

Midway City Council
6 June 2023
Regular Meeting

Warrants

Report Criteria:
Detail report.
Paid and unpaid invoices included.

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid	Voided	Payment Due Date
ABE NEERINGS & SON									
105	ABE NEERINGS & SON	6882	New Water Heaters	04/10/2023	5,116.00	.00			05/10/2023
105	ABE NEERINGS & SON	6899	Town Hall Air Conditioning 1st Dra	05/10/2023	45,000.00	.00			06/10/2023
Total ABE NEERINGS & SON:					50,116.00	.00			
All American Vinyl LLC									
3065	All American Vinyl LLC	5085	Avemre Black Posts, Walnut Slats	05/23/2023	54,100.00	27,050.00	05/24/2023		06/23/2023
3065	All American Vinyl LLC	5086	Black Scalloped Picket Finish- Ce	05/23/2023	54,652.00	27,350.00	05/24/2023		06/23/2023
Total All American Vinyl LLC:					108,752.00	54,400.00			
Berg Landscape Architects									
2519	Berg Landscape Architects	1339	Bidding & Scheduling-Alpenhof P	05/01/2023	6,500.00	.00			05/16/2023
Total Berg Landscape Architects:					6,500.00	.00			
BISCO									
180	BISCO	1674225	B&W Tow & Stow Hitch, mounting	05/22/2023	880.78	.00			06/23/2023
Total BISCO:					880.78	.00			
BORDER STATES INDUSTRIES Inc.									
2757	BORDER STATES INDUSTRIES I	926344128	Led Lights for Community Center	05/23/2023	1,538.74	.00			06/25/2023
Total BORDER STATES INDUSTRIES Inc.:					1,538.74	.00			
BRANCHING OUT LLC									
3032	BRANCHING OUT LLC	SPRING-2023	Town Hall Window Boxes, Midway	05/01/2023	1,448.95	1,448.95	05/25/2023		06/01/2023
Total BRANCHING OUT LLC:					1,448.95	1,448.95			
BUILDING DEPARTMENT BOND									
3062	BUILDING DEPARTMENT BOND	5162023	Driveway Bond Release 22-054	05/16/2023	22,153.50	22,153.50	05/25/2023		05/24/2023
3062	BUILDING DEPARTMENT BOND	5162023	Driveway Bond Release 22-068	05/16/2023	25,782.00	25,782.00	05/25/2023		05/24/2023
3062	BUILDING DEPARTMENT BOND	5162023	Driveway Bond Release 22-113	05/16/2023	22,153.50	22,153.50	05/25/2023		05/24/2023

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3062	BUILDING DEPARTMENT BOND	51623	Driveway Bond Release	05/16/2023	9,364.82	9,364.82	05/25/2023		05/24/2023
Total BUILDING DEPARTMENT BOND:					79,453.82	79,453.82			
Celeste Johnson									
2709	Celeste Johnson	6657445	Reimburse Celeste for Fuel for Je	05/09/2023	58.23	58.23	05/25/2023		06/09/2023
Total Celeste Johnson:					58.23	58.23			
CENTURYLINK - 435-654-3227 269B									
945	CENTURYLINK - 435-654-3227 2	435-654-3227-	PHONE SERVICE	05/07/2023	351.01	351.01	05/25/2023		05/30/2023
Total CENTURYLINK - 435-654-3227 269B:					351.01	351.01			
CENTURYLINK -435-654-3924 453B									
2561	CENTURYLINK -435-654-3924 45	435-654-3924	Phone Internet	05/07/2023	144.19	144.19	05/25/2023		05/30/2023
Total CENTURYLINK -435-654-3924 453B:					144.19	144.19			
CENTURYLINK 435-654-4204 775B									
2562	CENTURYLINK 435-654-4204 77	435-654-4204	Phone Service	05/07/2023	61.95	61.95	05/25/2023		05/30/2023
Total CENTURYLINK 435-654-4204 775B:					61.95	61.95			
CenturyLink ACCT# 88239224									
2636	CenturyLink ACCT# 88239224	640642937	435-654-4120 Phone Services	05/12/2023	1,025.88	1,025.88	05/25/2023		06/11/2023
Total CenturyLink ACCT# 88239224:					1,025.88	1,025.88			
DIAMOND EVENT & TENT									
3066	DIAMOND EVENT & TENT	392851	FOUNDER DAY TENT	05/25/2023	1,067.05	1,067.05	05/25/2023		06/02/2023
Total DIAMOND EVENT & TENT:					1,067.05	1,067.05			
Dominion Energy									
930	Dominion Energy	2731063797 4/	2731063797 Community Center	05/11/2023	469.09	469.09	05/25/2023		06/02/2023
930	Dominion Energy	5770020000 4/	5770020000 TOWN HALL	05/11/2023	707.97	707.97	05/25/2023		06/02/2023
930	Dominion Energy	6558550000 4/	6558550000 Maintenance Shop -	05/11/2023	453.06	453.06	05/25/2023		06/02/2023
930	Dominion Energy	6558550000 4/	6558550000 Gas Service	05/11/2023	465.44	465.44	05/25/2023		06/02/2023

