MIDVALE CITY COUNCIL MEETING
AGENDA
May 15, 2018

PUBLIC NOTICE IS HEREBY GIVEN that the Midvale City Council will hold a regular meeting on the 15th day of May 2018 at Midvale City Hall, 7505 South Holden Street, Midvale, Utah as follows:

6:00 PM    UNVEILING OF ART DISPLAY AT BINGHAM JUNCTION PARK

6:30 PM    INFORMATIONAL ITEMS

I. DEPARTMENT REPORTS & CITY MANAGER BUSINESS

7:00 PM    REGULAR MEETING

II. GENERAL BUSINESS
A. WELCOME AND PLEDGE OF ALLEGIANCE
B. ROLL CALL
C. Jordan Valley Water Conservancy District Update on New Water Conservation Opportunities

III. 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.

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

V. MAYOR REPORT
A. Mayor Robert Hale

VI. PUBLIC HEARINGS
A. Public hearing regarding Proposed Property Tax Increase by Jordan Valley Water Conservancy District for Water Services Purposes [Ronald Sperry, Jordan Valley Water Conservancy District]

B. Consider proposed amendments to the FY2018 General Fund and other funds as necessary [Laurie Harvey, Asst. City Manager/Admin Services Director]
ACTION: Approve Resolution No. 2018-R-24 amending the FY2018 General Fund and other funds as necessary

VII. CONSENT AGENDA
A. Consider Minutes of May 1 & 8, 2018 [Rori L. Andreason, HR Director/City Recorder]

VIII. ACTION ITEMS
A. Consider Resolution No. 2018-R-25 A Resolution of the City Council of Midvale City, Utah Supporting HB 362, Approved in the 2015 Legislative Session, Authorizing 0.25% Local Option General Sales Tax Dedicated to Transportation, and Supporting the Imposition of that Tax in 2018 per SB 136, Approved in the 2018 Legislative Session [Kane Loader, City Manager]

B. Consider Ordinance No. 2018-O-04 Establishing Temporary Land Use Regulations Regarding the Keeping of Pygmy Goats in Midvale City [Lesley Burns, City Planner]


D. Consider Resolution No. 2018-R-26 Authorizing the Mayor to Sign a Telecommunications Franchise Agreement with MCIMetro Access Transmission Services Corp D/B/A Verizon Access Transmission Services [Lisa Garner, City Attorney]

IX. DISCUSSION ITEMS
A. Review FY2019 proposed Community Development Budget [Brian Berndt, Asst. City Manager/Community Development Director]

B. Review FY2019 proposed Human Resources/City Recorder Budgets and Employee Services Budget [Rori Andreason, H.R. Director/City Recorder]

C. Discuss changes to Tentative Budget [Kane Loader, City Manager and Laurie Harvey, Asst. City Manager/Admin Services Director]

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.

DATE POSTED: MAY 11, 2018

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

PLEASE SILENCE ALL CELL PHONES DURING THE MEETING
CITY COUNCIL MEETING
Minutes
Tuesday May 15, 2018
Council Chambers
7505 South Holden Street
Midvale, Utah 84047

MAYOR: Mayor Robert Hale

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

STAFF: Kane Loader, City Manager; Brian Berndt, Asst. City Manager/CD Director; Laurie Harvey, Asst. City Manager/Admin. Services Director; Rori Andreaison, H.R. Director/City Recorder; Lisa Garner, City Attorney; Matt Dahl, Redevelopment Agency Director; Alex Murphy, Associate Planner; Laura Magness, Communications Specialist; Chief Randy Thomson, UPD; Chief Brad Larson, UFA; and Matt Pierce, IT Manager.

PUBLIC ART DISPLAY AT BINGHAM JUNCTION PARK- 6:00 p.m.
The Council and staff previewed the new art display at the Bingham Junction Park.

Mayor Hale called the meeting to order at 6:38 p.m.

I. INFORMATIONAL ITEMS
   A. DEPARTMENT REPORTS
Chief Randy Thomas reported on a recent house fire on Wood Street. There was an elderly woman that needed to be taken out of the house. He reported on several other incidents. He reported that Quinn Starks passed away last week with a brain cancer. The UPD will give the family an escort for the funeral services. He discussed ICHAMPS and Pokémon hunt. It is an event where volunteer officers work with the children. The age group targeted is 8-14 years old. Sgt. Norton and Larry Wright, Public Works Director, are working cleaning up the river, which should take place May 24th and 25th. They will get with public works and get the dumpsters to clean up the riverbank. He said twice this week Public Works has been great! A Crossing Guard asked for an end of school zone sign. Within a few hours it was completed by Public Works. They also responded quickly to graffiti that needed to be removed. He said the officers will be watching for underage alcohol sales with graduation coming up.

