PUBLIC NOTICE IS HEREBY GIVEN that the Midvale City Council will hold a regular meeting or the 18th day of June 2019 at Midvale City Hall, 7505 South Holden Street, Midvale, Utah as follows:

6:00 PM – Dahl Conference Room
COUNCIL BUSINESS

6:30 PM – Council Chambers
INFORMATIONAL ITEMS

I. DEPARTMENT REPORTS
   • Admin Services Report

II. UNIFIED POLICE AND FIRE DEPARTMENT REPORTS

III. CITY MANAGER REPORT

7:00 PM
REGULAR MEETING

IV. GENERAL BUSINESS
   A. WELCOME AND PLEDGE OF ALLEGIANCE
   B. ROLL CALL
   C. Proclamation Honoring Victims of the Tragedy in Virginia Beach, Virginia

V. 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.

VI. COUNCIL REPORTS
A. Councilmember Paul Glover
B. Councilmember Quinn Sperry
C. Councilmember Bryant Brown
D. Councilmember Paul Hunt
E. Councilmember Dustin Gettel

VII. MAYOR REPORT
A. Mayor Robert M. Hale

VIII. CONSENT AGENDA
A. Consider Minutes of June 4, 2019 [Rori Andreason, H.R. Director/City Recorder]
B. Consider Resolution No. 2019-R-20 Authorizing the Mayor to enter into an Agreement with Beck Construction for the 2019 Storm Drain Projects [Keith Ludwig, City Engineer]

IX. ACTION ITEMS
A. Consider Resolution No. 2019-R-21 Adopting the 2019 Certified Property Tax Rate [Bryce Haderlie, Assistant City Manager/Admin Services Director]
B. Consider Resolution No. 2019-R-22 Adopting the Midvale City Fiscal Year 2020 Budget beginning July 1, 2019 and ending June 30, 2020 [Bryce Haderlie, Assistant City Manager/Admin Services Director]
C. Consider Resolution No. 2019-R-23 Adopting the Fiscal Year 2020 Midvale City Municipal Fee Schedule [Bryce Haderlie, Assistant City Manager/Admin Services Director]
D. Consider Resolution No. 2019-R-24 Approving Fiscal Year 2019 Budget Amendments for General Fund, Enterprise Fund, Transfers to the General Fund, and other funds as necessary Bryce Haderlie, Assistant City Manager/Admin Services Director]
F. Consider Resolution No. 2019-R-25 Adopting the Midvale City Harvest Days Policies and Procedures [Lisa Garner, City Attorney]
G. Consider Resolution No. 2019-R-26 Authorizing the Mayor to enter into a Temporary Use of Right-of-Way Agreement with Wasatch Residential Group and Gardner Company [Alex Murphy, Associate Planner]
H. Discussion and Action Regarding Resolution No. 2019-R-27 Approving the First Amendment to the Connector Road Reimbursement Agreement Term Sheet and Authorizing the Execution of the First Amendment to the
X. CLOSED SESSION TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL

XI. 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: JUNE 14, 2019

RORI L. ANDREASON, MMC
H.R. DIRECTOR/CITY RECORDER
CITY COUNCIL MEETING
Minutes
Tuesday June 18, 2019
Council Chambers
7505 South Holden Street
Midvale, Utah 84047

MAYOR: Mayor Robert M. Hale - Excused

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

STAFF: Kane Loader, City Manager; Bryce Haderlie, Asst. City Manager/Admin.
Services Director; Matt Dahl, Asst. City Manager/Community Development
Director; Rori Andreason, HR Director/City Recorder; Lisa Garner, City
Attorney; Glen Kennedy, PW Director; Laura Magness, Communications
Director; Alex Murphy, Associate Planner; Chief Randy Thomas, UPD;
Battalion Chief Pocopus, UFA; and Matt Pierce, IT Manager.

The pre-meeting workshop began at 6:00 p.m.

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

INFORMATIONAL ITEMS
I. DEPARTMENT REPORTS

   • Admin Report
Bryce Haderlie reported that Midvale City's S & P Global ratings went from an AA- to an
AA+. However, bonds are not the best investment right now. Utah State law recently
opened the door for certificates of deposit for commercial packages. He reported on Sales
& property tax revenues.