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid	Voided	Payment Due Date
Total Dominion Energy:					2,095.56	2,095.56			
ECKLES PAVING									
3067	ECKLES PAVING	133553RP-1	500 S STRINGTOWN ROAD ASP	04/25/2023	4,070.00	.00			06/07/2023
Total ECKLES PAVING:					4,070.00	.00			
Executech Utah, Inc.									
2614	Executech Utah, Inc.	EXEC-143294	IT Services Agreement - 15 Hours	05/01/2023	1,785.00	1,785.00	05/25/2023		05/31/2023
2614	Executech Utah, Inc.	EXEC-144516	Non-Agreement or Overage Hour	04/30/2023	1,354.50	1,354.50	05/25/2023		05/30/2023
2614	Executech Utah, Inc.	EXEC-144929	Non-Agreement or Overage Hour	04/30/2023	145.00	145.00	05/25/2023		05/30/2023
2614	Executech Utah, Inc.	EXEC-145262	IT Services	04/30/2023	737.65	737.65	05/25/2023		05/30/2023
Total Executech Utah, Inc.:					4,022.15	4,022.15			
FINAL COMPLETION DEPOSIT									
2418	FINAL COMPLETION DEPOSIT	21-147 FCD	21-147 FINAL COMPLETION DE	05/15/2023	1,500.00	.00			06/09/2023
Total FINAL COMPLETION DEPOSIT:					1,500.00	.00			
GILBERT & STEWART, PC									
1880	GILBERT & STEWART, PC	02282023	Audit	02/28/2023	12,000.00	.00			02/28/2023
Total GILBERT & STEWART, PC:					12,000.00	.00			
GRAINGER									
2264	GRAINGER	9667543483	FILING CABINETS	04/07/2023	343.76	343.76	05/25/2023		05/07/2023
2264	GRAINGER	9709070982	BOOK CASE-WES JOHNSON	05/16/2023	320.17	.00			06/15/2023
Total GRAINGER:					663.93	343.76			
H71 EXCAVATION AND CONSTRUCTION									
3068	H71 EXCAVATION AND CONSTR	05102023	500 S. STRINGTOWN ROAD CU	05/10/2023	1,305.00	1,305.00	05/25/2023		05/10/2023
Total H71 EXCAVATION AND CONSTRUCTION:					1,305.00	1,305.00			
HEATHER WOOD									
3064	HEATHER WOOD	05172023	Payroll - Wages	05/11/2023	75.00	75.00	05/17/2023		05/11/2023
3064	HEATHER WOOD	05172023	Payroll - SS	05/11/2023	4.65-	4.65-	05/17/2023		05/11/2023

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3064	HEATHER WOOD	05172023	Payroll-Medicare	05/11/2023	1.08-	1.08-	05/17/2023		05/11/2023
Total HEATHER WOOD:					69.27	69.27			
HEBER CITY CORPORATION									
505	HEBER CITY CORPORATION	APR-23	ANIMAL CONTROL	05/24/2023	6,313.77	.00			06/24/2023
Total HEBER CITY CORPORATION:					6,313.77	.00			
HOME DEPOT Credit Services									
1150	HOME DEPOT Credit Services	5012278	metal sheets-4 straps	05/17/2023	42.77	.00			06/17/2023
1150	HOME DEPOT Credit Services	9520267	Flower Spot Irrigation Adaptors	05/03/2023	26.96	.00			06/16/2023
1150	HOME DEPOT Credit Services	9520267	Treated Cemtery Posts	05/03/2023	265.00	.00			06/16/2023
1150	HOME DEPOT Credit Services	9622240	red pots, drill bit wobble bit, flower	05/03/2023	43.94	.00			06/16/2023
Total HOME DEPOT Credit Services:					378.67	.00			
HORROCKS ENGINEERS INC									
565	HORROCKS ENGINEERS INC	77236	2023 Capital Facility Plan	05/12/2023	105.00	.00			06/11/2023
565	HORROCKS ENGINEERS INC	77236	UPDAtE Roadway General Plan	05/12/2023	52.50	.00			06/11/2023
565	HORROCKS ENGINEERS INC	77236	Create and Update Stormdrain GI	05/12/2023	2,205.00	.00			06/11/2023
565	HORROCKS ENGINEERS INC	77236	The Highlands at Soldier Hollow:	05/12/2023	2,301.00	.00			06/11/2023
565	HORROCKS ENGINEERS INC	77236	Remund Farms Phase 5: Constru	05/12/2023	358.00	.00			06/11/2023
565	HORROCKS ENGINEERS INC	77236	Homestead Trail: Construction	05/12/2023	283.50	.00			06/11/2023
565	HORROCKS ENGINEERS INC	77236	2023 Road Surface Treatment	05/12/2023	1,367.71	.00			06/11/2023
565	HORROCKS ENGINEERS INC	77236	UPDATE the Water GIS map	05/12/2023	787.50	.00			06/11/2023
Total HORROCKS ENGINEERS INC:					7,460.21	.00			
Ignition Creative Group									
2927	Ignition Creative Group	7479	Business Alliance Map Summer 2	05/19/2023	1,381.37	1,381.37	05/25/2023		06/01/2023
Total Ignition Creative Group:					1,381.37	1,381.37			
INTERMOUNTAIN FARMERS ASSOC									
2165	INTERMOUNTAIN FARMERS AS	1018836874	Lawn Seed Sports Turf Grass	04/20/2023	1,505.29	1,505.29	05/25/2023		05/20/2023
Total INTERMOUNTAIN FARMERS ASSOC:					1,505.29	1,505.29			

