agency of the State of Texas as defined in Section 771.002 of the Texas Government Code, or a similar agency of another state), or a non-profit corporation created and operated to provide one or more governmental functions and services, and (2) it possesses adequate legal authority to enter into this Contract.

**ARTICLE 2: APPLICABLE LAWS**

H-GAC and the End User agree to conduct all activities under this Contract in accordance with all applicable rules, regulations, and ordinances and laws in effect or promulgated during the term of this Contract.

**ARTICLE 3: WHOLE AGREEMENT**

This Contract and any attachments, as provided herein, constitute the complete contract between the parties hereto, and supersede any and all oral and written agreements between the parties relating to matters herein.

**ARTICLE 4: PERFORMANCE PERIOD**

The period of this Contract shall be for the balance of the fiscal year of the End User, which began 07/01/2020 and ends 06/30/2021. This Contract shall thereafter automatically be renewed annually for each succeeding fiscal year, provided that such renewal shall not have the effect of extending the period in which the End User may make any payment due an H-GAC contractor beyond the fiscal year in which such obligation was incurred under this Contract.

**ARTICLE 5: SCOPE OF SERVICES**

The End User appoints H-GAC its true and lawful purchasing agent for the purchase of certain products and services through the H-GAC Cooperative Purchasing Program. End User will access the Program through HGACBuy.com and by submission of any duly executed purchase order, in the form prescribed by H-GAC to a contractor having a valid contract with H-GAC. All purchases hereunder shall be in accordance with specifications and contract terms and pricing established by H-GAC. Ownership (title) to products purchased through H-GAC shall transfer directly from the contractor to the End User.



## **ARTICLE 6: PAYMENTS**

H-GAC will confirm each order and issue notice to contractor to proceed. Upon delivery of goods or services purchased, and presentation of a properly documented invoice, the End User shall promptly, and in any case within thirty (30) days, pay H-GAC's contractor the full amount of the invoice. All payments for goods or services will be made from current revenues available to the paying party. In no event shall H-GAC have any financial liability to the End User for any goods or services End User procures from an H- GAC contractor.

## **ARTICLE 7: CHANGES AND AMENDMENTS**

This Contract may be amended only by a written amendment executed by both parties, except that any alterations, additions, or deletions to the terms of this Contract which are required by changes in Federal and State law or regulations are automatically incorporated into this Contract without written amendment hereto and shall become effective on the date designated by such law or regulation.

H-GAC reserves the right to make changes in the scope of products and services offered through the H-GAC Cooperative Purchasing Program to be performed hereunder.

## **ARTICLE 8: TERMINATION PROCEDURES**

H-GAC or the End User may cancel this Contract at any time upon thirty (30) days written notice by certified mail to the other party to this Contract. The obligations of the End User, including its obligation to pay H-GAC's contractor for all costs incurred under this Contract prior to such notice shall survive such cancellation, as well as any other obligation incurred under this Contract, until performed or discharged by the End User.

## **ARTICLE 9: SEVERABILITY**

All parties agree that should any provision of this Contract be determined to be invalid or unenforceable, such determination shall not affect any other term of this Contract, which shall continue in full force and effect.

## **ARTICLE 10: FORCE MAJEURE**

To the extent that either party to this Contract shall be wholly or partially prevented from the performance within the term specified of any obligation or duty placed on such party by reason of or through strikes, stoppage of labor, riot, fire, flood, acts of war, insurrection, accident, order of any court, act of God, or specific cause reasonably beyond the party's control and not attributable to its neglect or nonfeasance, in such event, the time for the performance of such obligation or duty shall be suspended until such disability to perform is removed; provided, however, force majeure shall not excuse an obligation solely to pay funds. Determination of force majeure shall rest solely with H-GAC.

## **ARTICLE 11: VENUE**

Disputes between procuring party and Vendor are to be resolved in accord with the law and venue rules of the State of purchase.

## **THIS INSTRUMENT HAS BEEN EXECUTED BY THE PARTIES HERETO AS FOLLOWS:**

Murray City

Name of End User (local government, agency, or non-profit corporation)

5025 S State Street, Room 113

Mailing Address

Murray, UT 84107

City, State ZIP Code

\_\_\_\_\_  
Signature of chief elected or appointed official | Date

Blair Camp, Mayor

Typed Name & Title of Signatory

Houston-Galveston Area Council

3555 Timmons Lane, Suite 120, Houston, TX  
77027

By: \_\_\_\_\_

Executive Director

Date: \_\_\_\_\_



### END USER DATA

Please sign and return the Interlocal Contract, along with this completed form, to H-GAC by emailing it to [cpcontractfax@h-gac.com](mailto:cpcontractfax@h-gac.com) or by faxing it to 713-993-2424. The contract may also be mailed to:

**H-GAC Cooperative Purchasing Program**  
**P.O. Box 22777, Houston, TX 77227-2777**

Name of End User Agency: **Murray City** County Name:

Mailing Address: **5025 S State Street, Room 113 Murray, UT 84107**

Main Telephone Number: **(801) 264-2662** FAX Number:

Physical Address: **5025 S State Street, Room 113 Murray, UT 84107**

Web Site Address: **<https://www.murray.utah.gov/>**

Official Contact: **Brooke Smith**

Mailing Address: **5025 S State Street, Room 113  
Murray, UT 84107**

Title: **Purchasing Agent**

Ph No.: **(801) 264-2662**

FX No.:

E-Mail Address: **[bsmith@murray.utah.gov](mailto:bsmith@murray.utah.gov)**

Authorized Official: **Blair Camp**

Mailing Address: **5025 S State Street  
Murray, UT 84107**

Title: **Mayor**

Ph No.:

FX No.:

E-Mail Address:

Official Contact: **Jennifer Kennedy**

Mailing Address: **5025 S State Street, Room 113  
Murray, UT 84107**

Title: **City Recorder**

Ph No.: **(801) 264-2663**

FX No.:

E-Mail Address: **[jkennedy@murray.utah.gov](mailto:jkennedy@murray.utah.gov)**

Official Contact:

Mailing Address:

Title:

Ph No.:

FX No.:

E-Mail Address:

Official Contact:

Mailing Address:

Title:

Ph No.:

FX No.:

E-Mail Address:

APPROVED AS TO CONTENT

## COMPLETING AND EXECUTING THE ILC PROCESS

### Step 1 (complete)

Thank you for completing this step. A PDF copy of the ILC document will be delivered to the email address entered.

