



7505 South Holden Street
Midvale, UT 84047
(801) 567-7200
www.midvalecity.org

**MIDVALE CITY COUNCIL MEETING
AGENDA
February 05, 2019**

PUBLIC NOTICE IS HEREBY GIVEN that the **Midvale City Council** will hold a regular meeting on the **5th day of February 2019** at Midvale City Hall, 7505 South Holden Street, Midvale, Utah as follows:

6:00 PM PRE-MEETING WORKSHOP
I. STAFF REPORTS

- 6:30 PM**
II. TRAINING
- A. Land Use [*Meg Ryan*]
 - B. Open Meetings Act [*Lisa Garner, City Attorney*]
 - C. Form Based Zoning [*Annaliese Eichelberger, RDA Project Manager*]

7:00 PM
REGULAR MEETING OR IMMEDIATELY FOLLOWING THE TRAINING

- III. GENERAL BUSINESS**
- A. WELCOME AND PLEDGE OF ALLEGIANCE
 - B. ROLL CALL
 - C. UPD AND UFA REPORTS

- IV. PUBLIC COMMENTS**
- Any person wishing to comment on any item not otherwise scheduled for public hearing on the Agenda may address the City Council at this point by stepping to the microphone and giving his or her name for the record. Comments should be limited to not more than three (3) minutes, unless additional time is authorized by the Governing Body. Citizen groups will be asked to appoint a spokesperson. This is the time and place for any person who wishes to comment on non-hearing, non-Agenda items. Items brought forward to the attention of the City Council will be turned over to staff to provide a response outside of the City Council meeting.

- V. COUNCIL REPORTS**
- A. Council Member Paul Hunt
 - B. Council Member Dustin Gettel
 - C. Council Member Paul Glover
 - D. Council Member Quinn Sperry
 - E. Council Member Bryant Brown

VI. MAYOR REPORT

A. Mayor Robert M. Hale

VII. CONSENT AGENDA

A. Consider minutes of January 22, 2019 [**Rori Andreason, H.R. Director/City Recorder**]

VIII. ACTION ITEMS

A. Consider Resolution No. 2019-R-05 Confirming the Re-appointment of Richard Judkins to serve as a Full Time Member of the Planning Commission [**Robert Hale, Mayor**]

B. Consider Resolution No. 2019-R-06 Declaring the property at 7287 South Catalpa Street Surplus with Conditions for its Disposal [**Alex Murphy, Associate Planner**]

IX. DISCUSSION ITEMS

A. Discuss Fleet Vehicles to Declare Surplus [**Glen Kennedy, Public Works Director**]

B. Discuss Meeting Format [**Lisa Garner, City Attorney**]

C. Discuss Boundary Adjustment with Sandy City for property located at 7596-7612 South 700 East [**Lesley Burns, City Planner / Kane Loader, City Manager**]

X. ADJOURN

In accordance with the Americans with Disabilities Act, Midvale City will make reasonable accommodations for participation in the meeting. Request assistance by contacting the City Recorder at 801-567-7207, providing at least three working day notice of the meeting. TTY 711

A copy of the foregoing agenda was provided to the news media by email and/or fax. The agenda was also posted at the following locations on the date and time as posted above: City Hall Lobby, on the City's website at www.midvalecity.org and the State Public Notice Website at <http://pmn.utah.gov>. Council Members may participate in the meeting via electronic communications. Council Members' participation via electronic communication will be broadcast and amplified so other Council Members and all other persons present in the Council Chambers will be able to hear or see the communication.

PLEASE MAKE SURE ALL CELL PHONES ARE TURNED OFF DURING THE MEETING

DATE POSTED: FEBRUARY 01, 2019

**RORI L. ANDREASON, MMC
H.R. DIRECTOR/CITY RECORDER**



CITY COUNCIL MEETING
Minutes

Tuesday February 05, 2019
Council Chambers
7505 South Holden Street
Midvale, Utah 84047

MAYOR: Mayor Robert M. Hale

COUNCIL MEMBERS: Council Member Paul Hunt
Council Member Dustin Gettel
Council Member Paul Glover
Council Member Quinn Sperry
Council Member Bryant Brown

STAFF: Kane Loader, City Manager; Brian Berndt, Asst. City Manager/CD Director; Bryce Haderlie, Asst. City Manager/Admin. Services Director; Shelly Reed, Deputy Recorder; Lisa Garner, City Attorney; Matt Dahl, Redevelopment Agency Director; Alex Murphy, Associate Planner; Annaliese Eichelberger, RDA Project Manager Laura Magness, Communications Specialist; Glen Kennedy, PW Director; Chief Randy Thomas, UPD; Battalion Chief Brad Larson, UFA; and Juan Rosario, I.T. Tech.