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JIVE COMMUNICATIONS, INC.									
2804	JIVE COMMUNICATIONS, INC.	IN7101985002	One Time Fee	05/12/2023	4.00	4.00	05/25/2023		05/27/2023
2804	JIVE COMMUNICATIONS, INC.	IN7101985255	One Time Fee Building Dept	05/12/2023	15.00	15.00	05/25/2023		05/27/2023
Total JIVE COMMUNICATIONS, INC.:					19.00	19.00			
LIBBIES BRACELETS DBA									
2975	LIBBIES BRACELETS DBA	249	Retail Items for Midway Must Hav	05/11/2023	485.00	.00			06/11/2023
Total LIBBIES BRACELETS DBA:					485.00	.00			
MORETON & COMPANY									
1950	MORETON & COMPANY	343616	INSURANCE	05/04/2023	294.00	294.00	05/25/2023		06/01/2023
Total MORETON & COMPANY:					294.00	294.00			
Mountainland Association of Governments									
2618	Mountainland Association of Gove	120	Jurisdictional Cash Assessment	04/13/2023	10,511.00	.00			04/13/2023
Total Mountainland Association of Governments:					10,511.00	.00			
MOUNTAINLAND SUPPLY COMPANY									
845	MOUNTAINLAND SUPPLY COMP	S104767974.0	WATer Radios water Meters	05/10/2023	4,576.62	.00			06/30/2023
845	MOUNTAINLAND SUPPLY COMP	S105351256.0	Fire Hydrant Rings Riser	05/02/2023	115.22	.00			06/30/2023
845	MOUNTAINLAND SUPPLY COMP	S105351256.0	Fire Hydrant PLUG	05/09/2023	32.13	.00			06/30/2023
845	MOUNTAINLAND SUPPLY COMP	S105394948.0	GALVANIZED COMPRESSIONS	05/18/2023	38.11	.00			06/30/2023
845	MOUNTAINLAND SUPPLY COMP	S105395785.0	CEMETERY VALVE BOX	05/17/2023	660.18	.00			06/30/2023
845	MOUNTAINLAND SUPPLY COMP	S105396678.0	WIRE STRIPPER	05/18/2023	58.81	.00			06/30/2023
845	MOUNTAINLAND SUPPLY COMP	S105398077.0	ROTO TOOL	05/18/2023	23.48	.00			06/30/2023
845	MOUNTAINLAND SUPPLY COMP	S105400526.0	PVC PIPES FOR PARKS	05/23/2023	436.00	.00			06/30/2023
Total MOUNTAINLAND SUPPLY COMPANY:					5,940.55	.00			
ODP BUSINESS SOLUTIONS LLC									
875	ODP BUSINESS SOLUTIONS LL	312469923001	Toner Cartridge	05/10/2023	99.01	.00			06/11/2023
875	ODP BUSINESS SOLUTIONS LL	312469923001	Dividers, A-Z Multicolor	05/10/2023	7.24	.00			06/11/2023
875	ODP BUSINESS SOLUTIONS LL	312469923001	Pressboard	05/10/2023	34.04	.00			06/11/2023
875	ODP BUSINESS SOLUTIONS LL	312475180001	Misc. Admin	05/10/2023	11.54	.00			06/11/2023
875	ODP BUSINESS SOLUTIONS LL	312475186001	OFFICE SUPPLIES	05/10/2023	11.54	.00			06/11/2023

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Total ODP BUSINESS SOLUTIONS LLC:					163.37	.00			
PEAK ALARM CO, INC									
2244	PEAK ALARM CO, INC	1298722	MONITORING June-August 2023	06/01/2023	167.64	.00			06/11/2023
2244	PEAK ALARM CO, INC	1298724	MONITORING June-August 2023	06/01/2023	167.64	.00			06/11/2023
Total PEAK ALARM CO, INC:					335.28	.00			
Pine Canyon Excavation & Landscape									
3035	Pine Canyon Excavation & Lands	1134	TRUCKING SAND AND ROAD B	04/23/2023	625.00	625.00	05/25/2023		05/23/2023
Total Pine Canyon Excavation & Landscape:					625.00	625.00			
PUBLIC FACILITIES DEPOSIT									
2421	PUBLIC FACILITIES DEPOSIT	20-175 PFD	20-175 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	20-225 PFD	20-225 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-078 PFD	21-078 PUBLIC FACILITIES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-134 PFD	21-134 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-142 PFD	21-142 PUBLIC FACILITES DPE	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-181 PFD	21-181 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-182 PFD	21-182 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-204 PFD	21-204 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-215 PFD	21-215 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-237 PFD	21-237 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-249 PFD	21-249 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-294 PFD	21-294 PUBLIC FACILITIES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-295 PFD	21-295 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	21-297 PFD	21-297 PUBLIC FACILITIES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	22-018 PFD	22-018 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	22-022 PFD	22-022 PUBLIC FACILITIES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	22-034 PFD	22-034 PUBLIC FACILITIES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	22-038 PFD	22-038 PUBLIC FACILITIES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	22-043 PFD	22-043 PUBLIC FACILITES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	22-059 PFD	22-059 PUBLIC FACILITIES DEP	05/18/2023	1,750.00	.00			06/18/2023
2421	PUBLIC FACILITIES DEPOSIT	22-113 PFD	22-113 PUBLIC FACILITIES DEP	05/18/2023	1,750.00	.00			06/18/2023
Total PUBLIC FACILITIES DEPOSIT:					36,750.00	.00			