Council Member Dustin Gettel asked about the good landlord statistics the Council use to get. He asked when he might see those numbers.
Chief Thomas said he has not worked on that as of yet, but he would get that done as soon as possible.

Council Member Paul Hunt thanked Chief Thomas for helping a couple of the residents in his area.

Council Member Quinn Sperry said he had an incident in his neighborhood recently and was impressed with the response time. He also spoke with someone from Cottonwood Heights City who is moving to UPD and expressed his appreciation for what they do.

Jarin Blackham, Emergency Manager Contractor, distributed GETS cards to the City Council. He explained how to use these GETS cards in case of an emergency. He said these cards can only be used during an emergency.

Chief Brad Larson introduced the ‘B’ shift Battalion Chief Brad Wynn, who is acting district chief; and Captain Johnson who is currently the acting Battalion Chief. Captain Johnson said he has been with the fire department for 25 years. Battalion Brad Wynn said he started here in Midvale in 1989. He discussed the recent house fire on Wood Street.

Laurie Harvey discussed the court warrants. She said back in July 2012 there were 16,500 cases and the amount over 365 days was $3.6 million. At the end of April, there were 4,200 cases with the amount over 365 days being $696,000. A lot of that is work from Michelle Henderson, Ivan Sandoval, and the legal department. The City was able to write off and collect a portion of $1 million dollars. There was a lot of collection work and review work.

Brian Berndt reported on the construction on the road at Jordan Bluffs project. Unfortunately, there are a few compaction failures they are trying to deal with. He said he’s had a change in staffing where one individual was promoted to the Redevelopment Agency. One of the employees interested in the open position was the business license administrator. Part of his history has been to incorporate business development with economic development. He is looking at expanding a program here to provide services to the businesses through the business license administrator. He would like to provide services and training to help businesses, and maintain relationships with the businesses. He also reported that Jordan Bluffs is in the final phase with the development agreement.

Council Member Dustin Gettel said he heard from several people that said how lucky Midvale is to have Brian Berndt on staff.

Matt Dahl said the open house for the housing plan will be on June 6th, 4:30 – 6:30 pm in the Dahl Conference room. The survey related to the housing plan is live on the RDA page on the City’s website as well as the front page of the website. They had a second Main Street open house last week, and had good participation. A lot the people attending were new people. He said they appreciate the feedback they have been receiving.

Council Member Paul Hunt asked what participation and comments were being made. Mr. Dahl said people are wanting this to be a destination place for restaurants and shops. He said the traffic lights that are going up on Bingham Junction and Tuscany View Road; however, the installation has been slowed down a bit with minor issues.
Rori Andreason reminded the council that this is the last meeting until June 5, 2018. She informed the council about the open enrollment meeting scheduled for June 6th.

Lisa Garner discussed the handbill ordinance. She has researched the issues that came up regarding political solicitation. The purpose of this handbill is for people to not put unsecured handbills on property that will get blown away. She would like to bring this back on the June 5th meeting for adoption.

II. CITY MANAGER’S REPORT
Kane Loader said staff held an emergency operations exercise today. The next step is to bring on an emergency management consultant in July. There will be more hands-on exercises in October this year. There were two meetings held in regard to I-15 Southbound and I-15 Northbound construction projects. The southbound project will have a batch plant that will be located in Midvale. He will meet with them on a monthly basis regarding the project. One of the concerns with the batch plant is the noise. They will move it as far as they can to the end of the property. He thinks they will do a good job with mitigating the noise. The construction will start this summer and go to a year from this fall. They will need to get a permit from S L County Health Department to run the batch plant. When the project is over, they will renovate the property. The northbound project will have a significant property take, upwards of fifty properties. They are looking at ideas for the remnant properties.

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. Jordan Valley Water Conservancy District Update on New Water Conservation Opportunities
Bart Forsythe, Assistant General Manager; Matt Olsen, and Ron Sperry were present to address the Council.

Bart Forsythe discussed the water conservation programs they have been busy developing conservation. They currently have 17 member agencies. A new conservation goal of 30% is under consideration to hedge against the potential impact of climate and change. Water conservation is necessary to meet future demands. Water conservation is achieved by effective water conservation programs on three building blocks:
- Regulations
- Education
- Incentives

JVWCD and member agencies can facilitate programs based on education and incentives. They would like to partner with cities and state for programs and incentives.