The pre-meeting workshop began at 6:30 p.m.

PRE-MEETING WORKSHOP

I. STAFF REPORTS

Staff and Council discussed agenda items as well as updates from staff.

II. TRAINING

A. LAND USE

Meg Ryan, Utah League of Cities and Towns presented training on Land Use as per the following:

101 Land Use Training

Land Use – Why Should we Care?

The governing law for municipalities in Land Use
Land Use Development and Management Act, LUDMA

Title 10, Chapter 9a

le.utah.gov

Title 17, Chapter 27a

CLUDMA

Utah Municipalities are created & authorized by the State

Since 2005 there have been over 40 substantive changes to land use law in Utah. These effect your community!

LUDMA/CLUDMA
Cities Utah Code Title 10 9a
County Utah Code Title 17 27a

1. Authorizes land use regulation to City Council
Legislative body

Mandates the creation of:

- Planning Commission (Advisory body)
- Land Use Authorities
- Appeal Authorities
- Land Use General Plan

10-9a-102 Purposes -- General land use authority.

(1) The purposes of this chapter are to provide for the health, safety, and welfare, and promote the prosperity, improve the morals, peace and good order, comfort, convenience, and aesthetics

of each municipality and its present and future inhabitants and businesses, to protect the tax base, to secure economy in governmental expenditures, to foster the state's agricultural

and other industries, to protect both urban and nonurban development, to protect and ensure

access to sunlight for solar energy devices, to provide fundamental fairness in land use regulation, and to protect property values.

(2) To **accomplish the purposes of this chapter, municipalities may enact all ordinances, resolutions, and rules and may enter into other forms of land use controls and development agreements that they consider necessary or appropriate for the use and development of land within the municipality,** including ordinances, resolutions, rules, restrictive covenants, easements, and development agreements governing uses, density, open spaces, structures, buildings, energy efficiency, light and air, air quality, transportation and public or alternative transportation, infrastructure, street and building orientation and width requirements, public facilities, fundamental fairness in land use regulation, considerations of surrounding land uses and the balance of the foregoing purposes with a landowner's private property interests, height and location of vegetation, trees, and landscaping, unless expressly prohibited by law.

LUDMA/CLUDMA Themes

- Private Property Rights: Individuals are free to use private property as they wish, unless valid, written land use laws conflict.
- Must clearly write it down: Community has broad discretion to regulate private property.

- Must abide by it: Land use authority is bound by the terms and standards of applicable land use ordinances and shall comply with the provisions of those ordinances.
- Unlimited Property Rights Can Be Restricted Only with Plain Regulations: Individuals are free to use private property as they wish, unless validly enacted land use laws plainly restrict their use.
- Broad Discretion to Regulate: City Councils have broad discretion to regulate the use of private property in the Legislative Capacity.
- Land Use Authorities Have Little Administrative Discretion: Land Use Authority is bound by the terms and standards of applicable land use ordinances and shall comply with the provisions of those ordinances. AND has to be designated!
- Less Process for Administrative Decisions: Formality of noticing has been eliminated for applications that simply process permitted (and conditional uses too!) uses in your codes.

Basic Themes of LUDMA

A land use authority shall apply the plain language of land use regulations. If a land use regulation does not plainly restrict a land use application, the land use authority shall interpret and apply the land use regulation to favor the land use application.”

Know Your Limitations and Your Possibilities

- What are you really allowed to do And not to do?

