

MIDWAY CITY COUNCIL REGULAR MEETING

Wednesday, 25 April 2018, 6:00 p.m.
Midway Community Center, City Council Chambers
160 West Main Street, Midway, Utah

Our vision for the City of Midway is to be a place where citizens, businesses and civic leaders are partners in building a city that is family-oriented, aesthetically pleasing, safe, walkable and visitor friendly. A community that proudly enhances its small town Swiss character & natural environment, as well as remaining fiscally responsible.

1. Call to Order

a. Pledge of Allegiance

b. Prayer and/or Inspirational Message

(Any Midway resident interested in giving a prayer or an inspirational message may contact the City Recorder at bwilson@midwaycityut.org or 435-654-3223 x118.)

2. Consent Calendar

Be it hereby moved that the following consent calendar items stand approved:

- a. Agenda for the 25 April 2018 City Council Regular Meeting.
- b. Warrants
- c. Minutes of the 11 April 2018 City Council Work Meeting
- d. Minutes of the 11 April 2018 City Council Closed Meeting
- e. Minutes of the 11 April 2018 City Council Regular Meeting
- f. Proclamation 2018-01 designating May as Building Safety Month
- g. A Temporary Use Permit for High Valley Arts to Exceed the Allowed Sound Levels for a Musical Production at 100 South and 400 East for the Months of June and July of 2018

3. Announcements

4. Public Comment (Approximately 15 minutes)

This is the public's opportunity to comment on items not on the agenda. Please state your name and address.

5. Department Reports (Approximately 30 minutes)

- a. Heber Valley Tourism and Economic Development, Midway Business Alliance and Legislative.
- b. Midway Boosters, Ice Rink, Open Space, and the Swiss Days Committee.
- c. Heber Light & Power Company, Heber Valley Railroad, Heber Valley Special Service District, and the Midway Sanitation District.

6. Resolution 2018-13 / Open Space Bonding (City Recorder) – Discuss and possibly approve Resolution 2018-12 supporting the placement of a ballot proposition, regarding an open space bond, on the 2018 General Election ballot.

7. Resolution 2018-12 / Budget Amendment (Financial Officer) – Discuss and possibly approve Resolution 2018-12 amending the FY 2018 Midway City Budget regarding capital projects, parks maintenance and wages/benefits.

8. Adjournment

Published on the Utah Public Notice Website on 19 April 2018 at 2:00p.m. by Becky Wood (Deputy City Recorder)
Posted on 20 April 2018 at 6:00 p.m. by Becky Wood (Deputy City Recorder)
Amended on 20 April 2018 at 6:00 p.m. by Brad Wilson (City Recorder)

The order of individual items on this agenda is subject to change up to 24 hours in advance.
All times are approximate.

For those individuals needing special assistance in accordance with the Americans with Disabilities Act, please contact Brad Wilson at the Midway City Office Building, at 75 North 100 West, Midway, UT 84049, 1-435-654-3223 x104, or by email at: bwilson@midwaycityut.org.

Midway City Council
25 April 2018
Regular Meeting

Warrants

Report Criteria:
Detail report.
Invoices with totals above \$0 included.
Paid and unpaid invoices included.

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid	Voided
125								
125	AMERICAN PLANNING ASSOCI	193313-1841	M. Henke Membership dues	04/06/2018	431.00	.00		
Total 125:					431.00	.00		
270								
270	CASELLE INC	86890	Contract support & Maintenance f	04/01/2018	358.27	358.27	04/12/2018	
270	CASELLE INC	86890	Contract support & Maintenance f	04/01/2018	68.00	68.00	04/12/2018	
Total 270:					426.27	426.27		
565								
565	HORROCKS ENGINEERS INC	46461	Suburst Ranch, Phase 2 (Constru	04/18/2018	76.24	.00		
565	HORROCKS ENGINEERS INC	46461	Deer Creek Estates (Construction	04/18/2018	1,111.76	.00		
565	HORROCKS ENGINEERS INC	46461	River Bottoms (Construction)	04/18/2018	112.00	.00		
565	HORROCKS ENGINEERS INC	46461	Kelson Subdivision (Planning)	04/18/2018	283.60	.00		
565	HORROCKS ENGINEERS INC	46461	Remund Farms Subdivision (Plan	04/18/2018	4,038.00	.00		
565	HORROCKS ENGINEERS INC	46461	Appenzell, Phase 2 (Planning)	04/18/2018	330.00	.00		
565	HORROCKS ENGINEERS INC	46461	Scotch Fields, Phase I (Constructi	04/18/2018	2,405.82	.00		
565	HORROCKS ENGINEERS INC	46461	Ryan Davis Residence (Constructi	04/18/2018	118.82	.00		
565	HORROCKS ENGINEERS INC	46461	Main Street Soda & Fries (Constr	04/18/2018	56.00	.00		
565	HORROCKS ENGINEERS INC	46461	Lime Canyon Subdivision (Plannin	04/18/2018	448.00	.00		
565	HORROCKS ENGINEERS INC	46461	Lucerne Estates Subdivision (Plan	04/18/2018	165.00	.00		
565	HORROCKS ENGINEERS INC	46461	Pine Canyon Estates (Planning)	04/18/2018	168.00	.00		
565	HORROCKS ENGINEERS INC	46461	Whitaker Farm Subdivision (Plann	04/18/2018	330.00	.00		
565	HORROCKS ENGINEERS INC	46461	Cascades at SH, Phase 2 (Constr	04/18/2018	414.82	.00		
565	HORROCKS ENGINEERS INC	46461	Saint-Prex Estates (Construction)	04/18/2018	1,844.96	.00		
565	HORROCKS ENGINEERS INC	46461	Corner Restaurant (Planning)	04/18/2018	472.00	.00		
565	HORROCKS ENGINEERS INC	46461	Attend Council Meetings	04/18/2018	900.00	.00		
565	HORROCKS ENGINEERS INC	46461	General Engineering Tasks	04/18/2018	1,161.00	.00		
565	HORROCKS ENGINEERS INC	46461	10 Year Road and Water Plan	04/18/2018	300.00	.00		
565	HORROCKS ENGINEERS INC	46461	Update WATER GIS Map	04/18/2018	4,129.26	.00		
565	HORROCKS ENGINEERS INC	46461	Water System Maintenance	04/18/2018	1,477.60	.00		
565	HORROCKS ENGINEERS INC	46461	Water Audit	04/18/2018	338.00	.00		
565	HORROCKS ENGINEERS INC	46461	Metering Water Sources	04/18/2018	1,830.48	.00		
565	HORROCKS ENGINEERS INC	46461	Michie Lane (Center to Fox Den)	04/18/2018	428.00	.00		
565	HORROCKS ENGINEERS INC	46461	Valais Tennis Court Repairs	04/18/2018	27.50	.00		
565	HORROCKS ENGINEERS INC	46461	Probst Way Improvements (Desig	04/18/2018	4,556.46	.00		
Total 565:					27,523.32	.00		
700								
700	LABOR COMMISSION SAFETY	18U000000039	Boiler Certificate of Inspection & P	04/05/2018	120.00	120.00	04/12/2018	
Total 700:					120.00	120.00		
715								
715	LANCE EXCAVATING, INC	04092018	Reject Asphalt	04/09/2018	30.96	30.96	04/12/2018	
715	LANCE EXCAVATING, INC	12324	Limbs & wood Parks	04/17/2018	15.00	.00		
Total 715:					45.96	30.96		