Department reports:
I.T. Department has installed a new microphone in the council chambers. The performing
arts center now has a key card access. The virtual private network is currently being
installed along with appsexence, which is a program for users to update their own
computers.

Human Resources/CityRecorder – Rori Andreason reported that Dustin Snow, who was
running for Council District 1, has withdrawn. There will only be one primary election which
is for District 2. She discussed the insurance premiums renewal from the Utah Local
Governments Trust, which she had emailed to the Council. The renewal includes discounts for the TAP grant and for low claims. She also reported that the employee job classification and benefit package for FY2020 has been delayed to the July council meeting. The Compensation Committee wants to spend some additional time on the details of the survey to make sure it is accurate.

Bryce Haderlie thanked Rori for the creating a collaborative culture training she had scheduled for the employees. He reported that the Court have reduced the outstanding collections by $56,000 under a year and over a year ago it was $155,000. Midvale has done a great job of getting cases disposed.

Bryce Haderlie said Public Works Department has 500 water meters that are being converted over from Jordan Valley Water Conservancy District to Midvale. They had an open house for citizens with questions and concerns. He thanked all the staff that worked on the open house. Laura Magness has put information on the website regarding skunks and raccoons trapping.

Bryce Haderlie updated the Council on the UPD contract. That day they had agreed on a 4% increase. UPD has worked very hard working with Midvale City on the budget.

Council Member Bryant Brown asked if anyone has talked with legislators. Bryce Haderlie said yes, they have met with David Spatafore. He discussed the budget with the Council regarding the Unified Police Services. Since UPD won’t pass their budget until after the City has, a budget amendment will be scheduled to make the numbers mater.

II. Unified Police and Unified Fire Department Reports
Chief Randy Thomas reported on the stats for last month. The UPD participated in the Special Olympics run today and carried the torch. They raised over $600 in sales for the Special Olympics. They have a flower garden at the precinct and asked the community for donated flowers. He introduced Detective Gerry Wayne, who is the new Code Enforcement Officer.

Detective Gerry Wayne said he is using compliance by conversation tactic and it’s working very well.

Council Member Paul Hunt said the whole goal of the Code Enforcement program is to beautify the city and be in compliance.

Kane Loader said he is very impressed with Detective Wayne and what he has done so far.

Chief Pacopus introduced the Fire crew from Station 126. He reported on budget improvements and transparency. He passed out tips for June, which included warnings to stay away from rapid running waters. They have been on alert with the rivers running high. S L County has sand bags ready to go for flooding. He said they currently have 25 new recruits. Their fire school 101 educates elected officials and this year Mayor Hale participated.
Council Member Quinn Sperry said he has attended this class in the past and has a lot of respect for the fire fighters.

Chief Pacopus said he has updated fireworks maps that can be found on the Unified Fire website. He said UFA Board has passed their budget. He also reported on the UFA stats for last month.

Councilmember Paul Glover said with the UFA budget that was passed, there will be no tax increases.

III. City Manager Report
Kane Loader reported that Utopia will be giving a report in August on the progress and estimates of the footprints in Midvale over the next three years.

Mayor Pro-Tem Paul Glover called the business meeting to order at 7:24 p.m.

IV. GENERAL BUSINESS
A. WELCOME AND PLEDGE OF ALLEGIANCE
B. ROLL CALL - Council Members Paul Hunt, Dustin Gettel, Paul Glover, and Bryant Brown and Quinn Sperry were present at roll call.
C. PROCLAMATION HONORING THE VICTIMS OF THE TRAGEDY IN VIRGINIA BEACH, VIRGINIA
Council Member Dustin Gettel read the proclamation honoring the victims of the tragedy in Virginia Beach, Virginia.