	Legislative	Administrative	Quasi-Judicial
Characteristics	Very Broad Authority Broad Public Input	Much More Restrictive Limited or no Public input	Very Restricted Input restricted to parties in case
	<ul style="list-style-type: none"> • Creates new law • Allows for citizen input as basis of decision • Based on vision and goal setting • Use of judgment • Subject to referendum 	<ul style="list-style-type: none"> • Enforces the current law and makes reference to it in a decision • Bound by the law rather than public opinion • Does not create or "bend" the law <ul style="list-style-type: none"> ▪ The application of the law to a specific situation 	<ul style="list-style-type: none"> • Based on established state law Looks for errors made in the process • Not a judgmental decision • Public input for information only

Responsible Body	<u>Land Use Authority (ies)</u> <ul style="list-style-type: none"> ▪ Planning Commission* • City Council/Town Board *Acts as an advisory board to the legislative body	<u>Land Use Authority (ies)</u> <ul style="list-style-type: none"> • Planning Commission • City Council • Staff • Appeal Authority 	Appeal Authorities – Courts
Types of Land Use Actions	Annexations Creation of Ordinances	Subdivisions Conditional Use Permits	Appeals Variances

Legislative and Administrative decisions need to be consistently applied in your entire ordinance

- State Law actually says that Administrative land use applications, “shall be approved”.

How Much Authority do you Have?
Legislative Body

Legislative (POLICY)

- ADOPTING ORDINANCES/ GENERAL PLAN/
- REZONES/ANNEXATION/ DEVELOPMENT AGREEMENTS

Administrative

- CONDITIONAL USES/SITE PLANS
- SUBDIVISIONS
- BUILDING PERMITS

Quasi-Judicial

- VARIANCES/APPEALS

APPLICANTS “RIGHTS”/EXPECTATIONS

NOTHING TO COUNT ON >>>>> EVERYTHING TO RELY ON.....

“Land Use Authority”

“A person, board, commission, agency, or other body **designated** by the local legislative body to **act** upon a land use application. ”

Creation:

1. Planning Commission recommends to Council
2. Council takes final action and appoints

Can be:

Permit counter employee
to City Council Staff
Planning Commission

Appeal Authorities

2 Specific Tasks under the Law

Hears appeals of final land use decisions and variances from your code

“Board of “Parsons” became much too common/liability

City process then can go to Court

Can be just one person or a Board (No set number)

The Land Use Tools

General Plan (Legislative)

“A practical vision for the future”

Sets roots for the zoning code

Zoning – Land Use Code (Administrative)

“Where the rubber meets the road”

Detailed specifics

Process

1. Planning Commission: Creates, holds a public hearing and recommends to the Council
2. Council approves, modifies/denies

APPEALS & VARIANCES

Municipality sets standard of review:

“De Novo: or “on the record”

Applicant has the burden of proving that the Land Use Authority has erred

Impartial decision makers

Due Process

No public hearing required for either

State provides mechanism to vary the rules of your land use ordinances

The state sets the five criteria. **10-9a-702**

All five must be met – very rare that all five are met

Planning Commission

1. What do we do?
2. *What did the Council authorize us to do? What's in my local ordinance?*
3. *Am I an appeal authority? If not who is? What is that again?*
4. *How do we act?*

Musts from the Utah State Statute

1. *CREATION OF THE GENERAL PLAN (MANDATED)
2. LAND USE/TRANSPORTATION/ AND HOUSING (Towns Exempt)
3. *CREATION OF ZONING ORDINANCES (OPTIONAL)

4. ADVISE COUNCIL ON APPEALS AND PROCESS FOR ADMINISTERING THE ZONING CODE

What is my role in Land Use?

City Council

1. Give your Planning commissioner clear direction on their job and their duties (talk to them)
2. Know if you act as a Land Use Authority and if not who you appointed.....
3. Know if you act as an Appeal Authority
4. Delegate if reasonable (trust your Planning Commission and Staff)

B. OPEN MEETINGS

Lisa Garner provided annual training on the Open and Public Meeting Act.

Lisa Garner said Title 52 chapter 4 outlines the Open and Public Meetings Act. It is a guide for you. One thing that is important is they have made a declaration of public policy that transparency over efficiency. All bodies of government must be open to the public. All public hearings are in public meetings. All of the meetings are kept, and the minutes are kept permanently and available to the public.

Who has to follow the Open and Public Meetings Act?

