



Memo

Date: 2 October 2025

To:

Cc:

From: Brad Wilson, City Recorder

RE: Minutes of the 19 August 2025 City Council Regular Meeting

Please note that the following minutes await formal approval and are in draft or unapproved form.

MINUTES OF THE MIDWAY CITY COUNCIL

(Regular Meeting)

Tuesday, 19 August 2025, 6:00 p.m.
Midway Community Center, Council Chambers
160 West Main Street, Midway, Utah

Note: Notices/agendas were posted at 7-Eleven, The Market Express, the United States Post Office, the Midway City Office Building, and the Midway Community Center. Notices/agendas were provided to the Mayor, City Council, City Engineer, City Attorney, and Planning Director. The public notice/agenda was published on the Utah State Public Notice Website and on the City's website. A copy of the public notice/agenda is contained in the supplemental file for the meeting.

1. Call to Order; Pledge of Allegiance; Prayer and/or Inspirational Message

Mayor Johnson called the meeting to order at 6:00 p.m.

Members Present

Celeste Johnson, Mayor
Jeff Drury, Council Member
Lisa Orme, Council Member
Kevin Payne, Council Member
Craig Simons, Council Member
JC Simonsen, Council Member

Staff Present

Michael Henke, City Planning Director
Wes Johnson, City Engineer
Camille Palmer, Mayor's Assistant
Katie Villani, City Planner
Brad Wilson, City Recorder

Note: A copy of the meeting roll is contained in the supplemental file for the meeting.

Mayor Johnson led the Council and meeting attendees in the pledge of allegiance. Council Member Simonsen gave the prayer and/or inspirational message.

The necessary information to count the ballots was not yet available. The Council agreed to meet on September 26th at 8:00 a.m. at the City Office Building to canvass the ballots.

2. Consent Agenda

- a. Agenda for the 19 August 2025 City Council Regular Meeting
- b. Warrants
- c. Minutes of the 15 July 2025 City Council Regular Meeting
- d. Resolution 2025-25 amending the Midway City Fee Schedule regarding fees for using city buildings.
- e. Resolution 2025-26 honoring Kem Gardner and facilitating the preservation of some of his properties as open space.
- f. Tom Wardle as an alternate member of the Midway City Vision Architecture Committee.

- g. Zach Watts as an alternate member of the Midway City Vision Architecture Committee.
- h. Melisa Jones as an alternate member of the Midway City Historic Preservation Committee.
- i. First one-year extension of the final approval for the Probst Meadow Small Scale Subdivision located at 305 West Main Street (Zoning is R-1-9)
- j. Second one-year extension of the final approval for the Wayne's Pond Rural Preservation Subdivision located at 101 West 100 South (Zoning is R-1-43).
- k. Release the construction bond, minus 10% and any amount for landscaping, and begin the one-year warranty period for the Bonner Meadows Subdivision located at 100 South and 100 East.

Note: Copies of items 2a through 2k are contained in the supplemental file for the meeting.

Motion: Council Member Simons moved to accept the consent agenda as presented with items "a" through "k".

Second: Council Member Drury seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Drury	Aye
Council Member Orme	Aye
Council Member Payne	Aye
Council Member Simons	Aye
Council Member Simonsen	Aye

3. Public Comment – Comments were taken for items not on the agenda.

Mayor Johnson asked if there were any comments from the public about items that were not on the agenda.

Resort Communities Tax

Kent Jones made the following comments regarding Midway City continuing to levy the resort communities tax:

- Proposed that second homes be included in the calculation for transient rental capacity. This would require a state legislative change.
- Work on the proposal would have to be done quickly.
- Second homes had a similar impact to transient rentals.
- Second homes would replace houses rented on a short-term basis in the calculation.
- The proposed process would be simpler.
- Recommended meeting with Midway's state representative and then the Utah State Tax Commission.

Mr. Jones reviewed the following items:

- Sales tax revenue
- Property tax parcels
- Transient room nights
- Property tax rates
- Draft letter and memo

Mayor Johnson thanked Mr. Jones for his work. She indicated that the proposed changes did not need to happen in the next legislative session.

Wasatch Community Foundation / National Day of Service

Bruce Wardle thanked the Council for letting the Wasatch Community Foundation use the Town Hall. He explained the Foundation. He also explained the National Day of Service which would be held on September 25th.

No further comments were offered.

