



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

MIDVALE CITY COUNCIL MEETING AGENDA June 16, 2020

PUBLIC NOTICE IS HEREBY GIVEN that the **Midvale City Council** will hold an electronic meeting on the **16th day of June 2020** as follows:

Electronic City Council Meeting

This meeting will be an electronic meeting, without a physical location, pursuant to Midvale City Resolution No. 2020-R-11. As restrictions take place across the state for limiting public gatherings, the City wants to make sure everyone interested in participating in City Council Meetings can do so. The meeting will be broadcast on the following links:

You Tube: https://www.youtube.com/channel/UCLDszK2kMUHuc3-bV-BBslQ?view_as=subscriber
Mixlr and City website: <https://www.midvalecity.org/how-do-i/listen-to-public-meetings>

If you would like to provide public comments, please email your comments to Lmagness@midvale.com or comment on Midvale City's Facebook page prior to the completion of the public comments portion of the meeting. You may also submit comments if the Mayor and City Council open a specific agenda item to public comment. These comments will be read aloud in the meeting and will be part of the public record.

6:00 PM – Dahl Conference Room WORKSHOP

- Discuss UPD Draft Feasibility Study [*Kane Loader, City Manager*]
- Discuss City Park Improvement Project [*Kane Loader, City Manager*]

7:00 PM REGULAR MEETING – Council Chambers

I. GENERAL BUSINESS

- A. WELCOME AND PLEDGE OF ALLEGIANCE
- B. ROLL CALL
- C. Unified Police and Fire Reports
- D. Proclamation Recognizing Racism as a Public Health Crisis [*City Council*]

II. PUBLIC COMMENTS

Any person wishing to comment on any item not otherwise scheduled for public hearing on the Agenda may submit their comment via email to Lmagness@midvale.com or on Midvale City's Facebook page prior to the completion of this portion of the meeting. 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.

III. COUNCIL REPORTS

- A. Councilmember Quinn Sperry
- B. Councilmember Heidi Robinson
- C. Councilmember Paul Glover
- D. Councilmember Bryant Brown
- E. Councilmember Dustin Gettel

IV. MAYOR ROBERT M. HALE REPORT

V. CITY MANAGER REPORT

VI. DEPARTMENT REPORTS

- A. Community Development/RDA Report [*Nate Rockwood, Community Development Director*]
- B. Administrative Services Report [*Kyle Maurer, Administrative Services Director*]

VII. CONSENT AGENDA

- A. Consider Minutes of June 2, 2020 [*Rori Andreason, H.R. Director/City Recorder*]

VIII. ACTION ITEMS

- A. Consider Resolution No. 2020-R-28 Adopting the Fiscal Year 2021 Midvale City Municipal Fee Schedule [*Kyle Maurer, Administrative Services Director*]
- B. Consider Resolution No. 2020-R-29 Adopting a Proposed Tax Rate on all Real and Personal Property in Midvale City for the Fiscal Year commencing July 1, 2020 and ending June 30, 2021 [*Kyle Maurer, Administrative Services Director*]

IX. 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: JUNE 11, 2020

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



MIDVALE CITY

Proclamation

RECOGNIZING RACISM AS A PUBLIC HEALTH CRISIS

Whereas, racism is rooted in the foundation of America, beginning with chattel slavery in 1619; most of the Black experience in America has been endured under slavery and Jim Crow which allowed preferential opportunities for White Americans while subjecting people of color to hardships, disadvantages, and violence in every area of life and creating a legacy of inherited trauma across generations; and

Whereas, racism manifests in distinct ways across other social intersections including gender identity, sexual orientation, class, disability, immigration status and age, and collectively reinforces the racial hierarchy throughout these intersections which weakens the strength of our entire humanity; and

Whereas, structural racism has resulted in race as a social determinant of health, with persistent racial disparities in criminal justice, housing, education, healthcare, employment, worker protections, climate, food access, and technology, and multiple healthcare advocacy groups have reported that data shows race, income, and ZIP Code have a bigger impact on your health than your behavior, your medical care, or your genetic code; and

WHEREAS, social determinants of health have a disproportionate impact on communities of color, including increased exposure to lead, poor air quality, lack of safe places to recreate, lack of mental health services and lack of educational and career opportunities; and

WHEREAS, the current COVID-19 pandemic has exacerbated the racial disparities within communities of color across the state of Utah ranging from health care access to risk exposure, and there is a clear correlation between maps showing rates of COVID-19 hospitalizations and neighborhoods with high social vulnerability throughout Salt Lake County; and

WHEREAS, more than 100 studies have linked racism to negative health outcomes, including research supporting that the cumulative experience of racism throughout one's life can induce chronic stress making Black populations particularly susceptible to chronic health conditions that lead to otherwise preventable deaths; and

WHEREAS, the police brutality against Black citizens across the United States, including recent victims George Floyd, Ahmaud Arbery, Breonna Taylor, Tony McDade and countless others have contributed to an environment that is persistently unsafe for our Black communities, serving to uphold both systemic inequities and psychological burdens that worsened this public health crisis; and

WHEREAS, although there is no epidemiologic definition of "public health crisis," the health impacts of racism clearly exemplify the definition proposed by experts from the Boston University School of Public Health, which is that "The problem must affect large numbers of people, it must threaten health over the long-term, and it must require the adoption of large-scale solutions"; and

WHEREAS, public health institutions' responsibilities to address racism include reshaping our discourse and agenda so that we all actively engage in racial justice work; and



MIDVALE CITY

Proclamation

WHEREAS, with support from community partners it is Midvale City's responsibility to address racism directly in our work, our programming, and our policies, including seeking solutions to reshape the discourse and actively engage all residents in racial justice work.

Now, Therefore, BE IT PROCLAIMED BY THE MAYOR AND MIDVALE CITY COUNCIL:

Section 1. That the Mayor and Midvale City Council acknowledge that the effects of intergenerational racism are a public health crisis in Midvale, the state of Utah, and across the United States, and advocate for racial justice as a core element of Midvale City's policies, programs and procedures. We support the expansion of documented equity decision-making frameworks that are transparent to the public, agency organizational work plans to address and correct embedded policies that discriminate and perpetuate racism, educational efforts to address and dismantle racism, including how racism affects individual and population health, providing tools to assist members of local government to engage actively and authentically with communities of color, and to apply an anti-racism lens to their outreach with all communities.

IN WITNESS THEREOF, I have hereunto set my hand and affixed the seal of the City Midvale this 16th day of June 2020.

ADOPTED on this 16th day of June 2020.



Attest:

Rori L. Andreason
City Recorder

Robert Hale, Mayor

Dustin Gettel, Council Member

Paul Glover, Council Member

Quinn Sperry, Council Member

Bryant Brown, Council Member

Heidi Robinson, Council Member



COUNCIL MEETING *Minutes*

Tuesday June 2, 2020
Council Chambers
7505 South Holden Street
Midvale, Utah 84047

MAYOR: Mayor Robert M. Hale

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

STAFF: Kane Loader, City Manager; Matt Dahl, Asst. City Manager; Rori Andreason, HR Director/City Recorder; Lisa Garner, City Attorney; Glen Kennedy, Public Works Director; Laura Magness, Communications Director; Kyle Maurer, Administrative Services Director; Nate Rockwood, Community Development Director; Alex Murphy, Planning Director; Chief Randy Thomas, UPD; Chief Brad Larson, UFA; and Matt Pierce, IT Manager.

WORKSHOP

A. PRESENTATION OF THE OFFICE OF THE STATE AUDITOR'S FRAUD RISK ASSESSMENT

Kyle Maurer said beginning in 2020, all local governments are required to complete a Fraud Risk Assessment/Questionnaire and present it to the governing body. The Assessment assigns an overall risk level of undetected fraud based upon points earned for the implementation of identified best practices. This assessment/questionnaire will also be certified by the CFO (Finance Director) and CAO (City Manager). This assessment was designed by the State Auditor's Office to identify best practices in fraud detection and prevention. It is important to note the following:

- Best practices identified in the Assessment are not required, but highly recommended.
- All of the best practices in the Assessment may be implemented at a low or no cost.
- The Assessment is not a replacement or duplication of an internal control assessment performed by an independent auditor as part of a financial statement audit.

He discussed specifics on mitigating factors Midvale City current has and potential areas of improvement.

The Council discussed options to allow public comments in the Council Chambers while still maintaining social distancing. Staff will bring back more information at the next meeting.

B. UPDATE ON UPD BUDGET AND BOARD MEETING

Kane Loader discussed updates on the UPD Budget and Board Meeting with the Council. The numbers have dropped below a 3% increase with a position in the precinct being eliminated. Midvale City's increase compared to other cities is the lowest.

Mayor Hale said as the Chair of the UPD Board, they have seen the need for police services rise. He discussed the issue of weighted voting for budgetary issues and felt it would pass at the next UPD Board meeting.

Kane Loader said any modifications to the Interlocal Agreement would need to come before the Council for approval.

Council Member Bryant Brown discussed his feelings regarding using taxpayer monies appropriately. He expressed his feelings regarding creating a letter of intent to withdraw from UPD.

Chief Randy Thomas said he felt the letter would negatively affect the morale of the police officers.

Council Member Quinn Sperry said he's had some residents say they fear the City would be putting people at risk by leaving UPD.

Mayor Hale discussed the CARES Act and the possibility of receiving funds for issues related to COVID-19. Kyle Maurer said Salt Lake County is working on guidelines for the cities to follow.

Nate Rockwood said he would like to discuss the issues regarding the single-family zone at the July 7th council meeting.

Mayor Robert Hale called the business meeting to order at 7:00 p.m.

I. GENERAL BUSINESS

A. WELCOME AND PLEDGE OF ALLEGIANCE

B. ROLL CALL - Council Members Heidi Robinson, Dustin Gettel, Bryant Brown, and Quinn Sperry, and Paul Glover were present at roll call.

C. UNIFIED POLICE & UNIFIED FIRE DEPARTMENT REPORTS

Chief Randy Thomas reported on the death of Officer Lyday, Ogden Police Department, and offered his condolences. He assured the Council that UPD looks for opportunities for new and resourceful training. Body Camera's are a budgetary issue and have been purchased through grant funding. Not all officers have a body camera. UPD was the largest contributor to the protest in Salt Lake City over the weekend. There were multiple agencies who sent forces to Salt Lake City to assist in the protest. There were injuries to citizens, officers, and property. He said he was proud of way the officers handled the situation. They have received incredible support from the community. He also acknowledged his UFA partners for their support in the situation.

Chief Thomas reported on a fatal accident where the contributor was a driver under the influence of alcohol. He also reported on a recent meeting with the Pioneer Park Coalition and discussed the homeless and ways to help them.