Matt Olsen discussed the Utah Water Savers Program. A new website called Utah Water Savers is a website for everyone in Utah. They have partnered with the Division of Water Resources. He
discussed six programs that are available; Smart Controller Rebates, Toilet Replacement, Flip your Strip, Landscape Consultations, Switch 2 Drip, and Localscapes University Rewards.

**Rollout Plan**
- Programs rollout service area wide in May 2018
- It is separate from the Member Agency Grant program
- JVWCD will administer the programs
- There are no cost-sharing commitments
- Member Agency may opt-out of individual programs
- Member Agency may need to provide water use information to facilitate the selected programs

Landscape Leadership Grants are available to apply for at: https://jvwcd.org/landscapeleadershipgrant

**Water Efficient Landscaping Best Practices for Cities**
1. Best practices for city ordinances and development agreements
2. Best practices for irrigation and maintenance
3. An updated model landscape ordinance

**What do Utahns want:**
- Designed for Utah
- Better Curb Appeal
- Easy to Understand
- Increased Privacy
- Phased Installation
- Water Efficient
- Improved Functionality
- Lower Maintenance
- Simplified Irrigation
- Any Budget

**How You Can Help**
- Consider promoting the Utah Water Savers programs
- Consider taking advantage of available grant funds for water conservation programs
- Consider reviewing the implementing water efficient landscaping best practices for cities
  - Includes best practices for landscape ordinances, development agreements, and maintenance guidelines

**IV. PUBLIC COMMENTS**
Melanie Beardall said the Arts Council is putting on the play Drowsy Chaperone in June. They have summer concerts and the Bellamy Brothers, who gave them permission to put their name on the announcement, listed on their posters. The concerts will start at 7:00. They will have family friendly activities at 6:30 each week in the park.

**V. COUNCIL REPORTS**
A. Council Member Paul Glover – said the mosquitoes are starting to come out. Get rid of standing water. The Mosquito Abatement has a hot line to call if you are having problems.

B. Council Member Quinn Sperry – Had nothing to report.

C. Council Member Bryant Brown – said the Arts Council does a great job. He said the Drowsy Chaperone is a great production. He said they discussed having the building being an anchor to the main street project. It would make sense to incorporate that building into the main street plan. He asked what his role is on the Harvest Days Committee. He’s asked several times about meetings and has been told nothing was going on. However, now he found out there are things going on.

Kane Loader said Laura Magness has been putting a committee together. The committee is made up of volunteers, which there aren’t any. Staff is making up the committee.

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

E. Council Member Dustin Gettel – agreed with Council Member Bryant Brown and said he too was surprised that some meetings had taken place without his knowledge. He said the flags are half-mast to honor peace officers. He discussed the recent audit that took place on the Road Home. He said the Midvale City shelter was mentioned many times in a not so favorable light. He thanked the Midvale Legislators Eliason, Poulson and Zehnder for the extra funding for that shelter.

VI. MAYOR REPORT
Mayor Robert Hale – said he attended the National League of Cities Risk Information Sharing Consortium. He attended the smart city risk and real opportunities. The future was projected for city government that was truly amazing in digitizing the cities. He attended the new trustee’s orientation, early intervention conflict resolution, and the story of how municipalities pooled their resources in 1980’s when insurance industry stopped insuring municipalities. Municipalities joined together in large pools and are doing a much better job. Now the insurance industry is trying to come back in and there’s no room for them because we are doing such a good job. He said he also attended preparation before and after a disaster. He recently attended the UFSA meeting and the audit came out very well.

MOTION: Council Member Quinn Sperry MOVED to open a public hearing. The motion was SECONDED by Council Member Paul Hunt. Mayor Hale called for discussion on the motion. There being none, he called a vote. The motion passed unanimously.

VII. PUBLIC HEARINGS
A. PUBLIC HEARING REGARDING PROPOSED PROPERTY TAX INCREASE BY JORDAN VALLEY WATER CONSERVANCY DISTRICT FOR WATER SERVICES PURPOSES
Ron Sperry said he represents Midvale on the Jordan Valley Water Conservancy District. He said they are proposing a tax increase of $3.75 per year on a $325,000 home. There are two projects
they are proposing the tax increase for. The Central Water Project that took over a lot of the water from the Geneva Steel Plant, and the Provo River Canal Enclosure Project, which saved a lot of water but is very costly. These projects are necessary for them to have. The public hearing for the tax increase will be held at the JVWCS on August 8th at 6:00 p.m.

Mayor Hale opened the public hearing to public comment.

Brent Beardall said he was not necessarily opposed to it. Property tax hides the cost of the water. Why should he conserve water when he doesn’t know what he’s paying for. If his rate really reflected how much he is paying for the water, he may not want to use as much.

Council Member Paul Glover asked why is this being done through a property tax rather than raising rates.