V. PUBLIC COMMENTS
Sophia Haves-Tingey said one of the things she loves about running for office is having diverse conversations with the citizens in the community. There are a number of residents complaining about the traffic speed between Chapel and Maple Street. There is damage on the gutter of the north side of Center Street between Jefferson and Lincoln Street. A citizen on Chapel Street feels the City is over watering and would like to see moisture detecting units. There are citizens complaining about an RV that is parked on the lawn on Maple Street. She had a heartbreaking conversation with a citizen regarding Utopia. He has been waiting a long time for it.

Lori Warner, Senior Center Manager, said it is amazing what they have to offer the seniors. It is interesting to see the difference of who is going to the senior center today verses the group that attended nine years ago. The growth of the younger seniors has grown. She is interested in having other classes such as History and English to keep their minds going. It is also an opportunity to share their knowledge with their peers. Monday through Friday they are open 11:30 – 1:00 and cook a fresh meal onsite. With citizens that are unable to get to the center, S L County has meals on wheels provided by Aging Services.
VI. COUNCIL REPORTS
   A. Council Member Paul Glover – reported that he attended the UPD and UFA meetings and was pleased with the outcomes.
   
   B. Council Member Quinn Sperry – reported that he had the opportunity to attend the graduation ceremony for Hillcrest High School. He was very impressed by the youth in our City and what they are accomplishing. At the Homeless Shelter meeting they discussed the timeline for the resource centers, which will be completed by the end of July.
   
   C. Council Member Bryant Brown – reported that the Arts Council Summer Concert Series had started, and it is worth going to see the concerts. He has had feedback from citizens stating that the response from public works is slow. He said the City needs to make sure that we communicate and follow up with the citizens.
   
   D. Council Member Paul Hunt – had nothing to report.
   
   E. Council Member Dustin Gettel – reported that he would like to see free wifi in the park and would like to schedule it for discussion. He also recognized the election candidates in the audience.

VII. MAYOR REPORT
Mayor Robert Hale – Excused

VIII. CONSENT AGENDA
   A. CONSIDER MINUTES OF JUNE 4, 2019
   
   B. CONSIDER RESOLUTION NO. 2019-R-20 AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH BECK CONSTRUCTION FOR THE 2019 STORM DRAIN PROJECTS

MOTION: Council Member Quinn Sperry MOVED to approve the consent agenda. The motion was SECONDED by Council Member Bryant Brown. Mayor Pro Temp Glover called for discussion on the motion. There being none, 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
   A. CONSIDER RESOLUTION NO. 2019-R-21 ADOPTING THE 2019 CERTIFIED PROPERTY TAX RATE
Bryce Haderlie reported prior to adopting the Fiscal Year 2020 budget, the City Council is required to set the rate of property tax for all real and personal property within the corporate boundaries of Midvale City. This rate cannot exceed the Certified Tax Rate established by the Salt Lake County Auditor and approved by the Utah State Tax Commission. If the Certified Tax Rate is inadequate to provide the revenue necessary to operate the General Fund and service the General Obligation Bond, the adoption of the budget is delayed until August. A “truth-in-taxation” process is required by State Code to exceed the Certified Tax Rate.

The Certified Tax Rate established by Salt Lake County and the state of Utah for calendar year 2019 provides sufficient revenue to meet the financial needs of the City; a property tax increase is not necessary.

FISCAL IMPACT:
The established rate provides sufficient revenue to provide the revenue necessary to operate the General Fund and service the General Obligation Bond for Fiscal Year 2020.

MOTION: Council Member Bryant Brown MOVED to approve Resolution No. 2019-R-21 Setting the rate of tax for calendar year 2019 and levying taxes upon all real and personal property within the corporate boundaries of Midvale City Utah. The motion was SECONDED by Council Member Dustin Gettel. Mayor Pro Tem Glover called for discussion on the motion. There being none, 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. CONSIDER RESOLUTION NO. 2019-R-22 ADOPTING THE MIDVALE CITY FISCAL YEAR 2020 BUDGET BEGINNING JULY 1, 2019 AND ENDING JUNE 30, 2020

Bryce Haderlie said in adopting the FY 2020 budgets there are several procedural steps that you as the City Council are required to take to be compliant with state statute:

1. UCA 10-6-111(1) requires the Budget Officer to present a tentative budget for each fund within the city. The budgets must be submitted no later than the first regularly scheduled meeting in May. We presented tentative budgets for the City in a Public Hearing on Tuesday, May 7, 2019. We briefed you on the revenue estimates, provided an overview of the expenditures, and presented budget highlights along with any proposed program changes.