Council Member Bryant Brown asked about gun fire shots last night near Monroe. Chief Thomas said there were gun shots but no injuries. The incident is under investigation.

Chief Brad Larson said UFA also sends condolences to the Ogden City Officer that was killed in the line of duty. He said the proposed budget was approved by the Finance Committee and the UFA Board last week. He said the budget information can be found on their website and encouraged the Council to review it. Response times are being evaluated for overall improvement. He said they have had only one COVID-19 positive test to date. However, last week a few staff members were tested for COVID-19 and are awaiting the results. Midvale City UFA now has two new staff members that are fully trained with medical training. He said the safety message this month is for cooking and barbequing in the home.

II. PUBLIC COMMENTS

There was no one who desired to speak.

III. COUNCIL REPORTS

A. Council Member Quinn Sperry – asked that the State Ombudsman come to a Council meeting annually to discuss legislative versus the administrative procedures so our residents understand better.

B. Council Member Heidi Robinson – had nothing to report.

C. Council Member Paul Glover – said he appreciates receiving the citizen's concerns regarding zoning issues. It's difficult to understand every zoning issue. He thanked the police department for everything they did for the budget and the safety of our citizens. He also thanked staff for all of their efforts.

D. Council Member Bryant Brown – said the Arts Council is trying to find creative ways to bring the arts to the community during these challenging times. He announced that Melanie Beardall has stepped down. She was there for the last 6 years

and will be missed. He asked about improvements in lighting and a sidewalk on Holden Street.

Matt Dahl reported that project was turned down for a CDBG grant. He said he is looking at other options.

Council Member Brown said he's been doing some reflecting and after the George Floyd murder, he is very much aware that as each of these things pass, there is a need to work towards a greater justice equally. Be better as people to protect everyone equally.

E. Council Member Dustin Gettel – said Midvale City has a large minority population. He said he does not condone actions that were taken at the protest. However, the people who have something to say need to be recognized and understood better. They also need to understand that destroying cities and property is not the right way to be heard. There needs to be better listening and understanding on the city level. He said he has confidence in Midvale police precinct. There is a need to celebrate and recognize diversity within the City.

IV. MAYOR REPORT

Mayor Robert Hale – said the Governor has opened up cultural events and parades in place, but the regulations need to be followed. He discussed the state's budget and the use of the low bond rating. It will be a tough budget for the state this year. Gas taxes used for roads will be reduced dramatically. He thanked Council Member Paul Glover for helping with the "Feeding the Poor" donations. He said in speaking to Judge George Vo-Duc, he applauded the City for how they are handling COVID-19 and treating the City staff. He said he has a meeting with the Mexican Consulate later this week regarding COVID-19 to try and help the Latino population.

V. CITY MANAGER REPORT

Kane Loader said he has successfully negotiated an agreement with the Sandy Suburban District for the property to build a transfer station. Their desire is for a long-term lease. The Salt Lake County Health Dept. is building a new hazardous waste facility. Residents will be able to haul solid and hazardous waste garbage. He expressed his appreciation to the officers who responded to the Saturday night protest. The officers helped Salt Lake City with the situation and did a great job. He said he appreciated their willingness to assist them.

Laura Magness discussed the cancellation of Harvest Days with the Council. She said some residents would like to have block parties, but there are very strict regulations to follow. If the City is still in the yellow phase of COVID-19, she recommended being very careful and limited staff that attends. There is also an event planning application that needs to be submitted to Salt Lake County for each block party event. If the City is the green phase of COVID-19, the block parties can proceed as done in the past.

Council Member Dustin Gettel said if the City is still in the yellow phase, the City should not participate. If the City is in the green phase, it still doesn't mean everything is good, it

means green is the new normal and precautions are still needed. He does not want to put anyone at risk. He strongly recommended not participating at all this year. There is still a possibility of going back to the orange phase.

Council Member Quinn Sperry said he does not want to put staff or anyone in jeopardy and felt the City should not participate this year.

Council Member Bryant Brown said he would like to carry the budget over to next year's Harvest Days when it is safe. Council Member Heidi Robinson agreed. Laura Magness said she is looking at putting together a virtual event for Harvest Days this year. Council Member Dustin Gettel suggested doing a virtual concert that everyone can watch.

Matt Dahl reported that within the City offices staff is healthy. There have been a few employees that have come into contact with someone that was suspected to have COVID-19, but no one has tested positive. They have gone through the quarantine period and are back and healthy. The finance clerks, community development, and planning staff have been doing a great job with helping citizens that come into city hall. Staff has been re-evaluating when to go back to in person meetings. The intent is to come back next week with a plan for Council meetings. He said Council Member Dustin Gettel inquired about repairs on the Jordan River bridge on 7800 South. He said that project is a capital improvement project for West Jordan City. The project is still slated for this summer and he plans to execute a contract to get the repairs done. He said he just learned that the 7100 South Town Homes Project on the agenda for a final preliminary plat needs to be tabled since the Planning Commission has not yet approved the project. The Council agreed to table the item and bring back at a later meeting.

VI. DEPARTMENT REPORTS

A. PUBLIC WORKS REPORT

Glen Kennedy reported that Public Works is behind in a lot of areas. In the month of May they performed services on 27 different items. Maria and Carma are focusing on sanitizing the buildings. Performing Arts building landscaping was cleaned up. Storm Drains were repaired and replaced; crew worked very hard. Streets have been performing tree trimming to clear blocked views on roads. And many road patches have been made throughout the city. COVID has been a blessing and a curse for parks. The restrooms and splashpad are not open, which has freed up time to work on irrigation line breaks. They have done a lot of catch up items this last month. Water has repaired and installed hydrants and valves. Two wells have been tested and are ready to go. They've had water leaks and backflow repairs. They collected GIS on 249 sewer manholes. GIS collections is about 90% done.

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

VII. PUBLIC HEARINGS

A. REQUEST TO VACATE CITY-OWNED RIGHT-OF-WAY LOCATED AT APPROXIMATELY 320 WEST PARK STREET

Alex Murphy said Midvale City owns a 30' wide right-of-way at approximately 320 West Park Street and has received a request to vacate the right-of-way by Frank LeBaron and the Canyons School District ("CSD"). Mr. LeBaron and CSD each own property adjacent to the right-of-way and Mr. LeBaron is interested in pursuing a single-family residential development on his property.

The right-of-way was dedicated to the City as Jordan Avenue with the Eastvale Addition Subdivision in 1917. At the time, the right-of-way was dedicated at a half width with the intent to dedicate the remaining half width on the next plat to the west. Prior to the next subdivision occurring, the adjacent property was developed into a school and no additional property was dedicated to the City to finish the right-of-way.

The Jordan Avenue right-of-way is the only frontage available to several lots created by the Eastvale Addition plat (Lots 6-17 of Block 3). However, public road standards require a minimum of 50' of right-of-way width, which is not available for these properties. As a result, the properties are landlocked and have sat undeveloped for decades.

Should the right-of-way vacation be approved, the ROW property would be returned to the adjacent property owners. Mr. LeBaron, who owns the northern 3 parcels (Lots 11-17 of Block 3) along Jordan Avenue, would then be able to install a private road to access his properties. CSD owns the southern 2 parcels (Lots 6-10 of Block 3) and has leased those parcels to the City with the rest of the adjacent park. Neither the City nor CSD plan to extend the right-of-way or develop park property, so the park configuration would remain as-is.

The City's Municipal Code dictates the process vacation requests must go through. Per §12.16.050, this request was forwarded to other affected City departments to determine potential impacts to the City. The affected City departments concluded vacation of the right-of-way was appropriate and raised the following concerns to be addressed during the process:

1. A sewer line runs through the right-of-way before cutting west across the adjacent park. A water line and storm drain line may also run through the area requested to be vacated, depending on the exact boundary.
2. The parking lot servicing the community center will need to be reconfigured to provide the private street access.
3. There are multiple large trees that may be impacted by the construction of a private road. If removal of the trees is necessary, the developer will be expected to complete their removal at his own expense.
4. The adjacent park's irrigation system may run through the area to be vacated. If it does, the developer will be expected to reroute and reconnect the system at his own expense.
5. The right-of-way and adjacent properties are in the SF-2 zone, which allows single family detached development. Any future development on this parcel will be required to comply with the development standards in effect at the time of application.

Staff has reviewed the request and concerns raised by other City departments and agrees with the conclusion that the City should vacate the right-of-way with conditions to address the identified concerns.

All vacation requests require a review and recommendation from the Planning Commission and approval from the City Council with public hearings held before each body. The Planning Commission conducted a public hearing regarding this request on May 13, 2020 and forwarded a recommendation to the City Council to approve the request with the following conditions of approval:

1. A public utility easement shall be provided to ensure future access to existing utility lines.
2. The developer shall be responsible for any costs incurred with removing existing trees, rerouting and reconnecting the existing park irrigation system, and reconfiguring the community center parking lot to provide access. Each of these activities shall be required to comply with the applicable City standards and ordinances relating to design, installation, and acceptance of such activity.

The requested vacation is also a prerequisite for a subdivision plat also under consideration by the Council. Should the Council decide to proceed with the vacation, Staff will prepare an ordinance approving the request and vacating the right-of-way for final approval in a later meeting so that the ordinance and final subdivision plat can be reviewed and approved at the same time.

FISCAL IMPACT:

Because the street vacation returns property to the original owner or successor in interest, no compensation will be required or accepted for the property. Vacating the right-of-way will shed responsibility for ongoing maintenance and costs associated with any improvements will be the responsibility of the developer.

Should the right-of-way remain under City control, the City will continue to be responsible for ongoing maintenance costs and may be obligated to provide access to the adjacent properties on a substandard public road.

Council member Bryant Brown said he would like to down zone as much as possible.

Council Member Paul Glover asked Mr. Murphy to address the concerns of residents that were brought up.

Alex Murphy said staff had received comments on parking in the community area. In order to provide access to these properties, it is necessary for some of the parking stalls to be removed. He does not have a finalized design for this yet, but he believes it will affect approximately seven parking stalls. He was not sure if they have a method for additional parking.

Kane Loader said phase 2 of the park expansion is to take down the bowery and connect the parking lots between 6th Avenue and Chapel Street to create additional parking and better flow for traffic. Also, a large restroom facility will be built that will have a snack bar and storage area for the football league's equipment.

Alex Murphy said currently the storage containers are taking up parking spaces. Staff is working on a lease agreement with the football league addressing the storage containers. There is a possibility of adding a few street parking areas.

Mayor Hale opened the hearing to public comment.