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid	Voided
800								
800	MIDWAY IRRIGATION COMPAN	462018	AS PER RESOLUTION 2013-08 1	04/06/2018	18,703.44	18,703.44	04/12/2018	
Total 800:					18,703.44	18,703.44		
830								
830	MONSEN ENGINEERING INC	579473	Paper & Ink Cartridges	04/09/2018	1,131.59	1,131.59	04/12/2018	
Total 830:					1,131.59	1,131.59		
845								
845	MOUNTAINLAND SUPPLY COM	S102573705.0	Supplies	04/10/2018	1,191.11	1,191.11	04/12/2018	
845	MOUNTAINLAND SUPPLY COM	S102576810.0	Slip Cap, Plug Square Head	04/11/2018	28.18	.00		
Total 845:					1,219.29	1,191.11		
875								
875	OFFICE DEPOT	122619457001	SUPPLIES	04/04/2018	16.77	16.77	04/12/2018	
875	OFFICE DEPOT	122619542001	SUPPLIES	04/04/2018	15.55	15.55	04/12/2018	
875	OFFICE DEPOT	122619542001	SUPPLIES	04/04/2018	76.77	76.77	04/12/2018	
875	OFFICE DEPOT	125133680001	Q-Stick Capacitive Touch	04/11/2018	38.58	.00		
875	OFFICE DEPOT	125134043001	Staper	04/11/2018	9.69	.00		
875	OFFICE DEPOT	125134043001	Paper	04/11/2018	28.77	.00		
875	OFFICE DEPOT	125138778001	Toner	04/11/2018	116.22	.00		
875	OFFICE DEPOT	125863800001	File, Wall, 3PK, Black	04/12/2018	8.83	.00		
875	OFFICE DEPOT	125863800001	USB Drive, Stamps and fee	04/12/2018	321.38	.00		
Total 875:					632.56	109.09		
930								
930	Dominion Energy	2731063797 A	2731063797 COMMUNITY CENT	04/11/2018	458.82	.00		
930	Dominion Energy	5770020000 A	town hall 5770020000	04/11/2018	618.70	.00		
930	Dominion Energy	6558550000 A	MAINTENANCE SHOP 65585500	04/11/2018	488.07	.00		
930	Dominion Energy	6801020000 A	ADMIN OFFICES 6801020000	04/11/2018	126.64	.00		
Total 930:					1,692.23	.00		
945								
945	CENTURYLINK - 435-654-3223 2	3223 269B 4/1	435-654-3223 269B	04/07/2018	434.52	.00		
Total 945:					434.52	.00		
1015								
1015	SAFETY SUPPLY & SIGN CO IN	163612	Supplies	04/04/2018	1,185.00	.00		
Total 1015:					1,185.00	.00		
1170								
1170	TIMBERLINE ACE HARDWARE	117255	SUPPLIES	04/12/2018	53.92	.00		
1170	TIMBERLINE ACE HARDWARE	117259	Insert Bit, Drive Guide Magnet, Bit	04/12/2018	22.12	.00		
Total 1170:					76.04	.00		
1300								
1300	UTAH WATER USERS ASSOCIA	04092018	2018 Annual Dues	04/19/2018	100.00	.00		

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid	Voided
Total 1300:					100.00	.00		
1305								
1305	VERIZON WIRELESS	9804460010	385-224-8803 G.McGuire	04/01/2018	45.19	45.19	04/12/2018	
1305	VERIZON WIRELESS	9804460010	435-315-5218 Ice Rink	04/01/2018	45.19	45.19	04/12/2018	
1305	VERIZON WIRELESS	9804460010	435-315-5910	04/01/2018	45.19	45.19	04/12/2018	
1305	VERIZON WIRELESS	9804460010	435-503-5612 S Rhoads	04/01/2018	53.51	53.51	04/12/2018	
1305	VERIZON WIRELESS	9804460010	435-503-5707 Steve Tablet	04/01/2018	40.01	40.01	04/12/2018	
1305	VERIZON WIRELESS	9804460010	435-503-5739 S. Owens Phone	04/01/2018	66.64	66.64	04/12/2018	
1305	VERIZON WIRELESS	9804460010	435-671-0501 C. Lott Jetpack	04/01/2018	40.21	40.21	04/12/2018	
1305	VERIZON WIRELESS	9804460010	435-671-6905 M.Henke Phone	04/01/2018	60.50	60.50	04/12/2018	
1305	VERIZON WIRELESS	9804460010	435-671-7205 C.Lott Phone	04/01/2018	66.64	66.64	04/12/2018	
1305	VERIZON WIRELESS	9804460010	435-671-7387 On call phone	04/01/2018	38.48	38.48	04/12/2018	
1305	VERIZON WIRELESS	9804460010	435-671-7762 D.Bunker Phone	04/01/2018	64.88	64.88	04/12/2018	
1305	VERIZON WIRELESS	9804460010	435-671-8855 W.Johnson Phone	04/01/2018	53.51	53.51	04/12/2018	
1305	VERIZON WIRELESS	9804478673	Cellular Service	04/01/2018	334.07	.00		
Total 1305:					954.02	619.95		
1310								
1310	WASATCH AUTO PARTS	137269	Skidsteer	03/19/2018	7.17	7.17	04/12/2018	
1310	WASATCH AUTO PARTS	137878	Supplies	03/27/2018	56.19	56.19	04/12/2018	
1310	WASATCH AUTO PARTS	138016	Supplies	03/28/2018	10.68	10.68	04/12/2018	
1310	WASATCH AUTO PARTS	138556	Vac Trailer & Eric's Truck	04/04/2018	43.80	.00		
1310	WASATCH AUTO PARTS	139828	Dash mat for Darin's truck	04/19/2018	61.85	.00		
Total 1310:					179.69	74.04		
1340								
1340	WASATCH COUNTY SHERIFFS	318	LAW ENFORCEMENT (March 20	04/01/2018	8,928.92	.00		
Total 1340:					8,928.92	.00		
1360								
1360	WASATCH COUNTY SOLID WA	73417	Dump Fee	04/17/2018	10.00	.00		
1360	WASATCH COUNTY SOLID WA	76091 4/18	.76091	04/01/2018	192.00	192.00	04/12/2018	
1360	WASATCH COUNTY SOLID WA	80293 4/18	.80293 CENTENNIAL PARK	04/01/2018	96.00	96.00	04/12/2018	
1360	WASATCH COUNTY SOLID WA	80294 4/18	.80294 HAMLET PARK	04/01/2018	225.00	225.00	04/12/2018	
1360	WASATCH COUNTY SOLID WA	90042 4/18	.90042 COMMUNITY CENTER	04/01/2018	75.00	75.00	04/12/2018	
1360	WASATCH COUNTY SOLID WA	90291 4/18	.90291 Park & Offices	04/01/2018	145.00	145.00	04/12/2018	
1360	WASATCH COUNTY SOLID WA	90292 4/18	.90292 Cemetery	04/01/2018	75.00	75.00	04/12/2018	
1360	WASATCH COUNTY SOLID WA	93287 4/18	.93287 Shop	04/01/2018	75.00	75.00	04/12/2018	
Total 1360:					893.00	883.00		
1365								
1365	WAVE PUBLISHING	L 15995	Public Notice	03/28/2018	138.76	138.76	04/12/2018	
1365	WAVE PUBLISHING	L 16000	Public Notice	03/28/2018	268.26	268.26	04/12/2018	
1365	WAVE PUBLISHING	L 16010	Public Notice	04/04/2018	148.00	.00		
1365	WAVE PUBLISHING	L 16011	Public Notice	04/02/2018	64.74	.00		
Total 1365:					619.76	407.02		
1375								
1375	WHEELER MACHINERY CO	SS000171282	Perform PM 1	03/28/2018	579.45	579.45	04/12/2018	

