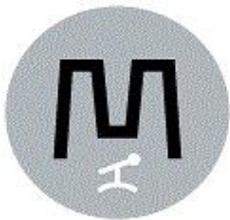




**MURRAY**  
CITY COUNCIL

**Council Meeting  
January 10, 2023**



## Murray City Municipal Council Notice of Meeting

January 10, 2023

Murray City Center

5025 South State Street, Murray, Utah 84107

### Meeting Agenda

**4:15 p.m.**    **Committee of the Whole** – Conference Room #107  
Diane Turner conducting

### **Approval of Minutes**

Committee of the Whole – December 6, 2022

### **Discussion Items**

1. Reports from Murray City representatives who serve on interlocal boards and commissions.
  - a. Utah Infrastructure Agency (UIA) – Brenda Moore (5 minutes)
  - b. Valley Emergency Communications Center, Metro Fire and Utah Telecommunications Open Infrastructure Agency (UTOPIA) – Doug Hill (15 minutes)
  - c. Council of Governments (COG) and Central Valley Water – Mayor Hales (10 minutes)
  - d. Jordan River Commission – Bruce Holyoak (5 minutes)
2. Human Resources Department Report – Robyn Colton (30 minutes)
3. State Homeland Security Training Grant for HAZMAT Materials – Joey Mittelman (10 minutes)
4. Interlocal Agreement with Murray School District for a Music Specialist – Doug Hill (5minutes)
5. FY 2022-2023 Budget Amendment – Brenda Moore (15 minutes)

### **Adjournment**

The public may view the Council Meeting via the live stream at [www.murraycitylive.com](http://www.murraycitylive.com) or <https://www.facebook.com/Murraycityutah/>. Those wishing to have their comments read into the record may send an email by 5:00 p.m. the day prior to the meeting date to [city.council@murray.utah.gov](mailto:city.council@murray.utah.gov). Comments are limited to less than three minutes (approximately 300 words for emails) and must include your name and address.

**6:30 p.m.**    **Council Meeting** – Council Chambers  
Pam Cotter conducting.

### **Opening Ceremonies**

Call to Order  
Pledge of Allegiance

### **Approval of Minutes**

None scheduled.

### **Special Recognition**

None Scheduled.

## **Citizen Comments**

Comments will be limited to three minutes, step to the microphone, state your name and city of residence, and fill out the required form.

## **Consent Agenda**

Mayor Hales presenting.

1. Consider confirmation of the Mayor's reappointment of Cami Munk to the Murray City Arts Advisory Board beginning January 2023 to January 2026.
2. Consider confirmation of the Mayor's reappointment of Robert Wyss to the Murray City Arts Advisory Board beginning January 2023 to January 2026.
3. Consider confirmation of the Mayor's reappointment of Lynn Andersen to the Murray City Senior Recreation Center Board beginning February 2023 to January 2026.
4. Consider confirmation of the Mayor's reappointment of Susan Hatcher to the Murray City Senior Recreation Center Board beginning February 2023 to January 2026.
5. Consider confirmation of the Mayor's new appointment of Jai-Dee Riches to the Murray City Arts Advisory Board beginning January 2023 to January 2025.
6. Consider confirmation of the Mayor's new appointment of Kev Nemelka to the Murray City Arts Advisory Board beginning January 2023 to January 2025.
7. Consider confirmation of the Mayor's new appointment of Blair Lyon to the Murray City Arts Advisory Board beginning January 2023 to January 2025.
8. Consider confirmation of the Mayor's new appointment of Lindsey Smith to the Murray City Arts Advisory Board beginning January 2023 to January 2025.

## **Public Hearings**

None scheduled.

## **Business Items**

1. Consider an ordinance amending Section 3.04.050 of the Murray City Municipal Code regarding electronic payment fees. Brenda Moore presenting.
2. Election of the City Council Chair and Vice Chair and consider a resolution appointing the Chair and Vice Chair for the Murray City Municipal Council for calendar year 2023. Diane Turner presenting.
3. Election of the Budget and Finance Committee Chair and Vice Chair and consider a resolution appointing the Chair and Vice Chair of the Budget and Finance Committee of the Murray City Municipal Council for calendar year 2023. Diane Turner presenting.
4. Consider a resolution approving the City Council's appointment of representatives to Boards and Committees. Pam Cotter presenting.
5. Consider a resolution approving the Mayor's appointment of representatives to boards of Interlocal Entities and to a Community Development Corporation. Mayor Hales presenting.

## **Mayor's Report and Questions**

## **Adjournment**

### **NOTICE**

Supporting materials are available for inspection on the Murray City website at [www.murray.utah.gov](http://www.murray.utah.gov).

Special accommodations for the hearing or visually impaired will be made upon a request to the office of the Murray City Recorder (801-264-2663). We would appreciate notification two working days prior to the meeting. TTY is Relay Utah at #711.

Council Members may participate in the meeting via telephonic communication. If a Council Member does participate via telephonic communication, the Council Member will be on speaker phone. The speaker phone will be amplified so that the other Council Members and all other persons present in the Council Chambers will be able to hear all discussions.

On Friday, January 6, 2023, at 9:00 a.m., a copy of the foregoing notice was posted in conspicuous view in the front foyer of the Murray City Center, Murray, Utah. Copies of this notice were provided for the news media in the Office of the City Recorder. A copy of this notice was posted on Murray City's internet website [www.murray.utah.gov](http://www.murray.utah.gov), and the state noticing website at <http://pmn.utah.gov>.



Jennifer Kennedy  
Council Executive Director  
Murray City Municipal Council



**MURRAY**  
CITY COUNCIL

# Committee of the Whole



MURRAY  
CITY COUNCIL

# Committee of the Whole Minutes

**MURRAY MUNICIPAL COUNCIL**

**COMMITTEE OF THE WHOLE**

Meeting Minutes

**Tuesday, December 6, 2022**

Murray City Center - 5025 South State Street, Council Chambers, Murray, Utah 84107

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**Attendance:**

**Council Members and others:**

Vacant	District #1
Diane Turner –Chair	District #4
Pam Cotter	District #2 – Excused
Rosalba Dominguez	District #3
Garry Hrechkosy	District #5

Brett Hales	Mayor	Jennifer Kennedy	City Council Executive Director
Doug Hill	Chief Administrative Officer	Pattie Johnson	Council Administration
Tammy	Chief Communications Officer	Jared Hall	CED Director
G.L. Critchfield	City Attorney	Zack Smallwood	Senior Planner
Robert Wood	HBME, LLC	Emily Barton	Finance
Joann Miller	Finance	Brenda Moore	Finance Director
Loran Pasalich	Murray Chamber of Commerce	Brooke Smith	City Recorder
Craig Burnett	Police Chief	Jared Hall	CED
Rachel Morot	Historic Murray 1 <sup>st</sup> Foundation	Kim Sorensen	Parks & Recreation Director

**Conducting:** Council Member Turner called the meeting to order at 3:45 pm.

**Approval of Minutes:** Committee of the Whole – November 1, 2022 and November 15, 2022.

Council Member Hrechkosy moved to approve both sets of minutes and Council Member Dominguez seconded the motion.

All in favor 3-0.

**Discussion Items:**

**Presentation of independent audit for Fiscal Year 2021-2022:**

Ms. Moore invited Mr. Wood, CPA with HBME, LLC to present the fiscal year 2021-2022 audit. Mr. Wood presented the financial statement, gave an overview, and noted that Murray City had applied for the Government Finance Officers Association Certificate, and he expected the City to receive it.

Mr. Wood said he gave the City an Unmodified opinion, which was the best opinion that could be given. He said all governmental activities, all business activities in each major fund, and aggregated information presented to him was fairly stated and in accordance with governmental accounting standards. Various reports regarding internal controls and compliance to State laws, regulations, and contracts were found to have no discrepancies in processing transactions. Mr. Wood said the City has good separation of duties among the finance staff and senior management and there were no issues to report.

Mr. Hrechkosy asked if there were any adjustments booked. Mr. Wood said four occurred, and they

were recorded in the financials.

Mr. Wood noted the State Auditor Office Report and the State Compliance Guide to confirm that tests were conducted on budgetary compliance, the fund balance, justice court operations and the handling of restricted taxes and other restricted revenues. He explained that the fraud risk assessment was conducted once a year which helps cities realize what changes can be made to controls to prevent fraud. Various governmental fees were also tested to determine whether the expense was sufficient to cover governmental costs. Compliance to impact fees were analyzed, all funds were audited as well, fund by fund, and he did not find any material errors, significant deficiencies, or material weaknesses in any of the State compliance findings.

Mr. Wood said Murray's GF (General Fund) is healthy and the fund balance would remain at 24.1%. The City's five main governmental funds and proprietary funds were also tested; all were found to have no issues or concerns.

Mr. Wood presented balance sheets for all governmental funds and business type activities that require a user fee for services like power, water, sewer, solid waste collection and storm water, and the golf course

The Statement of Activities was reviewed. Mr. Wood said everything is operating healthy and there were no issues with any of the fund balances, no funds were found to be deficit, and all are in a strong net position.

The overall budget was reviewed. The City budgeted \$47 million; \$55.9 million was collected, so there was an increase of \$8.8 million. Total expenditures were budgeted at \$49.6 million, and the City spent \$44.8 million which provided a budget savings of \$4.8 million. Ms. Moore confirmed she prepared the budget not knowing how sales tax revenue would do following the pandemic, so she budgeted low, but revenue came in high. Mr. Wood said sales tax revenue in Murray came in very strong. Ms. Moore noted that expenditures were kept at a minimum because City department directors paid close attention to purchasing only what they needed. All savings would be applied to future capital improvement projects. Mr. Wood said there were no findings to report.

Mr. Wood concluded that the City's finances are in excellent order and stated this was a true and complete audit as only minimal adjustments were necessary. Mr. Hrechkosy agreed the audit was clean and commended Ms. Moore and her team for great work.

An ordinance amending Section 3.04.050 of the Murray City Municipal code regarding electronic payment fees:

Ms. Moore explained that currently Murray City Code does not allow the City to charge a fee to customers for processing their credit card payments even though credit card companies will allow the City to do so.