Bart Forsythe said the Board has decided to use the tools the legislators gave water conservancy districts. The property tax is important because it supports our bonding which allows us to finance projects at a lower rate. It is important revenue to JVWCD. It helps keep the cost of water down as well.

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

**MOTION:** Council Member Paul Glover MOVED to open a public hearing. The motion was SECONDED by Council Member Bryant Brown. Mayor Hale called for discussion on the motion. There being none, he called a vote. The motion passed unanimously.

**B. CONSIDER PROPOSED AMENDMENTS TO THE FY2018 GENERAL FUND AND OTHER FUNDS AS NECESSARY**

Laurie Harvey reviewed the following information regarding proposed amendments to the FY2018 budget:

**Amendments to General Fund**

- Allocation of reserves for salary and benefit increases
  - $278,000 to allocate (budgeted in “Employee Services”)
  - Salary increases $215,300
  - Benefit increases $149,600
    - Balance remaining of $86,900
  - Administrative fees from Enterprise Funds $50,600

- Reduction of Contract Labor (Bldgs & Grounds) $36,300

**Increases – General Fund Expenditures**

- Repayment of RDA Admin Fee advance $110,000
- Professional fees for lobbyist contract 45,000
- Legal defender contract 10,000
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- Harvest Days 3,000
- UPD contract - pooled services adj. 36,600
- IT software (Qualtrics program) 10,000
- P&Z computer equipment 7,500
- Total increases requested $222,100

Decreases – General Fund Expenditures
- Election costs $15,100
- Public Safety salaries 21,500
- Code Enforcement professional services 8,000
- Finance professional services 10,000
- Intergov professional service 5,000
- Loss contingency 5,000
- Unemployment benefits 7,500
- Increase estimated sales tax revenue 150,000
- Total exp decreases/revenue increase $222,100

Other Amendments to General Fund
- Increase revenue from SL Co. (transportation) $1.5 million
- Increase pass-through to CIP for BJ Blvd. $1.5 million

Impact on General Fund – Fund Balance
- Estimated surplus March 2018 $560,000
- Decrease from budget amendment (150,000)
- Revised estimated surplus $410,000

Fund balance will still approximate 22% of GF Revenues

Amendments to Capital Improvement Projects Fund (CIP) (Reallocations)
- From Unallocated Funds to Crosswalks - $60,000
- From Cemetery expansion to Community Ctr/Park - $50,000
- From Open Space acquisition to JR Trails expansion - $15,000
- From Normandy Way to Cottonwood/7200 S. - $10,000
- $1.5 million from General Fund for Bingham Junction Blvd

Amendments to Water Fund
- Proceeds from bond issuance $3,944,900
- Bond issuance costs 94,900
- JVWCD pipeline connections 1,200,000
- Replacement of Union Jordan meters 200,000
- Fixed read system and software 150,000
- Waterline projects 2,300,000
Nicolleti, Rusty, Marie, 145E, Cottonwood, Arizona, 230 E, 7200 S.

Amendments to Water Fund
- Increase Administrative fees $23,700
Increase estimated connection fees $23,700
Amendments to Sewer Fund
- Proceeds from bond issuance $2,612,400
- Bond issuance costs 62,400
- SVWRF phosphorous/grit removal 1,700,000
- Sewer line projects 850,000
Grant, Avenues, Cornell, Cooper, Fern Drive, misc. manhole repairs

Amendments to Sewer Fund
- Increase Administrative fees $10,100
- Increase Salaries 15,000
- Increase Benefits 25,000
- Total expenditure increases $50,100
- Increase revenue from connection fees $50,100

Amendments to Storm Water Utility Fund – Expenditure increases
- Administrative fee $10,100
- Salaries 9,000
- Overtime 8,000
- Benefits 40,300
Total increase requests $67,400

Amendments to Storm Water Utility Fund – Revenue increases
- Interest $5,000
- User fees 32,000
- Contribution from Fund Balance 30,400
- Total revenue increase $67,400

Amendments to Sanitation Fund Expenditure Increases
- Administrative Fee $6,700
- Waste disposal 12,000
- Total expenditure increases $18,700
- Interest revenue $2,000
- Dumpster rental fees 6,000
- Contribution from fund balance 10,700
- Total revenue increases $18,700

Mayor Hale opened the public hearing to public comment. There was no one present who desired to speak to this issue.

MOTION: Council Member Quinn Sperry MOVED to close a public hearing. The motion was SECONDED by Council Member Paul Glover. Mayor Hale called for discussion on the motion. There being none, he called a vote. The motion passed unanimously.