Laura Magness read a comment from Lorene Butler:

"To the Council and Staff. We are renovating the former senior center to become the museum and if I am correct, an event center. Parking is always an issue. Not giving the right of way and acquiring the property to expand the parking capacity seems to be a wise use of that land. During football season, Harvest days and other activities, it would be nice to have more spaces inside the park than on the neighborhood street scape. I thank you for your time."

There were no other comments.

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

**ACTION: APPROVE REQUEST TO VACATE CITY-OWNED
RIGHT-OF-WAY LOCATED AT 320 WEST PARK STREET**

MOTION: Council Member Dustin Gettel **MOVED** to approve the requested vacation and direct Staff to prepare an ordinance formalizing the decision for consideration in a later meeting with the following conditions of approval:

1. A public utility easement shall be provided to ensure future access to existing utility lines and
2. The developer shall be responsible for any costs incurred with removing existing trees, rerouting and reconnecting the existing park irrigation system, and reconfiguring the community center parking lot to provide access. Each of these activities shall be required to comply with the applicable City standards and ordinances relating to design, installation, and acceptance of such activity.

The motion was SECONDED by Council Member Paul Glover. Mayor Hale 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 Heidi Robinson	Aye
Council Member Bryant Brown	No
Council Member Dustin Gettel	Aye

The motion passed 4-1 in favor.

MOTION: Council Member Paul Glover MOVED to go into 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 for a vote. The motion passed unanimously.

**B. CONSIDER PRELIMINARY SUBDIVISION PLAT FOR 4-LOT
SUBDIVISION LOCATED AT APPROXIMATELY 320 WEST PARK
STREET**

Alex Murphy said Frank LeBaron, representing JLF Investments LC, is requesting approval to subdivide property located at approximately 320 West Park Street into four lots to create new developable lots. The subject property is approximately 0.77 acres in size and is bounded by Midvale City Park on the south and west, Park Street on the north, and existing single-family detached residences on the east. The proposed subdivision would create 4 lots for new single-family detached residences accessed by a private street. This proposal is dependent on the Jordan Avenue vacation being approved and this Report assumes approval by the Council of the vacation request.

The proposed subdivision is subject to Midvale City Municipal Code Title 16 (Subdivisions) and Chapter 17-7-2 (Single Family Residential [SF-2] Zone).

Because the proposal includes 4 total lots, the large subdivision process laid out in Section 16.04.040 applies. With the exceptions identified in the numbered list below, Staff has found the proposed subdivision complies with the requirements of Title 16 and Chapter 17-7-2. The proposed lots comply with the lot standards of the SF-2 zone and the proposed private street meets the right-of-way width and layout requirements of Title 16. Maintenance of the private street will be the responsibility of the property owners and a private maintenance agreement has been prepared for the private street accessing the proposed lots. Future development on the properties will be required to comply with the SF-2 zone requirements.

1. The boundary of the subdivision plat and requested vacation do not match along Park Street. The plat will need to be adjusted to retain the 50' right-of-way required for Park Street.
2. There is an existing garage on Lot 101 that will need to be modified to allow the private road. The structure is considered nonconforming, so the applicant has proposed removing approximately 18' from the rear of the structure to provide

space for the new road and sidewalk. This change will need to be completed prior to recording the final plat and Staff recommends including it as a condition of approval. A demolition and building permit will be required for this work.

3. Section 16.04.040(A)(3) requires that 2"-caliper deciduous street trees be planted with any new subdivision at a rate of one tree for every 30 feet of frontage, resulting in a requirement for eight (8) trees along each side of the new private road. There are currently existing trees along the west side of the new road that the applicant intends to preserve. If they meet the City's requirements for street tree species and location, they may be counted towards this requirement, although Staff recommends requiring inspection by a licensed arborist certifying the trees are in good health to allow the trees to be considered towards this requirement. No trees are proposed along the east side of the street and will need to be planted or guaranteed by a cash bond prior to recording the final plat.
4. Section 16.04.040(A)(5) includes streetlight requirements for new private streets. No lighting information has been provided with the preliminary plat. Staff recommends requiring this information as part of the final plat submittal.
5. Section 16.04.040(F) requires that duty to serve letters from the water and sewer provider (Midvale City) be provided and courtesy notices be sent regarding utility easements to Dominion Energy, Rocky Mountain Power, Xfinity, Utopia, and CenturyLink prior to final plat approval. Staff recommends including this requirement as a condition of approval.

The applicant's proposal was sent to the City Engineer and Unified Fire Authority for review and comment. The Fire Marshal reviewed and approved the proposed subdivision plat on April 27, 2020 and the City Engineer approved the plat with technical corrections to be made on the final plat on May 12, 2020.

The Staff recommendation for the proposed street vacation associated with this subdivision contained conditions that should also be addressed as part of the subdivision, including a public utility easement and construction-related activities.

Mayor Hale opened the hearing to public comment.

Alex Murphy read an email comment from Nate Manning:

"Dear Councilmen and Councilwomen of Midvale City,
My name is Nate Manning and I own the home at 7620 Jefferson Street in Midvale. My property is one of only three homes that share a border with the property on which Mr. Lebaron proposed homes will be built. There are many comments and concerns that have been voiced with this property by Midvale citizens, however, I hope my opinion may be taken with additional consideration as it not only impacts me as a citizen of Midvale but as one of only three homeowners that are directly affected by the proposed building of these new units.

First, let me state that I purchased my current home from Mr. Lebaron, and we have enjoyed working with him and his staff. They are fine individuals who have a deep respect for Midvale and the community in which we all live. I am happy that they are the owners of this property and that they are proposing to build homes here. Please do everything you can to help Mr. Lebaron and his staff.

Please take careful consideration as I pose three considerations for the City Council:

1. Parking issues at Midvale Park on the East entrance - This proposed motion would remove around 7 parking spots at the East entrance of the park. There is already not enough parking at this location. During football season, park events, weekends, city events (like Harvest Days) and on various other occasions, the parking will be full, and the parked cars bleed into the majority of Jefferson Street, including my front yard which is one house south of the corner. As this project will create even more parking issues. I hope you will make adjustments to help our homes not be lined with cars throughout the entire year. Many people even park illegally within 30 feet of the stop sign. Please create more parking rather than take away parking. Please also install a "no parking" sign which would guard 30 feet around the stop sign. This is already a big issue and needs to be considered carefully. I already feel that parking has been neglected with the building of the new community center, so please take this opportunity to revise the parking situation. It is a serious concern for myself and my neighbors, who are directly affected by it.

2. Home sizes and height - The City has assured us that they will "make sure Mr. Lebaron's homes match the existing homes in the area." My biggest worry is the height of these homes. All three of the homes that share a border with this property are ramblers/cottages (my home included). They are one-story homes. The proposed building will likely be two-story homes. As one of only three properties that this directly effects - please make sure Mr. Lebaron will not build tall homes that invade the privacy of my backyard and have a disproportionate height to the surrounding homes. We have invested thousands of dollars into a backyard which we use as a personal sanctuary for my wife and three young children. I don't want tall homes built which would create awkward opportunity for future homeowners to peer into my yard as we have family events, private relaxation. One of the main reasons we bought this house was for the ambiance of the backyard which we had a vision for from the beginning, so please help us preserve our privacy in the backyard by either restricting their height or requiring privacy shrubbery along the eastern border of their homes. There isn't much you can do to match the 1930's style of the homes in the area - but you can easily match the height. Please adhere to this simple request.

3. Increase in traffic at the four-way stop - Jefferson Street is already used as a thoroughfare from Center street to 7200 South. It is an extremely busy street. I thank the City of Midvale for creating a four-way stop just east of the park on Jefferson Street. However, this new proposed subdivision will create an additional reason for traffic on Jefferson street as it will be the only access to these properties. Please install a digital speed sign that shows the vehicle speed. Many people do not obey the stop sign and

drive at absurd speeds down Jefferson (at every hour of the day/night). Access to these homes will only increase this traffic. Please do all you can to reduce the speed on this street. I fear for the safety of my children because of this issue. The building of these homes will increase vehicle count, which will increase the number of speeding vehicles. Please hear this request carefully.

I appreciate hearing my concerns on this matter, and I look forward to seeing the addition of these homes to our community in a way that will be beneficial to all.

Cordially,

Nate Manning”

Gavin Wenzel said currently there are 2-story homes planned for the area. The maximum height will be less than 31 feet. It is not likely that they would plant 20’ trees. He said they could address the window sizes for viewing in the back yard if the plan allowed. He said they would try to be considerate to the existing neighbors. They will reach out directly with concerned neighbors and try to mitigate their concerns.

Council Member Quinn Sperry suggested building a taller fence.

Mr. Gavin Wenzel agreed and said he thought that was something they could do.

MOTION: Council Member Quinn Sperry 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 for a vote. The motion passed unanimously.

**ACTION: APPROVE PRELIMINARY SUBDIVISION PLAT
FOR 4-LOT SUBDIVISION LOCATED AT APPROXIMATELY 320
WEST PARK STREET**

MOTION: Council Member Quinn Sperry MOVED that based on compliance with the requirements of the Midvale City Municipal Code demonstrated in the application or addressed by conditions of approval, I move that we approve the preliminary subdivision plat for the Jefferson Court Subdivision with the following conditions of approval:

- 1. The applicant shall prepare a final subdivision plat to be reviewed and approved by the City Engineer, Fire Marshal, and City Council.**
- 2. Prior to final plat approval, the applicant shall:**
 - a. Provide evidence that courtesy notices have been sent to Dominion Energy, Rocky Mountain Power, Xfinity, Utopia, and CenturyLink regarding utility easements on the subdivision plat.**

- b. **Provide a streetlight plan complying with the City's private street streetlight requirements.**
- c. **Revise the boundary of the subdivision to reflect changes in the area to be vacated.**
- d. **Provide a public utility easement in a form satisfactory to the City Engineer and Public Works Director along the private road to ensure future access to existing utility lines.**

3. Prior to recording the final subdivision plat, the applicant shall:

- a. **Obtain duty to serve letters for water and sewer service from the appropriate provider(s).**
- b. **Remove, relocate, or reduce in size the existing garage on Lot 101. A building permit is required for this work.**
- c. **Install, or guarantee installation through submission of a bond, 8 street trees along each side of the proposed private street. The required street trees may be clustered or evenly spaced. Existing trees which meet the City's species and location requirements related to street trees may be counted towards this requirement upon inspection and certification of good health by a licensed arborist.**
- d. **Install, or guarantee installation through submission of a bond, any revisions to the park irrigation system and community center parking lot required to accommodate the proposed changes in access and design.**

The motion was SECONDED by Council Member Heidi Robinson.

Mayor Hale 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 Heidi Robinson	Aye
Council Member Bryant Brown	No
Council Member Dustin Gettel	Aye

The motion passed 4-1 in favor.