She explained how building permit fees sparked the idea of charging credit card fees to developers,

because they pay large deposits and building permit fees with a credit card which generates a large credit card processing fee to the City. If the City were to implement an electronic payment fee for building permits, the maximum the City could charge would be 3.5% of a transaction.

Mr. Hrechkosy asked how much the City paid in credit card processing fees. Ms. Moore replied \$30,000 per month. She said it was not the small transactions that created the expense, but thousand-dollar deposits paid by developers. Deposits are eventually refunded back to developers at 100%, so it is this type of transaction that leaves the City with a high credit card processing expense. She said the proposed fee would never be applied to a utility credit card payment because the Utility Department receives a special processing rate as a utility provider. The amendment also allows Ms. Moore to choose what transactions would be subject to a credit card processing fee.

Mr. Hrechkosy requested a breakdown of the \$30,000 expense to understand better the bulk of that cost to the City. Ms. Moore agreed to provide that information.

Ms. Dominguez confirmed the proposed amendment would not change current Code but would add a new section to the Code which clarifies meaning and details for specific Electronic Payment Fees. Ms. Moore agreed the resolution specifies when the City would implement the fee, that would be set by Mayor Hales, in accordance with the maximum amount of 3.5% determined by credit card companies. Ms. Moore noted the City current limits building permit fee payments made by a credit card to \$4,000, so this proposal would increase that limit.

A resolution authorizing the execution of an Interlocal Cooperation Agreement between the City, Salt Lake County, Layton City, and Salt Lake City for administering and managing certain law enforcement software services:

Chief Burnett said with Council approval the MPD (Murray Police Department) would be able to utilize SLC (Salt Lake County), DA (District Attorney) computer software. The DA approached Murray to participate with the County in using their program that is helpful for conducting investigations.

Chief Burnett explained how the program allows only authorized and trained MPD officers to collect electronic types of evidence, track cell phone movements, sort through social media platforms, and search other type of accounts using specific key words. A court ordered search warrant is required to access the system. Previously, Murray officers used equipment located at the DA office, but now a terminal would be located at the Murray police station. He said the program is worth having as it helps resolve difficult investigations more quickly.

The annual cost to participate is \$3,900. The Council would consider the resolution in the council meeting.

A resolution authorizing the execution of an Interlocal Cooperation Agreement between the Board of Education of GSD (Granite School District) and Murray City, relating to a School Resource Officer provided by the City to the District:

Chief Burnett explained this resolution is to enter into an agreement with GSD for a resource officer

at Cottonwood High School. For the past 20 years the City has provided their resource officer for a cost of \$12,000 per year. The new proposal increases that cost to \$45,000 per year.

Ms. Dominguez asked what Murray School District pays the City for resource officers. Chief Burnett replied \$25,000 per year for three resource officers. He explained the cost increase was happening throughout the Salt Lake Valley so the charge to Granite School District was more in line with what most school districts pay

Mr. Hill commented about the cost differences. He said years ago a rate study was conducted to compare costs for resource officers with how much in turn the Murray School District does not charge Murray City for using their facilities. For example, the City uses school auditoriums and facilities regularly for Murray City Parks and Recreation programs. The City actually benefited more than the Murray School District when it came to using Murray School Districts facilities. The lower cost to provide resource officers to the Murray School District was a good way to balance the City's use of the Murray School Districts facilities. He said most municipalities no longer provided resource officers to local schools for various reasons, but Murray would continue the provision due to the good working relationship between the two entities.

Mayor Hales said with a shared swimming pool and gymnasium at the Park Center and use of other facilities like school auditoriums and ball fields, the City is very intertwined with the Murray School District. Ms. Turner agreed Granite School District is more independent. Chief Burnett said Granite School District was willing to work with Murray City regarding the cost for a resource officer at Cottonwood High School.

Amendments to the MCCD (Murray City Center District) ordinance:

Mr. Hall gave an overview about the progression of the proposed MCCD Zone amendments that resulted from the August workshop.

He displayed graphics to point out all areas within the MCCD Zone, reviewed height adjustments, architecture, design standards, parking, landscaping, and open spaces that would be impacted as a result of change requests made by the Council. To be sure everyone was on the same page, Mr. Hall said that currently in the MCCD Zone:

- Buildings shall not exceed ten stories in height or 135 feet, whichever is less.
- The height of a structure located adjacent to a residential zoning district may not exceed 50 feet within 60 feet of a residential zoning district.
- Properties located north of Court Avenue that are adjacent to Center Street, buildings shall not exceed 35 feet.)
- Properties north of 4800 South at Block One are subject to a limit of 50 feet.
- For new buildings located west of State Street and south of 4800 South, a minimum height of 40 feet or four stories, whichever is less, is required.

Mr. Hrechkosy asked at what height level do developers use steel in constructing tall buildings. Mr. Hall replied anything five-stories and over is type-one construction which is steel and concrete. Five

stories and up cannot be stick framing.

Mr. Hill commented that the building on Vine Street is five-story stick construction over two-stories of steel and concrete, that is used for parking, which technically makes the building seven-stories high. Mr. Hall explained stick construction on top of concrete and steel is now called “five-over-twos.” He said Murray is not unique in requiring ground floor commercial or structured parking in a mixed-use zone.

Ms. Turner confirmed that currently a 10-story building could be constructed in the MCCD. Mr. Hall said yes except on properties adjacent to residential neighborhoods. Ms. Turner tried to recall why 10-stories was ever allowed. Mr. Hall said at one time the MCCD Zone was a very aggressive plan with no height or density limits.

Ms. Turner called for a five-minute break.

Further discussion ensued about what Mr. Hall gained from the previous MCCD workshop and other related Committee of the Whole meetings. For Block-One he proposed:

- Everything in the MCCD north of Vine Street and 300 feet on each side of the right of way of State Street near Poplar and Brown Street would be called the Block One Overlay.
- Height adjustments included 10-foot step backs that are limited to three-stories.
- Step backs could be 20 feet and not 10, depending on how many stories developers want to add.
- From Center Street to Hanauer Street architectural standards would be required to create a traditional Murray architectural look.
- Story limits would drop from 10 stories to seven stories.

Ms. Dominguez recalled from the past workshop that Council Members agreed to a three-story limit at Block One down to Hanauer Street and structures behind Hanauer Street could be slightly taller. Mr. Hall said he would make that adjustment. She also recalled that from Center Street to Box Elder, and on the east side of State Street Council Members agreed that only six-story projects would be allowed, and they never agreed to 10-stories. Ms. Turner confirmed.

Mr. Hrechkosy asked if Mr. Hall was proposing to reduce the building height in the MCCD from 10-stories to seven-stories. Mr. Hall said he proposed seven-stories because it was the way of the industry.

Ms. Turner asked why not limit construction to six-stories. Mr. Hall said only for the reason that Mr. Yost articulated, which was that lower height restrictions cause projects to become more sprawled out. State Legislation has forced developers and cities into developing higher density projects even taller than a five-over-two building. Since the current code in the MCCD is 80 units per acre, a lower height restriction would increase the footplate of a building. The zoning code is the only thing that keeps a developer from constructing even taller buildings. Ms. Turner asked about changing the MCCD zoning code to reduce the density. Mr. Hall said that was possible, which was the only way to

lessen density in the MCCD.

Ms. Dominguez clarified from the August discussion that Council Members favored density near surrounding transit areas only. Ms. Turner said that is where density made sense, that was all the City needed to do, and density should be less in the MCCD zone. Mr. Hall asked should density in the MCCD be less than it is at Fireclay. Mr. Hrechkosy asked what was the density standard at Fireclay. Mr. Hall said all of Fireclay is 70 units per acre.

Mr. Hall discussed parking standard concerns. He said the way developers handle a higher parking requirement is to eliminate two-bedroom units from a project, allowing them to provide only one-bedrooms and studios. Mr. Hrechkosy thought this was not ideal for building a family in Murray. Ms. Dominguez agreed.

Ms. Turner preferred seeing more projects with mixed types of housing and asked how that could be implemented. Mr. Hall said townhomes, duplexes and triplexes are being constructed in Murray but the reason residential developments like that are not seen now is because the City no longer has vacant parcels large enough to create new subdivisions.

Mr. Hall reviewed his notes again from the August workshop and clarified that Council Members did prefer a six-story height limit in the MCCD. He said if the Council were to restrict the height to 300 feet for MCCD properties further away from State Street he had no objections. Although he still suggested seven-stories, he respected the Council's decision of six.

Visual concepts were shown to explain how step-backs of various distances would appear along State Street. Ms. Turner favored a three-story rendering that would front State Street and stressed that high density is not what Murray citizens want to see at Block One. There was brief discussion about green space areas, open public gathering areas, and landscaping that would not create more heat.

Ms. Dominguez led a discussion about whether the new city hall building could be viewed from State Street. Mr. Hall said they could require buildings fronting State Street be limited to three-stories with a 20-foot step-back. He said he would change the height limit to six-stories. Mr. Hrechkosy thought -there was value in showing that the Council did listen to the Block One survey results, so height would be reduced.