MOTION: Council Member Quinn Sperry MOVED to adopt Resolution No. 2018-R-24 Amending the Budget of the following funds; General Fund, Capital Improvement Projects, Water, Sewer, Storm Water Utility & Sanitation for the fiscal year ending June 30, 2018. The motion was SECONDED by Council Member Paul Hunt. 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. CONSENT AGENDA
A. CONSIDER MINUTES OF MAY 1 & 8, 2018
Council Member Bryant Brown said he was not at the May 1st meeting but the minutes has him asking a question about Grant Street. Council Member Dustin Gettel said he was the one who asked the question.

MOTION: Council Member Paul Hunt MOVED to approve the consent agenda with the amendment. 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 Aye

The motion passed unanimously.

IX. ACTION ITEMS
Kane Loader said in the 2015 Utah Legislature HB 362 was passed which authorized counties to place an initiative on the ballot for voter approval to impose a 0.25% increase in Sales Tax for transportation. The revenue generated in each of the counties was to be shared with 40% going to the county’s transit district, 40% going to the cities and 20% going to the county. In the November election of 2015 the initiative was approved in 10 out of 17 counties statewide with Salt Lake County being one of the counties where the initiative failed.
In 2018 Legislature SB 136 resurrected the Sales Tax initiative along with making major changes to the Utah Transit Authority’s governance, and increased Motor Vehicle Fees to include electric and hybrid vehicles. One difference in how the Sales Tax for Transportation was to be authorized was that counties with a transit system who had not previously done so could impose the tax by a vote of the county’s council/commission and didn’t need voter approval.

The Salt Lake County Council recently considered the tax increase and approved it pending the approval of the cities and townships representing at least 67% of the County’s population. The County Council is asking that cities submit their resolutions of support no later than June 22nd in order for the tax increase to go into effect on July 1, 2018. In the first year of the new tax, all revenues generated will retained by Salt Lake County and thereafter shared 40%/40%/20%. For Midvale City that would mean an increase of approximately $660,000/year for transportation infrastructure improvements and maintenance.

Council Member Paul Glover said he felt the City needs the money but it should be through a gas tax.

Council Member Dustin Gettel said the legislature could have passed the tax but they pushed it onto the County to do it and the County is now passing it to the cities. He said he doesn’t like passing the buck.

Council Member Quinn Sperry said his district showed support for this resolution so he would vote in favor.

**MOTION:**Council Member Dustin Gettel MOVED to approve Resolution No. 2018-R-25 a resolution supporting the HB 362, approved in the 2015 Legislative Session, authorizing a 0.25% local option general Sales Tax dedicated to transportation, and supporting the imposition of that tax in 2018 per SB 136, approved in the 2018 Legislative Session. The motion was SECONDED by Council Member Paul Hunt. Mayor Hale called for discussion on the motion. There being none then he called for roll call vote. The voting was as follows:

<table>
<thead>
<tr>
<th>Council Member</th>
<th>Vote</th>
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<tbody>
<tr>
<td>Council Member Quinn Sperry</td>
<td>Aye</td>
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<tr>
<td>Council Member Paul Glover</td>
<td>Nay</td>
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<tr>
<td>Council Member Paul Hunt</td>
<td>Aye</td>
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<tr>
<td>Council Member Bryant Brown</td>
<td>Nay</td>
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<tr>
<td>Council Member Dustin Gettel</td>
<td>Aye</td>
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</tbody>
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The motion passed unanimously.

**B. CONSIDER ORDINANCE NO. 2018-O-04 ESTABLISHING TEMPORARY LAND USE REGULATIONS REGARDING THE KEEPING OF PYGMY GOATS IN MIDDLE CITY**

Lesley Burns stated following discussions regarding pygmy goats being kept in residential areas, the City Council directed Staff to write a temporary ordinance to allow some time to further review the issue and determine if changes need to be made to the Municipal Code. The temporary ordinance, if adopted, does the following for a maximum of 6 months:

- Applies to the keeping of pygmy goats in the City


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- Defines “pygmy goat” as a goat less than 27 inches high and less than 100 pounds at maturity.
- Tolls the enforcement proceedings on properties with existing pygmy goats.
- Prohibits new properties from having pygmy goats unless the property has an Agricultural Overlay zoning designation and the required land use permits for the keeping of livestock.

MOTION: Council Member Dustin Gettel MOVED to approve Ordinance No. 2018-O-04 in order to provide the City Council more time to review the keeping of pygmy goats within the City and how best to move forward in regulating the use. 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.

