MIDVALE CITY
CITY COUNCIL WORKSHOP MEETING
Minutes
Tuesday, March 14, 2017
Council Chambers
7505 S. Holden Street
Midvale, Utah 84047

MAYOR: JoAnn Seghini - Excused

COUNCIL MEMBERS: Council Member Wayne Sharp
Council Member Stephen Brown
Council Member Paul Glover
Council Member Paul Hunt
Council Member Quinn Sperry

STAFF: Kane Loader, City Manager; Phillip Hill, Asst. City Manager/Community
Development Director; Laurie Harvey, Asst. City Manager/Admin. Services
Director; Rori Andreason, H.R. Director/City Recorder; Danny Walz,
Redevelopment Agency Director; Lisa Garner, City Attorney; Larry Wright, Public
Works Director; Dalin Hackett, Assistant Finance Director; Brandon Smith, City
Treasurer; and Jarin Blackham, IT Manager.

Mayor Pro-Tem Stephen Brown called the meeting to order at 6:42 p.m.

I. DISCUSSION ITEMS
A. DISCUSS CITY CREDIT CARD POLICY

Dalin Hackett discussed the City credit card policy.

Councilmember Brown recommended having a policy against using a city credit cards for gas for
personal vehicles. He said he would send over the University of Utah credit card utilization policy
for the City to review.

Dave Spatafore recommended looking at HB431 that passed last week regarding use of credit
cards.

Councilmember Paul Glover said every credit card purchase must have a detailed receipt.

Mr. Hackett discussed purchasing cards (P-Cards) vs credit cards. With P-Cards the amounts can
be limited, as well as the vendors and sometimes the P-Cards will offer rebates. The City started
using P-Cards a year and a half ago. The spending and transaction limits are controlled. He
discussed the benefits for using the P-Cards. Some of the limitations set are transaction amounts,
anything over $1000 requires a purchase order, and set spending limits at $5,000 or less per month.
The limit can be increased for a one-time transaction if needed. The approval process requires two people; generally, the department head and the City treasurer. Purchases on the P-Cards go through the normal review process. The cards are assigned one individual and they make sure all receipts are loaded into the system and all transactions are reviewed and approved. The City Treasurer has started attaching a coversheet indicating what the charges were for. He said they are working on the policy to include in the personnel policy manual. He said this policy will be brought back for Council approval.

The Council asked to have the matrix showing who has cards and the limits included when the policy is brought back for review.

B. WRAP UP LEGISLATIVE SESSION
Kane Loader discussed the following legislative session and bills that were passed or discussed:

The Legislation:
- Over 1,500 Bill Requests
- House of Representatives
  - 461 House Bills
  - 26 Resolutions
- Senate
  - 279 Senate Bills
  - 29 Resolutions
Total Bills Passed = 535 (Governor has until March 29th to sign or veto)

Major 2017 Legislative Issues
- Homelessness
  - 10-bills related to solving this problem
- Overall Tax Reform (Budget)
  - Income Tax
  - State’s portion of Sales Tax on Food
  - Gas Tax
  - On-line Sales Tax
- Transportation Funding
  - UDOT
- Education Funding
  - Increases for teacher salaries and WPU (weighted pupil unit)
- Alcohol Reform
  - Elimination of the “Zion Curtain”

Homelessness Issues
- HB 441 Housing and Homeless Reform Initiative (Gibson)-PASSED
  - Requires a site selection for a 3rd resource center outside of SLC be submitted to the State Homeless Coordinating Com. by March 30, 2017
  - Clarifies that the County, State, non-profit entity recognized by the State HCC, or municipality may recommend, acquire, or hold title to a resource facility.
Proceedings of the City Council Workshop Meeting
March 14, 2017

- Provides $10.6 million in one-time funds, and an additional $250K in on-going funding to design, build, or renovate a facility

- **HB 452 Homeless Service Amendments (Eliason)-FAILED**
  - Provided on-going funding for homeless facility operations
    - $3 million/year
  - Provided funding for cities with homeless facilities to help offset impacts
    - For Midvale $270K/year