**Adjournment:** 5:35 p.m.

**Pattie Johnson**  
**Council Office Administrator III**



MURRAY  
CITY COUNCIL

# Discussion Items



MURRAY  
CITY COUNCIL

# Discussion Item #1



**MURRAY**

## **Council Action Request**

# **City Council and Administration**

## **Interlocal Boards and Committee Reports**

### **Committee of the Whole**

Meeting Date: January 10, 2023

<b>Department Director</b> Jennifer Kennedy	<b>Purpose of Proposal</b>  Reports from Murray City representatives who serve on interlocal boards, committees and commissions.
<b>Phone #</b> 801-264-2622	<b>Action Requested</b>  Informational only.
<b>Presenters</b> As Listed	<b>Attachments</b>  None
<b>Required Time for Presentation</b> 35 Minutes	<b>Budget Impact</b>  N/A
<b>Is This Time Sensitive</b> No	<b>Description of this Item</b>  Biannual reports from City representatives who serve on Interlocal Boards and Commissions (5 minutes each)  a. Utah Infrastructure Agency (UIA) - Brenda Moore b. Valley Emergency Communications Center, Metro Fire and Utah Telecommunications Open Infrastructure Agency (UTOPIA) - Doug Hill (15 minutes) c. Council of Governments (COG) and Central Valley Water - Mayor Hales (10 minutes) d. Jordan River Commission - Bruce Holyoak
<b>Mayor's Approval</b>	
<b>Date</b> December 20, 2022	



MURRAY  
CITY COUNCIL

# Discussion Item #2



**MURRAY**

**Council Action Request**

# Murray City Council

## Human Resources Department Report

**Committee of the Whole**

Meeting Date: January 10, 2023

<b>Department Director</b> Jennifer Kennedy	<b>Purpose of Proposal</b> Monthly Department Report
<b>Phone #</b> 801-264-2622	<b>Action Requested</b> Information only.
<b>Presenters</b> Robyn Colton	<b>Attachments</b>
<b>Required Time for Presentation</b> 30 Minutes	<b>Budget Impact</b> None
<b>Is This Time Sensitive</b> No	<b>Description of this Item</b> Human Resources will provide an update on their department.
<b>Mayor's Approval</b>	
<b>Date</b> December 20, 2022	



MURRAY  
CITY COUNCIL

# Discussion Item #3



**MURRAY**

**Council Action Request**

# **Murray City Fire Department**

## **SHSP HAZMAT Training Grant**

**Committee of the Whole**

Meeting Date: January 10, 2023

<b>Department Director</b> Joey Mittelman	<b>Purpose of Proposal</b>  Allow for the signing of the SHSP MOU that allows us to receive SHSP money for backfill during training.
<b>Phone #</b> 801-264-2775	<b>Action Requested</b>  Approval to enter into the MOU and FEMA grant requirements to maintain our HAZMAT response.
<b>Presenters</b> Joey Mittelman	<b>Attachments</b>  MOU
<b>Required Time for Presentation</b> 10 Minutes	<b>Budget Impact</b>  The OT is reimbursed through the SHSP grant if we sign the MOU. The cost to the city then is budget neutral.
<b>Is This Time Sensitive</b> No	<b>Description of this Item</b>  Murray City Fire Department is a part of the Salt Lake Valley HAZMAT response team. This allows for each city to share their specialty with their surrounding cities. This allows Murray to save money on many other areas within HAZMAT. Murray serves as the water way experts for controlling spills within our waterways. Murray City Fire Department has Booms that are deployed when needed and prevent further damage down stream. The training our Firefighters complete each year can be reimbursed if we complete this grant.
<b>Mayor's Approval</b>   <b>Date</b> December 13, 2022	

RESOLUTION NO. R23-

A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN UNIFIED FIRE AUTHORITY AND MURRAY CITY RELATING TO REIMBURSEMENT OF OVERTIME OR BACKFILL COSTS INCURRED BY MURRAY CITY FIRE DEPARTMENT PERSONNEL TO MAINTAIN CAPABILITY TO RESPOND TO HAZARDOUS MATERIALS AND OTHER SERIOUS INCIDENTS.

WHEREAS, Title 11, Chapter 13, of the Utah Code provides that two or more public agencies may, by agreement, jointly exercise any power common to the contracting parties for joint undertakings and services; and

WHEREAS, the City and Unified Fire Authority ("UFA") are "public agencies" as contemplated in section 11-13-101 of the Utah Code, *et seq.* – Interlocal Cooperation Agreement Act; and

WHEREAS, State Homeland Security Program (SHSP) is part of the Homeland Security Grants Program; and

WHEREAS, the Unified Fire Authority (the "UFA") is the sub-recipient of grant funds from the SHSP that have been made available to support continued training and skills development and effective response in the event of an incident involving hazardous materials ("HM"), chemical, biological, radiological, nuclear or high yield explosives ("CBRNE"); and

WHEREAS, grant funding is authorized for overtime and backfill costs for emergency preparedness and response personnel attending FEMA-sponsored and approved training classes; and

WHEREAS, City has qualified personnel that currently attend FEMA-approved training for HM and CBRNE incidents and for whom overtime backfill costs are borne by the City; and

WHEREAS, City wants to seek reimbursement from the available grant funds; and

WHEREAS, the Parties desire to enter into a Memorandum of Understanding ("MOU") to facilitate achievement of the goals and objectives of the grant funds by setting forth the Parties' responsibilities.

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council that:

1. It does hereby approve the execution of a Memorandum of Understanding between Unified Fire Authority and Murray City in substantially the form attached as Exhibit "A" to facilitate the achievement of the goals and objectives of the grant funds.

2. The City's participation in the grant funds program is in the best interest of the City.

3. Mayor Brett A. Hales is hereby authorized to execute the Memorandum of Understanding on behalf of the City and to act in accordance with its terms.

DATED this      day of      , 2023.

MURRAY CITY MUNICIPAL COUNCIL

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, Council Chair

ATTEST:

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Brooke Smith, City Recorder

**Attachment**  
(Memorandum of Understanding)

## **SHSP HAZMAT TRAINING PROGRAM GRANT MEMORANDUM OF UNDERSTANDING**

This Memorandum of Understanding (“MOU”) between Unified Fire Authority (“UFA” or “Managing Organization”) an interlocal entity and a public subdivision of the State of Utah and \_\_\_\_\_ (“Participating Agency”), a \_\_\_\_\_ of the State of Utah (individually a “Party” and collectively the “Parties”), is entered effective as of its execution by the Parties

### **I. Purpose**

The purpose of this MOU is to afford public safety agencies the opportunity to commit qualified, trained personnel to continued training and skills development to better prepare and respond to incidents involving hazardous materials (HM) incidents and/or chemical, biological, radiological, nuclear, explosive (CBRNE) at the agency level. Region 2 has secured funds that provide a means to backfill qualified personnel selected to attend approved courses as identified herein. The MOU will delineate responsibilities and procedures for the administration and management of the SHSP Region 2 HM backfill funds (\$30,000). By reimbursing for backfill, this SHSP funding will focus on enhancing preparedness and resilience for communities by directly funding activities to enhance participants’ preparedness, specifically for hazardous materials/CBRNE incidents.

In conjunction with the SLVHAC three-year plan to host national-level training, this funding for backfill places emphasis on keeping parity with industry practice, knowledge, skills, and abilities as well as best practices and common understanding in preparing for these types of incidents between jurisdictions/agencies. Courses may occur in Utah or elsewhere and must be approved by the SLVHAC in advance in order to qualify for potential funding pursuant to this MOU. Training plans/courses will utilize FEMA training courses offered through the Emergency Management Institute, the Center for Domestic Preparedness, the National Domestic Preparedness Consortium, and other partners.

A sample listing of courses is provided in Appendix A.

### **II. Scope**

The provisions of this MOU will apply to Unified Fire Authority’s management of the SHSP HM backfill funds and the reimbursement of backfill costs incurred by participating agencies that maintain capability and a responsibility to respond to hazardous materials incidents and/or CBRNE at the agency level.

### **III. Definitions**

- A. SLCoEM- Salt Lake County, Utah Emergency Management.**
- B. Grant – SHSP funds to reimburse qualified agencies for backfill expenses so that trained personnel may attend select HM/CBRNE courses. These funds typically**

have a 36-month period of performance and multiple SHSP grants may be in effect at any given time.

- C. Participating agency – Public safety or health agency that maintains a HM/CBRNE response capability and supports personnel to attend courses approved and planned/scheduled through the SLVHAC. Agencies may include police, fire, health care provider, health dept personnel, etc. that are identified as having responsibility along or within the HM/CBRNE response continuum.
- D. Managing Organization – UFA as a sub-recipient of the Grant, which provides administrative and financial oversight in support of the program.
- E. SHSP – State Homeland Security Program. SHSP is part of the Homeland Security Grants Program (HSGP) and supports the implementation of risk-driven, capabilities-based State Homeland Security Strategies to address capability targets set in Urban Area, State, and Regional Threat and Hazard Identification and Risk Assessments (THIRAs).
- F. SLVHAC – The Salt Lake Valley Hazmat Alliance Committee.

#### **IV. Responsibilities**

- A. The Parties agree to cooperate with each other to facilitate achievement of the goals and objectives of the Grant as fully and completely as possible within the period of performance for each of the SHSP grants awarded to provide for reimbursement of backfill expenses related to qualified personnel attending hazmat-related classes. This MOU and its purpose are subject to the availability of SHSP funds.
- B. The Parties agree and recognize that the Managing Organization is the Grant sub-recipient from the State of Utah and has primary responsibility for management of Grant funds and compliance with Grant requirements. For the purposes of the Grant, the Managing Organization provides oversight and represents that it will manage the Grant funds for the benefit of Region 2 preparedness. The Managing Organization will coordinate reimbursement of qualified backfill expenses in concert with the SLVHAC. As part of the process, the SLVHAC will approve the participation of all qualified personnel assigned to such opportunities. SLVHAC will notify Region 2 Participating Agencies of available training in a reasonably advanced time to allow for planning and selection of personnel.
- C. Participating Agency agrees to support the program by identifying and recommending qualified personnel for training as organized and arranged by SLVHAC. Participating Agency agrees to bear the cost of its personnel participating in such opportunities during their normal working hours and only seek reimbursement of those costs related to the backfill for personnel participating in such opportunities. Agencies shall also recommend personnel that commit to course completion. Partial course completion will not be eligible for

reimbursement.

- D.** SLVHAC will manage the three-year course schedule. Courses are not intended to be initial training or beginner level offerings. Courses will be a complement to the knowledge, skills, and capabilities of public safety agency hazmat response in Region 2. Courses will vary in duration from one to multiple days with some being primarily didactic and others involving hands-on evolutions. Additionally, courses may be online, in-person, or a hybrid delivery. SLVHAC will also provide a level of verification that the course announcements are sent through various means of media/contacts to ensure that Region 2 public safety agencies are aware of such offerings. SLVHAC will also verify that Participating Agencies maintain a HM/CBRNE response capability and that recommended personnel are part of the agency HM/CBRNE program.
- E.** For disciplinary purposes, authority is limited to temporary suspension or exclusion of personnel from participation in such activities. In all other instances where disciplinary action may be necessary, Managing Organization or SLVHAC will report the pertinent circumstances to Participating Agency for adjudication as appropriate in accordance with the Participating Agency's established rules and regulations. While participating in Grant-funded activities conducted by the Managing Organization and SLVHAC, participants will be subject to, observe, and comply with all lawful orders and directions of the authorized representatives of Managing Organization. Managing Organization retains the right to suspend or exclude any participant from participation in Grant-funded activities for cause including failure to abide by the provisions of this MOU.
- F.** Nothing in this MOU is intended to, nor does it, affect the employer-employee relationship between Participating Agency and its employees who are participants in these courses. Participating Agency will at all times continue to be fully responsible for all of its employment obligations to its employees participating in Grant-funded activities, including the compensation, benefits, and worker's compensation protection that the Participating Agency provides.