### Step 2

Secure a signature by the individual identified as the Authorized Official to contractually bind your entity.

### Step 3

Scan and email a copy of the contract to H-GAC at [cpcontractfax@h-gac.com](mailto:cpcontractfax@h-gac.com), or fax it to 713-993-2424.

The contract may also be mailed to:

**H-GAC Cooperative Purchasing Program**

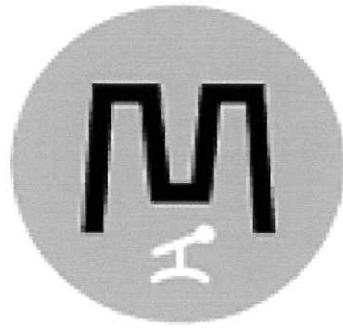
PO Box 22777

Houston, TX 77227-2777

If you require an original signed contract, please print, sign, and mail two (2) sets of the ILC documents.

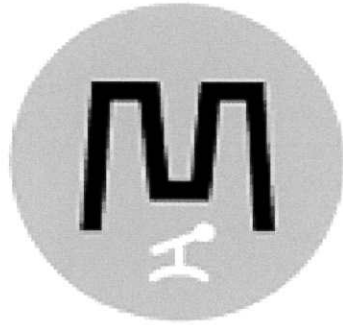
### Step 4

H-GAC will execute the contract and return a copy to you electronically.



**MURRAY**  
CITY COUNCIL

**Adjournment**



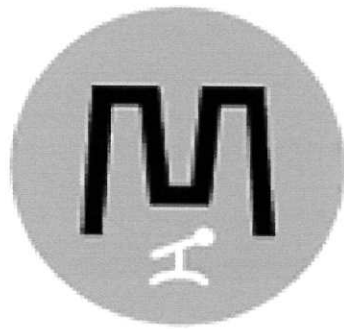
**MURRAY**  
CITY COUNCIL

# Council Meeting 6:30 p.m.

Call to Order

Pledge of Allegiance





**MURRAY**  
CITY COUNCIL

# Council Meeting Minutes

# **Murray City Municipal Council Chambers Murray City, Utah**

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## **Murray City Council Chair Determination Open and Public Meeting Act Utah State Code 52-4-207(4) October 1, 2020**

The Murray City Municipal Council met on Tuesday, October 6, 2020 at 6:30 p.m. for a meeting held electronically. In accordance with, Utah Code 52-4-207(4), due to infectious disease COVID-19 Novel Coronavirus, I have determined that meeting in an anchor location presents substantial risk to the health and safety of those who may be present at the anchor location because physical distancing measures may be difficult to maintain in the Murray City Council Chambers.

Federal, state and local leaders have all acknowledged the global pandemic. Salt Lake County Public Health Order 2020-13 dated August 19, 2020, recognizes that COVID-19 is a contagion that spreads from person to person and poses a continuing and immediate threat to the public health of Salt Lake County residents.

It is my intent to safeguard the lives of Murray residents, business owners, employees and elected officials by meeting remotely through electronic means without an anchor location. The public may view the meeting via the live stream at [www.murraycitylive.com](http://www.murraycitylive.com) or <https://www.facebook.com/Murraycityutah/>.

Citizen comments or public hearing comments may be made live through the Zoom meeting process or read into the record by sending an email to [city.council@murray.utah.gov](mailto:city.council@murray.utah.gov).



Rosalba Dominguez  
Murray City Council Chair

**Council Members in Attendance:**

Kat Martinez	District #1
Dale Cox	District #2 – Council Chair
Rosalba Dominguez	District #3 – Council Vice-Chair
Diane Turner	District #4
Brett Hales	District #5

**Others in Attendance:**

Blair Camp	Mayor	Jan Lopez	Council Director
G.L. Critchfield	City Attorney	Jennifer Kennedy	City Recorder
Pattie Johnson	City Council Office	Jennifer Heaps	Chief Communications Officer
Melinda Greenwood	Community & Economic Development (CED) Director	Brenda Moore	Finance Director
Susan Nixon	Associate Planner	Joey Mittelman	Assistant Chief
Citizens			

**Opening Ceremonies**

Call to Order – Councilmember Turner called the meeting to order at 6:30 p.m.

Pledge of Allegiance – The Pledge of Allegiance was led by Joey Mittelman, Assistant Chief

**Approval of Minutes**

Council Meeting – September 15, 2020

MOTION: Councilmember Dominguez moved to approve the minutes. The motion was SECONDED by Councilmember Hales.

**Council roll call vote:**

Ayes: Councilmember Hales, Councilmember Martinez, Councilmember Cox, Councilmember Dominguez, Councilmember Turner

Nays: None

Abstentions: None

Motion passed 5-0

**Special Recognition**

1. Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah to Designate and Support the Week of October 4-10, 2020 as Fire Prevention Week.

**Staff Presentation: Mayor Blair Camp and Joey Mittelman, Assistant Chief**

Mayor Camp read the Joint Resolution.

MOTION: Councilmember Cox moved to adopt the ordinance. The motion was SECONDED by Councilmember Dominguez.