4. Department Reports

Law Enforcement / E-Bikes

An officer with the Heber City Police Department reviewed the following items:

- Parking issues
- Non-emergency phone number for law enforcement
- North Center Street
- Swiss Days
- Enforcing e-bike regulations

The Council, staff, and meeting attendees discussed the following items:

- E-bikes should be impounded when used to break the law.
- Notifying residents about e-bike regulations.
- Local governments had met to improve consistency in e-bike regulations.
- Creating a positive situation to promote e-bike safety.
- There should be consequences for violations.
- Chasing people on e-bikes could lead to crashes.

Ice Rink / End of Season Meeting

Council Member Drury reported that the City and the Midway Boosters met to close the season for the ice rink.

MAG / Symposium

Mayor Johnson reported on an economic development symposium held by the Mountainland Association of Governments (MAG). She noted that the State was encouraging economic development without having sufficient housing.

HVSSD / Planning / Dredging

Mayor Johnson reported that the Heber Valley Special Service District (HVSSD) was working on a long-range plan and dredging its ponds and basins.

MSD / Sewer Lines

Mayor Johnson reported that the Midway Sanitation District's sewer lines were in good condition. Wes Johnson reported that one-fifth of the lines were cleaned each year.

Caring Coalition

Mayor Johnson reported that the Wasatch County Caring Coalition was working against underage purchasing of alcohol, tobacco, and vaping products.

HVSSD / Will-Serve Letters

Council Member Drury asked the status of requiring will-serve letters from HVSSD. Michael Henke responded that planning applications now included the requirement, and a code text amendment would be considered by the Planning Commission.

Legislative / Ending Crime and Disorder on America's Streets

Katie Villani reviewed the Ending Crime and Disorder on America's Streets initiative.

Financial Report

Brad Wilson asked if there were any questions regarding the financial report provided to the Council. There were no questions.

Traffic Tubes

Wes Johnson reported that traffic tubes had been placed throughout the City. He said they were in the same locations as previous years.

- 5. Café Galleria Leasing Parking / Reconsider Motion** (Council Member Drury – Approximately 20 minutes) – Reconsider a motion from the 6 May 2025 council meeting approving a parking lease with the Café Galleria located at 101 West Main Street (Zoning is C-2).

Council Member Drury gave a presentation regarding his previous motion and reviewed the following items:

- Commercial versus residential uses
- Areas posted for no parking
- Residential areas with potential for commercial parking
- Findings from the General Plan

Council Member Drury also made the following comments:

- The intent of his May 6th motion was not to lease any parking south of Café Galleria on 100 West.
- He listened to the recording of the meeting.
- Did not want to lease parking in residential areas.
- Parking around the Town Square could be leased.
- After the May 6th meeting the City installed parking south of Café Galleria. This was against the intent of his motion.
- Other places in the City had the same issue with commercial parking in residential areas.
- The City was establishing precedence and going against its General Plan.
- Should have been more specific in his motion and included findings.

Note: A copy of Council Member Drury's presentation is contained in the supplemental file for the meeting.

Council Member Drury restated his motion as follows:

- Approve leasing twenty parking stalls around the Town Square north of Café Galleria.
- Not approve leasing or creating any parking south of the business in the right-of-way.
- The lease fee would be based on the City's fee schedule as amended from time to time.
- Any parking spaces that had been created by the City would be removed.
- Business owners and signage would direct parking to the leased stalls north of Main Street.

Mayor Johnson made the following comments:

- Was not at the meeting when Council Member Drury made his original motion.
- Met with Alan Giles several months prior to that meeting.
- Mr. Giles owned the property where the parking was created.
- Mr. Giles was amicable and did not express any concern with the parking at that time.
- Safety was a concern.
- The City did not deliberately go against Council Member Drury's motion.

Michael Henke explained the parking requirements for Café Galleria and Ballerina Farm and made the following comments:

- The parking in front of Mr. Gile's property was not used for any required parking.

Council Member Simonsen made the following comments:

- Did not understand that the motion prohibited constructing parking spaces to the south.
- Disagreed that building the spaces set precedence.
- Did not want to overpark but parking requirements had been increased.
- Wanted to provide more shared public parking.
- People could park in the City's right-of-way whether it was in a commercial or residential area.
- The City decided on the style of parking.
- It was a bad idea to have no parking areas in the City's rights-of-way.
- The City was trying to deal with legacy businesses.
- Was at the meeting with Mr. Giles and thought that he was fine with the parking spaces.
- The interface between commercial and residential areas was always problematic.
- The City used its rights-of-way to increase safety.
- How could the City get the right amount of parking?
- The spaces created to the south should not be removed.