## **V. Qualification for Participation**

- A.** A Participating Agency seeking to participate in the SHSP Program Grant shall be expected to meet requirements in one of the following categories:
  - i. Hazardous Materials Response Teams that are qualified to the equivalent of a FEMA Type 3 Team or higher. Qualifications for FEMA Team types are found in the FEMA Resource Typing Library Tool (RTLT) under "Hazardous Materials Response Team."
  - ii. An Agency with Hazardous Materials Teams not currently qualified to the level of a FEMA Type 3 Team may still participate in the grant program under the following conditions:

- a. The Agency can adequately demonstrate ongoing progress toward the development of response capabilities as a Type 3 Team or higher.
- b. The Agency has a current, documented MOU with another agency that provides service as a Hazardous Materials Response Team qualified to the level of a FEMA Type 3 Team or higher.
- iii. Service providers in Hazardous Materials allied fields. Examples include Law Enforcement, Clinical Healthcare, or other State or Local Agency personnel who will respond and work closely with Hazardous Materials Response Teams in the administration of their duties.

## VI. Reimbursement

- A. Personnel (Backfill) Costs.** Managing Organization will reimburse Participating Agency for approved backfill costs using Grant funds upon Participating Agency submitting to Managing Organization a written request for reimbursement listing the costs with specificity for each employee. Pre-approval of backfill approval may be requested through the Managing Organization by the Participating Agency. **Reimbursement for costs other than backfill are not authorized by this MOU.**
- B. Funding.** Reimbursement of costs incurred pursuant to this MOU is dependent upon funding being sufficient and available from the Grant. Managing Organization will use its best efforts to coordinate all activities with SLVHAC (and Participating Agencies by extension) to ensure that funding is available prior to the costs being incurred. However, Participating Agency assumes the risk of it incurring costs that exceed the total funding available under the Grant during its participation. If multiple Participating Agencies seek reimbursement for a total amount that exceeds the Grant, Managing Organization will pay such reimbursements on a pro rata basis based on the funding available. The performance period for these funds will expire March 1, 2024.
- C. Limitations.** Participating Agency's reimbursement amount is capped at \$3,500 per year to provide opportunity to all other eligible agencies in Region 2. SLVHAC may conduct an annual review of course planning, expenditures against the grant, and agency participation among those agencies eligible for reimbursement within the region. In the interest of ensuring fund utilization, limitations/caps will be reset each year after the annual review.
- D. Reimbursement Process.** Participating Agency will first encumber backfill expenses associated with approved personnel that attend trainings. Participating Agency will submit reimbursement requests to the Managing Organization within 45 days of course completion. Reimbursement requests from Participant Agency to Management Organization must include: 1) a copy of the class roster as verification of attendance, 2) payroll reports/verification of backfill expenses, and 3) a completed and signed W-9 form. Managing Organization will review the

request and provide reimbursement within 60 days of submission unless there is a discrepancy or question as to the eligibility of all or a portion of the request. In the event of such a discrepancy or question, the two organizations will meet and confer to reasonably resolve the issue. SLVHAC may be party to the conference as needed. The reimbursement request shall be emailed to [vgreensides@unifiedfire.org](mailto:vgreensides@unifiedfire.org)

## **VII. Governmental Immunity**

Managing Organization is a governmental entity as set forth in the Governmental Immunity Act of Utah, Title 63G, Chapter 7, Utah Code Annotated (the “Immunity Act”). Managing Organization does not waive any defenses otherwise available under the Immunity Act (or successor provision), nor does it waive any limits of liability provided by the Immunity Act which immunity and damage caps are expressly preserved and retained. All obligations imposed upon the Parties or their employees by virtue of the execution of this MOU are considered within their current scope of employment with each Party.

## **VIII. Indemnification**

Subject to the terms of the Immunity Act, and as provided herein, it is mutually agreed that the Parties are each responsible for their own negligent, reckless, or intentional acts or omissions which are committed by them or their agents, officials or employees. Furthermore, each Party agrees to indemnify, defend, and hold each other harmless from any and all damages or claims for damages occurring to persons or property as a result of the negligent, reckless, or intentional acts or omissions of its own officers, employees, and agents involved in participating in the program under the terms of this MOU. This duty to indemnify, defend, and hold each other harmless includes costs or expenses in law or equity, including attorney’s fees. The terms of this paragraph will survive the termination of this MOU.

## **IX. General Provisions**

- A. Effective Date.** This MOU will be effective as of \_\_\_\_\_, 2022 when it has been duly and regularly authorized and executed by the Parties.
- B. Authority.** This MOU is made under the authority of Utah law in furtherance of the purposes of the SHSP Region 2 HM backfill program. The Parties represent that this MOU is not an Interlocal Agreement entered into pursuant to the Utah Interlocal Cooperation Act, as no joint action is being undertaken, and is instead an MOU to set forth the terms and conditions for Participating Agency’s participation in a funded grant program and reimbursement of costs incurred thereby.
- C. Termination.** The MOU will continue in effect unless terminated by either Party or due to discontinued funding through SHSP. Participating Agency may terminate this MOU with 30 days written notice to the Managing Organization and SLVHAC. Managing Organization may terminate this MOU with 30 days written notice to Participating Agency but may continue to process reimbursement requests

submitted prior to the date of termination until completed.

**D. Miscellaneous Provisions.**

- (i) The obligations of the Participating Agency set forth in this MOU are non-delegable and may not be assigned to or assumed by any other person without the prior written consent of Managing Organization.
- (ii) Except and to the extent federal law controls, this MOU will be construed and enforced, as between the Parties, according to the laws of the State of Utah.
- (iii) No Party will engage in any conduct or activity in the performance of this MOU or participation in the SHSP Region 2 HM backfill program that constitutes a conflict of interest under applicable federal, state, or local law, rules, and regulations.
- (iv) Each Party will at all times observe and comply with all applicable federal, state, and local laws, rules, and regulations.
- (v) Should any provision of this MOU be determined to be invalid or unenforceable under applicable law, the provision shall, to the extent required, be severed from the remainder of the MOU which shall continue in full force and effect.
- (vi) This MOU is made for the sole and exclusive benefit of the named Parties and their lawful successors in interest, and no other person or entity is intended to, nor shall such other person or entity acquire or be entitled to receive any rights or benefits as a third-party beneficiary of this MOU.
- (vii) Each person executing this MOU represents that they are lawfully authorized to sign the MOU on behalf of the respective Party, and, to the person's best knowledge and belief, the MOU is a binding and enforceable obligation of the Party on whose behalf it is executed.
- (viii) This MOU, including the Appendices and attachments, if any, constitutes the entire MOU between the parties and it supersedes any prior MOUs on this matter.

Executed on behalf of the parties effective as of the date provided for herein.

**PARTICIPATING AGENCY**

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By: \_\_\_\_\_  
Its: \_\_\_\_\_

**MANAGING ORGANIZATION**  
**SALT LAKE COUNTY EMERGENCY**  
**MANAGEMENT**

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Division Chief Clint Mecham  
Emergency Manager

**APPROVED AS TO FORM**

Date \_\_\_\_\_  
Brian F. Roberts  
Chief Legal Officer

## Appendix A

List of courses that have been adopted by the SLVHAC and are subject to the terms of the SHSP Region 2 HM backfill funds MOU. Note that these courses have been selected for their applicable subject matter as it applies to the trained Hazardous Materials Technician and/or CBRNE responder and all others that would reasonably be expected to have responsibility within the response continuum.

Note that the intent is to have these classes delivered in state and to seek additional courses to provide refresher training and to introduce new knowledge, skills and abilities to enhance the overall Region 2 response capability to incidents involving hazardous materials. Courses listed here are suggested. Course providers and availability may change in which case a suitable or similar alternative course offering(s) should be pursued.

### **Year one, session 1;**

#### [Homemade Explosives: Awareness, Recognition, and Response \(HME\)](#)

The HME course is designed for all levels of first responders who may encounter or respond to a homemade explosives incident. This course presents information on the safe response to homemade explosive pre-detonation and post-detonation incidents. *Delivery Methods: Mobile, 8 hrs. Provided through EMRTC program at New Mexico Tech University mobile classes free of charge:*

#### [Medical Preparedness and Response to Bombing Incidents \(MPRBI\)](#)

The MPRBI course prepares first responders involved in the medical response to bombing incidents with the skills and knowledge necessary to effectively respond to the unique injuries of a bombing incident while considering existing hazards related to such an event. *Delivery Methods: Mobile, 16 hrs. Provided through EMRTC program at New Mexico Tech University mobile classes free of charge:*

### **Year one, session 2**

#### [Highway Emergency Response Specialist \(HERS\), PER-291](#)

This course focuses on specific fundamentals associated with emergency response to a highway incident involving hazardous materials to include flammable/combustible liquids. Participants are provided with detailed technical information on all common US D.O.T. types of cargo tanks, intermodal and portable tanks, freight vans, their design and construction, as well as non-bulk packaging and compressed gas cylinders. Participants will review technical mitigation techniques, transfer procedures, grounding and bonding, and safety techniques for highway transportation incidents. *Delivery Method: Hybrid, 20 hrs online / 24 hrs in-person. Provided through SERTC program in Pueblo, CO. This is a hybrid class (online and in-person at campus in CO) free of charge.*