C. CONSIDER ORDINANCE NO. 2018-O-05 AMENDING THE MIDVALE MUNICIPAL CODE REGARDING POST DISASTER DEBRIS REMOVAL

Lisa Garner stated in the early 2000’s the Federal Emergency Management Agency issued a new policy that prohibited municipalities from receiving reimbursement for removing debris from private roads unless certain conditions are met. According to FEMA, debris on private roads was no longer considered a threat to the public because private roads are not open for public access. In order to qualify for reimbursement of legal obligation to remove debris from the private roads, FEMA requires municipalities to show: (1) the municipality had a legal obligation to remove debris from the private road and (2) the debris represented an immediate threat to life, public health and safety, or improved property.

Municipalities with private communities that were affected by natural disasters—especially those along the Atlantic and Gulf coasts—incurred significant costs helping residents in private communities recover. This included the removal of debris from private roads in order to provide emergency services and reduce the health and safety risks to the residents of these communities. Unfortunately, many of these communities did not meet the FEMA requirements for reimbursement and were left to bear these costs alone.

The proposed ordinance will grant authority to the City Manager to remove debris which poses an immediate threat to life, public health, safety, improved property, and economic recovery. Additionally, this ordinance also provides Midvale City with the authority to remove debris from public and private roads, rights-of-way, utility easements, stormwater and canal easements, and ingress/egress easements within the City’s boundaries. Passing this ordinance will help Midvale fulfill FEMA’s first requirement to be eligible for reimbursement for clearing debris on private roads.

FISCAL IMPACT:
Midvale City, with this ordinance, should qualify for FEMA reimbursement for any expenses Midvale incurs during post-disaster cleanup of private streets and easements under FEMA’s current policies.

MOTION: Council Member Paul Hunt MOVED to approve Ordinance No. 2018-O-05 creating Midvale Municipal Code Chapter 8.12 Post Disaster Debris Collection. The motion was 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.

D. CONSIDER RESOLUTION NO. 2018-R-26 AUTHORIZING THE MAYOR TO SIGN A TELECOMMUNICATIONS FRANCHISE AGREEMENT WITH MCI METRO ACCESS TRANSMISSION SERVICES CORP D/B/A VERIZON ACCESS TRANSMISSION SERVICES

Lisa Garner stated Midvale Municipal Code 5.52 requires companies providing telecommunications services within Midvale to acquire a franchise agreement with the City prior to providing services. In addition to ensuring compliance with the City’s ordinance, the franchise agreement further specifies a number of requirements such as those for insurance and bonding.

MCI Metro Access Transmission Services Corp. D/B/A Verizon Access Transmission Services wishes to install fiber within Midvale and has requested to enter into the attached franchise agreement with the City. As they are waiting for the franchise agreement before investing further resources into the design of their system, a preliminary map suggests that the proposed backbone fiber will be used to support business customers. It is unclear whether this fiber will also be used to support the deployment of Verizon small wireless facilities in the future.

FISCAL IMPACT:
Potentially create revenue from the operation of MCI Metro Access Transmission Services Corp. within Midvale under the Municipal Telecommunications License Tax.

MOTION: Council Member Bryant Brown MOVED to approve Resolution No. 2018-R-26 Authorizing the Mayor to execute a Telecommunications Franchise Agreement with MCI Metro Access Transmission Services Corp. The motion was SECONDED by Council Member Dustin Gettel. 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.

X. **DISCUSSION ITEMS**
   A. **REVIEW FY2019 PROPOSED COMMUNITY DEVELOPMENT BUDGET**

Brian Berndt reviewed the Community Development budget as follows:

**Community Development**
- Engineering
- Planning and Zoning
- Economic Development
- Code Enforcement
- Business License
- Building
- RDA

**General Engineering**
**FY 2019 budget of $171,500 is decreasing by $16,300**
- Vehicle Operating Costs $(1,300)
- Engineering Supplies $(15,000)

**Planning and Zoning**
**FY 2019 budget of $299,500 is increasing by $43,600**
- Salaries $41,700
- Benefits $5,000
- Subscriptions/memberships $300
- Travel $400
- Professional Services $(2100)
- Miscellaneous supplies $400
- Miscellaneous services $400
- Office Equipment $(2500)

**Development Services Administration**
**FY2019 budget of $580,100 is decreasing by $43,100**
- Salaries $30,300
- Benefits $33,300
- Subscriptions/Memberships $(200)
- Travel $(100)
- Vehicle Operating $(9,400)
- Communications/Telephone $(400)
- Professional Services $(95,000)
- Economic Development Promotion $(2,000)
- Miscellaneous Services $400

**Code Enforcement**
**FY2019 budget of $177,000 is increasing by $4,700**
- Salaries $9,700
- Benefits $7,500
• Vehicle Operating $(4,500)
• Professional Services $(8,000)