**Council roll call vote:**

Ayes: Councilmember Hales, Councilmember Martinez, Councilmember Cox,

Councilmember Dominguez, Councilmember Turner

Nays: None

Abstentions: None

Motion passed 5-0

Assistant Chief Mittelman said the Fire Department is excited for Fire Prevention Week. This year's theme is, "Serve Up Fire Safety in the Kitchen." The Fire Department will be reaching out to all the second grade classes in Murray City with a video they have made. They will also be posting activities on Facebook everyday during Fire Prevention Week. He advised everyone to check their smoke detectors and have an exit plan in case of a fire.

**Citizen Comments** – Comments are limited to 3 minutes unless otherwise approved by the Council.

Rusty Cannon – Utah Taxpayers Association

The Utah Taxpayers Association commends the city council members of Logan, Lehi and Kaysville for making the right choice in voting to withdraw from the UAMPS CFPP project. Many of our concerns were reflected in the discussions by city council members at all three meetings. We would like to reiterate a few of those tonight.

First, municipal power companies should not be taking the financial risk that is built into this project by essentially acting as venture capital investors bearing the risk of cost overruns and delays. The potential risks far outweigh the benefits. If Small Modular Reactor power produced carbon free power at a competitive cost in the future, private industry would bear the risk to develop it. Municipal power companies could instead look to purchase power from such a project upon its completion without acting as a seed investor.

Second, the best case scenario for participating cities is that they someday (after 2029) get market rate power. The worst case scenario is a commitment at the next three phases of \$19.9 million, \$658.4 and then \$4.7 billion that could leave ratepayers and possibly even taxpayers of these municipalities holding the bag. Murray's experience with UTOPIA is a prime example of how this kind of project can eventually drain badly needed sales tax revenue from city budgets. After UTOPIA's initial pledge that sales taxes would never be called upon from city budgets, Murray's annual contributions to UTOPIA are now approximately \$1.8 million (and growing at 2% per year) while UTOPIA's balance sheet continues to go further into the red by roughly \$20 million per year with a negative net worth now over \$200 million.

And Third, subscription levels to the project have been a key indicator of the projects' appeal and potential success or failure. The stagnant level of subscriptions at only 30% - where it has remained for quite some time - is a clear indication of why the project's risks are too high and why cities should withdraw. With the exit of Logan, Lehi and Kaysville that subscription level is now even much lower. In addition, the withdrawal of those three cities compromising about 16% of the subscriptions will raise the cost of cities that stay in for the next rounds.

The remaining cities have until a recently extended October 30th deadline to withdraw. Logan, Lehi and Kaysville all voted unanimously to withdraw. The Utah Taxpayers Association strongly urges Murray's city council to end their financial obligations to this project.

The Utah Taxpayers Association has no position on nuclear power. The Association's concerns revolve around the history of financial failures of similar power projects and the financial risk to

ratepayers and taxpayers.

Lance Barton – Murray City, Utah

I would like to voice my concerns against the UAMPS SMR project. I don't agree that this is a safe, appropriate, or cost effective solution for Murray Power. I am grateful for the efforts made by Murray City to keep our energy costs low, and hopefully this will continue to be the case, but this UAMPS SMR project idea does not seem to be the answer. Thanks for everything the City Council does for Murray!

Beverly Crangle – Murray City, Utah

The language has changed! When health issues have required emergency notices to the public, the word "death" has been used. Authorities convinced the public to take precautionary measures by noting the number of deaths expected from a specific cause. The 2020 Pandemic began with the usual language but switched from the word "deaths" to "cases." No detail is given about the severity of findings (or viral load) from tests.

The CDC reports show that at least 94% of deaths occurred in the elderly having an average of 2.6 co-morbidity conditions, i.e., diabetes, cancer, obesity, etc. The orchestrated media messaging and extended government intrusion into commerce and private lives have done more damage than any disease, alone, would do. The increased rates of suicide, divorce, drug and alcohol abuse, child abuse, crimes, etc., have greatly diminished our communities. The continued isolation of many and loss of jobs, homes and school activities, will continue to cripple the lives of our citizens. Since tests detect the corona microbes associated with the common cold, using only the measure of "Positive Tests" to determine human activity needs to cease.

Please consider the above information and the unseen and non-obvious negative consequences of continuing the current Murray City policies.

**Public Hearings**

Staff and sponsor presentations and public comment will be given prior to Council action on the following matters.

1. Consider an ordinance amending the City's Fiscal Year 2020 – 2021 Budget.

Staff Presentation: Brenda Moore, Finance Director

Ms. Moore said Salt Lake County has an additional \$1,456,622.43 in CARES Act Funding for the City. This money is to be used for continuing costs associated with the pandemic.

The public hearing was open for public comments. No comments were given, and the public hearing was closed.

MOTION: Councilmember Hales moved to adopt the ordinance. The motion was SECONDED by Councilmember Martinez.

Council roll call vote:

Ayes: Councilmember Hales, Councilmember Martinez, Councilmember Cox,  
Councilmember Dominguez, Councilmember Turner

Nays: None

Abstentions: None



Motion passed 5-0

2. Consider an ordinance amending Chapter 17.65 of the Murray City Municipal Code relating to beekeeping standards.

Staff Presentation: Melinda Greenwood, CED Director

Ms. Greenwood said this ordinance was last amended in 2016. This amendment would shift the regulatory and compliance responsibility to Salt Lake County and the State if Utah Department of Agriculture which has a division of beekeeping and apiary. The City would no longer require that hives be licensed with the City. Hives would be licensed with Salt Lake County and the State. All properties with a single-family residence located on the property would be allowed to have bees.

The State of Utah has a bee inspection act that is codified and requires that any person that has bees register with the state. Beehives have to be identified with signage and be inspect annually. Salt Lake County also has regulations related to beekeeping.