2. UCA 10-6-111(3) further requires the City Council to adopt the tentative budget at the first regularly scheduled board meeting in May, which you did.
3. An additional public hearing was held on Tuesday, June 4, 2019.

4. A Resolution adopting the final budget for Midvale City is hereby presented for your consideration on Tuesday, June 18, 2019.

**FISCAL IMPACT:**
General Fund Budget totals $20,751,639  
Capital Projects Fund Budget totals $720,000  
Water Fund Budget totals $5,741,200  
Sewer Fund Budget totals $2,785,600  
Storm Water Utility Fund Budget totals $2,065,000  
Street Lighting Fund Budget totals $407,100  
Sanitation Fund Budget totals $1,257,300  
Telecommunications Fund Budget totals $921,700  
Fleet Fund Budget totals $1,008,600  
Information Technology Fund Budget totals $158,500

**MOTION:** Council Member Paul Hunt MOVED to approve Resolution No. 2019-R-22 Adopting the Fiscal Year 2020 Budget for Midvale City. The motion was SECONDED by Council Member Quinn Sperry. Mayor Pro Tem Glover called for discussion on the motion. There being none, 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 RESOLUTION NO. 2019-R-23 ADOPTING THE FISCAL YEAR 2020 MIDVALE MUNICIPAL FEE SCHEDULE**
Bryce Haderlie said as part of the budget process, staff reviews the municipal fee schedule to ensure the City is collecting the appropriate amount for services provided. All fees reflect actual cost to the City. The Municipal Fee Schedule will be posted on the Midvale City website.

**FISCAL IMPACT:**
The proposed fees reflect the actual cost of providing specific services to Midvale City residents and businesses. Fees charged are sufficient to provide the revenue necessary to operate the City’s Enterprise Funds and recover certain costs incurred by the General Fund for Fiscal Year 2020.

**MOTION:** Council Member Bryant Brown MOVED to approve Resolution No. 2019-R-23 Adopting the Midvale City Municipal Fee Schedule for the Fiscal Year beginning July 1, 2019 and ending July 30, 2020. The motion was SECONDED by Council Member Dustin Gettel. Mayor Pro
Tem Glover called for discussion on the motion. There being none, 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. 2019-R-24 APPROVING FISCAL YEAR 2019 BUDGET AMENDMENTS FOR GENERAL FUND, ENTERPRISE FUND, TRANSFERS TO THE GENERAL FUND, AND OTHER FUNDS AS NECESSARY

Bryce Haderlie said staff proposes amendments to the FY 2019 Budget for the General Fund and other funds. These amendments cover new revenues available, adjustments in current year operations, including the allocation of salary and benefit adjustments for FY 2019 previously appropriated to a reserve account, and carryover of FY 2018 projects. The resolution and budget detail are attached.

FISCAL IMPACT:
- General Fund – $66,800 increase to Fund Balance
- Capital Projects Fund – No change to Fund Balance
- Water Fund – $150,000 increase to Fund Balance
- Sewer Fund – $86,000 decrease to Fund Balance
- Storm Water Utility Fund – No change to Fund Balance
- Sanitation Fund – No change to Fund Balance
- Internal Service Fund – Fleet – No change to Fund Balance

He discussed adding an LED light on 7570 South to the budget this year.

Kane Loader said that is a kiosk sign that is programmable.

MOTION: Council Member Quinn Sperry MOVED to approve Resolution No. 2019-R-24 Amending the budgets of the General Fund and other Funds for the fiscal year ending June 30, 2019. The motion was SECONDED by Council Member Bryant Brown. Mayor Pro Tem Glover called for discussion on the motion. There being none, 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.