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PURCHASE POWER									
2791	PURCHASE POWER	06012023	8000-9090-1054-9017 Postage re	06/01/2023	195.18	195.18	05/25/2023		06/15/2023
Total PURCHASE POWER:					195.18	195.18			
SIGNARAMA									
2658	SIGNARAMA	INV-14156	DECALS	05/02/2023	135.91	135.91	05/25/2023		05/02/2023
Total SIGNARAMA:					135.91	135.91			
SILVER APUR CONSTRUCTION									
3069	SILVER APUR CONSTRUCTION	04282023	Homestead Trail and Utility Projec	05/25/2023	565,405.39	.00			05/25/2023
Total SILVER APUR CONSTRUCTION:					565,405.39	.00			
STANDARD PLUMBING SUPPLY CO.									
1045	STANDARD PLUMBING SUPPLY	TXF459	Time Clocks-Batteries	05/10/2023	77.96	.00			06/10/2023
1045	STANDARD PLUMBING SUPPLY	TXHM19	lawn Rake	05/11/2023	50.98	.00			06/11/2023
1045	STANDARD PLUMBING SUPPLY	TYMF36	WEEDER FOR PARKS	05/22/2023	19.99	19.99	05/25/2023		06/02/2023
1045	STANDARD PLUMBING SUPPLY	TYPK93	BUCKETS FOR CEMETERY	05/22/2023	8.56	8.56	05/25/2023		06/02/2023
1045	STANDARD PLUMBING SUPPLY	TYR697	CLEANING SUPPLIES	05/23/2023	68.45	68.45	05/25/2023		06/03/2023
1045	STANDARD PLUMBING SUPPLY	TYR823	RETURN OF WEEDER	05/23/2023	19.99-	19.99-	05/25/2023		06/03/2023
1045	STANDARD PLUMBING SUPPLY	TYR844	SUPER CONC ROUNDUP-PARK	05/23/2023	129.00	129.00	05/25/2023		06/03/2023
Total STANDARD PLUMBING SUPPLY CO.:					334.95	206.01			
T.B.I. Industries LLC									
2954	T.B.I. Industries LLC	592	Polaris Ranger Repair	05/08/2023	100.00	.00			06/08/2023
Total T.B.I. Industries LLC:					100.00	.00			
THE NUT GARDEN									
2988	THE NUT GARDEN	45747	Retail Items for Midway Must Hav	05/18/2023	87.13	87.13	05/25/2023		05/31/2023
Total THE NUT GARDEN:					87.13	87.13			
TIMBERLINE ACE HARDWARE									
1170	TIMBERLINE ACE HARDWARE	163120	Hose Washer	05/08/2023	14.58	.00			06/10/2023
1170	TIMBERLINE ACE HARDWARE	163351	BATTERIES, FILTERS, CLOCK F	05/15/2023	68.96	.00			06/10/2023
1170	TIMBERLINE ACE HARDWARE	163480	ROTARY BIT	05/18/2023	7.98	.00			06/10/2023

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1170	TIMBERLINE ACE HARDWARE	163634	CONCRETE HISTRGTH	05/22/2023	17.97	.00			06/10/2023
Total TIMBERLINE ACE HARDWARE:					109.49	.00			
UTAH LOCAL GOVERNMENTS TRUST									
1255	UTAH LOCAL GOVERNMENTS T	1606156	Street or Road Maintenance Cons	05/10/2023	1,042.80	.00			06/10/2023
Total UTAH LOCAL GOVERNMENTS TRUST:					1,042.80	.00			
UTAH STATE TAX COMMISSION									
1290	UTAH STATE TAX COMMISSION	05222023	VEHICLE REGISTRATIONS-BAC	05/22/2023	156.00	156.00	05/25/2023		05/22/2023
Total UTAH STATE TAX COMMISSION:					156.00	156.00			
WASATCH AUTO PARTS									
1310	WASATCH AUTO PARTS	274647	CEMETERY CLOCK FUSE	05/17/2023	2.69	.00			06/10/2023
Total WASATCH AUTO PARTS:					2.69	.00			
WASATCH COUNTY SOLID WASTE									
1360	WASATCH COUNTY SOLID WAS	78747	Trees	05/04/2023	10.00	10.00	05/25/2023		06/04/2023
Total WASATCH COUNTY SOLID WASTE:					10.00	10.00			
WAVE PUBLISHING									
1365	WAVE PUBLISHING	L 17891	Notice--	05/01/2023	116.62	116.62	05/25/2023		06/01/2023
1365	WAVE PUBLISHING	L 17892	Notice--	04/20/2023	115.62	115.62	05/25/2023		05/10/2023
1365	WAVE PUBLISHING	L 17895	Notice--	04/24/2023	120.25	120.25	05/25/2023		05/24/2023
1365	WAVE PUBLISHING	L 17901	Notice--	05/01/2023	37.00	37.00	05/25/2023		05/31/2023
1365	WAVE PUBLISHING	L 17906	Notice--	05/01/2023	143.38	143.38	05/25/2023		05/31/2023
Total WAVE PUBLISHING:					532.87	532.87			
Grand Totals:					917,399.43	150,994.58			

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Dated: _____

City Treasurer: _____

Report Criteria:

- Detail report.
 - Paid and unpaid invoices included.
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Midway City Council
6 June 2023
Regular Meeting

Minutes of the
16 May 2023
Work Meeting



Memo

Date: 23 May 2023

To:

Cc:

From: Brad Wilson, City Recorder

RE: Minutes of the 16 May 2023 City Council Work Meeting

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

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

**Tuesday, 16 May 2023, 5:00 p.m.
Midway Community Center, Council Chambers
160 West Main Street, Midway, Utah**

Note: Notices/agendas were posted at 7-Eleven, Ridley’s Express, the United States Post Office, the Midway City Office Building, and the Midway Community Center. Notices/agendas were provided to the City Council, City Engineer, City Attorney, Planning Director, 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 5:03 p.m.

Members Present:

Celeste Johnson, Mayor
Steve Dougherty, Council Member
Jeff Drury, Council Member
Kevin Payne, Council Member
JC Simonsen, Council Member

Staff Present:

Corbin Gordon, Attorney
Michael Henke, Planning Director
Wes Johnson, Engineer
Brad Wilson, Recorder

Members Excused:

Lisa Orme, Council Member

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

2. Legislation / Update (City Attorney – Approximately 60 minutes) – Receive and discuss an update on recently enacted state legislation regarding land use.