Any state administrative advisory executive or legislative body that consists of two or more persons spends distributes or is supported by tax money and has the authority to make decisions or recommendations about the public's business. The Planning Commission falls under this requirement. Not everything is considered a public body or meeting.

What is a meeting?

A meeting is defined as a quorum of a simple majority of a public body meeting in person or electronic equipment to discuss or act a matter under its authority.

What is not a meeting?

By chance or social gathering or convening of a public body when no public funds are being appropriated or spent, and when it is convened solely for the discussion or implementation of administration or operational matters.

Closed Meetings:

Two thirds of the body must vote to close the meeting. All closed meetings must first start out as a public meeting and then moves into a closed meeting. The votes to close the meeting and the reason must be recorded in the minutes. The recordings of a closed meetings are not a public document.

When can you close a meeting?

To discuss the character, professional competence or physical mental health of an individual. To discuss strategy for collective bargaining, pending litigation, or real estate

or water transactions. If we are discussing security features or discussing any kind of investigative criminal conduct, or to discuss procurement evaluations and trade secrets. No action can be taken in a closed session. Section 52 42 10 talks about Electronic message transmissions. It states that nothing contained in the Open Meetings Act restricts a member of the public body from transmitting an electronic message to other members of the public body when the public body is not convened in an open meeting. Texting or emailing during a meeting is a violation of this act. The electronic communications may be gram-able. They will always be available in a subpoena. If you knowingly and intentionally violate the act, it is a class B misdemeanor.

C. FORM BASED ZONING

Annaliese introduced Mark Voda, consultant, who provided basic training on Form Based Zoning.

Mark Voda said this is the first of several trainings on Form Base Code. A Form Base Code in comparison to the conventional zoning code is it is using street types and building types in order to get a better outcome of development within the city. It is much more detailed and more specific than the traditional zoning code. There is specific direction of the community. We have gone through a lot the steps for the development Main Street Plan. The form base code will not apply to the entire city. It will only apply to the Main Street Project. There are four parts to any Form Base Code. They are regulating plan, public space standards, building form standards, and the administration of that code.

The regulating plan is a series of maps that give the development community guidance of what the city would like to see. The public space standards are anything that is not a building. They include public realm, sidewalks, streets, non-street parking, street trees, and street furniture. This is all spelled out so when the city doing a public project all of the decisions have already been made, and when a private developer comes in, the expectations are all spelled out. The form base code tries to do is represent graphically what the requirements are. The third section is building form standards. This section is what direction as far as the sighting of the buildings, absence or prevalence of pedestrians and entrances and interests on the streets and how the auto flow around the development. The fourth section is administration implementation. Sometimes the communities set up a committee that called only when developments within the form base code area are submitted or under discussion. The intent is that planning staff and the committee work together to resolve any issues where the development area may not meet the form base code. Every community takes a different approach on how they handle this.

Development pressures on the entire Wasatch Front. The growth is coming and how that growth plays out in your community is really the question. The Main Street Project we have been talking about the infill. The public feedback on Main Street was to keep what is there and fill in the vacant gaps. The infill with the form base code will be similar to the existing development.

Mark said he will be back in the near future to discuss the form base code further.

Council Member Quinn Sperry asked how we work with developers on the infill. Do we have to go to form base code to meet the existing development?

Mark said you could, however the current zoning doesn't have as much information as you would probably like to have. The Form Base Code spells out a lot more deliberately.

Council Member Quinn Sperry asked what the disadvantages are to the Form Base Code.

Mark said that it is like changing the zoning on any property. You do give up a little of the direct land use discussion. The discussion will be more about form. It can take a little time to get used to. Some architects don't like the form base code, because they don't like getting told how to design their building.

Council Member Quinn Sperry asked how we work with the current land & business owners with this code.

Mark said he would be back to discuss this because it has a lot of parts to it. There is a little bit of flexibility and workable.

Mayor Hale called the regular meeting to order at 7:21 p.m.

III. GENERAL BUSINESS

A. Welcome and Pledge of Allegiance

B. Roll Call - Council Members Paul Hunt, Quinn Sperry, Bryant Brown, Dustin Gettel, and Paul Glover were present at roll call.