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid	Voided
Total 1375:					579.45	579.45		
1542								
1542	STATE OF UTAH GASCARD/FU	NP52968013	GAS/FUEL	04/02/2018	1,001.30	1,001.30	04/12/2018	
Total 1542:					1,001.30	1,001.30		
1571								
1571	FASTENAL IND & CONST SUPP	UTHEB61469	SUPPLIES	04/11/2018	205.72	.00		
Total 1571:					205.72	.00		
1593								
1593	TWIN D INC ENVIRONMENTAL	04172018	Clean Irrigation Pipe in Valais PU	04/06/2018	800.00	.00		
Total 1593:					800.00	.00		
1821								
1821	WEX BANK	53705841	FUEL	03/31/2018	508.80	.00		
Total 1821:					508.80	.00		
1917								
1917	HOSE & RUBBER SUPPLY LLC	614631 CH#19	Supplies	03/31/2018	201.12-	.00		
Total 1917:					201.12-	.00		
1966								
1966	ELECTRICAL WHOLESALE SUP	915009436	SUPPLIES	04/03/2018	14.06	14.06	04/12/2018	
Total 1966:					14.06	14.06		
1989								
1989	BANKCARD CENTER	4717 APRIL 20	Amazon Prime Membership	04/03/2018	13.84	13.84	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Car Rental	04/03/2018	221.58	221.58	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Foreign Tran Fee	04/03/2018	4.43	4.43	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Parking	04/03/2018	74.25	74.25	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Parking	04/03/2018	54.00	54.00	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Travel	04/03/2018	25.00	25.00	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Travel	04/03/2018	25.00	25.00	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Travel	04/03/2018	25.00	25.00	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Travel	04/03/2018	25.00	25.00	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Travel	04/03/2018	25.00	25.00	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Travel	04/03/2018	490.52	490.52	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Travel	04/03/2018	490.52	490.52	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Travel	04/03/2018	490.52	490.52	04/12/2018	
1989	BANKCARD CENTER	4717 APRIL 20	Finance Charges	04/03/2018	48.07	48.07	04/12/2018	
1989	BANKCARD CENTER	4945 APRIL 20	External Computer Drive	04/03/2018	122.86	122.86	04/12/2018	
1989	BANKCARD CENTER	4945 APRIL 20	Rewards Fee	04/03/2018	25.00	25.00	04/12/2018	
1989	BANKCARD CENTER	4945 APRIL 20	Office Supplies	04/03/2018	25.88	25.88	04/12/2018	
1989	BANKCARD CENTER	4945 APRIL 20	Computer Supply	04/03/2018	60.24	60.24	04/12/2018	
1989	BANKCARD CENTER	4945 APRIL 20	Computer Software	04/03/2018	75.13	75.13	04/12/2018	
1989	BANKCARD CENTER	4945 APRIL 20	Laptop	04/03/2018	718.00	718.00	04/12/2018	
1989	BANKCARD CENTER	4945 APRIL 20	Keys	04/03/2018	54.00	54.00	04/12/2018	
1989	BANKCARD CENTER	4945 APRIL 20	Supplies	04/03/2018	45.96	45.96	04/12/2018	
1989	BANKCARD CENTER	4945 APRIL 20	Case	04/03/2018	32.98	32.98	04/12/2018	

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1989	BANKCARD CENTER	4945	APRIL 20	Wire Splice	04/03/2018	46.97	46.97	04/12/2018
1989	BANKCARD CENTER	4945	APRIL 20	Battery, Screws & Fan	04/03/2018	222.15	222.15	04/12/2018
1989	BANKCARD CENTER	6014	APRIL 20	Funeral Flowers	04/03/2018	109.90	109.90	04/12/2018
1989	BANKCARD CENTER	6014	APRIL 20	Council Work Mtg Food	04/03/2018	36.20	36.20	04/12/2018
1989	BANKCARD CENTER	6014	APRIL 20	Training	04/03/2018	225.00	225.00	04/12/2018
1989	BANKCARD CENTER	6014	APRIL 20	Nest Camera	04/03/2018	107.36	107.36	04/12/2018
1989	BANKCARD CENTER	6014	APRIL 20	Dog Park	04/03/2018	694.90	694.90	04/12/2018
1989	BANKCARD CENTER	6014	APRIL 20	Council Work Mtg Food	04/03/2018	27.49	27.49	04/12/2018
1989	BANKCARD CENTER	6014	APRIL 20	Training	04/03/2018	191.10	191.10	04/12/2018
1989	BANKCARD CENTER	6215	APRIL 20	Funeral Flowers	04/03/2018	78.85	78.85	04/12/2018
1989	BANKCARD CENTER	6215	APRIL 20	Cleaning	04/03/2018	25.27	25.27	04/12/2018
1989	BANKCARD CENTER	6215	APRIL 20	Cleaning Supplies	04/03/2018	9.50	9.50	04/12/2018
1989	BANKCARD CENTER	6215	APRIL 20	Charger	04/03/2018	10.99	10.99	04/12/2018
Total 1989:						4,958.46	4,958.46	
1992								
1992	K O ELECTRIC, INC.	3603		Install new electrical meter	03/26/2018	687.50	.00	
1992	K O ELECTRIC, INC.	3604		Install new bath fans	03/26/2018	824.00	.00	
1992	K O ELECTRIC, INC.	3623		Electrical work for conferance roo	04/12/2018	323.50	.00	
1992	K O ELECTRIC, INC.	3624		Work Order 31-10-04062018	04/12/2018	608.50	.00	
Total 1992:						2,443.50	.00	
2147								
2147	CHEMTECH-FORD LABORATO	18D0022		WATER SAMPLES	04/03/2018	100.00	100.00	04/12/2018
Total 2147:						100.00	100.00	
2264								
2264	GRAINGER	9743251689		cabinet flat file 5 drawer	03/29/2018	693.49-	.00	
Total 2264:						693.49-	.00	
2314								
2314	INTERSTATE BILLING SERVICE	3009766955		Salt	03/12/2018	75.65-	.00	
Total 2314:						75.65-	.00	
2377								
2377	RIDLEY'S FAMILY MARKETS	11710018		BATTERIES	03/31/2018	5.57	5.57	04/12/2018
Total 2377:						5.57	5.57	
2400								
2400	BRANDEN RUSSELL	04172018		Reimburse for Rental Car Fees	04/17/2018	73.00	.00	
Total 2400:						73.00	.00	
2412								
2412	HEBER VALLEY LOCK AND SAF	9078		Change door handles in office buil	04/16/2018	1,213.00	.00	
Total 2412:						1,213.00	.00	
2418								
2418	FINAL COMPLETION DEPOSIT	16-029 FCD		16-029 Final Completion Deposit	04/11/2018	1,500.00	1,500.00	04/12/2018
2418	FINAL COMPLETION DEPOSIT	16-112 FCD		16-112 Final Completion Deposit	04/11/2018	1,500.00	1,500.00	04/12/2018