E. CONSIDER RESOLUTION NO. 2019-R-25 ADOPTING THE MIDVALE CITY HARVEST DAYS POLICIES AND PROCEDURES
Lisa Garner said the City Council annually sponsors and organizes the Midvale City Harvest Days Parade. Previously, the City has asked interested parties to submit applications in order to participate in the parade. There were no written policies that governed the selection of applicants. As a result, a wide variety of participants with various messages have participated in the parade.

The City Council has expressed its desire to refocus the purpose of the Midvale City Harvest Days Parade. Instead of providing a forum for members of the public to express their messages, the City Council instead desires to focus the Midvale City Harvest Days Parade as a safe, family-appropriate parade for its residents and visitors that builds and strengthens the community of Midvale. The City Council has expressed the desire to primarily focus the parade on the celebration of the community and heritage of Midvale City, including its people, businesses, and institutions. As secondary purposes, the City Council has expressed the desire to celebrate the events, people, and cultural institutions of historic importance to the greater Salt Lake County, the State of Utah, and the Intermountain West and to provide entertainment through music, performance, and special and unique attractions.

In order to fulfill these purposes, City Staff propose adopting the attached policies to govern the Midvale City Harvest Days Parade. These policies adopt the City Council’s intended purposes. These policies authorize the Harvest Days Committee to extend invitations to individuals and entities that fulfill the City Council’s intended purposes and remove the public application process. Anyone who violates the policies will have their invitation to participate in the parade revoked.

Council Member Paul Hunt asked if applicants would be missed by moving to invitation only. Lisa Garner said yes, that is a possibility.

Lisa Garner asked the Council to suspend the rules to take action on this item that evening.

Council Members Dustin Gettel and Quinn Sperry expressed appreciation for her work on this issue.

**MOTION:** Council Member Dustin Gettel MOVED to suspend the rules and approve Resolution No. 2019-R-25 Adopting policies governing the Midvale City Harvest Days Parade. The motion was SECONDED by Council Member Bryant Brown. Mayor Pro Tem Glover called for discussion on the motion. There being none, 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.
F. CONSIDER RESOLUTION NO. 2019-R-26 AUTHORIZING THE MAYOR TO ENTER INTO A TEMPORARY USE OF RIGHT-OF-WAY AGREEMENT WITH WASATCH RESIDENTIAL GROUP AND GARDNER COMPANY

Alex Murphy said Wasatch Residential recently approached Community Development with a request to install a temporary trailer for use as a leasing office at their Jordan Bluffs Phase 1 project currently under construction at 865 West Center Street. Construction of the units is progressing rapidly, and Wasatch would like to begin signing leases in preparation for units becoming available later this summer.

Wasatch is proposing to place the leasing trailer on private property with parking in, and access from, the new section of Bingham Junction Boulevard in the Jordan Bluffs area. Bingham Junction Boulevard has been dedicated to the City but will not be opened to the public until the required street improvements are complete, which should occur sometime later this year. With the construction activity occurring across the property, no other location is available for the leasing trailer.

As the request includes use of City-owned property, Community Development Staff and the City Attorney determined a formal agreement would be required between the City, Wasatch (as the user), and Gardner (as the responsible party for the road improvements) to set the terms and conditions for Wasatch to use the right-of-way. The proposed agreement includes the following:

- Acknowledgement that Bingham Junction Boulevard will not be accepted or opened to the public until the trailer is removed and all associated items are removed;
- Maintenance responsibility remains under Wasatch and/or Gardner;
- Monthly fee for use of the right-of-way;
- Release of liability for all "claims, demands, suits, liabilities and causes of action, of any nature or description, arising from or related to the use or occupancy of the License Area by Wasatch and its guests, patrons, and invitees;" and
- Agreement to these terms from all parties.

Council Member Quinn Sperry asked how many months they plan on being there.

Adam, Wasatch Residential said it has been a terrible rainy spring. He said they are almost two months behind so they are looking at mid to end of August.