Business Licenses
FY2019 budget of $70,100 is increasing by #3,200
• Salaries $500
• Benefits $2,900

Building Inspection
FY2019 budget of $372,600 is increasing by $13,400
• Salaries $11,700
• Benefits $7,000
• Travel $(700)
• Repairs/Maintenance/Supplies $(500)
• Vehicle Operating $(3,600)
• Miscellaneous Supplies $(500)

B. REVIEW FY2019 PROPOSED HUMAN RESOURCES/CITY RECORDER BUDGETS AND EMPLOYEE SERVICES BUDGET

Rori Andreason reviewed the Human Resources/City Recorder budgets as well as the Employee Services budget as follows:

HUMAN RESOURCES/CITY RECORDER BUDGETS

Human Resources
Personnel Services $3,800
Subscriptions (200)
PN-Job Listings (5,000)
Professional Services 3,500
• Applicant Pro, Performance Pro
• Training
Education 3,500
Miscellaneous Supplies 700

City Recorder
• Personnel Service $8,900
• Travel (500)
• Education (500)
• Election Supplies (55,000)

EMPLOYEE SERVICES
• Flex Spending Plan Admin Fee $ 500
• Drug Screening Services 500
• Unemployment Insurance (5,000)
• Miscellaneous Supplies 500
• Miscellaneous Services 500
Proceedings of City Council Meeting
May 15, 2018

- Employee Association 4,000
  Increase gift cards

HEALTH INSURANCE BENEFITS

Medical
- Bid
  - United Healthcare 19%
  - Select Health 4.73%
- Deductible Trad HDHP
  - Single 1,000 1,500
  - Family 3,000 3,000
- Changes
  - No U of U plan
  - Chiropractic on Traditional ONLY
  - Better Prescription Program
- Flex Spending – Change Providers from NBS to Axis Plus
- Budgeted for 9.5% increase

Dental
- No Increase/No Change

Vision
- No Increase/No Change

Life Insurance
- 12% increase ($1,264)

VOLUNTARY PLANS

Accident Plan
- Requires minimum 5 employees
- Emergency Room Services
- X-Ray Benefits
- Accident Physician Treatment
- Ambulance
- Hospital confinement
- Lacerations
- Emergency Dental Work
- Dislocations
- Fractures
- AD&D
- Wellness Benefit

Critical Illness Plan
- Requires minimum 5 employees
Covers
- Heart Attack 100%
- Stroke 100%
- Coronary Artery By-Pass Surgery 25%
- Major Organ Transplant 100%
- End State Renal Failure 100%
- Carcinoma in Situ 25%
- Invasive Cancer 100%

- Re-occurrence benefit
- Wellness Benefit
- No waiting period
- Premiums based on issue age
  $10,000 benefit

Short Term Disability
- Eligible – Full-Time Employees
- Annual Cost = $14,950
- 14 day Elimination Period
- 60% Benefit
- Duration 11 Weeks
- Rate guarantee – 2 years

PARENTAL LEAVE POLICY

Salt Lake City
- Self-insured Short-Term Disability
- Based on tenure
- Offers 6 weeks paid
- Been in place one year

Salt Lake County
Adopted August 1, 2017
- Voluntary Short-Term Disability
  - Premium paid 100% by employee
  - Probation is not on hold with STD
Parental Leave
  - 6 weeks paid – date of event
    - Taken at one time – not incremental
    - Probation IS put on hold
    - FMLA Criteria MUST be met

Proposed Midvale Parental Leave Policy
- Short Term Disability for all Full Time Employees
- Parental leave
  - Employees Association Board agreed with 2 weeks due to coverage issues
  - MUST meet FMLA Criteria – 1 year employment and minimum 1250 hours
• Short-term disability for maternity
• Two weeks would cover the 14-day waiting period for STD
• Coverage issues – cost of overtime to cover
• Parental Leave would begin the day of the event – not allowed to be taken incrementally. If return to work, forfeit the remainder of time.
• Employee may take additional time if criteria is met and approved – MUST use accrued leave.