Corbin Gordon gave a presentation regarding the request and reviewed the following items:

- Introduction
- Utah Code Annotated, Section 10-9a-604.1
- Utah Code Annotated, Section 10-9a-604.2
- Plat amendments
- Conclusion
- Suggestions
- Constitutional challenges
- Moderate income housing report

Mr. Gordon also made the following comments:

- The City's land use title would have to be rewritten.
- A development moratorium might be needed.
- The Utah League of Cities and Towns (ULCT) failed by not opposing the legislation.
- The City could help other communities understand the legislation and oppose it.

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

The Council, staff, and meeting attendees discussed the following items:

- Larger cities delegated administrative development approvals to staff.
- Annexations and master plan approvals were contracts and might not be considered land use approvals.
- Master plans were needed to ensure that each phase of a development functioned.
- The City's fee schedule would also need to be reviewed and possibly updated.
- Conditional use permits would still be approved by the City Council.
- Citizens had a constitutional right to petition their government.
- Could all zones be reduced to one unit per acre? A zone change, which would have to go before the Council, would be needed to increase the density. The density would have to be decreased to at least one unit per five acres.
- Smaller communities with significant growth could meet with the Governor to oppose the new law. The Governor signed the legislation.
- The City needed to consider the worst case scenario.
- The Council could reduce density and then allow additional increases through a performance code.
- Any reduction then increase of density would be seen by residents as just a density increase.
- Spot zoning was prohibited. Would it be spot zoning if the same opportunity was given to everyone?

Note: Council Member Drury left at 5:45 p.m.

- The State's website prevented the City from filing a moderate income housing report in 2022.
- The ULCT needed to be held accountable for not opposing the legislation.
- A subcommittee of the Council should meet more frequently regarding the issue.
- Were the changes precipitated by developers complaining about the length of the development approval process?

3. Adjournment

Motion: Council Member Payne moved to adjourn the meeting. Council Member Dougherty seconded the motion. The motion passed unanimously.

The meeting was adjourned at 6:00 p.m.

Celeste Johnson, Mayor

Brad Wilson, Recorder

DRAFT

Midway City Council
6 June 2023
Regular Meeting

Minutes of the
16 May 2023
Regular Meeting



Memo

Date: 25 May 2023
To:
Cc:
From: Brad Wilson, City Recorder
RE: Minutes of the 16 May 2023 City Council Regular Meeting

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

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

**Tuesday, 16 May 2023, 6:00 p.m.
Midway Community Center, Council Chambers
160 West Main Street, Midway, Utah**

Note: Notices/agendas were posted at 7-Eleven, Ridley’s Express, the United States Post Office, the Midway City Office Building, and the Midway Community Center. Notices/agendas were provided to the City Council, City Engineer, City Attorney, Planning Director, 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
Steve Dougherty, Council Member
Jeff Drury, Council Member (Arrived at 7:30
p.m.)
Kevin Payne, Council Member
JC Simonsen, Council Member

Staff Present:

Michael Henke, Planning Director
Wes Johnson, Engineer
Brad Wilson, Recorder

Members Excused:

Lisa Orme, Council Member

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. Council Member Simonsen gave the prayer and/or inspirational message.

2. Consent Calendar

- a. Agenda for the 16 May 2023 City Council Regular Meeting
- b. Warrants
- c. Minutes of the 2 May 2023 City Council Work Meeting
- d. Minutes of the 2 May 2023 City Council Regular Meeting

Note: Copies of items 2a, 2b, 2c, and 2d are contained in the supplemental file.

Motion: Council Member Simonsen moved to approve the consent calendar.

Second: Council Member Dougherty seconded the motion.

Discussion: None

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

Council Member Dougherty	Aye
Council Member Drury	Excused
Council Member Orme	Excused
Council Member Payne	Aye
Council Member Simonsen	Aye

3. 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.

HL&P / Report

Jared Wright, Heber Light & Power Company (HL&P), gave a report and reviewed the following items:

- Time of use rates
- Seasonal power usage
- On-peak and off-peak usage
- Solar power
- Distributed generation
- Voltage regulation
- Protecting equipment
- Circuit boundaries

Mr. Wright also made the following comments:

- The time of use rates would replace net metering.
- HL&P wanted to avoid more expensive energy.
- It wanted to avoid reaching the capacity of its system.

Council Member Dougherty made the following comments:

- Time of use rates would be optional for most users then become mandatory in 2025.
- HL&P purchased most of its power. The cost had increased dramatically.
- It would implement power cost adjustments to recoup or return differences in the cost of power and the amount billed to customers. This would avoid rate changes.

Wood Carving Event

Craig Simons thanked the Council for the use of the Midway Town Hall for the recent wood carving event. He noted that local hotels and restaurants benefited from the event.

No further comments were offered.

4. Department Reports

Affordable Housing / Fees

Council Member Payne reported that the Wasatch County Housing Authority was no longer able to collect fees for affordable housing and its funds were decreasing. He indicated that its costs might have to be allocated to local governments. He added that the Housing Authority was seeking the help of the Mountainland Association of Governments (MAG) until it could hire a director.

Drought

Council Member Dougherty reported that the drought had lessened. He noted that the City received most of its water from wells and springs.

Pressurized Irrigation / Turn On

Council Member Dougherty reported that the pressurized irrigation system was being turned on by areas. He recommended that residents clean their sprinkler system filters to help maintain pressure.

Midway Business Alliance / Attendance

Council Member Dougherty hoped for better attendance at the Midway Business Alliance's meetings.

HL&P / Second Point of Interconnect

Council Member Dougherty reported that HL&P was constructing a second point of interconnect.