Council Member Payne made the following comments:

- Facilitating parking prevented Café Galleria from being razed.
- Should the City encourage commercial parking in front of residences?
- Parking signs should be limited.
- Parking agreements should be clear regarding the number of parking spaces and their location.
- The City should only lease spaces for required parking.

Council Member Simons made the following comments:

- Commercial parking in residential areas would only increase.
- The City should emphasize safety.
- Hoped that someone would not get hurt in the area.

Council Member Orme said that she did not know stalls would be constructed to the south.

Council Member Drury indicated that he was not part of the meeting with Mr. Giles.

Motion: Council Member Drury made the following motion:

- Approved leasing twenty parking stalls around the Town Square north of Café Galleria.
- Did not approve leasing or creating any parking south of the business in the right-of-way.
- The lease fee would be based on the City's fee schedule as amended from time to time.
- Any parking stalls that were created by the City south of the business would be removed.
- Business owners and signage would direct parking to the leased stalls north of Main Street.

Second: Council Member Orme seconded the motion.

Discussion: Council Member Payne asked how many parking spaces were required for Café Galleria. Michael Henke responded that ten spaces were required, and the owner requested an additional nine.

Council Member Drury indicated that drivers could park parallel but not diagonally along 100 West south of Café Galleria. Council Member Simonsen responded that drivers would park anyway they wanted on the entire road. He thought that the new parking stalls would help the area.

Katie Villani noted that at the last meeting the Council decided not to lease parking in the City's right-of-way.

Council Member Payne recommended that the motion state Café Galleria was a historic building.

Council Member Drury noted that he did not have the context from the meeting with Mr. Giles.

Council Member Simonsen added that the City never considered leasing the stalls to the south that were created.

Vote: The motion was approved with the Council voting as follows:

Council Member Drury	Aye
Council Member Orme	Aye
Council Member Payne	Aye
Council Member Simons	Aye
Council Member Simonsen	Nay

6. City-Wide Recycling / Discussion (Celeste Johnson, Mayor – Approximately 30 minutes) – Discuss issuing a request for proposals for city-wide recycling in Midway City.

Mayor Johnson made the following comments:

- Multiple residents contacted her and requested curbside recycling in Midway.
- Recycling should be countywide.
- Met with the County twice about recycling without success. They said they did not have the resources, did not want to subcontract it out, and questioned where the recycled items would go.
- Recyclops was willing to provide the service in Midway.
- Residents would be automatically signed up for the service but could opt out.
- The recyclables would be processed at a facility in Salt Lake City which was working well.
- Billing would be handled by the City. This would be a cost-effective use of the city staff's time.
- The service could not be let out for bid because there were no other providers.

Ryan Smith, with Recyclops, reviewed the proposed fees and recycling process. He made the following comments:

- Recyclops used two different facilities in Salt Lake City to process its recyclables.
- Their model was efficient. Five to ten percent of the items they collected ended up in a landfill compared to a national average of 25 percent.
- Using a commercial vehicle was not feasible.

- Used independent contractors and bags. This model reduced road wear and emissions.
- Glass and large cardboard had to be separate.
- Glass was dangerous, heavy, and more expensive to recycle. It could not be recycled at the same facility as other recyclables.
- Sandy City charged less for the same service because it was mandatory for residents, had more participants, and was closer to the recycling locations.
- The City could add credit card fees, postage, etc. to what was charged.
- 18% of Midway residents used their service.
- Anticipated that 25% of Midway residents would opt out.
- Recyclops maintained sufficient insurance and would sign a liability release with the City.
- Most residents would be on the same pick-up schedule as solid waste.
- Pricing would be unchanged for one year.

Council Member Drury made the following comments:

- Recyclops' predecessor had several problems. Pick up was irregular. They did not pick up recycling that was improperly sorted instead of informing the customer.
- Sorting with bags was cumbersome. They were not large enough. Getting more bags was difficult.
- How would the City hold Recyclops responsible if it took the support calls?
- Trailers used for pick-up needed to be tarped appropriately.

The Council agreed to discuss recycling further after additional research.

Motion: Without objection, Mayor Johnson recessed the meeting at 8:24 p.m. She reconvened the meeting at 8:35 p.m.

7. Pear Tree Llamas Ranch / Open Space (Utah Open Lands – Approximately 20 minutes) – Discuss and possibly deny, continue, or approve using bond funds to preserve open space at the Pear Tree Llamas Ranch located at 850 South Center Street.