MOTION: Council Member Paul Hunt MOVED to suspend the rules and approve Resolution No. 2019-R-26 authorizing the Mayor to enter into a Temporary Use of Right-of-Way Agreement with Wasatch Residential Group and Gardner Company. The motion was SECONDED by Council Member Quinn Sperry. Mayor Pro Tem Glover called for discussion on the motion. There being none, he called for roll call vote. The voting was as follows:

- Council Member Quinn Sperry   Aye
- Council Member Paul Glover     Aye

Matt Dahl said in 2017 and 2018, Midvale City (City) received two grants totaling $6,750,000 from Salt Lake County (County), using funding from the State of Utah, for the expansion of Bingham Junction Boulevard from Center Street to the Sandy Parkway. The grants provide reimbursement for expenses incurred during the construction of the road and ancillary infrastructure.

Gardner Jordan Bluffs, L.C. (Gardner) is responsible for the construction of the Bingham Junction Blvd. expansion, as part of their development of the Jordan Bluffs Subdivision. In September 2018, the City Council approved resolution 2018-R-41 approving the execution of the Connector Road Reimbursement Agreement (Reimbursement Agreement). The Reimbursement Agreement indicated that Midvale City would use the grant funding from the County to reimburse Gardner for completed work associated with the road expansion.

Based on the proposed schedule for the road expansion project, the Reimbursement Agreement obligated the City to make reimbursement payments of $600,000 each month from October 2018 through May 2019, with the balance the grant funds being paid to Gardner in June 2019. This schedule was predicated on Gardner substantially completing the road by June 2019.

As of June 14th, Gardner has only submitted and been approved for $5,200,000 in reimbursable expenses, which would make them ineligible to receive the balance of $6,750,000 in grant funding that would have been paid on June 30, 2019 under the Connector Road Reimbursement Agreement. Gardner has indicated that this spring’s inclement weather has slowed down construction and resulted in the shortfall in reimbursable expenses. Gardner anticipates completing the road extension in early August 2019. They expect to complete a sufficient amount of work to be reimbursed for the full amount of the grants by the end of July 2019. Given that the Reimbursement Agreement expires on June 30, 2019, Gardner is seeking an extension of the agreement and a modification of the payment structure to accommodate their current schedule.

Staff is proposing to amend and restate Section 4 of the Reimbursement Agreement as follows:
Payment of Reimbursement Funds. The City agrees to pay the Reimbursement Funds to Developer as follows:

Monthly Payments. Commencing on October 15, 2018, and on the fifteenth (15th) day of each calendar month thereafter through May 15, 2019, City shall reimburse Developer from the Reimbursement Funds for costs included in Developer’s Reimbursement Report (see #5 below) up to a maximum of $600,000 per month. Any unreimbursed costs shall carry over to the following months until reimbursed and are again subject to the $600,000 monthly maximum amount (other than the payment on the Final Payment Date). Beginning on June 1, 2019 and continuing thereafter through December 31, 2019 the City shall provide monthly reimbursements to the Developer from the Reimbursement Funds for costs included in the Developers Reimbursement Report up to the maximum amount of remaining balance of Reimbursement Funds.

Fiscal Impact:
In the long-term the proposed amendment would have no fiscal impact, because the reimbursement is being funded by grants provided by the County. In the short-term, there is a delay between when the City reimburses Gardner and when the County reimburses the City, resulting in a temporary, but manageable, reduction in the City’s available funding. The proposed amendment would extend this impact for an additional 60 to 90 days.

He asked to suspend the rules in order to approve this item that evening.

MOTION: Council Member Quinn Sperry MOVED to suspend the rules and approve Resolution No. 2019-R-27 Approving the First Amendment to the Connector Road Reimbursement Agreement Term Sheet and Authorizing the Execution of the First Amendment to the Connector Road Reimbursement Agreement between Midvale City and Gardner Jordan Bluffs, L.C. The motion was SECONDED by Council Member Paul Hunt. Mayor Pro-Tem Glover called for discussion on the motion. There being none, 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.

MOTION: Council Member Quinn Sperry MOVED to go into closed session at the end of the meetings, the motion was SECONDED by Council Member Bryant Brown. Mayor Pro-Tem Glover called for discussion on the motion. There being none, 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.