**Tax Reform**
- No adjustments in income tax structure
- Sales Tax on Food (State’s portion)-not considered
- On-line Sales Tax
  - SB 83 and SB 110-not approved
- Adjustments to the Motor Fuel Tax
  - SB 276-approved

**Transportation Funding**
- **HB 362 (2015)-** The intent of the bill was to increase the fuel tax by 4.9 cents and convert the fixed tax to include indexing
  - 29.4 cents became a 12% tax
  - Would begin to grow when the Rack Rate (wholesale fuel price) hit $2.45/gal (Floor)
  - Max out when Rack Rate hit $3.33/gal (Ceiling)
  - Anticipated growth would begin to occur in 3 to 5 years
- What happened...the fuel prices took a dive!
  - The current Rack Rate is $1.78/gal
  - It is unlikely that the $2.45 rack rate would be reached for a decade, so the HB 362 gas tax change would NOT keep pace with inflation
- **SB 276-Transportation Funding Amendments (Van Tassel)**
  - Moves floor down to $1.78/gal
  - Moves ceiling down to $2.43/gal
  - Reduces the amount of state sales tax going into the Transportation Investment Fund
  - Effective date 1/1/2019
  - ULCT and UDOT will be working on revenue projections

- **SB 277-Transportation Bonding (Harper)**
  - $1 Billion-dollar bond for highway projects
  - Includes additional funding for 7200 South Reconstruction (I-15 to 700 West)
  - Includes $47 million for SLCO projects
    - Midvale has requested $1.5 million to start the Jordan Bluffs Bingham Junction Blvd. Project.

- **B&C Road Funding**
  - No formula change; increased gas tax revenues to the State, County and Local Government

**Education Funding**
Increased funding for education by $243 million this year
- Bonding for new buildings
- Increased WPU (weighted pupil unit) by 4%
- Increases for teachers’ salaries, licensing and supplies
- $190 million expansion for the U of U Medical Center

Alcohol Reform
- HB 442 Alcohol Amendments (Wilson)
  - Makes changes to licensing requirements
  - Takes the legal limit down from .08 to .05
  - Eliminates the “Zion Curtain” or wall in restaurants with liquor licenses
    - Eliminates grandfather clause and allows for a 5-year period for the establishment to choose the method to buffer
    - Install a 42-inch-high partition at least 5 feet from his bar or create a 10-foot buffer zone around the bar.
  - Make changes to training requirements for serving and dispensing
  - Increases the state tax on alcohol by 2%

Reduces the proximity to a community location

Other Legislation that Impacts Midvale
- HB 164 Municipal Enterprise Funds (Moss)
  - Requires municipality to provide notice and hold a public hearing to transfer funds from and Enterprise Fund to any other fund
- HB 178 Good Landlord Amendments (King)
  - Prohibits a municipality from requiring a residential landlord to deny tenancy to an individual based on the individual's criminal history.
- HB 229 Amendments Related to Local Districts (McCay)
  - Provisions relating to the withdrawal of a municipality from a local district that provides police, fire and emergency response
- HB 232 Land Use Amendments (Shultz)
  - Changes to LUDMA recommended by the Land Use Taskforce
- HB 253 Short Term Rentals (Knotwell)
  - Prevents a political subdivision from prohibiting an individual from listing or offering a short-term rental on a short-term rental website.

Other Legislation
- HB 324 Budget Hearing Notice (Cutler)
  - Requires a local government to post a required notice of a local budget hearing on the local government’s website
- HB 399 Government Immunity (Snow)
  - Makes changes to conform with recent Supreme Court rulings
- HB 448 Community Reinvestment (Peterson)
  - Provides for agencies with Eminent Domain under certain conditions
- SB 69 Notification Requirements for Ballot Proposals (Anderegg)
  - Addresses notification requirements for the submission of arguments for or against a ballot proposition.
- SB 70 Asset Forfeiture Transparency Amendments (Stephenson)
Modifies the Forfeiture and Disposition of Property Act regarding reporting requirements.