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid	Voided
2418	FINAL COMPLETION DEPOSIT	17-032 FCD	17-032 Final Completion Deposit	04/11/2018	1,500.00	1,500.00	04/12/2018	
2418	FINAL COMPLETION DEPOSIT	17-130 FCD	17-130 final Completion Deposit	04/11/2018	1,500.00	1,500.00	04/12/2018	
2418	FINAL COMPLETION DEPOSIT	17-169 FCD	17-169 Final Completion Deposit	04/17/2018	1,500.00	.00		
Total 2418:					7,500.00	6,000.00		
2455								
2455	UNITED SALES AND SERVICES	64114	Truck two of two	03/20/2018	6,785.67	6,785.67	04/12/2018	
Total 2455:					6,785.67	6,785.67		
2481								
2481	CASH- PAID TO GREG WINTER	04172018	CI Funds	04/17/2018	2,000.00	.00		
Total 2481:					2,000.00	.00		
2561								
2561	CENTURYLINK -435-654-3924 4	3924 453B 4/1	435-654-3924 453B	04/07/2018	133.39	.00		
Total 2561:					133.39	.00		
2562								
2562	CENTURYLINK 435-654-4204 77	4204 775B 4/1	4356544204775B	04/07/2018	46.14	.00		
Total 2562:					46.14	.00		
2563								
2563	CENTURYLINK 76612167	1437024797	Phone Service 435-654-3227	03/31/2018	34.03	34.03	04/12/2018	
Total 2563:					34.03	34.03		
2582								
2582	WEST COAST CODE CONSULT	UT18-504-004	Dutch Hollow Pump Station, The	04/11/2018	2,380.31	2,380.31	04/12/2018	
2582	WEST COAST CODE CONSULT	UT18-504-005	Plan Review Services	04/10/2018	255.00	255.00	04/12/2018	
Total 2582:					2,635.31	2,635.31		
2614								
2614	Executech Utah, Inc.	48902	Monthly Maintenance Agreement	04/01/2018	910.00	.00		
2614	Executech Utah, Inc.	49497	Monthly Licenses and Subscriptio	03/31/2018	606.87	.00		
2614	Executech Utah, Inc.	49497	Contract Labor Overage	03/31/2018	3,651.25	.00		
Total 2614:					5,168.12	.00		
2627								
2627	Gordon Law Group, P.C.	3340	Sunburst Ranch, Phase III	03/31/2018	78.00	.00		
2627	Gordon Law Group, P.C.	3366	Lime Canyon Subdivision	03/31/2018	292.50	.00		
2627	Gordon Law Group, P.C.	3404	Jones Farm Subdivision	03/31/2018	750.75	.00		
2627	Gordon Law Group, P.C.	3405	Sunburst Ranch, Phase II	03/31/2018	429.00	.00		
2627	Gordon Law Group, P.C.	3406	Pine Canyon Paradise	03/31/2018	546.00	.00		
2627	Gordon Law Group, P.C.	3407	Lucerne Estates	03/31/2018	546.00	.00		
2627	Gordon Law Group, P.C.	3408	Cascades at Soldier Hollow, Phas	03/31/2018	504.00	.00		
2627	Gordon Law Group, P.C.	3409	Lime Canyon Subdivision	03/31/2018	273.00	.00		
2627	Gordon Law Group, P.C.	3410	Flat Fee (March)	03/31/2018	5,000.00	.00		
2627	Gordon Law Group, P.C.	3410	Additional Hours (March)	03/31/2018	2,473.17	.00		
2627	Gordon Law Group, P.C.	3411	Midway Springs Subdivision	03/31/2018	1,160.25	.00		
2627	Gordon Law Group, P.C.	3413	Whitaker Farm Annexation	03/31/2018	838.50	.00		

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid	Voided
Total 2627:					12,891.17	.00		
2658								
2658	SIGNARAMA	INV-1156	Open Space Banners	04/03/2018	178.00	.00		
2658	SIGNARAMA	INV-1164	Kiosk banners	04/04/2018	378.78	378.78	04/12/2018	
Total 2658:					556.78	378.78		
2666								
2666	MARKETING VIDEOS CLUB	INV-0630	Live Stream April 11 2018	04/17/2018	225.00	.00		
Total 2666:					225.00	.00		
2667								
2667	MOUNTAIN VALLEY TEMPERAT	32788	Service Labor, Sheet Metal, Scre	04/12/2018	376.00	.00		
Total 2667:					376.00	.00		
2672								
2672	Child Richards	93009	Quarterly Accounting	03/31/2018	1,200.00	.00		
Total 2672:					1,200.00	.00		
2683								
2683	NORCO INC	23399142	Supplies	03/29/2018	685.75	685.75	04/12/2018	
2683	NORCO INC	23399142	Cylinder Rental	03/29/2018	69.62	69.62	04/12/2018	
Total 2683:					755.37	755.37		
2695								
2695	Epic Engineering	20100768	Public Works Building	03/29/2018	529.50	529.50	04/12/2018	
Total 2695:					529.50	529.50		
2699								
2699	Chris Crittenden	04172018	Reimburse for work at Town Hall	04/17/2018	1,352.54	.00		
Total 2699:					1,352.54	.00		
2700								
2700	Car Quest Auto Parts	15341-6456	Grease for equipment	04/18/2018	39.50	.00		
2700	Car Quest Auto Parts	15341-6496	Compressor	04/19/2018	37.99	.00		
Total 2700:					77.49	.00		
Grand Totals:					118,495.72	47,473.97		

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid	Voided
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Dated: _____

Mayor: _____

City Council: _____

City Recorder: _____

City Treasurer: _____

Report Criteria:

Detail report.

Invoices with totals above \$0 included.

Paid and unpaid invoices included.

Midway City Council
25 April 2018
Regular Meeting

Minutes of the
11 April 2018
Work Meeting



Memo

Date: 20 April 2018
To:
Cc:
From: Brad Wilson, City Recorder/Financial Officer
RE: Minutes of the 11 April 2018 City Council Work Meeting

Please note that the following minutes are awaiting formal approval and are in draft or unapproved form.

**MINUTES OF THE
MIDWAY CITY COUNCIL
(Work Meeting)**

**Wednesday, 11 April 2018, 9:00 a.m.
Midway City Office Building, Old City Council Chambers
75 North 100 West, Midway, Utah**

Note: Notices/agendas were posted at 7-Eleven, Ridley's Express, the Midway City Office Building, and the Midway Community Center. Notices/agendas were provided to the City Council, City Engineer, City Attorney, Planning Director, Public Works Assistant Crew Chief, and The Wasatch Wave. The public notice/agenda was published on the Utah State Public Notice Website and the City's website. A copy of the public notice/agenda is contained in the supplemental file.

1. Call to Order

Mayor Johnson called the meeting to order at 9:12 a.m.

Members Present:

Celeste Johnson, Mayor
Lisa Christen, Council Member
Jeff Drury, Council Member
Bob Probst, Council Member
JC Simonsen, Council Member
Ken Van Wagoner, Council Member

approximately 1:30 p.m.)
Wes Johnson, Engineer
Jennifer Sweat, Treasurer (Arrived at 11:00 a.m. and left at approximately 1:30 p.m.)
Shane Owens, Public Works Assistant Crew Chief (Arrived at 10:10 a.m.)
Wendy Johnson, Building Official (Arrived at 11:00 a.m. and left at approximately 1:30 p.m.)
Brad Wilson, Recorder/Financial Officer

Staff Present:

Corbin Gordon, Attorney (Left at 10:10 a.m.)
Michael Henke, Planning Director (Left at

Note: A copy of the meeting roll is contained in the supplemental file.

2. Closed Meeting to Discuss Pending or Reasonably Imminent Litigation (Approximately 15 Minutes)

Motion: Council Member Van Wagoner moved to go into a closed meeting.

Second: Council Member Probst seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Christen	Aye
Council Member Drury	Aye
Council Member Probst	Aye
Council Member Simonsen	Aye
Council Member Van Wagoner	Aye

Note: Closed meeting minutes are sealed and strictly confidential. Access to such minutes must be obtained through a court of law.