C. CONSIDER PRELIMINARY SUBDIVISION PLAT FOR A 16-LOT SUBBDIVISION LOCATED AT 127-149 EAST 7100 SOUTH

MOTION: Council Member Quinn Sperry MOVED to table item C, consider preliminary subdivision plat for a 16-lot subdivision located at 127-149 East 7100 South. The motion was SECONDED by Council Member Paul Glover. Mayor Hale called for discussion on the motion.

Matt Dahl said the Planning Commission had not adopted the final preliminary subdivision plat, so it needs to go back for approval.

Mayor Hale called for roll call vote. The voting was as follows:

Council Member Quinn Sperry	Aye
Council Member Paul Glover	Aye
Council Member Heidi Robinson	Aye
Council Member Bryant Brown	Aye
Council Member Dustin Gettel	Aye

The motion passed unanimously.

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

D. CONSIDER PROPOSED AMENDMENTS TO FY2020 BUDGETS INCLUDING THE GENERAL FUND AND OTHER FUNDS AS NECESSARY

Kyle Maurer said staff is proposing amendments to the fiscal year 2020 budget for the General Fund, Capital Projects Fund, Water Fund, and Fleet Fund. These proposed amendments were discussed on May 19, 2020.

General Fund – Reallocation of merit, benefit, and selective salary increases to the correct departments. When the fiscal year 2020 budget was approved, these increases were budgeted in the Employee Services department for reallocation at a later date. Due to the retirement of an employee, and other personnel changes made in fiscal year 2020 (including budgeting for the fiscal year end payroll accrual), an additional \$61,369 is required to fully fund expected payroll through the end of the year. This difference will be covered through expenditure savings.

Due to the current economic environment, it is necessary to adjust the current budget on many General Fund revenue sources. These adjustments are being offset with department expenditure reductions. In addition, staff proposes eliminating the General Fund transfer to Capital Projects for pavement management, curb & gutter, and sidewalk repair (\$400,000). These funds will be replaced with Transportation Sales Tax. Of note, the City had budgeted Code Enforcement services twice – In the Public Safety and Code Enforcement budgets.

The Code Enforcement budget is proposed to be removed.

The Parks & Cemetery division received \$8,775 in insurance proceeds related to the break in at the Cemetery. Staff proposes using these funds to replace stolen items.

The City received a TIGER grant in 2018, which was used to construct a pedestrian crossing on Center Street (adjacent to the TRAX crossing). To complete this project, Salt Lake County awarded the City \$375,000 in Transportation Funds (TIGER grant funds were not sufficient to complete the project). Staff proposes recording the funds in the

General Fund, with a corresponding transfer to the Capital Projects fund (where the project expense is being recorded).

On May 7, 2019, the City Council approved Resolution 2019-R-15, which allowed for the replacement of a HVAC unit on the Unified Police Department (UPD) building. The invoice was received in July 2019 and was not included in the fiscal year 2020 budget. Staff proposes increasing the Building Improvements budget by \$76,225 (the total cost of the HVAC unit was \$108,737).

Staff discovered the Urban Wildlife Contract (\$8,193) was not budgeted in the fiscal year 2020 budget. In addition, the City has been carrying a receivable from Midvale CBC (Community Building Community) created in fiscal year 2016. Revenue was received in a different fund in a prior year. A budget amendment is proposed to write off this receivable.

Upon direction from the City Council, the City is engaged in a Police Services Analysis to be performed by Lewis, Young, Robertson & Burningham (LYRB). An increase to Professional Services of \$18,000 is proposed in the Public Safety Department to complete this project (\$15,575 contract plus contingency).

In the January 7, 2020 Council Meeting, the City Council gave support for the Boys & Girls Club roof replacement project. A \$10,000 grant is included in the amendments. Finally, a correction is needed from the first budget amendment – A “contribution to” fund balance should have reduced a previously recorded “use of” fund balance.

Due to budget reduction measures, the City is proposing to reduce planned fund balance usage from \$166,611 to \$51,700 (\$114,911 difference).

Capital Projects Fund – Due to budget reduction measures undertaken in the General Fund to balance expected revenue decreases, staff proposes eliminating the \$400,000 General Fund contribution for Pavement Management, Safe Sidewalks, and Curb & Gutter replacements. These projects are proposed to be funded with Transportation Sales Tax. An additional \$267,681 is proposed to be added to Pavement Management.

Resolution 2020-R-09 was passed by the City Council on February 18, 2020, specifying the terms of disposal of a surplus piece of property. These terms included allocating proceeds to the City’s pavement management program. A budget amendment is proposed for \$46,297 (actual amount received) to accomplish this.

The City was awarded a \$150,000 Community Development Block Grant (CDBG) to be used for ADA ramps. Staff proposes a total budget of \$232,192 (CDBG plus City portion) with corresponding grant revenue. Pavement Management funds will be used to make up the difference. Any unspent City portion of the grant will be returned to Pavement Management.

Two projects were substantially completed in fiscal year 2020, but had small expenses carry over into fiscal year 2020 (\$2,201). This small amount is proposed to be covered by interest earnings that have exceeded budgeted expectations.

As discussed under the General Fund section, the City was awarded \$375,000 in Salt Lake County Transportation Funds. These funds will be used for the crosswalk on Center St partially funded by the TIGER Grant. A transfer into Capital Projects and a corresponding expense is proposed to be recognized.

Finally, a number of change orders have been needed on the Community Center project. This is mainly due to unforeseen expenses related to multiple additions having been previously done on the building.

The current budget does not include a contingency, thus necessitating a budget adjustment. Staff proposes moving \$100,000 from the Midvale Park Improvements budget to the Community Center project. Unspent funds will be removed to the City Park Improvements project.

Water Enterprise Fund – The fiscal year 2020 budget includes a vehicle for the Water department. Internal discussions with Finance staff led to a preference of budgeting this expense out of the Fleet Fund. A transfer out of the Water Fund and into the Fleet Fund is proposed.

Fleet Internal Service Fund – A vehicle budgeted for in the Water Fund is proposed to be purchased out of the Fleet Fund. A transfer out of the Water Fund and into the Fleet Fund is proposed to fund this expenditure. In addition, a vehicle replacement was budgeted in fiscal year 2019, but not carried over to fiscal year 2020. A \$22,231 increase to expense and corresponding reduction in contribution to fund balance is proposed. A “cleanup” of contribution to fund balance and contribution from fund balance is proposed.

FISCAL IMPACT:

General Fund – Decrease in revenue and planned fund balance usage \$449,473; decrease in expenditures, fund balance contribution, and transfers out \$449,473. Capital Projects Fund – Net increase in revenues and transfers in \$841,179; net increase in expenditures \$841,179. Fleet Fund – Increase transfers in \$35,000, reduction of contribution to fund balance \$33,000, increase in water and administrative vehicle purchases \$57,231, reduction of contribution to fund balance \$55,231 (net increase in revenues and expenses \$2,000).

City-wide increase in revenue and expense: \$393,706

Mayor Hale opened the hearing to public comment. There were none.

MOTION: Council Member Heidi Robinson MOVED to close the public hearing. The motion was SECONDED by Council Member Quinn Sperry. Mayor

Hale called for discussion on the motion. There being none, he called for a vote. The motion passed unanimously.

ACTION: CONSIDER RESOLUTION NO. 2020-R-27 APPROVING THE PROPOSED MIDVLAЕ CITY BUDGET FOR FISCAL YEAR BEGINNING JULY 1, 2020 AND ENDING JUNE 30, 2021

MOTION: Council Member Heidi Robinson MOVED to that we adopt Resolution 2020-R-27, a budget appropriation resolution amending the General Fund and other budgets of Midvale City for the Fiscal Year ending June 30, 2020. The motion was SECONDED by Council Member Bryant Brown. Mayor Hale 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 Heidi Robinson	Aye
Council Member Bryant Brown	Aye
Council Member Dustin Gettel	Aye

The motion passed unanimously.

MOTION: Council Member Quinn Sperry MOVED to go into 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 for a vote. The motion passed unanimously.

E. RECEIVE PUBLIC COMMENT ON THE PROPOSED MIDVALE CITY BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2020 AND ENDING JUNE 30, 2021

Kyle Maurer stated the budget document can be amended prior to final adoption. At the time of final adoption, all budgets must be balanced with expenditures equaling revenues.

Dear City Council Members: I am presenting for your consideration the Midvale City Corporation tentative budgets for Fiscal Year 2021. These budgets will be filed as required by Utah Code Annotated (UCA) Title 10-6- 111 and will serve as a “working tool” which we will jointly use to develop final budgets for the next fiscal year. This proposed tentative budget can be modified over the next six weeks until we ask for your final approval on June 16, 2020. This letter, along with the accompanying budget book, will explain and give detail to the City’s budgets along with the financial policies used to develop our revenue and expenditure projections for the coming fiscal year. These budgets reflect the economic realities the City currently faces due to the COVID-19 pandemic discussed in our budget retreat in April. These budgets were put together by City management and staff using the best information available for on-going and one-time revenues, as well as Fiscal Year 2020 year-end expenditure projections.

GENERAL FUND HIGHLIGHTS

As required by law, the General Fund is balanced and as such, meets the basic service level needs of the community. As we go through each department's budget, the staff will provide details on any proposed changes in funding or service levels. Departments were asked to curtail spending when possible. Only "non-discretionary" increases are recommended for funding. In addition, all proposed capital projects (with the exception of those funded by Transportation Sales Tax) are proposed to be deferred until the economy recovers.

As the Fiscal Year 2021 General Fund Budget was developed, staff focused on funding the City's basic services:

1. Increase in the Unified Police Department's contract for police services. 7505 South Holden Street Midvale, UT 84047 Phone (801) 567-7200 www.midvalecity.org (\$439,703, 5.1% increase).
2. Increases for employee benefits, including an 8.7 percent health insurance increase and 4 percent dental increase.
3. Contributions to our non-profit partners: ▪ Midvale Arts Council ▪ Midvale Boys & Girls Club ▪ Midvale Communities-Building-Communities
4. Replacement of boilers at the UPD building (\$25,000).
5. Increase in parks contract maintenance due to additional medians and park space (\$27,000).
6. Hazardous tree maintenance in the City's main park (\$36,000).
7. Information technology server licensing for products that are no longer supported (\$39,500).