The proposed ordinance allows a different amount of hives based on the lot size of the property with a maximum of six hives allowed on a property. The City's current ordinance states a lot size must be at least 6,000 square feet to have bees. This proposal would change the minimum lot size to 4,000 square feet.

The current ordinance essentially makes it impossible for residents to have bees legally. It requires insurance, registration with the City, training, a waiver and a release of liability for the City. Ms. Greenwood said she has been unable to find any other ordinances within Salt Lake County that require that. In addition, her staff has expertise in planning and land use, but not in beehives and beekeeping. These proposed changes would shift that responsibility to those that have that expertise.

The Planning Commission held a public hearing for this item on August 20, 2020. They received no citizen comments and are recommending approval of these changes to the City Council.

The public hearing was open for public comments.

Bill Strong – Murray City, Utah

I am sending this email with regards to you considering changing the ordinance for beekeeping standards. The current ordinance says that you have to have a certain lot size in order to raise bees so that if you raise bees you will not encroach on your neighbor's property.

It would be a very bad idea if you changed this part of the ordinance. So, I am urging all of you to vote against modifying the lot size requirement for raising bees.

Councilmember Turner closed the public hearing.

Councilmember Martinez said she asked Ms. Greenwood about the change in the lot size. With the information from the Department of Agriculture and Salt Lake County, she feels confident that their regulations are prudent and adequately protect the health and safety of residents. She is in favor of going to the experts and the Department of Agriculture are the experts here. This seems like the right thing to do.

Councilmember Cox said he wants to ensure there is someone on staff who can help citizens navigate going through both Salt Lake County and the State of Utah.

Ms. Greenwood replied she will ensure that the planning and business licensing staff are familiar with the contacts at the County and State.

MOTION: Councilmember Cox moved to adopt the ordinance. The motion was SECONDED by Councilmember Dominguez.

Council roll call vote:

Ayes: Councilmember Hales, Councilmember Martinez, Councilmember Cox,  
Councilmember Dominguez, Councilmember Turner

Nays: None

Abstentions: None

Motion passed 5-0

**New Business**

1. Consider approving Amendment 1 to an Agreement between the City and Salt Lake County ("County") for the transfer of CARES Act funds to assist citizens and businesses in the containment of COVID-19 and to reduce the economic impact of the pandemic.

Staff Presentation: Brenda Moore, Finance Director

Ms. Moore said this resolution will allow the City to receive additional CARES Act funds in the amount of approximately \$1.4 million. The money will need to be spent on authorized CARES Act activities. City will have until November 1, 2020 to either commit or spend the money, otherwise the money goes back to the County.

MOTION: Councilmember Martinez moved to adopt the resolution. The motion was SECONDED by Councilmember Hales.

Council roll call vote:

Ayes: Councilmember Hales, Councilmember Martinez, Councilmember Cox,  
Councilmember Dominguez, Councilmember Turner

Nays: None

Abstentions: None

Motion passed 5-0

2. Consider a resolution ratifying a list of judges to serve as temporary justice court judges for the Murray City Municipal Justice Court.

Staff Presentation: G.L. Critchfield, City Attorney

Mr. Critchfield said this resolution will create a list of five justice court judges who would fill in for the City's current justice court judge should he be ill or away from court for whatever reason. There is a finite amount of judges to select from and these judges have agreed that they would be able to make time to come to Murray for a day. This is a practical way of approaching this because Murray's judge cannot always anticipate when he won't be in court and it would be impossible to bring the City Council together to approve a judge each time he is absent.

MOTION: Councilmember Hales moved to adopt the resolution. The motion was SECONDED by Councilmember Cox.

Council roll call vote:

Ayes: Councilmember Hales, Councilmember Martinez, Councilmember Cox,  
Councilmember Dominguez, Councilmember Turner

Nays: None

Abstentions: None

Motion passed 5-0

**Mayor's Report and Questions**

Mayor Camp reported on the following items.

- A crew of five firefighters has returned from fighting the wildfires in California for three weeks. The City has dispatched a new crew of four firefighters to take their place. They are assigned to the Zogg fire which is near Redding, California. They are scheduled to return home around October 19, 2020.
- This week is the virtual public power celebration. The public is encouraged to visit the Power Department's Facebook page where they can enter to win prizes.
- The food truck night at Murray Park has ended for the season. The Food Truck League has indicated their nights in Murray were very successful. Each truck sold an average of 70-100 meals per night. They also said Murray City is in their top tier of locations and they are planning on coming back next year.
- The farmer's market in Murray Park will continue until October 24, 2020. It is open Friday and Saturday from 8:00 a.m. to 2:00 p.m.
- City facilities are currently following the yellow COVID-19 guidelines. We are also adhering to the face covering requirement from the county health department and employees are having their temperature taken when they report to work each day. The City has had two more positive COVID-19 tests among employees.
- Utility customer service continues to work hard on the implementation of the new Tyler Munis utility billing software. Mayor Camp asked the public for patience as staff addresses the issues they are finding.
- RC Willey is closing after 50 years in Murray City.

**Adjournment**

The meeting was adjourned at 7:23p.m.