C. UPD and UFA Reports

Chief Randy Thomas reported on a homicide investigation at a local hotel with a young child. The child was deceased upon arrival. There was severe neglect and abuse. There were approximately 30 officers who worked on this single homicide. There were two child abuse charges made on the mother and father as well as a felony child abuse charge because there was another child involved. The child is healthy and in custody. He reported on other incidents within the city. He will submit the January stats as soon as they are compiled.

Council Member Quinn Sperry thanked the UPD officers who responded to an incident. It was in Sandy, but the Midvale City Officers were dispatched. Midvale responded very quickly.

Chief Brad Larson reported that he attended a training with other fire marshals throughout the state, and it went very well. He will submit the January stats as soon as they are completed. The Road Home calls for January there were nine calls. He said they are watching the legislation closely regarding the UFA fire and safety and medical responses. There is a committee for the legislative bills for the UFA. He reported on the committee's findings and legislative bills. They are currently working on the 2019 UFA budget process. He reported that fire prevention gets overlooked and went over stats of fire prevention for 2018.

IV. PUBLIC COMMENTS

Sophia Hawes Tingey reminded everyone the next Community Council Meeting is Wednesday February 6 at 7:00 p.m. The meeting is open to the public. She reported on SB97 repealing proposition 3. Tomorrow at 2:00 in room 445 at the state capital building will be the last chance for public input on this bill.

Melissa Anglesey spoke about the Life Start Village Program. The program helped her and changed her life. They helped her in finding her job and learn new skills. The Life Start Village Program is looking for volunteers. She would like to see support to the Life Start Village Program. Life Start Village is located at 541 W Wolf Grove Circle.

Mayor Hale reviewed how the Life Start Village Program works and helps people.

Holly Ernest talked about the action item on the surplus agenda item. He said that the appraisals had big differences. He is amazed at all of the interest all of sudden on this small vacant piece of property. He asked the council to please reconsider the minimum price of the property.

Carlos Mereno reported he has concerns with the minority population. It is growing fast. Minorities don't have connections and communications with the city government. He proposed to the city council that he would like to start a diversity community committee.

Mayor Hale said we will be addressing this issue in the future. The Cinco De Mayo will contact you to assist.

Council Member Quinn Sperry asked what he would like to see and what he would like the city to do.

Carlos said it is more than a celebration. He would like to work with the city in helping the minority population.

V. COUNCIL REPORTS

A. Council Member Paul Hunt – Had nothing to report.

B. Council Member Dustin Gettel – reported he spoke with a representative from UDOT. He is a spokesperson for UDOT. He assured him that he would do everything he can to get the sound wall built.

C. Council Member Paul Glover – Had nothing to report.

D. Council Member Quinn Sperry – reported Matt Dahl did a great job at the LPC meeting reporting on the RDA and represented Midvale City very well. Andrew Stoddard our state representative is running a bill for audit findings that deal with the Road Home. When he gets the findings, he will pass on the information.

E. Council Member Bryant Brown – He reported that he would like to see the sound wall built. He is confident that the wall will be built. The neighborhood is a little uneasy about it. They are losing forty plus homes. There are less homes to purchase in

Midvale now, than when he started on the council. We wonder why the cost of homes are going up. He wishes he could do more for the neighborhood.

VI. MAYOR REPORT

Mayor Robert Hale had nothing to report.

VII. CONSENT AGENDA

A. CONSIDER MINUTES OF JANUARY 22, 2019

MOTION: Council Member Paul Glover **MOVED** to approve the consent agenda. The motion w community as **SECONDED** by Council Member Quinn Sperry. Mayor Hale called for discussion on the motion. There being none then he called for roll call vote. The voting was as follows:

Council Member Quinn Sperry Aye
Council Member Paul Glover Aye
Council Member Paul Hunt Aye
Council Member Bryant Brown Aye
Council Member Dustin Gettel Aye

The motion passed unanimously.

VIII. ACTION ITEMS

A. CONSIDER RESOLUTION NO. 2019-R-05 CONFIRMING THE RE-APPOINTMENT OF RICHARD JUDKINS TO SERVE AS A FULL TIME MEMBER OF THE PLANNING COMMISSION

Richard Judkins said he started seven years ago on the planning commission. This will be his second term as serving on the planning commission. He has been in Midvale City for 20 years and loves it. He would love continuing the commission. He is hoping to get the new planning commission members experience before he finishes his last term.

