

MIDWAY CITY COUNCIL REGULAR MEETING

Tuesday, 16 November 2021, 6:00 p.m.
Midway Community Center, Council Chambers
160 West Main Street, Midway, Utah

**Participation is available electronically to help prevent the spread of the coronavirus.
Instructions can be found at www.midwaycityut.org.**

Our vision for the City of Midway is to be a place where citizens, businesses and civic leaders are partners in building a city that is family-oriented, aesthetically pleasing, safe, walkable and visitor friendly. A community that proudly enhances its small-town Swiss character & natural environment, as well as remaining fiscally responsible.

1. Call to Order

- a. **Flag Ceremony and Pledge of Allegiance** (Troop 216 of the Boy Scouts of America)
- b. **Prayer and/or Inspirational Message**
Any Midway resident interested in giving a prayer and/or an inspirational message may contact the City Recorder at bwilson@midwaycityut.org or 435-654-3223 x118.

2. Consent Calendar

Be it hereby moved that the following consent calendar items stand approved:

- a. Agenda for the 16 November 2021 City Council Regular Meeting
- b. Warrants
- c. Minutes of the 19 October 2021 City Council Work Meeting
- d. Minutes of the 19 October 2021 City Council Regular Meeting
- e. Nicholas Cook as a Full Member of the Midway City Parks, Trails, and Trees Advisory Committee
- f. Paulette Tillman as a Full Member of the Midway City Parks, Trails, and Trees Advisory Committee
- g. Krista Lewis as a Full Member of the Midway City Parks, Trails, and Trees Advisory Committee
- h. Cristine Tuttle as an Alternate Member of the Midway City Parks, Trails, and Trees Advisory Committee
- i. David Paskoski as an Alternate Member of the Midway City Parks, Trails, and Trees Advisory Committee
- j. Change Order #1 for the River Road Utility and Road Improvements: 60 South to 300 North Project
- k. Resolution 2021-34 amending the Midway City Policies and Procedures regarding waiving facility fees for arts, cultural, and charitable organizations

3. Public Comment (Approximately 15 minutes)

This is the public's opportunity to comment on items not on the agenda. Please state your name and address.

4. Department Reports (Approximately 30 minutes)

- a. Buildings, Cemetery, Legislative, and Tourism
- b. Roads, Sidewalks, Parking, Parks, Trails, and Trees
- c. Heber Valley Railroad, Heber Valley Special Service District, and the Midway Sanitation District
- d. Cemetery Ridge Property

5. **Heber Bypass Road / Letter** (Open Space Committee – Approximately 15 minutes) – Discuss and possibly approve a letter regarding the Heber bypass road (Heber Valley Parkway Corridor). Recommended by the Midway City Open Space Advisory Committee.
6. **Performing Arts / Letter of Support** (Mayor Johnson – Approximately 15 minutes) – Discuss and possibly approve a letter of support regarding the performing arts.
7. **Midway Lane Equestrian Trail / Letter of Support** (City Planner – Approximately 10 minutes) – Discuss and possibly approve a letter supporting an equestrian trail along Midway Lane. Recommended by the Midway City Parks, Trails, and Trees Advisory Committee.
8. **Equestrian Use of Memorial Hill / Letter of Support** (City Planner – Approximately 10 minutes) – Discuss and possibly approve a letter of support for equestrian use of the Memorial Hill. Recommended by the Midway City Parks, Trails, and Trees Advisory Committee.
9. **Resolution 2021-25 / Scotch Fields PUD, Phases 3, 4, and 5 Amended Development Agreements** (City Attorney – Approximately 30 minutes) – Discuss and possibly approve Resolution 2021-25 adopting amended development agreements for Phases 3, 4, and 5 of the Scotch Fields PUD located at approximately 1400 North Canyon View Road (Zoning is R-1-22).
10. **Swiss Creek PUD, Plat “A” / Fifth Amendment** (Rodan Luo and William Prather – Approximately 15 minutes) – Discuss and possibly approve a fifth amendment to the Swiss Creek PUD, Plat “A” located at 555 Mountain Springs Drive (Zoning is R-1-15 / TROD). **Public Hearing**
11. **Ordinance 2021-38 / Power Distribution Lines** (City Planner – Approximately 30 minutes) – Discuss and possibly adopt Ordinance 2021-38 amending Title 16 (Land Use) of the Midway City Municipal Code regarding the burial of power distribution lines. Recommended by the Midway City Planning Commission. **Public Hearing**
12. **Ordinance 2021-39 / Small Subdivisions** (City Planner – Approximately 20 minutes) – Discuss and possibly adopt Ordinance 2021-39 amending Chapter 16.17 (Small Subdivisions) of the Midway City Municipal Code regarding small subdivisions. Recommended by the Midway City Planning Commission. **Public Hearing**
13. **Ordinance 2021-37 / Water Rights** (City Planner – Approximately 20 minutes) – Discuss and possibly adopt Ordinance 2021-37 amending Chapter 10.07 (Development within the City) of the Midway City Municipal Code regarding water rights for new developments containing wetlands. Recommended by the Midway City Planning Commission.
14. **The Village Development / Wilson Water Right** (Dan Luster – Approximately 10 minutes) – Discuss and possibly approve a change application, for 33 acre feet of water, for The Village Development located at 541 East Main Street.
15. **The Village Development / Holmes Western Deer Springs, LLC Water Right** (Dan Luster – Approximately 10 minutes) – Discuss and possibly approve a change application, for 32.07 acre feet of water, for The Village Development located at 541 East Main Street.
16. **Age of Water / Project** (City Engineer – Approximately 20 minutes) – Discuss and possibly approve a project to determine the age of the water in Midway City’s culinary water sources.

17. **2021 General Election / Canvass Ballots** (City Recorder – Approximately 5 minutes) – Canvass the Ballots for the 2021 Municipal General Election.
18. **Closed Meeting to Discuss Pending or Reasonably Imminent Litigation and the Purchase, Exchange, or Lease of Real Property.**
19. **Adjournment**

Published on the Utah Public Notice Website on 10 November 2021 at 4:00 p.m. by Brad Wilson (City Recorder)
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The order of individual items on this agenda is subject to change up to 24 hours in advance.
All times are approximate.

For those individuals needing special assistance in accordance with the Americans with Disabilities Act, please contact Brad Wilson at the Midway City Office Building, at 75 North 100 West, Midway, UT 84049, 1-435-654-3223 x118, or by email at: bwilson@midwaycityut.org.