### **Year two, session 1**

#### [Population Monitoring at Community Reception Centers, PER 332](#)

This course trains emergency responders and non-uniformed support personnel to operate monitoring stations within the Community Reception Center (CRC), or similar reception centers, to perform population monitoring and contamination reduction measures after a radiological or nuclear incident. Examples of incidents that would initiate the establishment of a CRC include a nuclear detonation such

as an improvised nuclear device (IND), radiological dispersal device (RDD), an attack on a nuclear power plant (NPP) or other incidents that expose the general population to radioactive contamination. *Delivery Methods: Mobile, 8 hrs. Provided through CTOS Nevada National Security Site free of charge.*

#### Operations Level Response to Radiological/Nuclear WMD, PER 348

This course is designed for response mission operations and personnel who have little or no training in radiological/nuclear emergency WMD response. This course provides First Responders with fundamental knowledge regarding mission spaces related to radiological/nuclear threats. *Delivery Methods: Mobile, 8 hrs. Provided through CTOS Nevada National Security Site free of charge.*

#### **Year two, session 2**

##### Tactical Operations for CBRNE Incidents, PER 221

The goal of this course is to provide tactical team personnel and emergency responders with the knowledge, skills, and abilities to safely and effectively respond to chemical, biological, radiological, nuclear, and explosive (CBRNE) incidents. Through a combination of classroom sessions and comprehensive practical exercises, participants gain knowledge and experience in decontamination procedures; selection and use of PPE; tactical operations involving an IED; identification and characteristics of chemical and biological agents; identification and characteristics of radiological isotopes; use of detection equipment; and planning and performing tactical operations in a CBRNE environment. *Delivery Methods: Mobile, 24 hrs. Provided through Louisiana State University NCBRT/Academy of Counter-Terrorism Education free of charge.*

#### **Year three, session 1**

##### Emergency Response to Domestic Biological Incidents, PER-220

This course is designed to help participants safely and effectively respond to a biological incident by using an integrated approach. The course provides detailed information about various biological agents and possible methods of dissemination-whether naturally occurring or intentional. Participants will identify appropriate assessment and response actions and will review personal protection, containment measures, and tools that may be accessed during a biological incident. *Delivery Methods: Mobile, 16 hrs. Provided through Louisiana State University NCBRT/Academy of Counter-Terrorism Education free of charge.*

#### **Year three, session 2**

##### Critical Decision Making for Complex Coordinated Attacks, PER 335

This course addresses the vulnerability of any community to a public safety situation, such as an active shooter at a shopping mall; a train derailment with hazardous chemicals; a bombing incident at a commercial district; a plane crash; or chemical, biological, radiological, nuclear, or explosive attack. These attacks, known as complex coordinated attacks, involve multiple threats that often exceed conventional response tactics. These attacks require a joint response involving members from varying disciplines and jurisdictions. The course will enhance the response capabilities of participants by providing them with the knowledge and tools to enable effective response.

This course is taught through a combination of classroom instruction and practical exercises. Among the topics covered during the classroom instruction are characteristics of a complex coordinated attack, public safety response considerations, command operations and strategies, and critical information about situational domain awareness. Several notable case studies are also presented to provide real-life examples of the characteristics of a complex coordinated attack. Featured practical exercises allow participants to interact with responders from other disciplines to effectively address a variety of complex coordinated attack scenarios. Participants will work together to identify critical considerations and command strategies. Further, these exercises encourage collaborative decision-making and rapid strategizing. *Delivery Methods: Mobile, 16 hrs. Provided through Louisiana State University NCBRT/Academy of Counter-Terrorism Education free of charge.*

### **Year three, session 3**

#### [Medical Preparedness and Response for Bombing Incidents, MGT 348](#)

This course is designed for personnel from any professional background who may become part of a community response to a bombing event. This interactive, instructor-facilitated program employs case studies and research-based information designed to enhance medical preparedness for and response to blast effects. Breakout sessions address considerations and concerns specific both to medical responders and emergency planners. Students are encouraged to ask questions and to create a to-do list of items they don't have the answers to, so they have a list of tasks to address when they return to their jurisdiction. *Delivery Methods: In-person, 16 hrs. Provided through TEEEx free of charge.*



MURRAY  
CITY COUNCIL

# Discussion Item #4



**MURRAY**

# Mayor's Office

## Interlocal Agreement with Murray School District for Music Specialist

### Council Action Request

**Committee of the Whole**

Meeting Date: January 10, 2023

<b>Department Director</b> Mayor Brett Hales	<b>Purpose of Proposal</b>  Consider Agreement to fund \$21,577.46 to provide matching funds for Murray School District music specialist.
<b>Phone #</b> 801-264-2600	<b>Action Requested</b>  Approve Agreement after which funds will need to be appropriated through a budget opening.
<b>Presenters</b> Doug Hill	<b>Attachments</b>  Interlocal Agreement
<b>Required Time for Presentation</b> 5 Minutes	<b>Budget Impact</b>  \$21,577.46 from the General Fund
<b>Is This Time Sensitive</b> No	<b>Description of this Item</b>  For many years, the City and Murray School District have jointly funded a music specialist to provide music education and instruction in the District. The FY2023 budget addendum (page 24) stated the council's intent to appropriate these funds. However, the funds were not included in the budget. Therefore, if the Agreement is approved, funds will need to be appropriated through a budget opening.
<b>Mayor's Approval</b>  	
<b>Date</b> December 8, 2022	

RESOLUTION R23-

A RESOLUTION APPROVING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY AND MURRAY CITY SCHOOL DISTRICT ("DISTRICT") RELATING TO MUSIC EDUCATION AND INSTRUCTION.

WHEREAS, Title 11, Chapter 13, of the Utah Code provides that two or more public agencies may enter into an agreement with one another for joint or cooperative actions; and

WHEREAS, the City and the District are "public agencies" as contemplated in Utah Code Ann. § 11-13-101, *et. seq.*, Interlocal Cooperation Act; and

WHEREAS, the City and the District have beneficially entered into cooperative agreements for various projects; and

WHEREAS, the City and the District have developed a long-term relationship of cooperation and sharing of resources to do what is in the best interest of the community; and

WHEREAS, the City wants to encourage music education and instruction in the District; and

WHEREAS the City, subject to appropriation of funds by the City Council, wants to allocate up to Twenty-One Thousand Five Hundred and Seventy-Seven Dollars and 46/100 Cents (\$21,577.46) to provide the District with assistance in hiring and providing music specialists and a district music trainer, subject to certain terms and conditions; and

WHEREAS, the Parties want to specify, in an Agreement, their respective responsibilities with regard to the funds provided by the City to the District for music education and instruction.

NOW, THEREFORE, BE IT RESOLVED, BY THE Murray City Municipal Council as follows:

1. It hereby approves the Interlocal Cooperation Agreement, in substantially the form attached hereto.
2. The Interlocal Cooperation Agreement is in the best interest of the City.
3. Mayor Brett A. Hales is hereby authorized to execute the Agreement on behalf of the City and act in accordance with its terms.

PASSED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2023.

MURRAY CITY MUNICIPAL COUNCIL

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, Chair

ATTEST:

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Brooke Smith, City Recorder

## BUDGET ADDENDUM

Public hearings are required before the City waive fees, donates services, or provide funds/property to non-profit entities. To avoid the need for separate hearings throughout the year, the Mayor's budget includes the following annual or one-time requests:

1. **Volunteers of America** Donate funds for operation expenses at the Volunteers of America Center for Women and Children in Murray. Value: \$10,000
2. **Murray Education Foundation** Waive golf cart rental fees for annual tournament at Murray Parkway Golf Course. Value: \$1,400
3. **Utah Community Action** Reduce fees for Murray City utilities for low income residents based on HEAT qualifications. Value: \$10,000
4. **American Legion** Waive park rental fees for Easter Egg Hunt. Value: \$225
5. **Utah Farm Bureau Farmers Market** Waive park rental fees for Farmers Market. Value: \$2,000
6. **Boys and Girls Club of Greater Salt Lake** Donate funds for operation expenses at the Murray Boys and Girls Club. Value: \$100,000
7. **Miss Murray Pageant** Donate funds for scholarships and Murray City float and parade expenses. Value: \$6,200
8. **Murray Area Chamber of Commerce** Donate funds for operations and the youth chamber. Value: \$24,600
9. **Murray Area Chamber of Commerce** Waive golf cart rental fees for annual tournament at Murray Parkway Golf Course. Value: \$1,400
10. **Economic Development Corporation of Utah** Donate funds for operations. Value: \$7,500
11. **Murray Symphony Orchestra** Donate funds for operations. Value: \$2,500
12. **Murray Concert Band** Donate funds for operations. Value: \$2,500
13. **Murray School District** Donate matching funds for the music specialist position. Value: Up to \$40,000
14. **Murray School District** Provide water education through the National Energy Foundation and associated prizes. Value: \$8,350
15. **Murray Exchange Club** Waive park rental fees for Haunted Trail. Value: \$975
16. **American Red Cross** Waive park rental fees for up to 10 blood drives. Value: \$1,000
17. **Utah Community Forest Council** Provide labor assistance for the annual Utah State Tree Climbing competition. Value: Up to \$2,000.

## INTERLOCAL COOPERATION AGREEMENT

### BETWEEN MURRAY CITY CORPORATION AND THE MURRAY CITY SCHOOL DISTIRCT

#### Music Education and Instruction

This Interlocal Cooperation Agreement (“Agreement”) is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2023, by and between Murray City Corporation, a Utah municipal corporation (the “City”) and the Murray City School District, a political subdivision of the State of Utah (the “District”).

#### RECITALS

1. The City and the District are “public agencies” authorized by the Utah Interlocal Cooperation Act, Title 11, Chapter 13 of the Utah Code, to enter into agreements with each other for joint and cooperative action which will enable them to make the most efficient use of their powers on a basis of mutual advantage.
2. The City and the District have developed a long-term relationship of cooperation and sharing of resources to do what is in the best interest of the community.
3. The City wants to encourage music education and instruction in the District.
4. The City, subject to appropriation by the City Council, wants to allocate up to TWENTY-ONE THOUSAND FIVE HUNDRED AND SEVENTY-SEVEN DOLLARS AND 46/100 CENTS (\$21,577.46) to provide the District with assistance in hiring and providing Music Specialists and a District Music Trainer, subject to the terms and conditions of this Agreement.
5. The Parties want to outline their respective responsibilities regarding the funds provided by the City to the District for such music instruction.