Council Member Paul Hunt appreciates the work he has done for Midvale City.

Council Member Dustin Gettel is very impressed with Richard and feels he does a great job of communicating.

Council Member Bryant Brown said Richard does a good job of listening and explaining things

MOTION: Council Member Paul Hunt **MOVED** to adopt Resolution No. 2019-R-05 re-appointing Richard Judkins to serve on the Planning Commission for another four-year term. The motion was **SECONDED** by Council Member Bryant Brown. Mayor Hale called for discussion on the motion. There being none then he called for roll call vote. The voting was as follows:

Council Member Quinn Sperry Aye
Council Member Paul Glover Aye
Council Member Paul Hunt Aye
Council Member Bryant Brown Aye

Council Member Dustin Gettel Aye
The motion passed unanimously.

B. APPROVE RESOLUTION NO. 2019-R-06 TO DECLARE SURPLUS PROPERTY; PROVIDE A MECHANISM FOR THE SALE AND DISPOSAL OF SURPLUS PROPERTY; AND PLACE CONDITIONS UPON SUCH DISPOSAL

Alex Murphy said Midvale City owns a piece of property approximately 0.49 acres in size at 7287 South Catalpa Street. This parcel is vacant, with the exception of a UTOPIA cabinet hub located at the east end. The City has received a request to sell the property from Ryan Hughes, who is interested in purchasing the property for a private development. After this formal request from Mr. Hughes, the adjacent property owner, Holly Ernest, also expressed interest in purchasing the property.

The Council held a public hearing, reviewed multiple appraisals and other information associated with the property, and directed staff to prepare a resolution to declare the property surplus using the following motion:

"I move that we declare the approximately 0.49-acre property located at 7287 South Catalpa Street as surplus and direct Staff to prepare a resolution to proceed with the sale of the property to include the following parameters:

1. Property sale price to be no less than \$130,000.
2. Utopia easement to remain with necessary modifications to easement description/location to work with future development.
3. Process to determine buyer shall be an auction.
4. Purchase contract to include a right of first refusal and a 7-year reverter clause."

Staff has prepared the requested resolution and now presents it to the Council for approval. However, this resolution does not contemplate the City's actions should the property fail to sell at auction. If the property does not sell, Staff anticipates bringing the discussion back to the Council to reconsider.

FISCAL IMPACT:

Upon successful completion of the auction, the City will receive funds in exchange and will no longer have maintenance responsibilities for the property.

If the property is not sold, the City will continue to be responsible for ongoing maintenance of the property and will need to determine if a new price is warranted.

STAFF RECOMMENDATION:

Staff recommends the City Council approve Resolution 2019-R-06 declaring the property at 7287 South Catalpa Street surplus with conditions for its disposal.

Lisa Garner said that if it is something the council wanted, and if it impacted the value.

Council Member Dustin Gettel feels that it is a nice safe guard.

Council Member Paul Glover said he would be willing to lower the price to 108,000 to 110,000 as the minimum.

Council Member Hunt said he would be fine with lowering the price as well.

Lisa Garner said having the riveter limits the title or the warranty deed which would justify reducing it to the lower price.

Council Member Paul Glover said if it doesn't sell said we have a lot of other options.

Council Member Gettel said his concern is that we deliberated on the price and feels that we should stick to the original price and not lower it.

Kane Loader said that he thinks there are a few questionable assumptions about the property appraisal. One of the assumptions is that the property surrounding this piece of property is owned by UDOT which is not true. The property surrounding that is owned by Holly. Our engineer said more than likely would not allow another access on Catalpa because of the closeness of the driveway to the corner.

Council Member Bryant Brown would like to change the setting to have something in their sooner than the 7 years and keep the price 130,000.00.

Council Member Dustin Gettel asked if we would be able to get a valid appraisal.

Council Member Bryant Brown would like to change the setting to have something in their sooner than the 5 years and lower the price.