ULGT Tap Program
• Safety/Incident Review Committee Meetings
• Meeting agendas/minutes from four monthly meetings
• Three incident investigation reports *identifying corrective actions to prevent recurrence.*
• System for identifying or correcting safety deficiencies such as safety audits, or department inspections.
• Four months Safety training documentation. Provide date, topic, name or instructor & roster.
• Workers Compensation Return to Work (RTW) program.
  -Written program outlining member’s injury management process including reporting -procedure, accommodation of restrictions and designated providers.
  -Reasonable accommodation of physician identified work restrictions.
• Driver Qualification Program
  Criteria for acceptable driving history based on MVR (Motor Vehicle Record) and history of job related motor vehicle incidents not recorded on the MVR.
• Inspection verification for ALL sewer manholes during the current year.
• Incentive Program – (NEW)

New Program Focus on Safety
• Team Element – Employees divided into teams to compete
• Visible Results – Display monthly results
• Monthly Reward – teams without any safety incidents throughout the month receive a $10 reward (meal certificate, amazon certificate, etc.)
• Penalty for not reporting – any employee that does not report a safety incident/accident will be disqualified from participation for six months and will receive a disciplinary write up in their personnel file.
• Required to participate in order to receive TAP Grant
• Cost = approximately $2,000

Vacation Leave Carryover Policy
• Current policy allows 160 hours to carry over year to year: propose increasing to 240 hours
• Other cities average 240 hours carryover
• Adds to accumulated leave time in case of emergency.
• Does not affect the General Fund budget unless someone leaves employment
• Cost = $2,500 from Enterprise Funds

Car Allowance Increase
• Proposed car allowance increase for City Manager & Assistant City Managers: from $250 per month to $400 per month
• Proposed car allowance increase for key employees: from $125 a month to $250 per month
• Budgeted = $17,000

Pay Schedule/Market Adjustments/Merit
• Every two years the pay schedule will increase by 2% to keep up with inflation.
• Reduces market adjustments for that year
• FY2019 – one market adjustment proposed ($2,400)
• Merit Increases = 3% (allows for 0 to 4%)

The Council agreed to the 2-week parental leave as outlined, vacation carryover increase, car allowance, pay schedule/market/merit.

C. DISCUSS CHANGES TO TENTATIVE BUDGET
Kane Loader discussed the increase to the UPD contract. They have been misallocating how they are charging the operating costs of officers and administrative staff, and have proposed to correct that. Midvale is doing a good job at tracking caseloads. This is done to justify the grant the city is receiving from the state. Midvale City’s case load has increased by 4,000 cases in one year since we got the homeless shelter. There are three factors UPD uses when they calculate pooled services. 1) They use the total valuation of the city and Midvale is one of the lower ones in UPD. 2) Population. 3) Our case numbers. Because we had such an increase with caseloads, it increased our 3-year rolling average. Now they need to bill us $889,000 in pooled services because of the increase in caseloads.

Council Member Paul Glover asked if the City is really using more pooled services just because our caseloads have increased.

UPD Contract
• FY 2019 UPD Contract – tentative budget $8,027,600
• May 2 modifications:
  • Adjustment to pooled services 189,600
  • Correction of White City & Islands allocation 145,000
  • Pooled services revenue/other (60,300)
  
  $ 274,300

• Proposed FY 2019 UPD Contract $8,301,900

FY 2019 Contract $8,301,900
• Shelter employees covered by grant
• 9 officers, 1 p/t Crime Victim Advocate (1,186,000)
• Related administrative cost increase ( 133,000)
• Increase in pooled services ( 189,600)

  $ (1,508,600)

  Midvale City General Fund portion $ 6,793,300

FY 2018 Contract $6,901,600
• Shelter employees covered by grant
  • 3 officers, 1 p/t Crime Victim Advocate (409,600)
• Midvale City General Fund portion $ 6,492,000
• New contract General Fund portion 6,793,300
Proceedings of City Council Meeting
May 15, 2018

- Increase of 4.6% $ 301,300
- Amount included in budget $ 349,600

Possible Modifications to Tentative Budget
- Adjustments to I.T. Internal Service Fund $ 30,000
- Revenue from allocation of overhead ( 40,000)
- Decrease in estimated market adjustments ( 20,000)
- Changes to TAP program 10,000
  Total $ (20,000)

CDBG grant for Foxbridge Area $100,000

No information yet regarding Certified Tax Rate

Laurie Harvey said there will be a public hearing on June 5, 2018 at our next council meeting. The final budget adoption will be on June 19, 2018.

IX. ADJOURN

MOTION: Council Member Quinn Sperry 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 10:20 p.m.

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

Approved this 5th day of June 2018.
<table>
<thead>
<tr>
<th>NAME (PLEASE PRINT)</th>
<th>ADDRESS</th>
<th>CITY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Spencer Mens</td>
<td>584 Princeton Dr.</td>
<td>Midvale</td>
</tr>
<tr>
<td>Melanie Beardall</td>
<td>8168 S Wilson St</td>
<td>11</td>
</tr>
<tr>
<td>Brent Beardall</td>
<td>11</td>
<td>11</td>
</tr>
</tbody>
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