Katie Villani gave a presentation regarding the request and reviewed the following items:

- Location of the proposed open space
- Pictures of the open space
- Estimated value
- Road System Master Plan
- Trail route
- Possible findings
- Proposed conditions

Ms. Villani also made the following comments:

- The property owners requested \$750,000.
- A planned road for the property would be removed from the Road Plan if the open space was preserved.
- The proposed route of a trail through the property would be moved if the open space was preserved.
- Spoke with the Hughes. The trail would need to cross their property.

- The property owners requested that the trail not be built until they passed away or transferred title to the property.
- The trail would be a soft surface to meet federal funding requirements.
- The trail would have a ten-foot easement.
- The Midway City Open Space Advisory Committee unanimously recommended the request.

Note: A copy of Ms. Villani's presentation is contained in the supplemental file for the meeting.

Wendy Fisher, Utah Open Lands Executive Director and representing the property owners, made the following comments:

- A stipulation that the owners consent to a future annexation would not be included in the conservation easement.
- Such a stipulation had never been included in other conservation easements.
- It could also jeopardize federal funding.
- The trail would be included in the conservation easement.
- Future roads could cause problems for conservation easements.

The Council, staff, and meeting attendees discussed the following items:

- The road and trails plans would be considered at the next council meeting.
- Only the Lower River Annexation could force the property into the City.
- A separate agreement for annexation was not needed because the property could be forced in under the right circumstances.
- The City Attorney should review the issue of requiring property owners' consent to annexation.
- The City needed to consider future owners of the property.
- The language in condition one should be changed from "should" to "will".

Motion: Council Member Simons moved to accept the request for \$750,000 from Midway open space bond funds for 40 acres, located at approximately 850 South Center Street, with the following findings and conditions:

- The property was not within the City of Midway, but it was within the Midway annexation boundary and therefore eligible for funding consideration.
- The project and funding request were consistent with the vision of the Open Space Element of the General Plan.
- The committed funds from Wasatch County and from other potential sources would maximize Midway's contribution through leveraging, and the continuation of an important agricultural business was an added benefit.
- The project was visible from much of Midway and from many areas of the Heber Valley.
- Preservation would keep valuable agricultural land as open space and the farm would continue to provide grazing and agricultural products to the community.
- Because significant acreage was leased to other agricultural operations, such as the Kohler Dairy, preservation might help preserve other open space conservation areas.
- Preservation would help provide a buffer between Midway and county land to the east.
- Preservation of this parcel adjacent to the Midway Fish Hatchery, which was in turn

adjacent to City land obtained from Kem Gardner encumbered by a conservation easement, would help to connect existing conserved lands and reinforce a larger network of protected open space.

- Preservation would help protect native grasslands and Big Sagebrush, as well as provide habitat for wildlife including sandhill crane, red and silver fox, deer, skunk, marmots, and an active beehive.
- Conservation might render the need for a planned road between 850 S and Michie Lane (as set forth in Midway's Master Street Plan) unnecessary, resulting in cost savings for both installation and ongoing maintenance.
- Midway's Master Street Plan showed a future road planned across the property that would connect 850 South to Michie Lane. If the property was encumbered with a conservation easement such that it would not be developed, this would render the need for such a road moot and the master plan should be amended to remove this planned road.
- 24 water shares would be encumbered by the conservation easement, which would be incorporated into any purchase and sale agreement and conservation easement document(s).
- Midway's Master Trail Plan showed a future paved trail running from 850 South to Michie Lane along the east side of the Pear Tree Llama property. If the property was encumbered with a conservation easement, the master plan should be amended to replace this trail with the proposed eastern trail alignment depicted on the attached map, which followed the eastern and southeastern property boundaries and had been approved by the Applicants. The Applicants requested that the trail not be constructed or opened to public use until the Applicants' death or sale of the property, whichever was sooner. Applicants would provide a metes and bounds description for a ten foot easement (in light of ongoing agricultural uses of the property, location of sagebrush field, etc.) following the alignment shown on the eastern trail alignment map, with a draft easement submitted for approval by the City, and the trail easement would be recorded at the time the conservation easement was recorded.
- In consideration of Midway taxpayer funds being used toward conservation: While applicants would have no proactive obligation to pursue annexation into the City of Midway, the Applicants would cooperate (and not object) to annexation into Midway if the property was included in an annexation of surrounding properties, and further agreed to take all steps necessary to ensure that successors in title to the property would similarly cooperate/not object to annexation petition(s) for surrounding properties which might involve this property.

