

# MIDWAY CITY COUNCIL REGULAR MEETING

Tuesday, 1 December 2020, 5:00 p.m.  
Electronic Meeting

**The public must participate electronically to help prevent the spread of the coronavirus.  
Instructions can be found at [www.midwaycityut.org](http://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. Pledge of Allegiance

### 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](mailto: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 1 December 2020 City Council Regular Meeting
- b. Warrants
- c. Minutes of the 10 November 2020 City Council Work Meeting
- d. Minutes of the 17 November 2020 City Council Regular Meeting

## 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, Traffic Committee, Parks, Trails, and Trees
- c. Heber Valley Railroad, Heber Valley Special Service District, and the Midway Sanitation District
- d. COVID-19 Pandemic Update

## 5. Resolution 2020-32 / Law Enforcement Agreement (City Attorney – Approximately 45 minutes) – Discuss and possibly approve Resolution 2020-32 adopting a law enforcement agreement between Midway City and the Wasatch County Sheriff's Department.

## 6. Resolution 2020-38 / Gardner Legacy Preserve (Wendy Fisher – Approximately 15 minutes) – Discuss and possibly approve Resolution 2020-38 demonstrating the intention of Midway City to preserve open space, located at approximately 1300 South on the east side of State Highway 113, to be known as the Gardner Legacy Preserve.

7. **Albert Kohler Legacy Farm / Letter of Commitment** (Wendy Fisher – Approximately 15 minutes) – Discuss and possibly approve a letter committing open space funds for the preservation of the Albert Kohler Legacy Farm located at River Road and Burgi Lane.
8. **Huntleigh Woods Subdivision / Final Approval** (David Johnson – Approximately 15 minutes) – Discuss and possibly grant final approval to the Huntleigh Woods Subdivision located at 885 North Pine Canyon Road (Zoning is R-1-15). Recommended with conditions by the Midway City Planning Commission.
9. **Resolution 2020-36 / Huntleigh Woods Subdivision Development Agreement** (City Attorney – Approximately 5 minutes) – Discuss and possibly approve Resolution 2020-36 adopting a development agreement for the Huntleigh Woods Subdivision located at 885 North Pine Canyon Road (Zoning is R-1-15).
10. **The Reserve at Midway Subdivision, Phase 1 / Final Approval** (Berg Engineering – Approximately 30 minutes) – Discuss and possibly grant final approval to Phase 1 of The Reserve at Midway Subdivision (Formerly Midway Vistas) located at 285 Luzern Road (Zoning is RA-1-43). Recommended without conditions by the Midway City Planning Commission.
11. **Resolution 2020-35 / The Reserve at Midway Subdivision, Phase 1 Development Agreement** (City Attorney – Approximately 5 minutes) – Discuss and possibly approve Resolution 2020-35 adopting a development agreement for Phase 1 of The Reserve at Midway Subdivision (Formerly Midway Vistas) located at 285 Luzern Road (Zoning is RA-1-43).
12. **Resolution 2020-23 / Settlement Agreement** (City Attorney – Approximately 10 minutes) – Discuss and possibly approve Resolution 2020-23 adopting a settlement agreement between Midway City, Rocky Mountain Power, and Heber Light & Power Company.
13. **970 South Transmission Line / Conditional Use Permit Amendment** (City Attorney – Approximately 5 minutes) – Discuss and possibly approve an amendment to the existing conditional use permit for the transmission line along 970 South, Stringtown Road, and Wards Lane.
14. **Ordinance 2020-25 / Cannabis Production Establishments** (City Planner – Approximately 30 minutes) – Discuss and possibly adopt Ordinance 2020-25 amending Title 16 (Land Use) of the Midway City Municipal Code regarding cannabis production establishments. Recommended by the Midway City Planning Commission. **Public Hearing**
15. **Probst Farm Rural Preservation Subdivision / Preliminary and Final Approval** (Derek Kohler – Approximately 20 minutes) – Discuss and possibly grant preliminary and final approval for the Probst Farm Rural Preservation Subdivision located at 496 North Center Street (Zoning is R-1-15). Recommended with conditions by the Midway City Planning Commission. **Public Hearing**
16. **Resolution 2020-37 / Probst Farm Rural Preservation Subdivision Development Agreement** (City Attorney – Approximately 5 minutes) – Discuss and possibly approve Resolution 2020-37 adopting a development agreement for the Probst Farm Rural Preservation Subdivision located at 496 North Center Street (Zoning is R-1-15).

17. **Scotch Fields PUD, Phase 2 / Plat Map Amendment** (Berg Engineering – Approximately 45 minutes) – Discuss and possibly approve an amendment to the plat map for Phase 2 of the Scotch Fields PUD located at 330 West Canyon View Lane (Zoning is RA-1-43). Recommended with conditions by the Midway City Planning Commission. **Public Hearing**
18. **Resolution 2020-34 / FY 2021 Budget Amendment** (City Recorder – Approximately 15 minutes) – Discuss and possibly approve Resolution 2020-34 amending the Midway City FY 2021 Budget. **Public Hearing**
19. **Closed Meeting to Discuss Pending or Reasonably Imminent Litigation**
20. **Adjournment**

Published on the Utah Public Notice Website on 27 November 2020 at 5:30 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](mailto:bwilson@midwaycityut.org).