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Jennifer Kennedy, City Recorder



MURRAY  
CITY COUNCIL

# Special Recognition #1



**MURRAY**


## Mayor's Office

Report from 2020 Miss Murray Sarah Nelson, and welcome to 2021 Miss Murray Kyleigh Cooper

### Council Action Request

### Council Meeting

Meeting Date: October 20, 2021

<b>Department</b> <b>Director</b> Mayor Camp  <b>Phone #</b> 801-264-2600  <b>Presenters</b> Mayor Camp Sarah Nelson Kyleigh Cooper	<b>Purpose of Proposal</b> Report from Sarah Nelson, and introduction to Kyleigh Cooper  <b>Action Requested</b> Informational only  <b>Attachments</b> Resume of Kyleigh Cooper  <b>Budget Impact</b> None  <b>Description of this Item</b> We are looking forward to a report from Sarah Nelson about her reign as Miss Murray 2020, and want to welcome Kyleigh Cooper as Miss Murray 2021. Kyleigh will introduce her social impact initiative, "End the Culture War by Promoting Unity."
<b>Required Time for Presentation</b>  <b>Is This Time Sensitive</b> No  <b>Mayor's Approval</b>  <b>Date</b> October 6, 2020	

# KYLEIGH COOPER

- Social Impact Initiative: End the Culture War - Promoting Unity •

## ABOUT ME

I am a History Major and World Dance Minor at Brigham Young University. I have always had a love and fascination for history and anthropology. Through my internship experience at the Museum of Peoples and Cultures I have found my niche working with ancient artifacts.

After I finish my undergraduate degree at Brigham Young University I plan on completing a Master's Program for Museum Studies in Europe.

## EDUCATION

- Brigham Young University
- Salt Lake Community College - Associates Degree
- Murray High School - Diploma

## TALENT

- Bollywood Fusion Dance - "Discowale Khisko"

## EXPERIENCE

### Scholastic Honors

- Phi Alpha Theta (History Honors Society) BYU Chapter Media Specialist Officer
- BYU Kagel-Blessing Dance Scholarship (2019-2021)
- Half-Tuition Academic Scholarship Brigham Young University (2018)
- Salt Lake Community College Honors Graduate (2015)
- Part-Time Tuition Scholarship Salt Lake Community College (2014-2015)
- High School National Honors Society
- Drill Team Academic All-Region Athlete (2012-2014)

### Leadership

- Phi Alpha Theta (History Honors Society) BYU Chapter Media Specialist Officer
- Volunteer Mentor Museum of Peoples and Cultures (2019)
- Costume Representative BYU Folk Dance (2019-2020)
- Sister Missionary Training Leader Korea Busan Mission (2015-2016)
- Missionary Trainer Korea Busan Mission (2016)
- Murray Association of Girls Communications Officer and Secretary (2012-2014)



**Accomplishments**

- Miss Murray 1st Attendant (2020)
- Museum of Peoples and Cultures Intern (2019)
- Stockton Folk Dance Camp Scholarship Recipient (2019)
- BYU Traditionz Folk Dance Team (2019-2020)
- BYU Folk Dance Team (2018-2019)
- BYU Folk Dance Bollywood Lead Dancer (2019)
- The Church of Jesus Christ of Latter-Day Saints Missionary, Korea Busan Mission (2015-2016)
- Salt Lake Community College Honors Graduate (2015)
- Murray High School Honors Graduate
- Intermountain Healthcare Junior Volunteer Scholarship Recipient

**INTERESTING FACTS**

- Cultural Exchange Program in Italy (Summer of 2018)
- Conversationally fluent in Korean
- Co-founder of the Ladies Literary Society
- Member of Professional Tap Company Rhythm Nation
- Born with a tied tongue and I have scoliosis
- Oldest daughter in a family of all girls
- 80's music enthusiast
- Ice cream addict

**EMPLOYMENT**

- Collections Technician at Museum of Peoples and Cultures (2019)
- Registrar at R1/Intermountain Healthcare (2014-2019)
- Checker/Bagger/Beauty Department Assistant at Harmons (2013-2014)

Signature/Date

WHAT CAN YOU DO DURING YOUR YEAR TO BEGIN  
MAKING A LASTING IMPACT ON YOUR COMMUNITY?

I HOPE THAT THROUGH MY YEAR OF SERVICE THAT THE CITIZENS  
OF MURRAY WILL BECOME MORE OPEN, UNDERSTANDING AND  
RESPECTFUL TO NOT ONLY THEIR NEIGHBORS HERE IN THIS  
COMMUNITY, BUT OF ALL PEOPLE.

OTHER THAN SCHOLARSHIPS, WHY ARE YOU CHOOSING  
TO PARTICIPATE IN THE MISS AMERICA PROGRAM.

MY ROOTS AND TIES IN MURRAY RUN DEEP AND MY LOVE FOR  
THIS COMMUNITY IS IMMENSE. I ENJOY NEW CHALLENGES THAT  
PROVIDE ME WITH LIFE EXPERIENCE AND THAT PULL ME OUT OF  
MY COMFORT ZONE. I BELIEVE THAT THROUGH BEING MISS  
MURRAY AND BEING A PART OF THIS PROGRAM, I WILL BE ABLE  
TO GAIN EXPERIENCE AND OPPORTUNITIES THAT WILL ENHANCE  
MY LIFE. I HOPE TO BE ABLE TO HELP OUR BEAUTIFUL AND  
DIVERSE COMMUNITY OF MURRAY BECOME MORE UNITED AND  
SUPPORTIVE OF EACH OTHER.

DESCRIBE THE BEST USE OF YOUR SCHOLARSHIP.

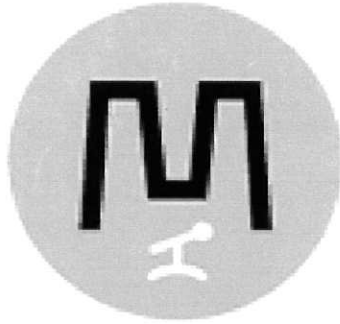
AS SOMEONE THAT WORKS TO PUT MYSELF THROUGH SCHOOL,  
THIS SCHOLARSHIP WOULD BE A BIG BLESSING AND HELP ME  
FINANCIALLY MY LAST YEAR OF COLLEGE. IT WOULD GIVE ME  
THE OPPORTUNITY TO BE ABLE TO WORK LESS SO THAT I CAN BE  
INVOLVED WITH SCHOOL CLUBS AND HAVE MORE TIME FOR  
SERVICE OPPORTUNITIES.