SB 94 Local Districts (Fillmore)
- Requires a member of an appointed board of trustees to report the property tax increase to the legislative body that appointed or nominated them

SB 150 Local Government Bonding (Henderson)
- Addresses the order in which a governing body must state the property tax cost of a bond on a ballot proposition and a voter information pamphlet.

SB 198 Utah Communications Authority Amendments (Harper)
- Major amendments to provisions related to providing 911 emergency service
- Provides additional funding for VECC
- Provides funding for state-wide 911 network

SB 250 Food Truck Licensing and Regulation (Henderson)
- Bill enacts the Food Truck Licensing and Regulation Act to address local government’s regulation of food trucks.
- All licensing and permits are reciprocal
- Prevents a political subdivision from imposing certain requirements or prohibitions on the operation of a food truck

ULCT (the League) Efforts
- The League’s Team
  - Roger Tew, Cameron Dehl, Jody Hoffman and Brandon Smith
  - Legislative Policy Committee
  - Baci Group
    - Select group of City Managers, Attorneys and Lobbyists
  - The League’s Army
    - Elected and appointed officials from 244 cities and towns
- Tracked approximately 270 bills that had some impact to local government
- Fully engaged with bill sponsors on 80+ bills

Bills the League Engaged In
- HB 19 Asset Forfeiture
- HB 20 Political Activities of Public Entities
- HB 30 Historic Preservation
- HB 32 Assessment Areas
- HB 36 Affordable Housing
- HB 39 Local Officers
- HB 89 Impact Fees
- HB 115 Solid Waste
- HB 144 ALJ Qualifications
- HB 152 Transportation Funding
- HB 163 Municipality Per Diem
- HB 164 Municipal Enterprise Funds
- HB 178 Good Landlord
- HB 186 Local Gov’t Residency
- HB 195 Dissolution of Local Districts
HB 232 Land Use Amendments
HB 239 Juvenile Justice
HB 243 Common Area Land Use
HB 253 Short-term Rentals
HB 276 Seat Belt Revisions
HB 277 Direct Food Sales
HB 279 Impact Fees
HB 280 Agriculture Regulation
HB 281 Construction & Fire Codes
HB 290 Community Reinvestment Agency
HB 298 Free Expression
HB 300 Trampoline Park Safety
HB 301 Canal Safety
HB 304 Water Conservation
HB 324 Budget Hearing Notice
HB 327 Nighttime Construction
HB 356 On Premise Signage
HB 357 Utility Easement
HB 364 Removal of Local Elected Officials
HB 372 Candidate Replacement
HB 378 Second-hand Store
HB 381 Law Enforcement Body Cams
HB 393 Vehicle Towing
HB 399 Gov’t Immunity
HB 408 STLA Amendments
HB 441 Homelessness
HB 442 Alcohol Amendments
HB 448 Community Reinvestment
HB 452 Homeless Services
HB 458 County Snow Plow
SB 37 Statewide Crisis Line
SB 69 Notification Requests for Ballot Proposals
SB 70 Asset Forfeiture
SB 81 Licensing
SB 83 Sales Tax Notification
SB 87 Asset Forfeiture
SB 94 Local Districts
SB 97 Public Meeting Minutes
SB 98 Excess Damages
SB 110 Online Sales Tax
SB 140 Annexation of Islands within Cities
SB 150 Local Gov’t Bonding
SB 152 Municipal Mayoral Term
SB 156 Surviving Spouse
SB 174 Public Transit and Transportation
SB 181 High Priority Transportation Corridors
SB 189 Oil and Gas
SB 197 Manufacturing Amendments
SB 198 UCA
SB 241 Plan Review
SB 242 GRAMA
SB 244 Retail Bag
SB 250 Food Trucks
SB 251 Local Gov’t Criminal Penalty
SB 260 Assignable Right of First Removal
SB 264 Outdoor Recreation
SB 276 Transportation Funding

Dave Spatafore and Representative Bruce Cutler were present to discuss the legislative session and the bills passed by the legislature.

II. ADJOURN
Mayor Pro-tem Brown adjourned the meeting at approximately 8:34 p.m.

Rori L. Andreason, MMC
H.R. DIRECTORY/CITY RECORDER

Approved this 21st day of March, 2017
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