NOW THEREFORE, based on the conditions herein, the Parties agree as follows:

AGREEMENT

1. The City shall allocate up to TWENTY-ONE THOUSAND FIVE HUNDRED AND SEVENTY-SEVEN DOLLARS AND 46/100 CENTS (\$21,577.46) in the 2022-2023 school year to provide assistance to the District for music education. This assistance is intended to help the District hire employees to work as Music Specialists and a District Music Trainer. City assistance shall be matched by the District at least 1:1 for verified expenses related to Music Specialists. Verified expenses include hourly salary, in-service trainings, and supplies.
2. On a monthly basis, the District shall forward to the City documentation of the actual expenses incurred by the District related to the Music Specialists, and shall provide a written report showing that the conditions set forth in Section 3 of this Agreement have been met. The expense documentation and written reports shall be submitted to the City by the 15<sup>th</sup> of each month.
3. Assistance from the City to the District is conditioned upon the following:
  - a. Each classroom will receive at least 30 minutes of music instruction each week with exceptions provided for holidays and occasional scheduling conflicts;
  - b. Music Specialists will receive regular in-service training by a District Music Trainer, or receive funding for conference fees to attend at least one music in-service training/conference provided by other educational agencies;
  - c. Each Music Specialist shall be given a reasonable budget for supplies for his/her classroom instructional needs specific to music instruction;

- d. Music Specialists, although not required to have music teaching degrees or endorsements, must provide evidence of a reasonable minimum background in music instruction;
  - e. The financial assistance to be provided by the City shall only be used for expenses and items directly related to classroom music instruction provided by the Music Specialists; and
  - f. Music Specialists will be paid for appropriate preparation time.
- 4. Should the conditions above not be met to the reasonable satisfaction of the City, the City shall have no obligation to provide any financial assistance to the District, regardless of expenditures made by the District and regardless of whether the City approved the District's request for assistance prior to the beginning of that year's school year.
- 5. The District and the City are governmental entities under the Utah Governmental Immunity Act ("Act"). Therefore, consistent with the terms of the Act, the District and the City agree that each is responsible and liable for any wrongful or negligent acts which it commits or is committed by its agents or employees. Neither the District nor the City waives any defenses or limits of liability otherwise available under the Act and all other applicable laws and both the District and the City maintain all privileges, immunities and other rights granted by the Act and other applicable laws.
- 6. This Agreement contains the entire agreement between the Parties with respect to the subject matter hereof, and no statements, promises, or inducements made by either Party or agents for either Party that are not contained in this written contract shall be binding or valid; and this Agreement may not be enlarged, modified, or altered except in writing, and signed by the Parties.

7. The Parties mutually agree that funding will be allocated by the Parties as a part of their respective annual budgeting processes. Nothing in this Agreement shall be construed to bind the decision of the future legislative bodies of the City.
8. No separate legal entity is created by the terms of this Agreement.
9. The District and the City shall not subcontract, assign or transfer any rights or duties under this Agreement without prior written consent of the other party.
10. The provisions of this Agreement are severable, and should any provision herein be deemed void, voidable, unenforceable, or invalid, such void, voidable, unenforceable or invalid provision shall not affect the other provisions of this Agreement.
11. This Agreement shall stay in effect until the parties, or their assignees terminate the Agreement. This Agreement may be terminated by either Party for any or no reason upon fifteen (15) days written notice of termination. Both Parties agree that the terminating Party's election to terminate this Agreement will not be deemed a termination for default nor will it entitle the other Party to any rights or remedies provided by law or this Agreement for breach of contract by the terminating Party, or any other claim or cause of action.
12. This Agreement shall be governed by and construed in accordance with the laws of the State of Utah.

*(Signature Page to Follow)*

DATED as of the day and year first written above.

**MURRAY CITY CORPORATION**

**MURRAY CITY SCHOOL DISTRICT**

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Brett A. Hales, Mayor

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Jennifer Covington, Superintendent

ATTEST:

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Brooke Smith, City Recorder

APPROVED AS TO FORM:

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G.L. Critchfield, City Attorney

APPROVED AS TO CONTENT:

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Kim Sorensen, Director, Murray City  
Parks and Recreation Department



MURRAY  
CITY COUNCIL

# Discussion Item #5



# MURRAY

## Council Action Request

Meeting Date:

Department Director	Purpose of Proposal
Phone #	Action Requested
Presenters	Attachments
	Budget Impact
	Description of this Item
Required Time for Presentation	
Is This Time Sensitive	
Mayor's Approval	
Date	<i>Doug Hill</i>

**Continued from Page 1:**

ORDINANCE NO.

AN ORDINANCE AMENDING THE CITY'S FISCAL YEAR 2022-2023 BUDGET

On August 9, 2022, the Murray City Municipal Council adopted the City's budget for Fiscal Year 2022-2023. It has been proposed that the Fiscal Year 2022-2023 budget be amended as follows:

1. In the General Fund appropriate from reserves the following items:
  - a. \$7,536 for overtime in the IT department;
  - b. \$74,000 for software in the IT department, and;
  - c. \$21,578 for cost sharing of a music specialist with Murray School District.
2. In the General Fund receive and appropriate \$33,620 from the Justice Assistance Grant program for police equipment.
3. In the General Fund receive to reserves the following items:
  - a. \$100,000 from a zoos arts and parks grant received for arts programming;
  - b. \$20,211 from a public safety mental health grant, and;
  - c. \$78,243 from the mayor's salaries and benefits budget due to change in DEI advisor status.
4. In the Library Fund receive and appropriate the following with no financial impact:
  - a. \$12,000 for the Utah State Department of Libraries ARPA grant for materials, and;
  - b. \$3,168 for the Utah State Library ARPA hotspot grant.
5. In the Capital Improvement Projects fund receive and appropriate \$3,636,500 Salt Lake County TRCC grant funds for the construction of the Murray Theater.
6. In the Capital Improvement Projects (CIP) Fund appropriate from reserves the following:
  - a. \$20,329 for a space saver shelving system in the police department at the new city hall, and;
  - b. \$51,500 to change Hanauer street landscaping to xeriscape.

7. In the Power Fund appropriate \$800,000 from reserves for purchased power.
8. In the Solid Waste Fund appropriate \$44,500 from reserves for garbage collection fees.
9. In the Retained Risk Fund appropriate \$250,000 from reserves for liability claims.

Section 10-6-128 of the Utah Code states that the budget for the City may be amended by the Murray City Municipal Council following a duly noticed public hearing. Pursuant to proper notice, the Murray City Municipal Council held a public hearing on January 17, 2023, to consider proposed amendments to the Fiscal Year 2022-2023 budget. After considering public comment, the Murray City Municipal Council wants to amend the Fiscal Year 2022-2023 budget.

*Section 1. Enactment.* The City's Fiscal Year 2022-2023 budget shall be amended as follows:

1. In the General Fund appropriate from reserves the following items:
  - a. \$7,536 for overtime in the IT department;
  - b. \$74,000 for software in the IT department, and;
  - c. \$21,578 for cost sharing of a music specialist with Murray School District.
2. In the General Fund receive and appropriate \$33,620 from the Justice Assistance Grant program for police equipment.
3. In the General Fund receive to reserves the following items:
  - a. \$100,000 from a zoos arts and parks grant received for arts programming;
  - b. \$20,211 from a public safety mental health grant, and;
  - c. \$78,243 from the mayor's salaries and benefits budget due to change in DEI advisor status.
4. In the Library Fund receive and appropriate the following with no financial impact:
  - a. \$12,000 for the Utah State Department of Libraries ARPA grant for materials, and;
  - b. \$3,168 for the Utah State Library ARPA hotspot grant.
5. In the Capital Improvement Projects fund receive and appropriate \$3,636,500 Salt Lake County TRCC grant funds for the construction of the Murray Theater.

6. In the Capital Improvement Projects (CIP) Fund appropriate from reserves the following:
  - a. \$20,329 for a space saver shelving system in the police department at the new city hall, and;
  - b. \$51,500 to change Hanauer street landscaping to xeriscape.
7. In the Power Fund appropriate \$800,000 from reserves for purchased power.
8. In the Solid Waste Fund appropriate \$44,500 from reserves for garbage collection fees.
9. In the Retained Risk Fund appropriate \$250,000 from reserves for liability claims.

*Section 2. Effective Date.* This Ordinance shall take effect on first publication.

PASSED, APPROVED AND ADOPTED by the Murray City Municipal Council on this \_\_\_\_ day of \_\_\_\_\_, 2023.

MURRAY CITY MUNICIPAL COUNCIL

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, Chair

ATTEST:

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Brooke Smith, City Recorder

MAYOR'S ACTION: Approved

DATED this \_\_\_\_ day of \_\_\_\_\_, 2023.

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Brett Hales, Mayor

ATTEST:

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Brooke Smith, City Recorder

## CERTIFICATE OF PUBLICATION

I hereby certify that this Ordinance or a summary hereof was published according to law on the \_\_\_\_ day of \_\_\_\_\_, 2023.