We are recommending a property tax increase for Fiscal Year 2021. The City's General Obligation Bonds (which were used to construct the UPD building) ended in fiscal year 2020. Recapturing this property tax to help offset additional public safety costs and current debt service payments will allow the City to retain current service levels and will not impact the average Midvale City taxpayer. In addition, we are recommending a 2.3% CPI increase (\$53,000) to offset the lack of inflationary adjustments built into the state of Utah's property tax formula. For the average Midvale City taxpayer, this equates to a \$4 increase in property taxes. This will require the City to undergo Truth in Taxation, which is a process established by state law where taxing entities are required to hold a public hearing and inform taxpayers of proposed property tax increases before a public vote.

The single largest program cost increase for FY 2021 is once again public safety. The current anticipated UPD increase is \$440,000. Legislative appropriations to Midvale of approximately \$1.5 million dollars soften the impact associated with the Midvale Homeless Shelter. With the anticipated contract with UPD for FY 2021 at approximately \$9,066,455, this represents just over 44% of our total General Fund budget.

Due to the COVID-19 pandemic, and the expectation of revenues being approximately \$1 million less than fiscal year 2020, we recommend the use of approximately \$504,000 in fund balance (or "rainy day funds") to balance the budget. This use of fund balance will allow the City to continue providing core services to its citizens at the same service level as the prior year.

As part of the budget process we also review and evaluate the City's rates and fees. We will be presenting an annual fee schedule for your approval. Currently, City staff is only recommending a rate increase for the Sanitation funds, as this fund is not currently covering its costs. Further discussion will be needed regarding the City's bulky waste program before a set amount will be brought forth for approval.

EMPLOYEE COMPENSATION

Our greatest resource and asset is our highly trained and skilled employees. They provide the services that our residents and businesses need. Due to the expected decline in revenues in the upcoming fiscal year, we are not recommending cost of living or merit increases at the current time. However, we will be evaluating the City's financial picture mid-year to see if compensation increases are feasible at that time. Considering this, the City plans to:

1. Continue to fund a significant portion of the deductible for employees willing to participate in the cost-saving "High deductible" health plan.
2. Cover the City's share of the increase in insurance premium costs.

No new FTE's are recommended for funding in the General Fund.

PUBLIC UTILITIES FUND (WATER)

The fiscal year 2020 budget funded a water master plan. This plan is being finalized and will be presented to the City Council as soon as it is ready. In addition, the fiscal year 2020 budget included funding for a fee rate study. This study is crucial in ensuring funds are available to construct the necessary infrastructure that will be outlined in the water master plan. Until the water master plan and fee rate study are done, we are not recommending rate increases. Only a few projects are being recommended for funding, which include:

1. An additional \$61,000 in funding for year 2 of the water meter change out program.
2. An additional \$151,000 to fund Jordan Valley Water's 8.6% wholesale water rate increase.
3. A utility truck totaling \$100,000.
4. \$350,000 for a chlorination system.

Additional projects may be recommended once the water master plan is finalized.

PUBLIC UTILITIES FUND (SEWER)

In conjunction with the water fee rate study, funding is being requested for a sewer fee rate study. In addition, operating increases of \$18,000 are being requested for electricity (\$13,000) and SCADA system maintenance (\$5,000). \$100,000 is being requested for future sewer line replacements.

STORM WATER UTILITY FUND

A storm water master plan and fee rate study is being requested totaling \$75,000. These studies will ensure the long-term viability of the fund and lay the groundwork for future required capital projects.

STREETLIGHT UTILITY FUND

The Street Lighting Fund collects street lighting user fees, which are used to pay debt service on the Series 2013 bond and street lighting expenses such as electricity and maintenance. The bonds will be paid off in FY 2024. An electricity operating line item increase of \$2,000 is being requested due to additional street lights in the City. We are not proposing any rate increases for FY 2021.

SANITATION FUND

A sanitation budget has been prepared assuming a 10 percent rate increase. However, additional discussions will be needed to determine how the bulky waste program should be operated and funded. Since the sanitation fund no longer has available fund balance, a rate increase will be required regardless of what option is chosen.

TELECOMMUNICATIONS FUND

This fund was established to cover the UTOPIA/UIA costs and is basically a “pass through” fund where funding is transferred from the General Fund to cover debt payments. Should the City choose in the future to run this system as a utility the budget and funding mechanism is already in place. UIA has started repaying the City’s advance for operations, which allowed us to reduce the transfer from the General Fund from \$850,000 to \$835,000, even though debt service increases two percent per year. In the FY 2021 Budget we are proposing a transfer from the General Fund of \$835,000.

INTERNAL SERVICE FUNDS

The City has a Fleet Fund, where operations and replacement costs are assessed to all City budgets which use vehicles. As such, operations costs are recognized in the appropriate departments. Funds required to replace a vehicle at the end of its life are available in the Fleet Fund, eliminating the need to lease or borrow, and smoothing the annual operating fund budgets. As a budget saving measure in fiscal year 2021, the General Fund departments’ contributions and replacements are being delayed one year. The City also has an Information Technology Internal Service Fund. This fund operates in the same manner as the Fleet Fund. Departments contribute annually for maintenance of computers and for replacement of hardware at the end of its useful life. We are recommending funding to this fund due to the critical nature of Information Technology infrastructure, and the negative consequences that will occur if end-of life equipment and hardware is not replaced.

CAPITAL IMPROVEMENT PROJECT FUND (CIP)

The following projects are recommended for this year’s Capital Improvement Program:

Projects

- Pavement Management \$ 516,378
- Sidewalk/curb/gutter replacement 100,000

Total \$ 616,378

Numerous other projects were requested by department personnel but are recommended for deferral due to the City’s current economic situation.

MUNICIPAL BUILDING AUTHORITY (MBA)

The City's Municipal Building Authority (MBA) issued bonds in 2012 to build the new City Hall and Justice Court, and the city-wide street lighting project. The main function of the MBA is now to collect rent payments from the General Fund and Street Lighting Fund to service the debt. In addition, the MBA owns the Midvale Boys and Girls Club and the Head Start buildings, and collects rent revenue of \$94,300 per year, which helps to offset the cost of debt service. The total budget for the MBA this year is \$ 676,406.

PROPOSED FISCAL YEAR 2021 TENTATIVE BUDGETS

The following are the proposed budget totals for the respective funds (Internal Service Funds, the MBA, and the RDA are excluded):

General Fund \$ 20,626,907
Capital Improvement Projects Fund 616,378
Public Utilities - Water 5,831,140
Public Utilities - Sewer 2,839,718
Storm Water Utility 2,168,097
Street Lighting 400,539
Sanitation 1,280,837
Telecommunications 939,620
Total \$ 34,703,236

He reviewed the following summaries:

General Fund Summary

Decrease due to one-time grants.
Increase due to parking structure loan reimbursement.
Code Enforcement budgeted in Public Safety department.
Business Licensing merged with Community Development Administration.

Mayor and City Council Summary

Education and travel line items consolidated

Administration Summary

Communications Director moved to Communications Department.
Education and Training Line Items Combined.
Transfer to Communications Department.

Communications Summary

Transfer from Administration budget.
Transfer from Community/Intergovernmental Relations.
Transfer from Information Technology budget - Midvale Connect software.
Transfer from Administration budget. Increase request-\$500-LED marquee maintenance.
Request-\$2,300 for AVI file creation for marquee sign.
Future City celebration - Replacement for Harvest Days.

Human Resource Summary

Education and Training Line Items Combined

City Recorder Summary

Education and Training Line Items Combined

City Attorney Summary

Education and Training Line Items Combined.
\$3,600 Increase - eProsecutor Software

Non-Departmental Summary

Fleet vehicle replacement charges are being deferred one year.
2000 General Obligation Bond-Final payment fiscal year 2020; parking structure loan
(pass-through to UDOT, offsetting reimbursement revenue.

Community and Intergovernmental Relations Summary

Moved to Communications budget.
FY2020 represents a prior year receivable correction

Public Safety Summary

Increase due to full year of Emergency Manager contract with UFA.
Anticipated UPD increase - 5.1%.
Increase due to Urban Wildlife Contract not included in prior budgets.

**Administrative Services/Admin/Administrative Services/Finance/Justice Court/
Information Technology Summary**

Education and Training Line Items Combined.

Public Works Admin Summary

Education and Training Line Items Combined.

Streets Summary

Education and Training Line Items Combined
\$1,500 - Electricity increase request.
\$12,000 - Signal maintenance contract increase per contract with Salt Lake County

Facilities Summary

\$25,000-UPD boiler replacement.
Combination of travel and education budgets.

Parks and Cemetery Summary

Education and travel combined.
\$27,000 increase-Parks and median increase due to new parks/median maintenance.
\$36,000 Increase-Tree maintenance.

Community Development Admin Summary

Business Licensing department consolidated into Community Development Administration.

Education and Travel line items consolidated

Planning and Zoning Summary

Education and Travel line items consolidated

Engineering Summary

Education and Travel line items consolidated

Code Enforcement Summary

Code Enforcement services are provided by Unified Police Department, which is funded in the Public Safety budget.

Education and Training combined with Travel.

Business Licensing Summary

Business Licensing budget consolidated with Community Development Administration

Water Utility Fund Summary

Travel and Education Budgets Combined.

Increase needed for meter changeout program (year 2).

Wholesale water increase from Jordan Valley Water Conservancy District-8.6%.

Chlorination system request.

Utility Truck Request-\$100,000.

Sewer Utility Fund Summary

Travel and Education Budgets Combined.

Increase request-Electricity \$13,000.

Increase request-Utility fee rate study.

Increase request-SCADA system maintenance

Storm Water Utility Fund Summary

Travel and Education Budgets Combined.

Increase request-Storm water master plan and fee rate study.

Street Lighting Fund Summary

Increase request-Electricity expense

Sanitation Utility Fund Summary

Recommended fee increase-10% to \$14.19 base rate.

Tipping fee increase-\$16 to \$18 per ton.

ACE Disposal contract-Current price plus CPI increase yearly

Fleet Internal Service Fund Summary

Fleet contributions and replacements deferred one year for the General Fund.

Laura Magness read public comments:

“Lorene Butler 70 W 7500 So.

To those in government and the City Council of Midvale City,

I understand the decision to cancel Harvest Days. I thank you for your concerns and actions. This is a time of mourning, grieving and missing a life that has been altered and changed.

I realized budgets have been affected and funds reduced. Our community is lonely, stressed, concerned, angry and struggling. The activities that would be “normal” no longer exist. With that in mind, I would like you, as government officials, to consider going forth with the Harvest Day Fireworks display. Physical distancing would not be a problem if measures are taken to control those issues. Barriers and circles in the grass could provide the distance and control.

We love the best fireworks display in the county and if we have that to look forward to, it would bolster our spirits and bring us together for a celebration of us. Please take time to discuss, ponder and help bring our community together in a display of caring. Maybe it could be dedicated to the ability to press on in the face of adversity and thanks to those who sacrifice for us all. Thank you for your service and your consideration.”