5. Health Department / Annual Report (Sara Simonsen – Approximately 15 minutes) – Receive an annual report from the Wasatch County Health Department.

Jay Eckersley, Wasatch County Board of Health, and Jonelle Fitzgerald, Wasatch County Health Officer, presented the annual report for the Wasatch County Health Department and covered the following items:

- Medical direction
- Scientists
- Vital records
- Staff
- Mission
- Improving community health status
- Partners
- Image and identity
- Programs and services
- Budget
- Public health indicators
- County health rankings
- Highlights from 2022
- Funding
- State audit
- Health insurance and immigrants

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

6. Tentative FY 2024 Budget / Public Hearing (Budget Officer – Approximately 30 minutes) – Receive public comment on and discuss the adopted tentative FY 2024 Budget for Midway City. **Public Hearing**

Council Member Simonsen reported that the cost for improving Alpenhof Park might be higher than expected.

Mayor Johnson reported that the cost to repair the tennis courts at Burgi Hill Park was also higher than expected.

Council Member Payne reported that the seed money budgeted for small open space parcels might be sufficient for just one parcel.

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.

7. Meadows at Dutch Canyon / Plat Amendment (Berg Engineering – Approximately 20 minutes) – Discuss and possibly deny, continue, or grant a plat amendment for the Meadows at Dutch Canyon Subdivision located at 787 East Dutch Mountain Drive. **Public Hearing**

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

- Land use summary

- Location of the development
- Existing plat map
- Proposed plat map
- Irrigation ditch
- Possible findings
- Proposed condition

Mr. Henke also made the following comments:

- The amendment would combine two lots.
- Mike Kohler, Midway Irrigation Company Manager, requested that the irrigation ditch easement be shown on the plat map. The Company needed the easement to maintain the ditch.
- Driveways were not limited on local roads.

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

The Council, staff, and meeting attendees discussed the following items:

- The prescriptive irrigation easement should not be dedicated on the plat map, or it should at least be identified as a prescriptive easement.
- A prescriptive easement had greater rights.
- The City Attorney should give an opinion on the easement issue.
- A plat map for the property to the west had notes regarding the easement.
- Easement abandonment for nonuse was not allowed in Utah.
- Lot owners needed to know how to maintain the ditch.
- The house on the property might be large and not provide more open space.
- The irrigation easement was wider than the public utility easement.

Public Hearing

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

Lynn Russell

Mr. Russell made the following comments:

- Owned the property north of the amendment.
- Mike Kohler said that he would maintain the ditch.
- The Irrigation Company had dug out the ditch.
- Supported the lots being combined.

Nathan Lord, Applicant

Mr. Lord made the following comments:

- The house proposed for the lots would be 4,000 square feet.
- Would apply for an urban farming assessment for the property.

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

Motion: Council Member Simonsen moved to approve the plat amendment with the following findings and conditions:

- Potential trips per day generated from the two lots would be reduced.
- Density in the subdivision would be reduced.
- The area would feel more open because one lot was eliminated, and the applicant stated that only a 4,000 square foot house would be built.
- No public street, right-of-way, or easement would be vacated or altered.
- Legal staff would review the best way to note the irrigation easement on the plat map to the satisfaction of the Midway Irrigation Company, and to preserve the most authoritative easement which in this case was prescriptive.

Second: Council Member Payne seconded the motion.

Discussion: None

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

Council Member Dougherty	Aye
Council Member Drury	Excused
Council Member Orme	Excused
Council Member Payne	Aye
Council Member Simonsen	Aye

8. Mountain Spa Subdivision / Plat Amendment (Berg Engineering – Approximately 45 minutes) – Discuss and possibly deny, continue, or grant a plat amendment for the Mountain Spa Rural Preservation Subdivision located at 12 East Burgi Lane. **Public Hearing**

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

- Land use summary
- Location of the development
- Current plat map
- Proposed driveway
- Aerial photo of Midway Farms No – 2, Lot 5 with the access
- Letter from the owner of Lot 6 which was just north of the proposed access
- Photographs of the lot
- Possible findings
- Proposed conditions

Mr. Henke also made the following comments:

- The City could not stop someone from using their property as an access.
- The question was what the address would be for emergency services.
- The owner of Lot 6 was concerned about vehicle headlights and noise.
- The sewer would remain on the property line.
- The applicant wanted to connect the culinary water through the proposed access which would be a shorter distance.
- The existing home on Lot 5 would remain.
- The Municipal Code did not prohibit the access.
- The amendment did not have to meet the current frontage requirements.
- Applied the requirements for a rural preservation subdivision.
- The amendment allowed the City to impose conditions.
- Mountain Spa Subdivision, Lot 3 was still in the transient rental overlay district (TROD).

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

Note: Council Member Drury arrived at 7:30 p.m.

Paul Berg, Berg Engineering Resource Group and representing the applicant, made the following comments:

- The access complied with the fire code.
- The access could be on Burgi Lane and meet the current frontage requirements.
- The proposed plat map did not include Lot 5 where the access was proposed.
- Eliminating the access onto Burgi Lane would protect open space.
- Landscaping could be added along the boundary until the proposed driveway curved.
- There was not enough room for a berm to shield Lot 6.
- The current fence between Lot 5 and 6 was appealing but could be replaced with a sight obscuring fence.