Motion: Council Member Van Wagoner moved to go out of the closed meeting.

Second: Council Member Christen seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Christen	Aye
Council Member Drury	Aye
Council Member Probst	Aye
Council Member Simonsen	Aye
Council Member Van Wagoner	Aye

3. Ordinance 2018-13 / Permitted and Conditional Uses (City Planner - Approximately 15 Minutes) – Discuss Ordinance 2018-13 amending Title 16 of the Midway City Municipal Code regarding permitted and conditional uses. Recommended without conditions by the Midway City Planning Commission.

Michael Henke gave a presentation regarding the proposed ordinance and reviewed the following items:

- Current code
- Proposed code
- Reasons for the proposal
- Findings

Mr. Henke also made the following comments:

- The proposal cleaned up ambiguous language in the Municipal Code.
- State law said that ambiguous language should be interpreted in favor of the applicant.
- The Municipal Code would have to be amended to permit a use not specifically allowed.

Note: A copy of Mr. Henke's presentation is contained in the supplemental file.

Mr. Gordon indicated that the public saw conditional uses as deniable. He emphasized that they were permitted with reasonable conditions.

- 4. Ordinance 2018-14 / Master Plan Water Rights** (City Planner - Approximately 25 Minutes)
– Discuss Ordinance 2018-14 amending Section 16.16.4 of the Midway City Municipal Code regarding water rights to be tendered during master plan approval. Recommended without conditions by the Midway City Planning Commission.

Michael Henke gave a presentation regarding the proposed ordinance and reviewed the following items:

- Current code

Mr. Henke also made the following comments:

- It was a significant change.
- It avoided losing water rights on later phases in a development. This could happen when there was a downturn in the market during a project.
- All the water for a development would have to be turned in when entitlement was given at master plan approval.
- Water rights not needed because of any changes would be returned.
- Water rights for a phase could not be returned once a plat map was recorded for that phase.
- Wanted to prevent developers from vacating their approval and then selling the water rights.

Note: A copy of Mr. Henke's presentation is contained in the supplemental file.

The Council, staff and meeting attendees discussed the following items related to the proposed development:

- Essentially an escrow account for water rights would be created.
- The City could not return any water rights in its name.
- The City should not consider giving other compensation for water rights already in its name.
- An applicant would have to prove there was enough water before approval for a project was granted.
- Lenders who wanted water rights as collateral might oppose the ordinance.

- 5. City Council Calendar / Changes** (Approximately 15 Minutes) – Discuss Changes to the 2018 Calendar for the Midway City Council.

Mayor Johnson suggested that the Council cancel some of its meetings during the summer. She noted this would allow staff to take vacations. The Council cancelled the following meetings:

- June 27th – Work Meeting
- June 27th – Regular Meeting
- July 25th – Work Meeting
- July 25th – Regular Meeting

- December 26th – Work Meeting
- December 26th – Regular Meeting

Council Member Van Wagoner requested that the Midway Water Advisory Board hold its meetings the same week as the city council meetings.

Note: Corbin Gordon left at 10:10 a.m.

6. Vehicle Building / Award Contract (Public Works Assistant Crew Chief – Approximately 10 Minutes) – Discuss a Contract for the Construction of a Vehicle Building at the Midway City Maintenance Yard.

Shane Owens indicated that the budget for the vehicle building was \$330,000 but the actual cost would be \$544,000. Council Member Van Wagoner noted that a water line was installed through the maintenance yard which was part of the increase. He also noted that the low bid, to construct the building, was \$120,000 higher than expected.

Council Member Van Wagoner was satisfied with the low bidder but not the process to that point. He noted that a performance bond was not included in the bids and a geotechnical study had not been performed. Wes Johnson said that a geotechnical study was necessary.

Brad Wilson explained that a budget amendment would be needed which would mean less money for FY 2019.

Council Member Drury asked about the asphalt for the project. Wes Johnson responded that it would be a change order with an existing project.

Council Member Drury asked how such cost overruns could be avoided in the future. Council Member Van Wagoner recommended using a different architect. He also recommended using the City Engineer for any engineering work.

Mr. Owens noted that the architect left out several items required by the Building Code.

Mayor Johnson asked Mr. Owens to contact the low bidder and have them added a performance bond to his bid.

7. 2018 Road and Utilities Project / Award Contract (City Engineer – Approximately 10 Minutes) – Discuss a Contract for the 2018 Road and Utilities Project.

Wes Johnson reviewed the project which would replace the asphalt, a section of curb and a water line on Probst Way. He indicated that two bids were received, both were qualified contractors and the low bid was \$141,900.11.

Motion: Without objection, Mayor Johnson recessed the meeting at 10:51 a.m. She reconvened the meeting at 11:00 a.m.

8. FY 2019 Budget / Departmental Budgets (Financial Officer) – Receive Presentations on Proposed Departmental Budgets from the City Council and Department Heads.

Brad Wilson reviewed the estimated FY 2019 revenue for the General Fund. The Council discussed the revenue estimates and reduced several of them.

Brad Wilson reviewed the proposed FY 2019 expenditures for the following departments:

- Mayor and Council
- Professional Services
- Contract Services
- Public Safety
- Economic Development
- Tourism and Culture
- Transfers and Contributions

Jennifer Sweat reviewed the proposed FY 2019 expenditures for the following departments:

- Administrative
- Non-Departmental

Michael Henke reviewed the proposed FY 2019 expenditures for the Planning and Zoning Department.

Wendy Johnson reviewed the proposed FY 2019 expenditures for the Building Safety Department.

Shane Owens reviewed the proposed FY 2019 expenditures for the following departments:

- Non-Departmental
- Buildings
- Equipment Maintenance
- Public Safety
- Streets
- Parks and Recreation
- Cemetery

The Council and meeting attendees discussed the expenditures for each department.

The Council decided to review the rest of the budget at its next work meeting which would begin at 9:00 a.m.

9. Adjournment

Motion: Council Member Van Wagoner moved to adjourn the meeting. Council Member Drury seconded the motion. The motion passed unanimously.

The meeting was adjourned at 3:01 p.m.

Celeste Johnson, Mayor

Brad Wilson, Recorder

DRAFT

Midway City Council
25 April 2018
Regular Meeting

Minutes of the
11 April 2018
Regular Meeting



Memo

Date: 20 April 2018
To:
Cc:
From: Brad Wilson, City Recorder/Financial Officer
RE: Minutes of the 11 April 2018 City Council Regular Meeting

Please note that the following minutes are awaiting formal approval and are in draft or unapproved form.

**MINUTES OF THE
MIDWAY CITY COUNCIL
(Regular Meeting)**

**Wednesday, 11 April 2018, 6:00 p.m.
Midway Community Center, City Council Chambers
160 West Main Street, Midway, Utah**

Note: Notices/agendas were posted at 7-Eleven, Ridley's Express, the Midway City Office Building, and the Midway Community Center. Notices/agendas were provided to the City Council, City Engineer, City Attorney, Planning Director, Public Works Assistant Crew Chief, and The Wasatch Wave. The public notice/agenda was published on the Utah State Public Notice Website and the City's website. A copy of the public notice/agenda is contained in the supplemental file.

1. Call to Order; Pledge of Allegiance; Prayer and/or Inspirational Message

Mayor Johnson called the meeting to order at 6:00 p.m.