MOTION: Council Member Dustin Gettel MOVED to adjourn and enter into the Redevelopment Agency of Midvale City Meeting. The motion was SECONDED by Council Member Paul Hunt. Mayor Pro Tem Glover called for discussion on the motion. There being none, 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.

Council recessed at 8:23 p.m.

MOTION: Council Member Dustin Gettel MOVED to reconvene City Council meeting. The motion was SECONDED by Council Member Paul Hunt. Mayor Pro Tem Glover called for discussion on the motion. There being none, 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. CLOSED SESSION TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL

COUNCIL MEMBERS:  Council Member Dustin Gettel
                    Council Member Paul Glover (Mayor Pro-Tempore)
                    Council Member Quinn Sperry
                    Council Member Bryant Brown
                    Council Member Paul Hunt

STAFF:  Kane Loader, City Manager; Bryce Haderlie, Asst. City Manager/Admin. Services Director; Matt Dahl, Asst. City Manager/Community Development Director; Rori Andreason, HR Director/City Recorder; Lisa Garner, City Attorney; and Glen Kennedy, PW Director.

MOTION: Council Member Quinn Sperry MOVED to go into closed session to discuss the character, professional competence, or physical or mental health of an individual. The motion was SECONDED by Council
Member Dustin Gettel. Mayor Pro Tem Glover called for discussion on the motion. There being none, 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.

The Council went into closed session at 8:58pm

The Council reconvened into open session at 9:22 pm

MOTION: Council Member Quinn Sperry MOVED to reconvene into open session. The motion was SECONDED by Council Member Paul Hunt. Mayor Pro-Tem Glover called for discussion on the motion. There being none, he called for a vote. The motion passed unanimously.

XI. ADJOURN

MOTION: Council Member Dustin Gettel 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 9:23 p.m.

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

Approved this 2nd day of July 2019.
Midvale City Public Comment
Sign in Sheet

Tuesday, June 18, 2019

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.

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<tbody>
<tr>
<td>Sophia Haoos-Tingey</td>
<td>7667 S. 6th S.</td>
</tr>
<tr>
<td>Lori Warner</td>
<td>8841 W 13100 S</td>
</tr>
<tr>
<td>Leren Butler</td>
<td>70 W 7500 S</td>
</tr>
</tbody>
</table>