Second: Council Member Payne seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Drury	Aye
Council Member Orme	Aye
Council Member Payne	Aye
Council Member Simons	Aye
Council Member Simonsen	Aye

- 8. Impact Fee Facilities Plan** (Wes Johnson, City Engineer – Approximately 30 minutes) – Discuss and possibly deny, continue, or adopt an updated impact fee facilities plan for Midway City. **Public Hearing** – Public comment must be related to this item on the agenda.

Brad Wilson made the following comments regarding the process to update impact fees:

- An impact fee facilities plan first needed to be considered and adopted. This required a public hearing.
- Once the plan was adopted then an impact fee analysis also needed to be considered and adopted. This also required a public hearing.
- The analysis and updated fees were adopted by ordinance.

Wes Johnson gave a presentation and reviewed the following items:

- Existing fees compared to proposed fees
- Fee increases
- Equivalent residential units
- Population

Wes Johnson also made the following comments:

- An impact fee analysis still needed to be done.
- Two entities in Utah performed such an analysis.
- The fee would be \$20,000.
- It would take one to three months to complete.

Note: A copy of Mr. Johnson's presentation is contained in the supplemental file for the meeting.

Michael Henke made the following comments:

- The proposed fees were based on the recently adopted General Plan.
- Less infrastructure was required as the remaining land was developed.
- The City would not have gained much additional revenue if it had adopted the amounts of the impact fees earlier.
- Had compared the amount of the proposed fees with those of other local governments. In comparison they were slightly high. Did not want the fees to be an outlier.
- The Midway Irrigation Company was allowed to charge an impact fee, but it did not.

The Council, staff, and meeting attendees discussed the following items:

- Costs had increased because of inflation.
- Impact fees paid for the construction but not the maintenance of infrastructure.

Public Hearing

Mayor Johnson opened the hearing and asked if there were any comments from the public.

Andy Garland

Mr. Garland made the following comments:

- It was premature to look at the amount of the fees that night.
- The impact fee facilities plan should be reviewed that night. It outlined the impact that future development would have on the City.
- The City needed to ensure that its impact fees were defensible.
- An outside consultant should be hired.
- Impact fees for schools could be included in the plan.
- The City Engineer wore too many hats.

Mayor Johnson closed the hearing when no further public comment was offered.

Motion: Council Member Simons moved to adopt the updated impact fee facilities plan for Midway City at that point.

Second: Council Member Payne seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Drury	Aye
Council Member Orme	Aye
Council Member Payne	Aye
Council Member Simons	Aye
Council Member Simonsen	Aye

- 9. Ordinance 2025-22 / Parking Under Open Space** (Katie Villani, City Planner – Approximately 10 minutes) – Discuss and possibly deny, continue, or adopt Ordinance 2025-22 amending the Midway City Municipal Code regarding underground parking underneath open space.

Katie Villani gave a presentation regarding the request and reviewed the following items:

- Proposed code
- Examples of underground parking

Ms. Villani said that the 25% limit on hardscape was a guess.

Note: A copy of Ms. Villani's presentation is contained in the supplemental file for the meeting.

The Council, staff, and meeting attendees discussed the following items:

- The ramp to the underground parking and other structures should not be included in any open space calculations.

- A ramp should not be visible.
- The allowed amount of hardscape should be 10%. The applicant could request a higher percentage subject to the Council's approval.
- The open space should be green but walkways, etc. were allowed. Pickleball courts were also allowed.
- Open space was not required in the commercial zones.
- Council approval was better than changing the Municipal Code.
- Hardscape should be limited to 10% with a larger amount requiring Council approval.
- Parking should not be underneath open space.

Motion: Council Member Payne moved to approve Ordinance 2025-22 regarding parking under open space with the following findings and modifications:

- The proposed amendment was consistent with the current Midway General Plan, Land Use Goals and Guidelines, and Economic Goals and Guidelines for parking in the commercial zones.
- Allowing below natural grade parking under required or voluntary open space provided the open space remained visually indistinguishable from open space areas that did not have parking below would allow another tool to address the challenges of limited parking in commercial zones without changing the appearance of open space.
- The percentage would be lowered to 10%.
- Anything above 10% required council approval.
- The ramp language from the previous amendment to this section would be added.
- Ramps could not be part of any open space calculation.

Second: Council Member Simons seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Drury	Nay
Council Member Orme	Aye
Council Member Payne	Aye
Council Member Simons	Aye
Council Member Simonsen	Aye

10. The Homestead Resort / Exception to Standard Specifications (Paul Berg, Berg Engineering – Approximately 20 minutes) – Discuss and possibly deny, continue, or approve an exception to the Midway City Standard Specifications and Drawings, regarding the width of a private road, for the Homestead Resort located at 700 North Homestead Drive.

