

MINUTES OF THE MIDWAY CITY COUNCIL

(Work Meeting)

Tuesday, 21 May 2024, 5:00 p.m.
Midway Community Center, Council Chambers
160 West Main Street, Midway, Utah

Note: Notices/agendas were posted at 7-Eleven, The Market 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 5:05 p.m.

Members Present:

Celeste Johnson, Mayor
Kevin Payne, Council Member
Craig Simons, Council Member
JC Simonsen, Council Member

Staff Present:

Corbin Gordon, Attorney (Arrived at 5:38 p.m.)
Michael Henke, Planning Director
Wes Johnson, Engineer
Katie Villani, Planner
Brad Wilson, Recorder

Members Excused:

Jeff Drury, Council Member
Lisa Orme, Council Member

2. Utah State Legislature / 2024 Session Summary (Katie Villani – Approximately 20 minutes) – Receive and discuss a summary of the Utah State Legislature's 2024 session.

Katie Villani gave a presentation regarding the legislative session and reviewed the following items:

- Religion
- House Bill (HB) 396
- Senate Bill (SB) 150
- HB 460
- Medical cannabis and drugs
- SB 233
- HB 411
- Data privacy
- HB 491
- Retirement

- SB 43
- HB 251
- Employee related matters
- HB 257
- HB 55
- HB 228
- HB 261
- Social media policies
- Personal versus work social media accounts
- Interacting with the public on social media
- School safety
- Teachers carrying guns

Note: A copy of Ms. Villani's presentation is contained in the supplemental file.

Note: Corbin Gordon arrived at 5:38 p.m.

3. Planning Commission Members / Appointments (City Planner – Approximately 20 minutes) – Receive a presentation and discuss how members are appointed to the Midway City Planning Commission.

Michael Henke gave a presentation regarding the appointment of commission and committee members and reviewed the following items:

- Introduction
- History
- Midway City Municipal Code Section 2.03.020 and Section 2.03.040

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

Council Member Simonsen recommended that any appointments be noted on an agenda with the phrase "with the advice and consent of the City Council."

Council Member Simons recommended that any new appointments be a regular agenda item. Reappointments could be on the consent agenda.

Council Member Payne recommended that new appointments personally appear before the Council and introduce themselves.

4. HVSSD / Industrial Protection Area (City Attorney – Approximately 20 minutes) – Receive a presentation and discuss an industrial protection area proposed by the Heber Valley Special Service District (HVSSD) for its sewer treatment facility located at 1000 East Main Street, Midway.

Corbin Gordon made the following comments regarding industrial protection areas (IPAs):

- The City could file a protest to an IPA within 15 days of the date of notice.
- A county council had broad discretion when considering an IPA.
- IPAs governed normal uses but not issues of health and safety.
- The Council needed to give him guidance if they wanted him to file a protest of the HVSSD's possible IPA.
- The City could not stop an entity from applying for an IPA.
- IPAs could cross jurisdictional boundaries.

Mayor Johnson, who was also the HVSSD Board Chair, told the HVSSD Board that the Midway City Council would like several things done before an IPA was sought. She added that Heber Light & Power Company and the Jordanelle Special Service District might also apply for IPAs.

5. Adjournment

The meeting was adjourned at 5:55 p.m.



Celeste Johnson, Mayor



Brad Wilson, Recorder