The Council, staff, and meeting attendees discussed the following items:

- Approving the plat amendment would eliminate the access on Burgi Lane.
- Normally residents would not expect a new access in an existing subdivision.
- The location of the access prevented landscaping on Lot 5 to shield Lot 6. It could be moved a little to the south to allow some landscaping.
- The plat map should not include a private easement. The easement would not be in the subdivision that was being amended.
- The access on Burgi Lane was problematic because it came out onto a road going downhill.
- The City should not be responsible for the easement.
- A snow storage easement was needed on Lot 5.
- Lot 5 could be sold.
- The proposed access was not safe because of its layout and orientation to the existing house.
- An access agreement was needed. The shared driveway agreement for the access to Burgi Lane could be transferred to the proposed access.
- Lot 5 could not be subdivided because of the frontage.

- The agreement should address the parking of broken-down vehicles.
- Moving the access to the south could be too close to the existing house.
- The neighbor who owned Lot 6 should be protected.
- There should be five feet of land between the access and the north property line.
- Should a fence be installed between the existing house on Lot 5 and the driveway?
- The safety of children living in the existing house was a concern.

Public Hearing

Mayor Johnson opened the hearing and asked if there were any comments from the public. She read the letter sent by the owner of Lot 6.

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

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

Motion: Without objection, Mayor Johnson recessed the meeting at 8:22 p.m. She reconvened the meeting at 8:30 p.m.

Mr. Berg made the following comments:

- The driveway could be moved further to the south.
- Landscaping would be installed along the north side of the driveway until it turned.
- A fence would not be installed at that time on the north side of the driveway and a fence would not be installed on the south side.
- The shared driveway agreement would be updated.
- There would be a private water and hydrant agreement.
- The easement would be recorded separately.

Joel Clark, applicant, did not know if there was a door on the north side of the house on Lot 5. He noted that the house was angled which provided more space.

The Council, staff, and meeting attendees discussed the following items:

- The Mountain Spa developer did not oppose the amendment.
- Whoever lived in the house on Lot 5 had the obligation to oversee their children.
- Deliveries might need to be left at the street at the beginning of the access.
- The access should be as far north as possible to provide room and visibility next to the house.
- Drivers exiting the garage on Lot 5 needed to be aware of drivers using the driveway.
- The Ameyalli Resort could be used for construction access.

Motion: Council Member Payne moved to approve the Mountain Spa Subdivision plat map amendment with the following findings and conditions:

- The driveway and utility access for Mountain Spa Rural Preservation Subdivision, Lots 3 and 4 would be removed from Burgi Lane and instead would access from 100 West.
- Mountain Spa Rural Preservation Subdivision, Lots 3 and 4 would have addresses based on 100 West.
- The driveway access that crossed the conservation easement on Lot 4 would be removed.
- No public street, right-of-way, or easement would be vacated or altered.
- If the plat amendment was approved, then a driveway was not allowed in the conservation easement area of Lot 4 to help keep the area as open and undisturbed as possible.
- Landscaping would be installed along the boundary line of Midway Farms No - 2 Subdivision Lots 5 and 6, along the driveway, to help mitigate lights and noise from vehicular traffic.
- The driveway, until it curved, would be five feet from the north boundary line and be pinched down next to the garage to prevent the transmission of nuisance light and noise from vehicles.
- The developer and bond provider of the Mountain Spa Rural Preservation Subdivision agreed to the infrastructure change and the bond and plans were amended to cover the new infrastructure plans.
- Evidence would be provided of a private easement agreement which included a snow storage provision.
- The plat mat would describe the easement as private.

Second: Council Member Dougherty seconded the motion.

Discussion: Council Member Dougherty asked if a survey would be attached to the agreement showing the location of the easement. Mr. Berg responded that it would be attached as an exhibit.

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

Council Member Dougherty	Aye
Council Member Drury	Abstained
Council Member Orme	Excused
Council Member Payne	Aye
Council Member Simonsen	Aye

Council Member Drury directed staff to begin the process of removing the two lots, in the Mountain Spa Subdivision, from the TROD. Mayor Johnson added that the lots being in the TROD was contrary to the spirit of the related conservation easement.

9. Ordinance 2023-08 / Building Heights (City Planner – Approximately 30 minutes) – Discuss and possibly deny, continue, or adopt Ordinance 2023-08 amending Section 16.13.100 (Maximum Height Provisions For All Buildings) of the Midway City Municipal Code. **Public Hearing**

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

- Current code
- Height examples
- Examples based on the current code
- General Plan
- Lighting concerns
- Possible findings

Mr. Henke also made the following comments:

- The Municipal Code allowed extra tall buildings in Midway.
- Two portions of the code were contradictory.
- Proposed removing Subsection 16.13.100 (E) of the Municipal Code.
- The proposal would make increased heights a legislative request.
- What was the height of the church house on south Center Street?
- The ordinance could be changed to allow heights up to 40 to 45 feet.
- A building with a lower pitched roof could be 35 feet high or less.

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 Payne moved to approve Ordinance 2023-08, amending Section 16.13.100 (Maximum Height Provisions For All Buildings) of the Midway City Municipal Code, with the following findings:

- The proposed amendment would limit the height of all structures to 35’ except in the Recreation Resort Zone.
- The proposed change would eliminate potential future lighting issues that might occur because of the lighting requirements for taller structures.
- The proposed amendment would help preserve view corridors and viewsheds as described in the General Plan.
- The proposed change would ensure that public and religious buildings were the same height scale as other structures in Midway.

Second: Council Member Payne seconded the motion.

Discussion: None

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

Council Member Dougherty	Aye
Council Member Drury	Aye
Council Member Orme	Excused
Council Member Payne	Aye

10. Adjournment

Motion: Council Member Simonsen moved to adjourn the meeting. Council Member Payne seconded the motion. The motion passed unanimously.

The meeting was adjourned at 9:08 p.m.