Michael Henke gave a presentation regarding the request and reviewed the following items:

- Petition
- Land use summary
- Maps
- Pictures
- Findings

Mr. Henke also made the following comments:

- The Homestead Resort requested a reduction to the standard street width from 26 to 20 feet.
- The reduction would preserve a row of trees.
- The request should be tailored to the situation to avoid setting precedence.
- The road would be private.
- Snow could be stored at the end of the cul-de-sac.

Note: A copy of Mr. Henke's presentation is contained in the supplemental file for the meeting.

Paul Berg, Berg Engineering Resource Group and representing the applicants, made the following comments:

- The owners of the Homestead Resort wanted to be good neighbors.
- Could build the road 26 feet wide.

Motion: Council Member Simonsen moved to approve the exception with the following findings and conditions:

- The minimum fire code width was 20'.
- The diameter of the cul-de-sac would not change (90') and would comply with city and fire code minimums.
- The street would be private and a cul-de-sac.
- The access easement with The Links and the approved master plan limited five dwellings to the cul-de-sac.
- The limited access would ensure a minimal number of trips per day on the cul-de-sac.
- No parking would need to be marked and enforced to maintain fire access if the road width was narrowed to 20'.
- Reducing the road width would allow the mature landscaping to remain, which helped protect the existing structures from errant golf balls.
- Fire code was referenced and discussed by the parties.
- The change was to engineering standards which were often adjusted.
- The road would remain serviceable and might have lower speeds

Second: Council Member Orme seconded the motion.

Discussion: Mayor Johnson thought that people did not respect no parking signs but did avoid curbs painted red. She suggested that the curbs be painted red.

Vote: The motion was approved with the Council voting as follows:

Council Member Drury	Aye
Council Member Orme	Aye
Council Member Payne	Aye
Council Member Simons	Aye
Council Member Simonsen	Aye

11. Ordinance 2025-23 / Appointment Process (Brad Wilson, City Recorder – Approximately 45 minutes) – Discuss and possibly deny, continue, or adopt Ordinance 2025-08 amending the Midway City Municipal Code regarding the process for appointing members to commissions, boards, and committees.

12. Change Orders (City Attorney – Approximately 20 minutes) – Discuss amending Title 4 (Revenue of Finance) of the Midway City Municipal Code regarding contract change orders.

Motion: Council Member Drury moved to table items eleven and twelve.

Second: Council Member Payne seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Drury	Aye
Council Member Orme	Aye
Council Member Payne	Aye
Council Member Simons	Aye
Council Member Simonsen	Aye

13. Town Square / LWCF Grant (Brad Wilson, City Recorder – Approximately 20 minutes) – Receive and discuss a presentation on a Land and Water Conservation Fund grant received for the Midway Town Square.

Brad Wilson gave a presentation regarding the grant and reviewed the following items:

- Summary
- Map of acquired property
- Map of grant property

Mr. Wilson also made the following comments:

- The City was bound by the Land and Water Conservation Fund grant restrictions placed on a portion of the Town Square.
- Changes to the property would need state or even federal approval.
- The restrictions could be transferred to another park with federal approval.

Note: A copy of Mr. Wilson's presentation is contained in the supplemental file for the meeting.

Mayor Johnson noted that the park designation for the Town Square could affect the liquor licenses for surrounding businesses.

14. Closed Meeting to Discuss the Character, Professional Competence, or Physical or Mental Health of an Individual

Motion: Council Member Payne moved to go into a closed meeting to discuss the character, professional competence, or physical or mental health of an individual.

Second: Council Member Orme seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Drury	Aye
Council Member Orme	Aye
Council Member Payne	Aye
Council Member Simons	Aye
Council Member Simonsen	Aye

Note: Closed meeting minutes are sealed and strictly confidential. Access to such minutes must be obtained through a court of law.

Motion: Council Member Payne moved to go out of the closed meeting.

Second: Council Member Orme seconded the motion.

Discussion: None

Vote: The motion was approved with the Council voting as follows:

Council Member Drury	Aye
Council Member Orme	Aye
Council Member Payne	Aye
Council Member Simons	Aye
Council Member Simonsen	Aye

15. Adjournment

Motion: Council Member Payne moved to adjourn the meeting. Council Member Orme seconded the motion. The motion passed unanimously.

The meeting was adjourned at 10:29 p.m.

DRAFT