Members Present:

Celeste Johnson, Mayor
Lisa Christen, Council Member
Jeff Drury, Council Member
Bob Probst, Council Member
JC Simonsen, Council Member
Ken Van Wagoner, Council Member

Staff Present:

Corbin Gordon, Attorney
Michael Henke, Planning Director
Wes Johnson, Engineer
Shane Owens, Public Works Assistant Crew Chief
Brad Wilson, Recorder/Financial Officer

Note: A copy of the meeting roll is contained in the supplemental file.

Mayor Johnson led the Council and meeting attendees in the pledge of allegiance. Clint Coleman gave the prayer and/or inspirational message.

2. Consent Calendar

- a. Agenda for the 11 April 2018 City Council Regular Meeting
- b. Warrants
- c. Minutes of the 28 March 2018 City Council Work Meeting
- d. Minutes of the 28 March 2018 City Council Regular Meeting

Note: Copies of items 2a through 2d are contained in the supplemental file.

Motion: Council Member Van Wagoner moved to approve the consent calendar.

Second: Council Member Drury seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Christen	Aye
Council Member Drury	Aye
Council Member Probst	Aye
Council Member Simonsen	Aye
Council Member Van Wagoner	Aye

3. Announcements

Mayor Johnson made the following announcements:

Parks and Trails Meeting

A public meeting regarding parks and trails was held the night before.

Open Space Bonding Meetings

Public meetings would be held to receive comment on bonding for open space.

Spring Clean-Up

The annual spring clean-up would be held on May 5th.

4. Public Comment – Comments were taken for items not on the agenda.

Mayor Johnson asked if there were any comments from the public for items not on the agenda.

Hamlet Park Flags / Lighting

Janice Kennedy noted that the American flag was supposed to be lit at night. She noted that that flags at the Hamlet Park were not lit. She suggested lighting them with new lights along Main Street. Mayor Johnson responded that the issue would be addressed.

No further comments were offered.

5. Department Reports

Buildings / Maintenance Costs

Council Member Probst reported that the City wanted to determine the actual cost to maintain its buildings in relation to its rental fees.

Town Hall / Oil Roof

Council Member Probst reported that the City was still trying to find someone who would oil the roof on the Town Hall.

Cemetery / Mapping

Council Member Probst reported that the Sexton was still mapping the City's cemetery.

Cemetery / Clean Headstones

Council Member Probst reported that a boy scout wanted to clean the headstones at the City's cemetery. Concerns were expressed with cleaning the older headstones that were made of porous materials and fragile.

Vehicle Building / Request for Bids

Council Member Van Wagoner reported that the City had requested bids to build a vehicle building at its maintenance yard.

Water / Presentation

Council Member Van Wagoner reported that he and the City Attorney would give a presentation on changes in water law and the acceptance of foreign water.

Weeds / Mowing

Council Member Van Wagoner asked that weeds along the City's roads be mowed down.

Water Board Recommendations / Development Agreements

Corbin Gordon reported that an item from the Midway Water Advisory Board had been left out of a development agreement. He stressed that Water Board items needed to be included in the associated development agreements.

Animal Control / Cost

Council Member Simonsen reported that the City paid 16% of the cost for the county-wide animal control.

Roads / Probst Way

Council Member Simonsen reported that a contract would be awarded that night to repave Probst Way.

Parking / Commercial Zones

Council Member Simonsen reported that there were parking problems in the City's commercial zones. He suggested around Centennial Park, the post office and behind the funeral home as additional parking. He said that parking needed to be better utilized.

Mayor Johnson noted that the Planning Director was looking into the issue and a consultant might be hired.

Sidewalks / Center Street

Wes Johnson reported that the Utah Department of Transportation would reimburse the City for some of the new sidewalk on Center Street.

Sidewalks / Trip Hazards

Wes Johnson reported that the City was in the second year of a five-year contract to remove trip hazards in its sidewalks.

Parks and Trails Meeting

Council Member Simonsen indicated that the meeting regarding parks and trails, held the night before, went well.

Trails and Parks Committee / Issues

Council Member Simonsen reported that the Trails and Parks Committee met and discussed the main issues facing parks and trails.

6. Memorial Hill / American Legion (Danny Hofheins - Approximately 10 Minutes) – Receive a Presentation on the Memorial Hill from the American Legion.

Danny Hofheins made the following comments:

- The Wasatch County Council was reorganizing the committee that oversaw the Memorial Hill.
- They wanted the committee to prepare lists of maintenance costs and future projects.
- The American Legion would oversee the Memorial Hill.
- The main flag pole would be modified to allow the flag to fly at half-mast.
- A second monument would be built on the east side of the parking lot on top of the Hill. It

would accommodate more names.

- Picnic tables would be added to that side of the lot.
- A helicopter would be mounted on the south side of the lot.
- Requested a donation, that would go to Wasatch County, for the projects.
- Wasatch County spend a lot of money maintaining the Hill.
- The road around the Hill would not be paved.

Council Member Van Wagoner thanked Mr. Hofheins for what had been done on Memorial Hill. He added that the Council would consider a donation as part of its next budget.

Mayor Johnson thanked Mr. Hofheins for his service.

- 7. Ordinance 2018-12 / Treatment Facilities** (City Planner - Approximately 30 Minutes) – Discuss and possibly adopt Ordinance 2018-12 amending Title 16 of the Midway City Municipal Code regarding residential treatment facilities, residential facilities for elderly persons, rest homes, nursing, and convalescent facilities. Recommended without conditions by the Midway City Planning Commission. **Public Hearing**.

Council Member Christen recused herself from consideration of the proposed ordinance because of a conflict of interest.

Note: Council Member Christen left at 6:35 p.m.

Corbin Gordon made the following comments:

- The proposed ordinance had been discussed at the work meeting that day.
- The City had to comply with the federal and state fair housing acts.
- These acts were partially in response to communities not wanting treatment facilities.
- Treatment facilities were welcome in Midway.
- The ordinance allowed for reasonable accommodations.
- When a facility became a commercial use then it went beyond the federal and state acts.
- The ordinance insured that treatment facilities had the same rights as residences. It did not give them more rights than residences.
- A facility should be similar in impact to the residences in the area.
- Recommended a limit of eight clients and two staff for each facility. This number was based on several items including a survey by Dan Jones and Associates.
- Recommended allowing up to two standard deviations because some families were larger than others.
- The City would approve facilities that met the Municipal Code and Building Code.
- A request for increased clients and staff would be considered by a hearing officer. This process would be automatic if such a request was made.
- The Planning Commission recommended a limit of six clients and two staff.
- Added language to the ordinance stating that a facility, that met the requirements of the Code, did not change the character of a neighborhood.
- Findings from the survey and Building Code were attached to the ordinance.

Mr. Gordon reviewed the results of the survey.

Note: A summary of the survey results is contained in the supplemental file.

Mayor Johnson noted that the State also regulated treatment facilities and would prohibit too many clients in too small of a space.

Michael Henke indicated that the proposal would amend the definition of a single housekeeping unit and allow treatment facilities as permitted uses in some zones.

Public Hearing

Mayor Johnson opened the hearing and asked if there were any comments from the public.

Janice Kennedy

Ms. Kennedy asked if she would need a permit if she allowed elderly people to live in her home. Mr. Henke responded that a new license type would be created, and that any treatment facility had to meet the requirements of the Building Code.

Ms. Kennedy asked the same question about teenage boys. Mr. Henke responded the same requirements would apply if the boys had a disability by federal definition.

Ms. Kennedy asked about individuals trying to learn how to live on their own. Mr. Gordon responded that it depended upon the definitions in the fair housing acts.

Mayor Johnson closed the hearing when no further public comment was offered.

Motion: Council Member Van Wagoner moved to adopt Ordinance 2018-12 regarding residential treatment facilities, as presented by the City Attorney, including the following items:

- The findings and research
- The change read by the City Attorney.