Celeste Johnson, Mayor

Brad Wilson, Recorder

DRAFT

Midway City Council
6 June 2023
Regular Meeting

Mayor /
Bond



Memo

Date: 30 May 2023
To: Mayor, City Council and Staff
Cc: File
From: Brad Wilson, City Recorder
RE: Bond for Mayor and City Council

State law requires that elected officials of a municipality be bonded to insure “the faithful performance of the duties of the respective officers and the payment of all money received by such officer according to law and the ordinances of the municipality.” (UCA 10-3-819)

State law also requires that a mayor approve the bond for the city council and vice versa. (UCA 10-3-822)

Attached is a copy of the applicable bond. Please contact me if you have any questions.

UTAH LOCAL GOVERNMENTS TRUST

55 South Highway 89, North Salt Lake, UT 84054
 ☎ 801.936.6400 | 800.748.4440 | 801.936.0300 www.utahtrust.gov



The Utah Local Governments Trust is a Public Agency Insurance Mutual, defined under Utah Code Annotated 31A-1-103, and formed under the Utah Interlocal Cooperative Act, Utah Code Annotated 11-13-101 et seq. Under the authority of Utah Code Annotated 63G-7-703 and 63G-7-801 et seq., the Trust and its members have created a self-insurance reserve fund to pay and/or defend against certain risks and liabilities. The Trust provides insurance-like protection to its members through coverage contracts, also referred to as “policies.” The policies issued by the Trust contain various provisions which may limit or restrict coverage. Read each policy carefully to determine your rights, duties and what is and is not covered.

TRUST POLICY NUMBER: 12370-LIABILITY

MEMBER/NAMED INSURED: Midway City

POLICY PERIOD: 07/01/2022 12:01 a.m. Mountain Standard Time and continuous until cancelled.

LIABILITY COVERAGE DECLARATIONS

MAXIMUM COMBINED AGGREGATE LIMIT \$5,000,000

The Maximum Combined Aggregate Limit represents the most the Trust will pay per Policy Period regardless of the number of: (1) Insureds; (2) “claims” or “suits”; (3) persons or organizations sustaining “damages”; (4) “occurrences,” “personal injury offenses,” “public officials’ errors and omissions,” “wrongful law enforcement acts”; or (5) coverages involved in a loss. Payment under any of the coverages provided by the Trust shall reduce the Maximum Combined Aggregate Limit available per Policy Period. Coverage provided by the Trust shall not be combined, cumulated or stacked with any other coverage provided by the Trust.

CGL - Comprehensive General Liability

CGL	<u>Comprehensive General Liability</u>	
	Liability Aggregate Limit per Policy Period	\$5,000,000
	Self Insured Retention	\$2,500
	Liability Single Limit per Occurrence/Offense	\$5,000,000
	No-Fault Medical Payments per Occurrence	\$5,000

POEO - Public Officials' Errors and Omissions Liability

POEO-CP1	<u>Coverage Part 1: Public Officials' Errors and Omissions</u>	
	Liability Aggregate Limit per Policy Period	\$5,000,000
	Self Insured Retention	\$2,500
	Liability Single Limit per Wrongful Act	\$5,000,000
POEO-CP2	<u>Coverage Part 2: Employee Benefits Liability</u>	
	Liability Aggregate Limit per Policy Period	\$5,000,000
	Self Insured Retention	\$2,500
	Liability Single Limit per EB Act/Error/ Omission	\$5,000,000

BAC - Business Auto Coverage

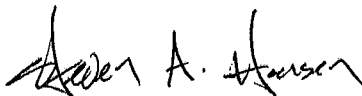
ABI/PD	<u>Auto Bodily Injury/Property Damage</u>	
	Liability Aggregate Limit per Policy Period	\$5,000,000
	Self Insured Retention	\$2,500
	Liability Single Limit per Accident/ Covered Pollution Cost or Expense	\$5,000,000
UM	<u>Uninsured Motorist Coverage</u>	
	Coverage Limits	\$100,000
UIM	<u>Underinsured Motorist Coverage</u>	
	Coverage Limits	\$100,000
PIP	<u>Personal Injury Protection</u>	
	Coverage Limits	\$5,000

Sub-Limits/Endorsement

FCSS-L	<u>Foreign Claims and Suits Sub-Limit</u>	
	Aggregate Limit per Policy Period	\$1,000,000
	Self Insured Retention	\$2,500
SHS-L	<u>Sexual Harassment Sub-Limit</u>	
	Aggregate Limit per Policy Period	\$1,000,000
	Self Insured Retention	\$2,500
USS-L	<u>Utility Service Sub-Limit</u>	
	Aggregate Limit per Policy Period	\$1,000,000
	Per Claim/Suit Limit	\$500,000
	Self Insured Retention	\$2,500

DEC-E	<u>Declaratory, Injunctive Relief and Land Use Defense</u>	
	Aggregate Limit per Policy Period	\$50,000
	Per Claim/Suit Limit	\$25,000
	Self Insured Retention	\$2,500
MAL-E	<u>Malfeasance Defense</u>	
	Aggregate Limit per Policy Period	\$20,000
	Per Claim/Suit Limit	\$10,000
	Self Insured Retention	\$2,500
NFS-E	<u>No-Fault Sewer and Potable Water</u>	
	Aggregate Limit per Policy Period	\$100,000
	Maximum Limit per Household/Business	\$5,000
CDEL-E	<u>Communicable Disease Exclusionary Endorsement Liability</u>	
	See Endorsement	See Endorsement
Notification of Claims:		
Utah Local Governments Trust Attention: Claims Manager 55 South Highway 89 North Salt Lake City, UT 84054-0610 801.936.6400		

Dated: 5/30/2023



Steven A. Hansen, CEO

Utah Local Governments Trust