“Hillary Mohammed-Craig

To the Midvale City Mayor, Council and other Representatives

I am writing this to express concern in this year’s police budget. I believe that before this budget is put into place a line item by line item list of the items the UFPD intends to purchase should be released to the general public. I also believe that, if not in place already, that Midvale City demands that the UPD uses any amount of this coming fiscal year budget that is adopted to buy body cameras for each officer it employs that work within our city boundaries and to purchase the infrastructure that is needed to run these body cameras as well as enact more training on teaching officers the differences between biases, prejudice, and stereotyping and how these lead to subconscious or conscious racism.

I would like to state that I believe not all police officers come into work to make People of Color’s lives living hell, and I do believe police officers have a terribly difficult job, but I also believe our citizens deserve to be cared for, not policed. This is why at the beginning of the letter I ask for a line item, by line item list to be published, so as citizens we can determine and understand how the police department intends to better serve our community with the money Midvale City Spends.

I would also like to know, in writing, why policing seems, on paper by way of these numbers, more important than our Public Works department which keeps our streets, sidewalks and city infrastructure running, our Parks and Recreation department which provides us with services and places that bring together our communities, and our UFD which in my opinion have a very difficult job and are underpaid and deserve better

conditions then what we're giving them to live. I believe these are the services our citizens need and deserve.

Thank You-Hillary Mohammed-Craig”

Council Member Dustin Gettel said the City has canceled the fireworks for this year and decided not to have a City celebration.

Council Member Bryant Brown said he was not in favor of holding Harvest Days; wait until safe.

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

VIII. CONSENT AGENDA

A. CONSIDER MINUTES OF MAY 19, 2020

MOTION: Council Member Quinn Sperry **MOVED** to approve the Consent Agenda. The motion was **SECONDED** by Council Member Bryant Brown. Mayor Hale 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 Heidi Robinson	Aye
Council Member Bryant Brown	Aye
Council Member Dustin Gettel	Aye

The motion passed unanimously.

IX. DISCUSSION ITEMS

A. DISCUSS MEMORANDUM OF UNDERSTANDING WITH THE UTAH PROSECUTION COUNCIL TO USE A PROGRAM CALL EPROSECUTOR

Lisa Garner said currently the prosecution uses a software system called Pims. It is managed through the Utah Prosecution Council. Pims will not be compatible with our new server as far as being secure. It poses a threat to our system. The Utah Prosecution Council went out to bid for a new software program. Eprosecutor was chosen for the software program they will be going with. Staff would like to use this for our case management system. In order to use this software would need to enter into a Memorandum of Understanding and also with the technology owner of Eprosecutor. The annual cost for using this software program is \$3,600 per year. She requested this item be brought back at the next council meeting on the consent agenda. The Council agreed.

X. ADJOURN

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

The meeting adjourned at 9:25 p.m.

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

Approved this 16th day of June 2020.

PENDING



MIDVALE CITY COUNCIL SUMMARY REPORT

Meeting Date: June 16, 2020

ITEM TYPE: Action

SUBJECT: Approval of Proposed Fee Schedule for Fiscal Year 2021

SUBMITTED BY: Kyle Maurer, Administrative Services Director

SUMMARY:

Staff is recommending approval of the fee schedule for fiscal year 2021. Only a few changes are proposed. The proposed changes are as follows:

Sanitation

- Garbage and recycling increase of 10% (Garbage-From \$9.62 per month to \$10.58 per month; Recycling-From \$3.28 per month to \$3.61 per month).
- Dumpster rental increase from \$200 to \$206.20 (3.1% increase; pass-through CPI increase from ACE).

Fee increases are needed to ensure the Sanitation fund remains solvent. Both Trans-Jordan and ACE Disposal has implemented fee increases.

PLAN COMPLIANCE: N/A

FISCAL IMPACT:

Sanitation Fund—Increase of revenues of \$114,837 for garbage and recycling services; increase of \$300 for dumpsters.

STAFF'S RECOMMENDATION AND MOTION:

Staff recommends adoption of the fee schedule.

I move to approve Resolution 2020-R-28, adopting the Midvale City Municipal Fee Schedule for the Fiscal Year beginning July 1, 2020, and ending June 30, 2021.

Attachments:

Proposed fee schedule for fiscal year 2021 and resolution.

MIDVALE CITY, UTAH
RESOLUTION NO. 2020-R-28

**A RESOLUTION ADOPTING THE MIDVALE CITY
MUNICIPAL FEE SCHEDULE FOR THE 2021 FISCAL YEAR**

WHEREAS, the Midvale City Council desires to be proactive in providing information for the public that is easily accessible; and

WHEREAS, all fees charged for services have been clearly identified in one fee schedule to be adopted annually and placed on the City's website; and

WHEREAS, the fees listed in the Midvale City Municipal Fee Schedule for FY 2021 reflect actual costs to the City for said services; and

WHEREAS, the City Council desires to bring said fees into perspective with current costs considerations and provide better service and access for the public,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MIDVALE CITY, UTAH:

Section 1. The City Council hereby desires to adopt the Midvale City Municipal Fee Schedule for FY 2021 as indicated by Exhibit "A."

Section 2. This resolution shall take effect immediately upon passage.

Adopted by the City Council of Midvale, State of Utah, this 16th day of June, 2020.

Robert M. Hale, Mayor

ATTEST:

Rori L. Andreason, MMC
City Recorder

Voting by the Council:	"Aye"	"Nay"
Bryant Brown	_____	_____
Paul Glover	_____	_____
Quinn Sperry	_____	_____
Heidi Robinson	_____	_____
Dustin Gettel	_____	_____

**EXHIBIT A - MIDVALE CITY
FISCAL YEAR 2021 RECOMMENDED FEE SCHEDULE**

DESCRIPTION	CURRENT FY2020	RECOMMENDED CHANGES FY2021
Administrative Fees		
Return Check (NSF, etc.)	\$30	
Animal Control Fees: Refer to the latest fee schedule adopted by Salt Lake County Animal Services		
Building Permit Fees		
From \$0 to \$100,000 Valuation	\$48 + \$9.30 per \$1,000 (or fraction thereof) in valuation	
From \$100,001 to \$125,000 Valuation	\$978 for First \$100,000 + \$14 per Additional \$1,000 (or fraction thereof)	
From \$125,001 to \$150,000 Valuation	\$1,328 for First \$125,000 + \$10.10 per Additional \$1,000 (or fraction thereof)	
From \$150,001 to \$200,000 Valuation	\$1,580 for First \$150,000 + \$7 per Additional \$1,000 (or fraction thereof)	
From \$200,001 to \$600,000 Valuation	\$1,930 for First \$200,000 + \$5.60 per Additional \$1,000 (or fraction thereof)	
From \$600,001 to \$1,100,000 Valuation	\$4,170 for First \$600,000 + \$4.75 per Additional \$1,000 (or fraction thereof)	
From \$1,100,001 to \$4,999,000 Valuation	\$6,545 for First \$1,100,000 + \$3.65 per Additional \$1,000 (or fraction thereof)	
Over \$4,999,001 Valuation	\$20,776.35 for First \$4,999,000 + \$1.00 Per Additional \$1,000 (or fraction thereof)	
Plan Check Fee	65% of Building Fee	
Electrical Fee	5% of Building Fee	
Mechanical Fee	5% of Building Fee	
Plumbing Fee	5% of Building Fee	
Surcharge	1% of the sum of Building, Electrical, Mechanical, and Plumbing Fees	
<i>Pre-Plan Check Fees (credited towards building permit fee; non-refundable after commencement of plan review)</i>		
Less than \$100,000 valuation	\$0	
\$100,000 - \$300,000 valuation	\$200	
\$300,000 - \$500,000 valuation	\$1,000	
\$500,000 - \$1,000,000 valuation	\$2,000	
\$1,000,000 - \$10,000,000 valuation	\$5,000	
Greater than \$10M valuation	\$10,000	
<i>Over the Counter Permit Fees</i>		
Furnace	\$35 mechanical fee + 0.35 surcharge	
A/C	\$35 mechanical fee + 0.35 surcharge	
Furnace and A/C	\$48 mechanical fee + 0.48 surcharge	
Water Heater	\$25 plumbing fee + 0.28 surcharge	
Service Charge	\$47 electrical fee + 0.47 surcharge	
Demo	\$47 building permit fee	
Window	\$47 building permit fee	
Building Rental Fees		
<i>Alexander Dahl Community Room</i>	\$200 security deposit	
Rental Fee up to 4 hour usage	\$120 plus employee overtime (dependent upon employee pay rate)	
Rental Fee for 4.5 hour usage and above	Additional \$120 plus employee overtime (dependent upon employee pay rate)	
ADDITIONAL FEES MAY APPLY	See Use Agreement	
<i>Midvale Community Center</i>	\$200 security deposit	
Rental Fee up to 4 hour usage	\$120 plus employee overtime (Dependent upon employee pay rate)	
Rental Fee for 4.5 hour usage and above	Additional \$120 plus employee overtime (Dependent upon employee pay rate)	
ADDITIONAL FEES MAY APPLY	See Use Agreement	
<i>Bingham Junction Park Pavilion</i>		
Half Day 10am to 4 pm - Resident or Midvale Business	\$25	
Half Day 10 am to 4 pm - Non-Resident or Non-Midvale Business	\$50	
Full Day - Resident or Midvale Business	\$40	
Full Day - Non-Resident or Non-Midvale Business	\$80	
<i>City Park Bowery</i>		
Resident	\$150	
Non-Resident	\$200	
<i>Auditorium Performing Arts Center (Arts Council)</i>		
Resident	\$500 Deposit - \$75/day plus any departmental impact fees	
Non-Resident	\$500 Deposit - \$125/day plus any departmental impact fees	
<i>City Park Amphitheater (Arts Council)</i>		
Resident	\$500 Deposit - \$150/day plus any departmental impact fees	
Non-Resident	\$500 Deposit - \$200/day plus any departmental impact fees	
Business License Fees		
Home Occupation Base Fee	\$94	
Commercial Business Base Fee	\$137	
Commercial, Home Occupation and Rental Renewal	\$19	
Non-Rental Renewal	\$19	
Rental Base Fee	\$143	
Rental Renewal	\$102	
Good Landlord Single Family Non-participatory (per door)	\$80	
Good Landlord Single Family Non-participatory - Renewal (per door)	\$80	
Good Landlord Duplex Non-participatory (per door)	\$42	
Good Landlord Duplex Non-participatory - Renewal (per door)	\$42	
Good Landlord Apartments 3+ Non-participatory (per door)	\$33	
Good Landlord Apartments 3+ Non-participatory - Renewal (per door)	\$33	
Good Landlord Participating (per door, all)	\$7	
Good Landlord Participating - Renewal (per door, all)	\$7	
Beauty Salon Booth Rental	\$68	