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Brooke Smith, City Recorder



**MURRAY**  
CITY COUNCIL

# Adjournment



**MURRAY**  
CITY COUNCIL

# **Council Meeting**

## **6:30 p.m.**

**Call to Order**

**Pledge of Allegiance**



**MURRAY**  
CITY COUNCIL

# Citizen Comments

Limited to three minutes, unless otherwise approved by Council



**MURRAY**  
CITY COUNCIL

# Consent Agenda



**MURRAY**

# **Mayor's Office**

## **Reappointment of Cami Munk to the Arts Advisory Board.**

### **Council Action Request**

#### **Council Meeting**

Meeting Date: January 10, 2023

<b>Department Director</b> Kim Sorensen	<b>Purpose of Proposal</b> Re-appointment of board member.
<b>Phone #</b> 801-264-2619	<b>Action Requested</b> Consider confirmation of the Mayor's re-appointment of Cami Munk to the Arts Advisory Board.
<b>Presenters</b> Mayor Hales	<b>Attachments</b> Resume
	<b>Budget Impact</b> None
<b>Required Time for Presentation</b>	<b>Description of this Item</b> Cami Munk will be re-appointed to the Arts Advisory Board from January 2023 - January 2026.
<b>Is This Time Sensitive</b> Yes	
<b>Mayor's Approval</b> 	
<b>Date</b> December 20, 2022	

**Cami M. Munk**  
**Murray, Utah 84107**

**EMPLOYMENT EXPERIENCE**

**Salt Lake County Arts & Culture – Communications Manager**

*Abravanel Hall, Capitol Theatre, Eccles Theater, Mid-Valley Performing Arts Center, Rose Wagner Performing Arts Center, ArtTix, Salt Lake County Public Art Program*

2006 – current

- Manage, develop and implement strategic communications for Arts & Culture division
- Manage Arts for All, a free ticketing program at Eccles Theater
- Participate in division-wide programs, including Cultural Facilities Master Planning, Customer Service Task Force, Marketing & Communications committee

**Utah Symphony & Opera - Corporate & Government Grants Manager**

Wrote two successful NEA grants for a combined \$100,000 award

**United Way - Loaned Executive**

Solicited funds and volunteer help from corporations in Salt Lake County

**The Vanguard Group - Account Manager**

- Set-up fundraising program for Jordan Water Conservation Demonstration Garden expansion
- Gathered oral history for Central Utah Water Conservancy District through interviews, research, and field work

**BOARD EXPERIENCE**

**Salty Cricket - August 2019 – current. Elected Secretary in November 2019**

*We provide quality music education through the Salty Cricket El Sistema program and produce vibrant engaging new music programs featuring Utah composers.*

**Utah Cultural Alliance - 2006 – 2011. Served as Secretary from 2006-11**

*Statewide membership association representing and advocating for people and organizations working in the arts and humanities.*

- Kept minutes of board and executive meetings. Planning committee for annual luncheon. Implemented silent auction at annual luncheon to earn ancillary revenue.

**Pacific Northwest Jazz - 1997-98**

- Publicity committee for local jazz concert series featuring national and international artists.

**Whatcom County Red Cross - 1997-98**

- Board Member



**MURRAY**

# **Mayor's Office**

## **Re-appointment of Robert Wyss to the Arts Advisory Board.**

### **Council Action Request**

#### **Council Meeting**

Meeting Date: January 10, 2023

<b>Department Director</b> Kim Sorensen	<b>Purpose of Proposal</b> Re-appointment of board member.
<b>Phone #</b> 801-264-2619	<b>Action Requested</b> Consider confirmation of the Mayor's re-appointment of Robert Wyss to the Arts Advisory Board.
<b>Presenters</b> Mayor Hales	<b>Attachments</b> Resume
	<b>Budget Impact</b> None
<b>Required Time for Presentation</b>	<b>Description of this Item</b> Robert Wyss will be re-appointed to the Arts Advisory Board from January 2023 - January 2026.
<b>Is This Time Sensitive</b> Yes	
<b>Mayor's Approval</b>	
<b>Date</b> December 20, 2022	

# Robert Wyss

## Highlights of Technical and Service Oriented Experience

From/To	Event / Venue	Location	Position
1965-1967	Highland High School	Salt Lake City	Student / Audio Technician
1967-1970	“Promised Valley” Served two seasons as chief lighting operator in the original downtown outdoor theater	Outdoor Theater	Lighting Technician
1970-1982	Location Recording Services	Various	Owner / Operator Served corporate clients by recording & duplicating training seminars (including Boy Scouts of America)
1990-1991	“Hill Cumorah Pageant”	Kingston, Jamaica	Technical Director Supervised all aspects of stage construction and event production in a remote location
1994	“Day of Celebration” Member of production committee, including training of “long throw” spot operators at the LDS Conference Center	Rice Eccles Stadium	Assistant Technical Director
2000-2002	2002 Winter Olympics	Utah Olympic Oval	Technical Official Advisor to the Speedskating software development team, coordinated long track timing systems for events
2002-present	US Speedskating	Utah Olympic Oval	Technical Advisor – Timing Responsible for development of electronic timing systems and operator training
2003-present	ISU/US Speedskating Events	U.S. venues	Technical Advisor Responsible for timing system results and coordinate with TV broadcasters on audio and electronic results
2009-2019	School Play & events	Canyon Rim Academy	Technical Volunteer Specified new auditorium sound system, provided audio support for numerous indoor and outdoor school events
2010-present	One Voice Children’s Choir	Wasatch Front	Technical Director Responsible for all aspects of live event sound for over 50 events per year, inc. corporate events and concerts
2011-2015	“Echoes of Christmas”	Liberty Park	Technical Director Designed and implemented sound and lighting systems for seven outdoor “mini” pageant stages
2013-present	Holladay Messiah Concert	Olympus H.S.	Event Committee/Tech Advisor Responsible for technical aspects of staging and sound (built event YouTube channel during COVID restrictions)
2014	America’s Got Talent	Radio City Music Hall	OVCC Tech Director Responsible for all rehearsal sound and coordination with on-site live sound engineer
2015	Pioneer Memorial Theater	University of Utah	Student Studied theater sound design under Jenn Jackman, PMT resident sound designer
2017	D-Day Commemoration	Normandy, France	OVCC Technical Director Responsible for planning, logistics, and operating multiple on-location sound systems
2017	OVCC Concert Tour	Paris, France	OVCC Technical Director Set up and operated performance sound systems at Eglise De La Madeleine Cathedral and Le Jardin d’Acclimatation



**MURRAY**

# **Mayor's Office**

## **Re-appointment of Lynn Andersen to the Senior Rec. Center Board.**

### **Council Action Request**

#### **Council Meeting**

Meeting Date: January 10, 2023

<b>Department Director</b> Kim Sorensen	<b>Purpose of Proposal</b> Re-appointment of board member.
<b>Phone #</b> 801-264-2619	<b>Action Requested</b> Consider confirmation of the Mayor's re-appointment of Lynn Andersen to the Senior Recreation Center Board.
<b>Presenters</b> Mayor Hales	<b>Attachments</b> Biography
<b>Required Time for Presentation</b>	<b>Budget Impact</b> None
<b>Is This Time Sensitive</b> Yes	<b>Description of this Item</b> Lynn Andersen will be appointed to the Senior Recreation Center from February 2023 - January 2026.
<b>Mayor's Approval</b> 	
<b>Date</b> December 27, 2022	

November 25, 2019

Lynn Andersen has lived in Murray for 15 years and has been coming to the center for the last 15 years. Lynn enjoys our evening dances and other activities such as, bridge and all other card playing. Pickleball is where you will find him when he is not playing cards. Lynn has been a member of the Sports Mall here in Murray for 40 years. Lynn stays active and fit.

Lynn has traveled the world. Lynn loves short trips and longs trips. He just got back from a 26-day cruise which includes, Hawaii the south sea Islands. Also, the cruise ended in Australia. Then Lynn spend an addition 2 weeks in Vietnam.

Lynn has 2 Adult children a boy and a girl who lives in the sounding area and is very close to.

Lynn was the proud owner of his own business for 40 years as a general contractor.



**MURRAY**

# **Mayor's Office**

## **Re-appointment of Susan Hatcher to the Senior Rec. Center Board.**

### **Council Action Request**

#### **Council Meeting**

Meeting Date: January 10, 2023

<b>Department Director</b> Kim Sorensen	<b>Purpose of Proposal</b> Re-appointment of board member.
<b>Phone #</b> 801-264-2619	<b>Action Requested</b> Consider confirmation of the Mayor's re-appointment of Susan Hatcher to the Senior Recreation Center Board.
<b>Presenters</b> Mayor Hales	<b>Attachments</b> Biography
<b>Required Time for Presentation</b>	<b>Budget Impact</b> None
<b>Is This Time Sensitive</b> Yes	<b>Description of this Item</b> Susan Hatcher will be appointed to the Senior Recreation Center from February 2023 - January 2026.
<b>Mayor's Approval</b> 	
<b>Date</b> December 27, 2022	

November 1, 2019

Susan Hatcher – Advisory board replacement for Brenda Clausen

Susan was born July 28, 1946 in Tacoma Washington. Graduated from Mt. Tahoma High School in the 1964. After graduation she join the United States Air force and was stationed in Texas. At the end of her air force tour she got married and raised 3 beautiful children.

Susan moved to Utah in January 1980. Susan then started working for Mervyns for 22 years. Upon leaving the company Susan went to work for Walmart, where she is currently still employed. Susan became a member of the Murray Senior Recreation Center 3 ½ years ago.

Susan is a director of our Readers Theater, trip escort, pen pals, bingo and lunch cashier. Susan is always willing to help with anything here at the center.

Susan is excited about filling a roll in our Advisory board.



**MURRAY**

**Council Action Request**

# **Mayor's Office**

## **Appointment of Jai-Dee Riches to the Arts Advisory Board.**

### **Council Meeting**

Meeting Date: January 10, 2023

<b>Department Director</b> Kim Sorensen	<b>Purpose of Proposal</b> Appointment of board member.
<b>Phone #</b> 801-264-2619	<b>Action Requested</b> Consider confirmation of the Mayor's appointment of Jai-Dee Riches to the Arts Advisory Board.
<b>Presenters</b> Mayor Hales	<b>Attachments</b> Biography
<b>Required Time for Presentation</b>	<b>Budget Impact</b> None
<b>Is This Time Sensitive</b> Yes	<b>Description of this Item</b> Jai-Dee Riches will be appointed to the Arts Advisory Board from January 2023 - January 2025. Jai-Dee will replace Clark Bullen who served 2 terms.
<b>Mayor's Approval</b> 	
<b>Date</b> December 21, 2020	

Jai-Dee Riches  
Murray Utah 84107

I have loved the arts my entire life. I immersed my children in as many arts opportunities as I could as I was raising them. My favorite city to visit is New York and I spend my whole trip attending plays and musicals. As a teacher I infuse art into our core subjects. I want my students lives to be enriched with the beauty that the arts bring. I regularly attend various art centered professional development classes that are hosted by Salt Lake School District. I also attend at least yearly art workshops hosted by BYU.