<table>
<thead>
<tr>
<th>NAME (PLEASE PRINT)</th>
<th>ADDRESS</th>
<th>CITY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Melanie Beardall</td>
<td>8168 SW Wilson St</td>
<td>Midvale</td>
</tr>
<tr>
<td>Brent Beardall</td>
<td></td>
<td></td>
</tr>
<tr>
<td>MONDAY</td>
<td>TUESDAY</td>
<td>WEDNESDAY</td>
</tr>
<tr>
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</tr>
</tbody>
</table>
| Chicken Milano  
  Pasta  
  Green Peas  
  California Blend Vegetables  
  Peach Crisp  
  Wheat Roll | **BDAY TUESDAY**  
  Meatloaf/Brown Gravy  
  Mashed Potatoes  
  Stewed Tomatoes  
  Green Beans  
  Tropical Mixed Fruit  
  Birthday Cupcake | Grilled Salmon  
  Dill Sauce  
  Delmonico Potatoes  
  Green Beans  
  Corn  
  Peach | Egg Salad  
  Lettuce/Tomato  
  Three Bean Salad  
  Spinach/Romaine  
  Hoagie Bun  
  Rocky Road Pudding | Grilled Sausage  
  Bell Peppers & Onions  
  Chuckwagon Corn  
  Melon  
  Hot Dog Bun |
| Beef & Cabbage Bake  
  Roasted Beets  
  Country Cottage Blend  
  Sugar Cookie  
  Roll | Chicken Salad  
  Whole Wheat Bread  
  Lettuce/Tomato  
  Pinto Bean Soup w/ Ham  
  Watermelon | Baked Salmon  
  Teriyaki Sauce  
  Normandy Blend Vegetables  
  Romaine/Iceberg Salad  
  Roll  
  Seasonal Fruit | Chicken Enchiladas/Verde Sauce  
  Shredded Lettuce  
  Pinto Beans  
  Banana  
  Gelatin w/ Whipped Topping | Father's Day Lunch  
  Meatloaf/Mushroom Gravy  
  Scalloped Potatoes  
  Stewed Tomatoes  
  Tropical Mixed Fruit  
  Chocolate Chip Cookie |
| Meat Lasagna  
  Green Garden Salad  
  Italian Blend Vegetables  
  Peach  
  Breadstick | Chicken Fajita  
  Bell Peppers & Onions  
  Mixed Vegetables  
  Flour Tortilla  
  Melon  
  Lemon Pudding | Grilled Salmon  
  Lemon Herb Sauce  
  Wild Rice Blend  
  Green Peas  
  Seasonal Fruit  
  Chocolate Oatmeal Bar | Russian Chicken Paprikash  
  Roasted Red Potatoes  
  Herb Roasted Carrots  
  Rye Bread  
  Russian Apple Cake | Baked Chicken Thigh/BBQ Sauce  
  Coleslaw  
  Potato Salad  
  Roll  
  Seasonal Fruit |
| Shredded Pork  
  Rice  
  Shredded Lettuce/Salsa  
  Corn  
  Black Beans  
  Cantaloupe | Chicken Stir Fry  
  Brown Rice  
  Asian Blend Vegetables  
  Banana  
  Lemon Cookie | Baked Salmon  
  Creole Sauce  
  Spinach/Romaine Salad  
  Green Beans  
  Roll  
  Peach Dump Cake | Turkey Salad & Lettuce/Tomato  
  Bun  
  Macaroni Salad  
  Cucumber & Onion Salad  
  Watermelon | Grilled Brat  
  Baked Beans  
  Green Garden Salad  
  Hot Dog Bun  
  Pineapple Cobbler |

*No Alternative Meals on Special Events Days

**Week 1**: Turkey Chef Salad w/Watermelon and Crackers
**Week 2**: Ground Beef Taco Salad w/Black Beans, Spanish Rice, Tortilla Chips
**Week 3**: Chicken Caesar Salad, Tropical Mixed Fruit, Spinach Tortilla
**Week 4**: Tuna Salad, Hard Boiled Egg, 3 Bean Salad, Melon Cup, Crackers

*No Alternative Meals on Special Events Days
<table>
<thead>
<tr>
<th>Tuesday</th>
<th>Thursday</th>
</tr>
</thead>
<tbody>
<tr>
<td>4:00—6:20 Indoor Pickle Ball</td>
<td>6</td>
</tr>
<tr>
<td>(Group Exercise Room)</td>
<td>4:00—Center Closed</td>
</tr>
<tr>
<td>4:00—7:45 Gym (60 &amp; Older Only)</td>
<td></td>
</tr>
<tr>
<td>4:00—7:45 Billiards</td>
<td></td>
</tr>
<tr>
<td>5:00—6:00 (CC) Acrylic Painting B</td>
<td></td>
</tr>
<tr>
<td>6:00—7:00 (CC) Card Making</td>
<td>13</td>
</tr>
<tr>
<td>(Art Room)</td>
<td>4:00—Center Closed</td>
</tr>
<tr>
<td>6:30—7:30 (CC) Yoga (Group Exercise Room)</td>
<td></td>
</tr>
<tr>
<td>7:00—8:00 (CC) Watercolor</td>
<td></td>
</tr>
<tr>
<td>11</td>
<td>20</td>
</tr>
<tr>
<td>4:00—6:20 Indoor Pickle Ball</td>
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<tr>
<td>18</td>
<td>25</td>
</tr>
<tr>
<td>4:00—Center Closed</td>
<td>4:00—Center Closed</td>
</tr>
<tr>
<td>25</td>
<td>27</td>
</tr>
<tr>
<td>4:00—Center Closed</td>
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</tr>
</tbody>
</table>

***(CC) stands for Community Classes. To enroll please visit [www.canyondistrict.org](http://www.canyondistrict.org) or call 801-826-6689 for more information. There is a fee for each community class.