**EXHIBIT A - MIDVALE CITY
FISCAL YEAR 2021 RECOMMENDED FEE SCHEDULE**

DESCRIPTION	CURRENT FY2020		RECOMMENDED CHANGES FY2021
Mass Gathering	\$20		
Itinerant Merchant Base Fee	\$100		
Solicitor	\$45		
SOB/Escort	\$84.00 each principal, escort, driver, or bodyguard - Requires background		
Other Variable Fees: (in addition to base)			
Alcohol Establishment	\$300		
Alchol - Single Event	\$25		
Bar/Lounge	\$215		
Big Box Retail	\$400		
Commercial Retail	\$110		
Convenience/Gas	\$100		
Construction/Contractor	\$50		
Education	\$500		
Food Truck	\$25		
Health	\$500		
Hotels	\$180		
Pawn Shop	\$400		
Personal Services	\$50		
Professional Services	\$30		
Rental Units	\$83		
Restaurant	\$300		
Storage Units	\$330		
Taxi	\$60 per vehicle		
Tobacco	\$22		
Business Bonding Fees			
Christmas tree sales	\$200		
Auctions and auctioneers	\$1,000		
Pawn shops, secondhand dealers	\$1,000		
Public recreation	\$1,000,000 bodily injury (per person and per occasion) \$1,000,000 property damage		
Fireworks	\$1,000		
Sexually oriented businesses	\$2,000 (replenishable)		
Cemetery Fees			
Sale Price of Burial Lots:			
Resident	\$650		
Non-Resident	\$1,200		
Sale Price of Cremation Lots:			
Resident	\$325		
Non-Resident	\$600		
Burial Rights Transfer (Reissuance)	\$30		
Cost of Grave Opening and Closings:			
Adult	Weekdays	Weekends/Holidays	
Infant	\$750	\$900	
	\$200	\$400	
Cremains	\$150	\$350	
Reopening of Graves and Removing Caskets:			
Reopening	\$600		
Removing	\$300		
Code Enforcement			
Occupancy violation	Civil Fee per Day, First Offense - \$25 per person		
	First Offense, Maximum Civil Fee - \$1,250 per person		
	Civil Fee per Day, Second Offense - \$50 per person		
	Second Offense, Maximum Civil Fee - \$2,500 per person		
Illegal accessory dwelling	Civil Fee per Day, First Offense - \$25		
	First Offense, Maximum Civil Fee - \$1,250		
	Civil Fee per Day, Second Offense - \$50		
	Second Offense, Maximum Civil Fee - \$2,500		
Junked or inoperable vehicles	Civil Fee per Day, First Offense - \$30 per vehicle		
	First Offense, Maximum Civil Fee - \$1,500 per vehicle		
	Civil Fee per Day, Second Offense - \$60 per vehicle		
	Second Offense, Maximum Civil Fee - \$3,000 per vehicle		
Trash, junk, miscellaneous used materials	Civil Fee per Day, First Offense - \$30		
	First Offense, Maximum Civil Fee - \$1,500		
	Civil Fee per Day, Second Offense - \$60		
	Second Offense, Maximum Civil Fee - \$3,000		
Weeds	Civil Fee per Day, First Offense - \$30		
	First Offense, Maximum Civil Fee - \$1,500		
	Civil Fee per Day, Second Offense - \$60		

**EXHIBIT A - MIDVALE CITY
FISCAL YEAR 2021 RECOMMENDED FEE SCHEDULE**

DESCRIPTION	CURRENT FY2020	RECOMMENDED CHANGES FY2021
	Second Offense, Maximum Civil Fee - \$3,000	
Landscaping	Civil Fee per Day, First Offense - \$30 First Offense, Maximum Civil Fee - \$1,500 Civil Fee per Day, Second Offense - \$60 Second Offense, Maximum Civil Fee - \$3,000	
Signs	Civil Fee per Day, First Offense - \$30 First Offense, Maximum Civil Fee - \$1,500 Civil Fee per Day, Second Offense - \$60 Second Offense, Maximum Civil Fee - \$3,000	
Fences	Civil Fee per Day, First Offense - \$30 First Offense, Maximum Civil Fee - \$1,500 Civil Fee per Day, Second Offense - \$60 Second Offense, Maximum Civil Fee - \$3,000	
Dumping	Civil Fee per Day, First Offense - \$30 First Offense, Maximum Civil Fee - \$1,500 Civil Fee per Day, Second Offense - \$60 Second Offense, Maximum Civil Fee - \$3,000	
No Building Permit; no Business License	Civil Fee per Day, First Offense - \$30 First Offense, Maximum Civil Fee - \$1,500 Civil Fee per Day, Second Offense - \$60 Second Offense, Maximum Civil Fee - \$3,000	
Home Occupation	Civil Fee per Day, First Offense - \$30 First Offense, Maximum Civil Fee - \$1,500 Civil Fee per Day, Second Offense - \$60 Second Offense, Maximum Civil Fee - \$3,000	
Parking	Civil Fee per Day, First Offense - \$30 First Offense, Maximum Civil Fee - \$1,500 Civil Fee per Day, Second Offense - \$60 Second Offense, Maximum Civil Fee - \$3,000	
Nuisances, as defined	Civil Fee per Day, First Offense - \$30 First Offense, Maximum Civil Fee - \$1,500 Civil Fee per Day, Second Offense - \$60 Second Offense, Maximum Civil Fee - \$3,000	
Nonpermitted Uses	Civil Fee per Day, First Offense - \$50 First Offense, Maximum Civil Fee - \$5,000 Civil Fee per Day, Second Offense - \$100 Second Offense, Maximum Civil Fee - \$10,000	
Failure to comply with board of adjustment, planning commission, or hearing examiner order	Civil Fee per Day, First Offense - \$30 First Offense, Maximum Civil Fee - \$3,000 Civil Fee per Day, Second Offense - \$60 Second Offense, Maximum Civil Fee - \$6,000	
Inspection fee for each subsequent event	\$30	
Violation of Chapter 5.32, Tenant Application Fees	\$100 for initial violation \$200 for additional violations	
Community Development Fees (Includes Engineering Fees)		
Preliminary Subdivision*	2 Lots \$570 3 Lots \$900 >3 Lots \$900 + \$5 per lot over 3	
Final Subdivision*	2 Lots \$600 3 Lots \$1,270 >3 Lots \$1,270 + \$10 per lot over 3	
MPD Preliminary	1-3 Acres \$730 3-6 Acres \$780 6+ Acres \$830	
MPD Final	1-3 Acres \$850 3-6 Acres \$950 6+ Acres \$1,050	
Small Scale Master Plan	1-3 Acres \$850 3-6 Acres \$950 6+ Acres \$1,050	

**EXHIBIT A - MIDVALE CITY
FISCAL YEAR 2021 RECOMMENDED FEE SCHEDULE**

DESCRIPTION	CURRENT FY2020	RECOMMENDED CHANGES FY2021
Large Scale Master Plan	1-3 Acres \$750	
	3-6 Acres \$780	
	6+ Acres \$830	
Rezone	≤ 1 Acre \$665	
	1-5 Acres \$765	
	>5 Acres \$865	
Conditional Use Permit	\$250	
Administrative Conditional Use	\$250	
Administrative Conditional Use - Chickens; Apiaries	\$75	
Preliminary Site Plan	\$640	
Final Site Plan	\$1,090	
Preliminary Condominium	≤ 3 Units \$900	
	> 3 Units \$900 + \$5 per unit over 3	
Final Condominium	≤ 3 Units \$1,270	
	> 3 Units \$1,270 + \$10 per unit over 3	
Development Agreement	\$1,000	
Lot Line Adjustment	\$125	
Sign Permit	Based on Sign Value Per Resolution 2/26/02C	
Temporary Sign Permit	\$10	
Text Amendment	\$630	
Property Vacation	\$1,000	
Appeal	\$500	
Variance	\$400	
*More than one plat will result in an additional per plat charge of \$25C		
Court Fees		
Traffic School	\$25	
Small Claims	As per State approved rates	
Copy Charge per page	\$0.25	
Certified Copy of Court Documents	\$4 plus \$0.50 per page	
Criminal Background Checks	\$10	
Convenience Fee for Online Payments	\$2.50 per transaction	
Audio Tape	\$10	
Election Fees		
Declaration of Candidacy for Mayor	\$50	
Declaration of Candidacy for City Council	\$25	
Executive Department		
Records Request	\$0.25 per copy + time for research + postage (including reasonable attorney's fees for services rendered in responding to the request)	
Copy Charge per page	\$0.25	
Copy of Recording (CD)	\$5 per CD	
Notary	\$5 for Non-City Related Business	
Copies of Maps 24 X 36 Color	\$5	
Copies of Maps 24 X 36 Black & White	\$3	
Right-of-Way Occupancy Permits		
In-Strand Antenna (Each)	\$100	
Small Wireless Facility (Each)	\$100	
Utility Pole (Each)	\$250	
Equipment (Per Piece)	\$100	
Macrocell or Utility Pole over 50 feet in height (Each)	\$1,000	
Road Cuts		
Base Fee	\$250	
Excavation in new or newly rebuilt/overlaid road (<5 years old)	\$0.50/sf	
Excavation in all other roads, concrete surfaces, or unpaved areas	\$0.25/sf	
Boring	\$0.50/lf	
Bond	\$5,000	

**EXHIBIT A - MIDVALE CITY
FISCAL YEAR 2021 RECOMMENDED FEE SCHEDULE**

DESCRIPTION	CURRENT FY2020	RECOMMENDED CHANGES FY2021
Sewer Rates		
Residential/Commercial/Industrial		
Single Dwelling		
Base fee	\$24.98	
Usage fee per 1,000 gallons of average winter water usage	\$2.10	
Multi Dwelling		
Base fee - First Unit	\$24.98	
Additional Unit (Each)	\$20.76	
Usage fee per 1,000 gallons of average winter water usage	\$2.10	
<i>Lifeline discount of 45% available on base fee if qualified for Salt Lake County Circuit Breaker property tax relief</i>		