Second: Council Member Probst seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Christen	Excused
Council Member Drury	Aye
Council Member Probst	Aye
Council Member Simonsen	Aye
Council Member Van Wagoner	Aye

Note: Council Member Christen returned.

Department Reports (Continued)

Legislative

Mike Kohler, lobbyist for the City at the Utah State Legislature, distributed and reviewed a list of certain legislation from the recent legislative session.

Note: A copy of the list is contained in the supplemental file.

Representative Tim Quinn, Utah State House of Representatives, reviewed federal tax reform and the separation of powers in state government.

Senator Kevin Van Tassell, Utah State Senate, distributed a list of issues from the recent session and an overview of the state budget.

Note: A copy of the list and overview are contained in the supplemental file.

Senator Van Tassell reviewed legislation regarding water and urban farming. He also reviewed SETLA, the state rainy day fund and the Heber bypass road.

- 8. Ordinance 2018-13 / Permitted and Conditional Uses** (City Planner - Approximately 15 Minutes) – Discuss and possibly adopt Ordinance 2018-13 amending Title 16 of the Midway City Municipal Code regarding permitted and conditional uses. Recommended without conditions by the Midway City Planning Commission. **Public Hearing.**

Michael Henke gave a presentation regarding the proposed ordinance and reviewed the following items:

- Current code
- Proposed code
- Reasons for the amendment

Mr. Henke also made the following comments:

- The State Code required clarification of ambiguous language in codes.
- The Municipal Code already listed uses that were allowed.
- The Council would have to specifically add any other uses, or an applicant would have to request a code amendment.

Note: A copy of Mr. Henke's presentation is contained in the supplemental file.

Public Hearing

Mayor Johnson opened the hearing and asked if there were any comments from the public. She closed the hearing when no public comment was offered.

Motion: Council Member Probst moved to adopt Ordinance 2018-13 regarding permitted and conditional uses, as presented by staff, with the following findings:

- The proposed language was clearer than the existing language and would better protect the City.
- State code required plain language, or the land use decision would be in favor of the land use applicant.

Second: Council Member Simonsen seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Christen	Aye
Council Member Drury	Aye
Council Member Probst	Aye
Council Member Simonsen	Aye
Council Member Van Wagoner	Aye

- 9. Ordinance 2018-14 / Master Plan Water Rights** (City Planner - Approximately 20 Minutes)
– Discuss and possibly adopt Ordinance 2018-14 amending Section 16.16.4 of the Midway City Municipal Code regarding water rights to be tendered during master plan approval. Recommended without conditions by the Midway City Planning Commission. **Public Hearing.**

Michael Henke gave a presentation regarding the request and reviewed the following items:

- Current code
- Proposed code

Mr. Henke also made the following comments:

- Sometimes water rights were sold off a property when it went into foreclosure.
- The proposed ordinance would insure that all water rights were in place and not sold off after entitlement was granted.
- Water rights could be returned if changes were made or the master plan was abandoned.
- If a plat map was recorded, then the associated water rights could not be returned.
- Additional language was needed regarding lenders and their claim to water rights.

Note: A copy of Mr. Henke's presentation is contained in the supplemental file.

Mayor Johnson indicated that the relationship with lenders needed to be carefully considered. Council Member Christen did not think that a lender could foreclose on water rights. Corbin Gordon said that almost anything could be put up as collateral.

Mayor Johnson stated that it was not the City's responsibility to insure a lender had collateral.

Mr. Gordon recommended that the ordinance be tabled.

Public Hearing

Mayor Johnson opened the hearing and asked if there were any comments from the public. She closed the hearing when no public comment was offered.

Motion: Council Member Christen moved to table the ordinance until the next regular meeting.

Second: Council Member Drury seconded the motion.

Discussion: Council Member Christen wanted to ensure that the proposal was not a headache for staff.

Vote: The motion was approved with the Council voting as follows:

Council Member Christen	Aye
Council Member Drury	Aye
Council Member Probst	Aye
Council Member Simonsen	Aye
Council Member Van Wagoner	Aye

10. Vehicle Building / Award Contract (Public Works Assistant Crew Chief – Approximately 10 Minutes) – Discuss and Possibly Award a Contract for the Construction of a Vehicle Building at the Midway City Maintenance Yard.

Shane Owens recommended that a contract be awarded to Woods Construction, which was the allow bidder, for \$326,430 with an additional \$6,100 for a performance bond.

Mayor Johnson asked about the geotechnical study. Mr. Owens reported that it would be done that week by Earthtec. She asked if it would significantly change the engineering for the building. Wes Johnson responded that it could change the width but not the depth of the footings.

Council Member Van Wagoner recommended against the alternative for the poly coat on the wash bay. He indicated that the Public Works Department could apply that themselves.

Motion: Council Member Van Wagoner moved to award a contract for the construction of a vehicle building to Woods Construction for \$332,530, including the performance bond but not including Alternative #1, and authorized the Mayor to sign the documents.

Second: Council Member Christen seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Christen	Aye
Council Member Drury	Aye
Council Member Probst	Aye
Council Member Simonsen	Aye
Council Member Van Wagoner	Aye

11. 2018 Road and Utilities Project / Award Contract (City Engineer – Approximately 10 Minutes) – Discuss and Possibly Award a Contract for the 2018 Road and Utilities Project.

Wes Johnson made the following comments regarding the project:

- Usually the City did three to five projects each year.
- The previous year it did a significant number of projects.
- That year decided to reduce them to just Probst Way.
- There had been several water leaks along that road.
- The water line would be replaced.
- Received only two bidders.
- Geneva Rock was the low bidder at \$141,911.
- Recommended that a contract be award to the low bidder and that the mayor be authorized to sign the documents.
- Other road and water work would be done in conjunction with Saint-Prex Estates (Swiss Alpine Road) and Remund Farms (600 North). The work would be done by the developers' contractors.
- The City would only pay for the water line on 600 North to be upgraded.

Motion: Council Member Van Wagoner moved to approve the bid for Probst Way for \$141,911 and authorized the mayor to sign the documents.

Second: Council Member Probst seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Christen	Aye
Council Member Drury	Aye
Council Member Probst	Aye
Council Member Simonsen	Aye
Council Member Van Wagoner	Aye

12. Adjournment

Motion: Council Member Van Wagoner moved to adjourn the meeting. Council Member Christen seconded the motion. The motion passed unanimously.

The meeting was adjourned at 7:55 p.m.