WHY IS TALENT AN IMPORTANT PART OF THE  
COMPETITION TO YOU?

I THINK THAT DEVELOPING SKILLS AND TALENTS IS A BIG PART  
OF WHAT LIFE IS ALL ABOUT. NOT EVERYONE LIKES TO DO OR IS  
GOOD AT THE SAME THINGS AND THAT'S WHAT MAKES US  
UNIQUE! THE TALENT PORTION OF THE COMPETITION GIVES ME  
THE OPPORTUNITY TO SHARE WHAT I LOVE AND ENJOY WITH THE  
JUDGES AND THE AUDIENCE.

WHAT WOULD BE THE MOST IMPORTANT DAY-TO-DAY  
ACTIVITY YOU WOULD DO TO ADVANCE YOUR YEAR AS  
MISS MURRAY?

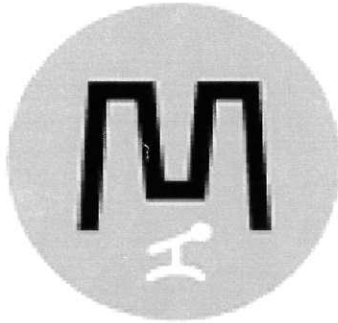
I WOULD LOOK FOR OPPORTUNITIES EACH DAY TO SERVE MY  
COMMUNITY. WHETHER THAT BE HOSTING AN ASSEMBLY AT AN  
ELEMENTARY SCHOOL, VISITING A LOCAL RESTAURANT OR  
MARKET, OR SOMETHING AS SIMPLE AS SMILING AND SAYING  
HELLO TO SOMEONE AT THE GROCERY STORE. ALL WITHIN  
FOLLOWING COVID-19 RESTRICTIONS OF COURSE.



**MURRAY**  
CITY COUNCIL

# Citizen Comments

Limited to three minutes, unless otherwise approved by Council



**MURRAY**  
CITY COUNCIL

# Public Hearing #1

## Murray City Corporation

### NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on the 20<sup>th</sup> day of October 2020, at 6:30 p.m., the Murray City Municipal Council will hold and conduct a public hearing. The purpose of the public hearing is to receive public input regarding the continued involvement in or withdrawal from the UAMPS Carbon Free Power Project.

The public hearing will be held electronically as authorized by Utah Code §52-4-207(4) of the Open and Public Meetings Act and by City Council Resolution No. 20-13 adopted March 17, 2020. **No physical meeting location will be available.**

The public may view the hearing via the live stream at [www.murraycitylive.com](http://www.murraycitylive.com) or <https://www.facebook.com/MurrayCityUtah/>.

Public hearing comments may be sent via email sent in advance or during the meeting to [city.council@murray.utah.gov](mailto:city.council@murray.utah.gov). Comments are limited to three minutes. Name and contact information should be included in the email. Emails will be read and become part of the public record.

DATED this 5<sup>th</sup> day of October 2020.

MURRAY CITY CORPORATION

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Jennifer Kennedy  
City Recorder

DATE OF PUBLICATION: October 12, 2020  
PH 20-34



**MURRAY**


# Power Department

## Council Vote on SMR/CFPP

### Council Action Request

### Council Meeting

Meeting Date: October 20, 2020

<b>Department Director</b> Blaine Haacke  <b>Phone #</b> 801-264-2728  <b>Presenters</b> Blaine Haacke          <b>Required Time for Presentation</b> 10 Minutes  <b>Is This Time Sensitive</b> Yes  <b>Mayor's Approval</b>   <b>Date</b> October 6, 2020	<b>Purpose of Proposal</b> Consider adoption of a resolution continuing participation in CFPP.  <b>Action Requested</b> Murray City is being given the opportunity to remain in or discontinue participation in CFPP  <b>Attachments</b> Three resolutions  <b>Budget Impact</b> The continuation of participation in CFPP will commit Murray to at least \$1.8 million to complete NRC licensing phase.  <b>Description of this Item</b> Much has been said, discussed and questioned regarding UAMPS's CFPP project and Murray's continued involvement. Each UAMPS member and participant is scrutinizing their involvement based on their individual needs.  October 31 is the deadline for each UAMPS participant to decide on their involvement. There are three options: 1) remain with our existing megawatt (MW) entitlement, 2) decrease/increase MW entitlement OR 3) exit involvement in the project. The council is being asked to adopt one of the three resolutions as noted above.
--	--



RESOLUTION NO. \_\_\_\_\_

A RESOLUTION APPROVING THE CITY'S CONTINUING  
INVOLVEMENT IN THE UAMPS CARBON FREE POWER  
PROJECT

WHEREAS, Murray City (the "City") is a member of Utah Associated Municipal Power Systems ("UAMPS") pursuant to the provisions of the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action, as amended (the "Joint Action Agreement"); and

WHEREAS, the City previously approved, executed and delivered the Carbon Free Power Sales Contract dated as of April 1, 2018 (the "Power Sales Contract") with UAMPS, including what is now an Entitlement Share of 14,332 kW of the capacity of the Project (initially capitalized terms used and not defined herein have the meanings assigned to them in the Power Sales Contract); and

WHEREAS, section 204 of the Power Sales Contract allows parties to withdraw from the Project during the Licensing Period by delivering a Notice of Withdrawal to UAMPS upon, among other events, the occurrence of the City's receipt of notice from UAMPS that the Project Management Committee has approved a revised Budget and Plan of Finance; and

WHEREAS, on July 16, 2020, UAMPS sent to the City a Notice of Conditional Approval of the Revised CFPP Budget and Plan of Finance; and

WHEREAS, the Council, having evaluated the Project, and without waiving any rights under the Power Sales Contract, has determined it to be in the best interest of the City to continue in the Project at this point;

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council, as follows:

1. It hereby approves of the City's continuation in the Carbon Free Power Project (the "Project") during the Licensing Period.
2. It finds that the City's continuation in the Project at this point is in the best interest of the City.

ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2020.

MURRAY CITY MUNICIPAL COUNCIL

By \_\_\_\_\_  
Rosalba Dominguez, Chair

ATTEST:

\_\_\_\_\_  
Jennifer Kennedy, City Recorder

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING AND APPROVING AN INCREASE OR DECREASE IN THE CITY'S DEVELOPMENT COST SHARE UNDER THE CARBON FREE POWER PROJECT POWER SALES CONTRACT FOR THE REMAINING 1<sup>ST</sup> PHASE OF THE LICENSING PERIOD FOR THE CARBON FREE POWER PROJECT; AND RELATED MATTERS.

\*\*\*\*\*

WHEREAS, Murray City (the "City") is a member of Utah Associated Municipal Power Systems ("UAMPS") pursuant to the provisions of the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action, as amended (the "Joint Action Agreement");

WHEREAS, the City has previously approved, executed and delivered the Carbon Free Power Sales Contract dated as of April 1, 2018 (the "Power Sales Contract") with UAMPS, including what is now an Entitlement Share of 14,332 kW of the capacity of the Project (initially capitalized terms used and not defined herein have the meanings assigned to them in the Power Sales Contract);

WHEREAS, the Project Management Committee believes that Participants are best served if they adopt a range for Entitlement Share adjustment in light of possible adjustments by other Participants for the Remaining 1<sup>st</sup> Phase of the Licensing and corresponding adjustments to Development Costs Shares;

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council, as follows:

*Section 1. Adjustment of the Participant Entitlement Share for the Remaining 1<sup>st</sup> Phase of the Licensing Period.* (a) The City hereby authorizes and approves decreasing its Entitlement Share in the CFPP by [ ] [0 (if Participant wishes to stay the same)] and to [ ] kW of capacity.

(b) The City hereby authorizes and approves increasing its Development Cost Share in the CFPP by and up to [ ] %.

(c) Upon its receipt of the written notice from UAMPS of other Participants adjustment in Entitlement Share, the City shall, in its sole discretion, have the right to adjust its Entitlement Share or Development Cost Share as stated in (a) and/or (b) above.

*Section 2. Miscellaneous; Effective Date.* (a) Notwithstanding the rights provided to the City in Section 1(a) and (b) of this resolution, this resolution shall be and remain irrevocable until the City provides subsequent adjustment to its Entitlement Share pursuant to the Power Sales Contract in accordance with its terms.

(b) All previous acts and resolutions in conflict with this resolution or any part hereof are hereby repealed to the extent of such conflict.

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

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

ADOPTED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2020.

MURRAY CITY MUNICIPAL COUNCIL

By \_\_\_\_\_  
Rosalba Dominguez

ATTEST:

\_\_\_\_\_  
Jennifer Kennedy, City Recorder

[SEAL]

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION APPROVING TO WITHDRAW FROM THE  
UAMPS CARBON FREE POWER PROJECT

WHEREAS, Murray City (the "City") is a member of Utah Associated Municipal Power Systems ("UAMPS") pursuant to the provisions of the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action, as amended (the "*Joint Action Agreement*"); and

WHEREAS, the City previously approved, executed and delivered the Carbon Free Power Sales Contract dated as of April 1, 2018 (the "*Power Sales Contract*") with UAMPS, including what is now an Entitlement Share of 14,332 kW of the capacity of the Project (initially capitalized terms used and not defined herein have the meanings assigned to them in the Power Sales Contract); and

WHEREAS, section 204 of the Power Sales Contract allows parties to withdraw from the Project during the Licensing Period by delivering a Notice of Withdrawal to UAMPS upon, among other events, the occurrence of the City's receipt of notice from UAMPS that the Project Management Committee has approved a revised Budget and Plan of Finance; and

WHEREAS, on July 16, 2020, UAMPS sent to the City a Notice of Conditional Approval of the Revised CFPP Budget and Plan of Finance; and

WHEREAS, the July 16, 2020 Notice sent by UAMPS to the City verified that entitlement share elections or withdrawals from the Project based on said Notice must be made within sixty (60) days of the date of the Notice, which period was extended to September 30, 2020 and further extended to October 31, 2020; and

WHEREAS, the City has determined it to be in the best interest of the City to withdraw from the Project at this time;

NOW, THEREFORE, BE IT RESOLVED, by the Murray City Municipal Council, as follows:

1. It hereby withdraws from the Carbon Free Power Project (the "Project").
2. It finds that the City's withdrawal from the Project is in the best interest of the City.
3. Mayor D. Blair Camp is hereby authorized to execute and deliver to UAMPS prior to September 30, 2020, a Notice of Withdrawal in substantially the form attached as

Exhibit "A," and to execute any other instruments required to effect the withdrawal of the City from the Project.

ADOPTED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2020.

MURRAY CITY MUNICIPAL COUNCIL

By \_\_\_\_\_  
Rosalba Dominguez, Chair

ATTEST:

\_\_\_\_\_  
Jennifer Kennedy, City Recorder



## **EXHIBIT “A”**

Carbon Free Power Project  
Form of Notice of Withdrawal

## NOTICE OF WITHDRAWAL

Date

Utah Associated Municipal Power Systems  
155 North 400 West, Suite 480  
Salt Lake City, Utah 84103

Attention: General Manager  
General Counsel

Re: Carbon Free Power Project Power Sales Contract

[Ladies and] Gentlemen,

Pursuant to Section 204 of the above-referenced Power Sales Contract (the "Power Sales Contract"), Murray City Corporation ("City") hereby gives notice of its election to withdraw from the Project.