Sewer Rates (Continued)		
Sewer Connection Fees all areas		
4" Connection		
First Unit	\$500	
Second Unit	\$200	
6" Connection		
First Unit	\$700	
Second Unit	\$200	
Storm Water		
Equivalent Residential Unit (ERU) (3,000 square feet)	\$9 per month	
<i>Lifeline discount of 45% available if qualified for Salt Lake County Circuit Breaker property tax relief</i>		
<i>Single family residential and duplex parcels constitute one ERU. No charges apply to undeveloped parcels. Charge for all other parcels is computed by multiplying the total ERUs for a parcel by the monthly rate. Total ERUs are calculated by dividing total square feet of impervious surface by three thousand square feet (one ERU). A service charge credit is available for non-single family residential customers that exceed the city's stormwater development standards and/or reduce the city's downstream costs in providing stormwater capacity.</i>		

Waste Collection Fees		
First Can	\$9.62 per month	\$10.58 per month
Recycling	\$3.28 per month	\$3.61 per month
<i>Lifeline discount of 45% available if qualified for Salt Lake County Circuit Breaker property tax relief</i>		
Each additional can	\$9.62 month (not subject to Circuit Breaker)	\$10.58 per month (not subject to Circuit Breaker)
Bulky Waste Dumpster	\$200 (\$150 deposit may be required)	\$206.20 (\$150 deposit may be required)
Green Waste Dumpster	\$180 (\$150 deposit may be required)	~~\$180 (\$150 deposit may be required)~~ Removed

Water Rates		
Area # 1		
<i>Residential/Commercial/Industrial</i>		
<i>Base rate by meter size:</i>		
3/4"	\$18.01	
1"	\$25.21	
1.5"	\$32.41	
2"	\$52.21	
3"	\$198.05	
4"	\$252.05	
6"	\$378.05	
<i>Usage fee per 1,000 gallons</i>		
Peak (June-September)	\$1.78 (not subject to Circuit Breaker)	
Off-peak (October - May)	\$1.24 (not subject to Circuit Breaker)	
<i>Lifeline discount of 45% available on base fee if qualified for Salt Lake County Circuit Breaker property tax relief</i>		
Fireline service	\$10.15 per month	
Area # 2		
<i>Residential/Commercial/Industrial</i>		
<i>Base rate by Meter size:</i>		
3/4"	\$20.59	
1"	\$28.81	
1.5"	\$37.05	
2"	\$59.70	
3"	\$226.40	
4"	\$288.16	
6"	\$432.23	
<i>Usage fee per 1,000 gallons</i>		
Peak (June-September)	\$1.87 (not subject to Circuit Breaker)	
Off-peak (October - May)	\$1.29 (not subject to Circuit Breaker)	

**EXHIBIT A - MIDVALE CITY
FISCAL YEAR 2021 RECOMMENDED FEE SCHEDULE**

DESCRIPTION	CURRENT FY2020	RECOMMENDED CHANGES FY2021
<i>Lifeline discount of 45% available on base fee if qualified for Salt Lake County Circuit Breaker property tax relief</i>		
Fireline service	\$10.15 per month	
Area # 3		
<i>Residential/Commercial/Industrial</i>		
<i>Base rate by Meter size:</i>		
3/4"	\$21.67	
1"	\$30.33	
1.5"	\$39.01	
2"	\$62.82	
3"	\$238.28	
4"	\$303.26	
6"	\$454.91	
8"		\$628.43
<i>Usage fee per 1,000 gallons</i>		
Peak (June-September)	\$1.87 (not subject to Circuit Breaker)	
Off-peak (October - May)	\$1.29 (not subject to Circuit Breaker)	
<i>Lifeline discount of 45% available on base fee if qualified for Salt Lake County Circuit Breaker property tax relief</i>		
Fireline service	\$10.15 per month	
Water Connection Fees - All Areas		
3/4"	\$1,660	
1"	\$1,970	
1 1/2" & Up	\$180 inspection fee	
Fire Service	\$250 inspection fee	
Other Utility Service Charges (Includes Sewer, Storm Water, Waste Collection, and Water)		
Late fees	5% of outstanding balance per month	
Meter reset fee	\$50	
Meter tampering fee	\$50 first offense, \$100 second offense, \$50 addtl each subsequent offense	
Account set-up or transfer fee	\$15	
Reconnect following shut-off	\$50	
Collection Agency fee	35% of outstanding balance	
Return Check (NSF, etc.)	\$30	
Telephone Payment Convenience Fee	\$3	
Construction Meter Deposit	\$1,550	
Construction Water Use	\$3.50 per 1,000 gallons of hydrant water (\$50 minimum)	
Streetlighting		
Residential	\$3/month	
Commercial	\$9/month	



MIDVALE CITY COUNCIL SUMMARY REPORT

Meeting Date: June 16, 2020

ITEM TYPE: Action

SUBJECT: Setting a Proposed Property Tax Rate for Fiscal Year 2021

SUBMITTED BY: Kyle Maurer, Administrative Services Director

SUMMARY:

Part of the yearly budget approval process requires either proposing or adopting a Certified Tax Rate calculated by the Salt Lake County Auditor. The Certified Tax Rate is the tax rate used against the assessed values of properties located in Midvale. The initial Certified Tax Rate is calculated by taking the tax revenue received in the prior year, plus new growth. This is then divided by the City's assessed value (with a few adjustments) to arrive at the Certified Tax Rate. If the City chooses to accept this rate, it must be adopted by June 22nd of each year. If the City desires to receive more revenue than initially calculated by the County Auditor, the City will need to go through a process called Truth in Taxation. This process involves multiple public notices and a public hearing before the final tax rate is adopted.

Staff proposes increasing the revenue generated by the Certified Tax Rate by \$403,295. This is the amount of revenue the City previously received for debt service on the Public Safety General Obligation Bonds. This revenue will be used to fund the proposed UPD Member Assessment Increase (\$250,000) and debt service on the Municipal Building Authority (MBA) Bonds (\$676,406). These bonds were used to build the City Hall/Justice Court building, and fund City park and streetlight improvements. Recapturing this revenue has been planned since the MBA Bonds were approved in October 2012.

The average resident will not see a tax increase if the City Council approves this rate increase. If the rate increase is not approved, the average resident's Midvale portion of their tax bill will reduce \$32. The final rate cannot be adopted until after the Truth in Taxation hearing, which will occur in August. The attached resolution only proposes a tax rate; it allows the City to bring the Truth in Taxation process.

Below is the prior year (fiscal year 2020) and proposed (fiscal year 2021) tax rate and revenue generated:

	2020		2021		% Difference
	Rate	Amount	Rate	Amount	
General Purposes	0.000932	2,147,227	0.001043	2,622,981	22.2%
General Obligation Debt Service	0.000175	403,295	0.000000	-	-100.0%
	0.001107	2,550,522	0.001043	2,622,981	2.8%

Additional information about the proposed fiscal year 2021 property tax revenue is below:

Prior Year Tax Revenue	2,147,555
New Growth	72,131
Recapture of GO Bond Property Tax Revenue	403,295
	<u>2,622,981</u>

PLAN COMPLIANCE: N/A

FISCAL IMPACT:

Proposing the increased tax rate will generate \$2,622,981 in Property Tax revenue. This has already been included in the fiscal year 2021 budget. If the City Council chooses to not accept the proposed tax increase and adopt the initial rate calculated by the Salt Lake County Auditor, property tax revenue will decrease \$403,295 to \$2,219,686.

STAFF'S RECOMMENDATION AND MOTION:

Staff recommends approval of Resolution 2020-R-29.

I move that we adopt Resolution 2020-R-29, proposing a tax rate of 0.001043 for calendar year 2020.

Attachments:

Resolution 2020-R-29.

MIDVALE CITY, UTAH
RESOLUTION NO. 2020-R-29

**A RESOLUTION ADOPTING A PROPOSED TAX RATE ON ALL REAL AND
PERSONAL PROPERTY IN MIDVALE CITY FOR CALENDAR YEAR 2020**

WHEREAS, on May 5, 2020 the City Council of Midvale City received the tentative budget for each fund of the City, as provided in Utah Code Section 10-6-111; and

WHEREAS, on May 5, 2020, the City adopted by Resolution 2020-R-20, the tentative budget for the coming fiscal year, for purposes of further review, and set public hearing for June 2, 2020; and

WHEREAS, at least seven days notice of said public hearing was published in a newspaper of general circulation within Midvale City in compliance with Utah Code Section 10-6-113; and

WHEREAS, each tentative budget and all supporting schedules and data have been held as a public record in the office of the City Recorder and City Administrative Services Director, as well as available on www.midvalecity.org, available for public inspection for a period of at least 10 days prior to the date of this resolution; and

WHEREAS, on June 2, 2020, a public hearing was held on adoption of said budget, at which time all interested persons in attendance were given the opportunity to be heard, for or against, the estimates of revenue and expenditures of any item in the tentative budget of any fund; and

WHEREAS, Section 10-6-133(1) in Utah Code Annotated 1953, requires that, at a regularly scheduled meeting, the City Council set a proposed or adopted property tax rate before the 22nd day of June of each year.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MIDVALE CITY, UTAH:

- Section 1.** For purposes of defraying the necessary and proper expenses for Midvale City, for maintaining the government thereof, it is hereby determined that the rate of the general Midvale City property tax upon all real and personal property within Midvale City is made taxable by law in the year 2020 for the fiscal year ending June 30, 2021, is hereby proposed to be set at 0.001043.
- Section 2.** Midvale City, by and through the City Council of Midvale City, hereby expressly reserves the power and right to amend the foregoing tax rate as it may deem just, proper, and appropriate under law.
- Section 3.** At the request of Midvale City, Salt Lake County, in accordance with Utah Code Section 59-2-919, will set a Truth in Taxation public hearing in August 2020 at Midvale City Hall. The Truth in Taxation hearing date cannot be set until after June 22, 2020, through the Salt Lake County Auditor's Office.

Section 4. In accordance with Utah Code Section 59-2-923, Midvale City, until such a time that the final annual budget and tax rate is adopted, will continue to expend money on the basis of the tentative budget adopted by the City Council through Resolution 2020-R-20 on May 5, 2020. Adjustments of the tentative budget, as presented by staff to the City Council, are specifically incorporated and made a part thereof.

Section 5. The tax rate and levy hereinabove determined and levied shall be certified by the Administrative Services Director to the Auditor of Salt Lake County, State of Utah, not later than the 22nd day of June, 2020, or in the case of a property tax increase, before September 1 of that year pursuant to the provisions of Section 10-6-118, Utah Code Annotated, as amended.

Section 6. This resolution shall take effect immediately upon passage.

Adopted by the City Council of Midvale City, State of Utah, this 16th day of June, 2020.

Robert M. Hale, Mayor

ATTEST:

Rori L. Andreason, MMC
City Recorder

Voting by the Council:	“Aye”	“Nay”
Bryant Brown	_____	_____
Paul Glover	_____	_____
Quinn Sperry	_____	_____
Heidi Robinson	_____	_____
Dustin Gettel	_____	_____