MOTION: Council Member Bryant Brown MOVED that we adopt Resolution 2019-R-06 declaring the property at 7287 South Catalpa Street surplus with conditions for its disposal:

1. **Property to be no less than 110,000.00**
2. **Purchase contract to include a right of first refusal and a 5-year reverter clause.**
3. **and to proceed, Utopia easement to remain with necessary modifications to easement description/location to work with future development.**
4. **Process to determine buyer shall be an auction.**

The motion was SECONDED by Council Member Paul Glover. Mayor Hale called for discussion on the motion. There being none then he called for roll call vote. The voting was as follows:

**Council Member Quinn Sperry Aye
Council Member Paul Glover Aye
Council Member Paul Hunt Aye
Council Member Bryant Brown Aye
Council Member Dustin Gettel Nay**

The motion passed 4-1 in favor.

IX. DISCUSSION ITEMS

A. DISCUSS FLEET VEHICLES TO DECLAR SURPLUS

Glen Kennedy said our fleet replacement program runs the fleet vehicles on rotations. The first vehicle is a Ford Taurus 2014
The second vehicle is a 2009 International Dump Truck.

Glen asked the council if there were any concerns or questions to surplus the vehicles.

Council agreed to move forward with the vehicle surplus.

B. DISCUSS MEETING FORMAT

Lisa Garner asked the council what format they would like to see for the city council meetings. She asked about workshop items from 6-7:00 on the agenda.

Council Member Paul Hunt said he likes the council reports in the regular meetings for the public to hear.

Council Member Glover said 6:30 works better for him, he can't get there much earlier than that.

Council Member Bryant Brown said he likes the 6-6:30 staff reports and valuable to him.

Council Member Dustin Gettel suggested that they could do both. From 6-6:30 optional informal meeting and then start staff reports at 6:30 in the regular meeting.

Kane Loader made a recommendation of UPD staff report at every meeting, and Fire once per month.

6-630 informal meeting

6:30-7:00 move to council chambers with staff reports.

Council Member Quinn Sperry said he doesn't think we need fire every week.

Council Member Quinn Sperry asked about the staff reports and deadlines of submitting the staff reports. He would like them by Monday to give the council a chance to review them before the meeting on Tuesday.

Council Member Dustin Gettel said his concern is that the reports are going past the regular meeting time and we need to prevent that from happening. He would like to see just the highlights of the staff reports.

Council Member Paul Glover said the reports are for the public as well.

Lisa said that the next meeting there will be a discussion on the council rules and procedures. She asked the council to review it.

C. DISCUSS BOUNDARY ADJUSTMENT WITH SANDY CITY FOR PROPERTY LOCATED AT 7612 SOUTH 700 EAST

Lesley Burns said we had this discussion with the council back in 2005 with a resolution and boundary adjustment plat from 2006. The plat was never recorded by the homeowner and now we are back to square one. Lesley said that Sandy City came to Midvale regarding the property located at 7612 South 700 East 13 years ago. It is just south of our boundary on 700 East. The property is .09 acres in size with an existing house. It has been problematic with code enforcement. The property line is in between Midvale and Sandy City. There is a developer who is interested in the property and would like to expand with town houses. She asked the council if they would like to move forward with adjusting the boundary. This meets our plan for the master plan development.

Council Member Paul Glover asked if Sandy City is interested in doing this.

Lesley said Sandy has been pushing this.

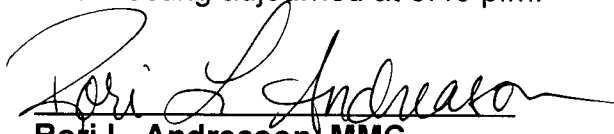
Council Member Quinn Sperry said he likes it.

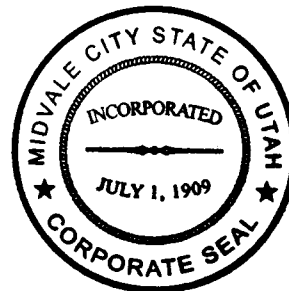
Council Member Paul Glover is good with it.

X. ADJOURN

MOTION: Council Member Paul Glover MOVED to adjourn the meeting. The motion was SECONDED by Council Member Paul Hunt. Mayor Hale called for discussion on the motion. There being none, he called for a vote. The motion passed unanimously.

The meeting adjourned at 8:46 p.m.


Rofi L. Andreason, MMC
H.R. DIRECTOR/CITY RECORDER



Approved this 19th day of February 2019.