The City hereby acknowledges and agrees that:

1. This Notice of Withdrawal shall be effective at and as of the end of the sooner of the last day of the current phase of the Licensing Period, or immediately prior to the October 1, 2020 effective date of the amendment or revision of the Budget and Plan of Finance (as per section 204(a) of the Power Sales Contract).
2. By delivering this Notice of Withdrawal, the City waives its right to receive any reimbursement for Development Costs previously paid by it, except as otherwise provided in the Power Sales Contract.
3. The City shall remain responsible for the payment of an amount equal to its Development Cost Share of all Development Costs incurred, including its Development Cost Share of the amounts necessary to repay all Bonds issued and outstanding, in each case up to the effective date of the City's withdrawal from the Project.
4. The City shall, within twelve months of the effective date of its withdrawal, repay the amounts described in paragraph 3 together with any interest expense on such amounts and any other charges incurred by UAMPS under the Financing Documents.
5. From and after the effective date of its withdrawal (a) the City's Entitlement Share shall be terminated, (b) the City's Representative shall have no right to participate in or vote at meetings of the Project Management Committee or meetings of the Board with

respect to the Project, and (iii) this Contract will remain in effect only with respect to the City's repayment obligations described in paragraph 4.

6. The City shall have no responsibility for the payment of Development Costs incurred or Bonds issued after the effective date of its withdrawal.

Capitalized terms used and not otherwise defined herein have the meanings assigned to them in the Power Sales Contract.

**MURRAY CITY CORPORATION**

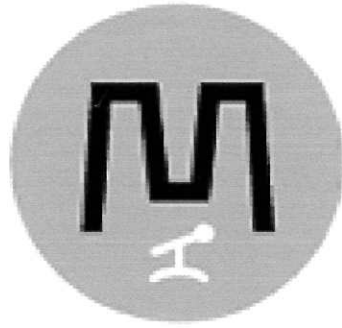
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D. Blair Camp, Mayor

ATTEST:

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Jennifer Kennedy, City Recorder



**MURRAY**  
CITY COUNCIL

# New Business #1



**MURRAY**

# City Attorneys Office

## Interlocal Cooperative Agreement with out-of-state public agency

### Council Action Request

Committee of the Whole and Council Meeting

Meeting Date: October 20, 2020

<b>Department</b> <b>Director</b> G.L. Critchfield  <b>Phone #</b> 801-264-2640  <b>Presenters</b> G.L. Critchfield	<b>Purpose of Proposal</b> Approval of interlocal cooperation agreement to join an existing cooperative purchasing program  <b>Action Requested</b> Discuss in committee of the whole; consider approval in council meeting  <b>Attachments</b> Resolution and agreement  <b>Budget Impact</b> Cooperative purchasing results in a savings to the City  <b>Description of this Item</b> Cooperative purchasing agreements resulting from cooperative purchasing programs result in substantial savings to the City. This cooperative purchasing program will allow the Fire Department to purchase an apparatus at a savings.  Such programs go through a public procurement process to satisfy procurement requirements.
<b>Required Time for Presentation</b> 10 Minutes  <b>Is This Time Sensitive</b> No  <b>Mayor's Approval</b>     <b>Date</b>	

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION APPROVING AN INTERLOCAL COOPERATION AGREEMENT FOR COOPERATIVE PURCHASING BETWEEN MURRAY CITY ("CITY") AND THE HOUSTON-GALVESTON AREA COUNCIL ("H-GAC").

WHEREAS, the City Procurement Code, pursuant to state law, authorizes the City to enter into a cooperative procurement and an agreement that is awarded as a result of a cooperative procurement with another cooperative purchasing organization located outside the state of Utah;

WHEREAS, H-GAC is a political subdivision of the state of Texas that is authorized under Texas law to contract with eligible entities to perform governmental functions and services, including the purchase of goods and services; and

WHEREAS, H-GAC has instituted a Cooperative Purchasing Program (the "Program") under which it contracts with eligible entities; and

WHEREAS, the City is an eligible entity and wants to enter into a contract with HGAC to participate in the Program.

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council as follows:

1. It hereby approves an Interlocal Contract for Cooperative Purchasing between the City and HGAC, in substantially the form attached as Exhibit "A"; and
2. The Interlocal Contract for Cooperative Purchasing is in the best interest of the City; and
3. Mayor D. Blair Camp is hereby authorized to execute the Contract for and in behalf of the City and to act in accordance with its terms.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.



MURRAY CITY MUNICIPAL COUNCIL

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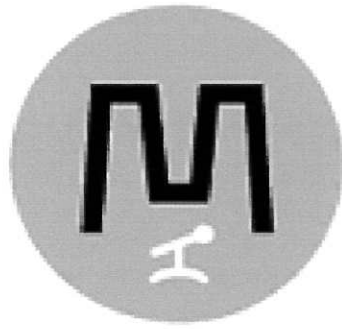
Rosalba Dominguez, Chair

ATTEST:

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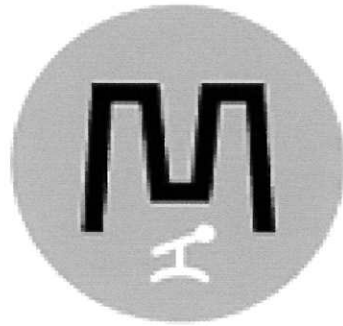
Jennifer Kennedy  
City Recorder

Please refer to supporting documentation in  
Committee of the Whole  
Discussion Item #4.



**MURRAY**  
CITY COUNCIL

# Mayor's Report And Questions



**MURRAY**  
CITY COUNCIL

**Adjournment**