Celeste Johnson, Mayor

Brad Wilson, Recorder

DRAFT

Midway City Council
25 April 2018
Regular Meeting

Proclamation 2018-01 /
Building Safety Month



PROCLAMATION

2018-01

BUILDING SAFETY MONTH – MAY 2018

WHEREAS, the City of Midway continuing efforts to address the critical issues of safety, energy efficiency, water conservation, and resilience in the built environment that affect our citizens, both in everyday life and in times of natural disaster, give us confidence that our structures are safe and sound, and;

WHEREAS, our confidence is achieved through the devotion of vigilant guardians—building safety and fire prevention officials, architects, engineers, builders, tradespeople, laborers and others in the construction industry—who work year-round to ensure the safe construction of buildings, and;

WHEREAS, these guardians—dedicated members of the International Code Council—use a governmental consensus process that brings together local, state and federal officials with expertise in the built environment to create and implement the highest-quality codes to protect Americans in the buildings where we live, learn, work, worship, play, and;

WHEREAS, the International Codes, the most widely adopted building safety, energy and fire prevention codes in the nation, are used by most U.S. cities, counties and states; these modern building codes also include safeguards to protect the public from natural disasters such as hurricanes, snowstorms, tornadoes, wildland fires, floods and earthquakes, and;

WHEREAS, Building Safety Month is sponsored by the International Code Council, to remind the public about the critical role of our communities' largely unknown guardians of public safety—our local code officials—who assure us of safe, efficient and livable buildings, and;

WHEREAS, “Code Officials— Partners in Community Safety and Economic Growth” the theme for Building Safety Month 2018, encourages all Americans to raise awareness of the importance of building safe and resilient construction; fire prevention; disaster mitigation, water safety and conservation; energy efficiency and new technologies in the construction industry. Building Safety Month 2018 encourages appropriate steps everyone can take to ensure that the places where we live, learn, work, worship and play are

safe and sustainable, and recognizes that countless lives have been saved due to the implementation of safety codes by local and state agencies, and,

WHEREAS, each year, in observance of Building Safety Month, Americans are asked to consider projects to improve building safety and sustainability at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments, fire prevention bureaus and federal agencies in protecting lives and property.

NOW, THEREFORE, I, Celeste Johnson, Mayor of the City of Midway, do hereby proclaim the month of May 2018 as Building Safety Month. Accordingly, I encourage our citizens to join with their communities in participation in Building Safety Month activities.

PASSED AND ADOPTED by the Midway City Council on the day of
2018.

MIDWAY CITY

Celeste Johnson, Mayor

ATTEST:

Brad Wilson, Recorder

(SEAL)

Midway City Council
25 April 2018
Regular Meeting

High Valley Arts /
Temporary Use Permit

MIDWAY CITY
Planning Office

75 North 100 West
Midway, Utah 84049

Phone: 435-654-3223 x105
Fax: 435-654-2830
mhenke@midwaycityut.org

Application for Miscellaneous Services - (General or otherwise not listed)
Application Fee: \$100.00 + Costs
(Cost may include Legal and Engineering Review expenses, legal noticing or mailings)

Owner(s) of Record:

Name: High Valley Arts Fedn Phone: 435 657 2732
Mailing Address: 817 Double Eagle Dr. City: Midway State: UT Zip: 84049
E-mail Address: stuwaldrip@me.com

Applicant or Authorized representative:

Name: Stu Waldrip Phone: 435 657 2732
Mailing Address: 817 Double Eagle Dr. City: Midway State: UT Zip: 84049
E-mail Address: stuwaldrip@me.com

Project Location:

Street Address: Field/Outdoor Theater at ± 200 So. + 400 East, Midway

Type and Purpose of Request:

Permit to occasionally exceed max sound levels a property
line for "Willy Wonka" production as part of "Small Town
4th" celebration June-July 2018.
(Same as past 7 years)

Please WAIVE \$100 fee as we trust you do/will for all
Midway-based charities. HVAF is a 501(c)3 non-profit

FOR OFFICE USE ONLY

STAFF:		
Date Received: _____	Application Number: _____	
Received By: _____	Zone: _____	
Fee Paid: _____	Tax ID Number: _____	
PLANNER:		
Complete / Incomplete		
Date: _____ Reviewed by: _____		

The following information must be included with your submittal

Prior Approvals: (list any prior Midway City approval/permits issued for the subject property)

- Prior approvals granted past 7 years for:
1. Sound of Music 6. Wizard of Oz
 2. Fiddler on the Roof 7. Annie Get Your Gun
 3. Music Man
 4. Oklahoma!
 5. Joseph and the AT DC

Other information as requested by Planning Staff:

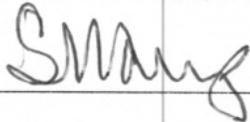
HNAF brings 1000s of visitors to Midway each year that patronize local restaurants, resorts, and other businesses. Although the sound levels occasionally may exceed the ordinance levels, the benefits to the community far outweigh the minor inconvenience to some residents for a limited time - we have broad community support and very few complaints.

Please read and sign before application submittal

I declare under penalty of perjury that I am the owner or authorized agent of the property subject to this request and the foregoing statements, answers and attached documents are true and correct. As the applicant for this proposal, I understand that my application is not deemed complete until the Planning Office has reviewed the application. I further understand I will be notified when my application has been deemed complete. At that time I expect that my application will be processed within a reasonable time, considering the work load of the Planning Office.

I fully understand that I am responsible for the payment of any back taxes and declare that I am responsible for all fees incurred.

Signature of Owner or Agent: _____



Date: 7 APR 2018

IMPORTANT: Your application cannot be processed until determined complete by the Planning Staff. An application shall be considered complete when all applicable fees are paid (such as Midway Water Board, Midway Sanitation District, out-of-pocket expenses, etc.) and all items listed herewith are provided or considered not applicable by the Planning Office. All application fees are non-refundable.

Memo



Date: April 25, 2018
To: Midway City Council
From: Michael Henke
Re: Special Event Temporary Use Permit for Noise

High Valley Arts Foundation (HVAF) is requesting a special event temporary use permit. The reason for the request is because decibel levels will exceed the approved amounts in the Municipal Code. Special events may apply for the permit at the discretion of the City Council.

The Code currently allows the following in Section 5.02.010:

Table 1 Noise Limit Chart

Maximum sound pressure level in decibels as measured on the A. Scale	
6:00 AM to 10:00 PM	10:00 PM to 6:00 AM
70 dBA	55 dBA

HVAF is currently planning the on-site rehearsals and performance of the “Willy Wonka” from June through July. The performances run from about 7PM and will conclude at about 11 PM and will be held at on 10-acre property just south of the commercial buildings located on the corner of 400 E and Main Street. Planned attendance will be about 300 for each performance. For the last seven years the City Council has approved the sound variance and the readings taken at the performance found the sound level to be just slightly more than what is allowed. No complaints were received from neighboring residents.

Staff has worked with HVAF and discussed at length the requirements of the Municipal Code which include nuisance abatement (noise) and the Special Events Code. Two potential issues have been identified in those discussions. The first is traffic (HVAF had a traffic plan that worked well for the last seven years and they will have that same plan this year) and the second

is potential noise created from the performances. For this reason, staff and the applicant held a “sound test” and measured the noise levels on-site.

A speaker was positioned above ground by about 20’ at the site of the stage for the performance. The speaker was also positioned to the northeast on the same angle that it will be set for the performance. Music from the production was then played and measured in six separate positions with a digital sound level meter or also known as a decibel meter. The ambient sound was also measured at each location. Here is a chart of the decibel levels:

Location	Measured Music dBA	Measured Ambient dBA
Next to speaker	77-83	61-62
100’ from speaker	72-78	54-57
200’ from speaker	62-68	51-54
Property line	53-65	53-58
Home to the north	55-60	55-58
Home to the east	52-62	52-58
Allowed by Code at Property Line	6am – 10 pm 70dBA	10 pm – 6 am 55dBA

It appears that the decibel levels at the property line will not be much more than what is allowed by the code for the 10pm – 6am requirements of 55dBA.

If the City Council decides to grant the variance, then the approval will only be for the aforementioned months. Staff will take some measurements during a performance if required by the City Council or if we receive complaints.

Please contact Michael at 654-3223 ext 105 if you have any questions.



N

55 - 60 dBA

52 - 62 dBA

53 - 65 dBA

62 - 68 dBA

72 - 78 dBA

77 - 83 dBA

Speaker

Google

© 2011 Google

Imagery Date: Jun 18, 2010

40°30'34.29" N 111°27'49.92" W elev. 5554 ft

Eye alt 6505 ft