2007-Present Started and directed school choirs at Parkside, Grant, Horizon, and Longview.

2007 Coordinated a district wide choral festival with high school director Mr Scott.

2011- 2018 Taught visual art and music at Grant and Horizon.

2014 Directed the Lion King at Horizon.

2017 Directed Annie at Horizon, Grant, and Viewmont.

2019-Present I teach 3rd grade at Longview Elementary.

2021 Directed Lion King at Longview.



**MURRAY**

# **Mayor's Office**

## **Appointment of Kev Nemelka to the Arts Advisory Board.**

### **Council Action Request**

#### **Council Meeting**

Meeting Date: January 10, 2023

<b>Department Director</b> Kim Sorensen	<b>Purpose of Proposal</b> Appointment of board member.
<b>Phone #</b> 801-264-2619	<b>Action Requested</b> Consider confirmation of the Mayor's appointment of Kev Nemelka to the Arts Advisory Board.
<b>Presenters</b> Mayor Hales	<b>Attachments</b> Resume
<b>Required Time for Presentation</b>	<b>Budget Impact</b> None
<b>Is This Time Sensitive</b> Yes	<b>Description of this Item</b> Kev Nemelka will be appointed to the Arts Advisory Board from January 2023 - January 2025. Kev will replace Haley Oliphant who has completed her term.
<b>Mayor's Approval</b> 	
<b>Date</b> December 20, 2022	

# Kev Nemelka

<https://kevnemelka.com/filter/rn/C-V-C-O-N-T-A-C-T+>

## PORTFOLIO

+ Select projects compiled [here](#) (updated July 2021)

## EDUCATION / TRAINING

- + Master of Arts (Contemporary Art / Theory), Arizona State University, 2017
- + Comms/Design Theory coursework, Arizona State University, 2017
- + Museum Hack™ VX Training, ASUAM, 2017
- + Sustainability coursework, Columbia University (Coursera), 2015
- + Bachelor of Arts (Art History & Curatorial Studies), Brigham Young University, 2014
- + Museum Education coursework, Brigham Young University, 2011
- + HS Diploma, Potomac Falls HS / Würzburg American HS, 2006

## WORK EXPERIENCE

- + Missionnaire, Manager. SLC, UT  
Jan 2022–present
- + Klaviyo, Senior Designer. Boston, MA  
Aug 2021–present
- + Owlet Care, Art Director / Designer, DEI Chair. Lehi, UT  
Feb 2018–July 2021
- + Upkid, Brand Designer / Consultant. SLC, UT  
Nov 2020–present
- + Freelance, Designer / Director / Stylist. SLC, UT  
Aug 2012–present
- + ASU Art Museum, Designer / Curator / Coordinator. Phoenix, AZ  
Jan 2015–Feb 2018
- + AZ School of Real Estate & Business, Graphic Designer / Marketing Coordinator. Phoenix, AZ  
Sept 2017–Feb 2018
- + PC Music Mgmt, Producer. Phoenix, AZ (London, UK)  
Nov 2017–Feb 2018
- + CALA Alliance, Graphic Designer (retainer). Phoenix, AZ  
June 2017–Oct 2019
- + Phoenix Community College, Adjunct Instructor. Phoenix, AZ  
Jan–July 2017
- + Fictionist/Robert Loud Mgmt, Art Director / Stylist / Designer. Based out of Provo, UT  
Dec 2014–Oct 2017
- + The Institute for Humanities, Curator / Designer. Tempe, AZ  
Aug 2014–June 2016
- + ASU School of Art, Teaching Asst. for Art Dept. Tempe, AZ  
Aug 2014–May 2016
- + Hirshhorn Museum, Smithsonian Institution, Curatorial/Education Intern. Washington, D.C.  
Jan–April 2014
- + BYU Dept. of Visual Arts, Teaching Assistant for Art History and the Visual Arts. Provo, UT  
Sept–Dec 2013
- + QP Collections, Commissioned Artist / Copywriter. Based out of Provo, UT  
Aug–Oct 2013, May–July 2014
- + Déjenos Jugar Calle, Copywriter. Based out of SLC, UT  
July–Aug 2013
- + Utah Museum of Contemporary Art (UMOCA), Curatorial / Design Assistant. SLC, UT

May–Aug 2013  
 + BYU Museum of Art (MOA), Curatorial Assistant. Provo, UT  
 April– Aug 2013  
 + BYU Harold B. Lee Library, Humanities Reference Assistant (Fine Arts Specialist). Provo, UT  
 Sept 2010–Aug 2013  
 + Springville Museum of Art, Curatorial Intern. Springville, UT  
 Jan–May 2013  
 + BYU Kennedy Center, Curator / Program Coordinator. Provo, UT  
 Jan–May 2013  
 + BYU Art History Department, Research Assistant. Provo, UT  
 Dec 2012–May 2013  
 + The Hunt Museum, Assistant Curator / Designer. Limerick, Ireland  
 June–Aug 2012  
 + Central Utah Arts Center (CUAC), Intern. Ephraim, UT  
 Sept 2011–Jan 2012  
 + BYU Museum of Art (MOA), Assistant Curator of Contemporary Art. Provo, UT  
 May–Aug 2011

## EXHIBITIONS

- + *Project Asterisk* – exhibition designer, Oct 2020
- + *Neighborhood* – exhibition designer, UMOCA, Jan 2019
- + *Elena* – curator, ASU Art Museum, Jan 2018
- + *Actual Source: Call Now* – curator, ASU Art Museum, August 2017
- + *Euan Macdonald xJumpcuts* – co-curator, ASU Art Museum, July 2017
- + *Energy Charge* – lead designer / asst. to curator, ASU Art Museum, Sept 2016
- + *The New Animist* – curator, ASU Art Museum, Jul 2016
- + *Meta Views* – curator, Phoenix Institute of Contemporary Art (phICA), March 2016
- + *Watertight: Sandra Ramos* – asst. curator, ASU Art Museum, Jan 2016
- + *Monstalgia* – curator, ASU Institute for Humanities Research, Jan 2016
- + *Superflex: Superfake* – asst. to curator, ASU Art Museum, Jan 2016
- + *Balance-Unbalance* – co-curator, Balance-Unbalance International Conference, March 2015
- + *The Weight of the World* – curator, ASU Institute for Humanities Research, Jan 2015
- + *Gravity's Edge* – interpretive guide, Hirshhorn Museum and Sculpture Garden, Jan 2014
- + *Damage Control* – interpretive guide, Hirshhorn Museum and Sculpture Garden, Jan 2014
- + *Markings of Modernity* – exhibited in group exhibition, The Startup Building, Dec 2013
- + *Golden Days: California Art and Artists* – asst. to curator, BYU MOA, Dec 2013
- + *Community Action Art Benefit* – exhibited in group exhibition, The Startup Building, Nov 2013
- + *Tala Madani* – asst. to curator, UMOCA, Oct 2013
- + *The Age of Godz* – solo exhibition, BYU Gallery On Five, Sept 2013
- + *GALAXSEA* – curator, Gallery on 21st, Aug 2013
- + *Royal Nebeker: An Artist's Journey* – asst. to curator, BYU MOA, June 2013
- + *Real Life: Paintings by Adam Klopp* – curator, Downtown Inc. Gallery Stroll, May 2013
- + *International Studies Photo Competition* – curator, BYU Kennedy Center, March 2013
- + *H U E + M E* – curator, Academy Square Gallery, Jan 2013
- + *Panel Paintings by Greg Caldwell* – curator, Downtown Inc. Gallery Stroll, Oct 2012
- + *Student Art Show* – juror, BYU Harris Fine Arts Center (HFAC), Oct 2012
- + *Paintings by Evan Jolley* – curator, Downtown Inc. Gallery Stroll, Sept 2012
- + *Think Flat: The Art of Andy Warhol + Takashi Murakami* – asst. curator, BYU MOA, Aug 2012
- + *AIB Collection Exhibition* – asst. curator, The Hunt Museum, July 2012
- + *China Through the Lens* – asst. to curator, The Hunt Museum, June 2012
- + *Faith in Works (Supplementary Exhibition)* – exhibited in group exhibition, BYU HFAC, Oct 2011

## PUBLICATIONS / PRESENTATIONS

- + *Looking for Something: Selected Paintings* by Brian Kershishnik (Oct 2018) — back cover praise for the artist's practice & collection
- + "Strategic Aesthetics: Business, Marketing and Elevated Design" (Nov 2017) — presentation for *DECA Western Region Leadership Conference 2017* at Phoenix Art Museum
- + "STE(A)M: Art and Sustainability" (April 2017) — presentation/workshop for *Art Impact* at Phoenix Art Museum
- + "Art and Effective Altruism: Case Studies in Sustainable Practice" (March 2017) — MA thesis
- + "Sustainable Practice: Reconciling Art and Effective Altruism" (April 2016) — presentation for *TEDx Valencia 2016: Connecting the Dots*
- + "LAGI: Toward Sustainable Art and Energy" (March 2016) — original essay presentation at the *10th Annual Council of Graduate Art Historians Symposium*
- + "(Sub)Liminal Ooze" (Jan 2015) — introductory essay for *Monstalgia* exhibition catalogue
- + "Top 20 Songs of 2015: A Year of Post-Irony and Nostalgia" (Jan 2016) — contemporary music thinkpiece for *Thought Catalog*
- + "A Beginner's Guide to Post-Ironic Pop" (Sept 2015) — contemporary music thinkpiece for *Thought Catalog*
- + "Spirituality and the Revolution in the Art of Béla Kondor" (April 2015) — original essay presentation at the 2015 VCU Spirituality and the Arts Conference
- + "Carrie and Lowell and Everyone We Know: On Sufjan Stevens' Nostalgic New Album" (March 2015) — contemporary music thinkpiece for *Thought Catalog*
- + "The Weight of the World: A Contemporary Art Exhibition of Affect, Reason, and Sustainability" (March 2015) — original essay presentation at *Balance/Unbalance: An International Conference on Water, Climate, and Place*
- + "Nostalgia in the Art of a Hungarian Revolutionary" (March 2015) — original essay presentation at the *9th Annual Council of Graduate Art Historians Symposium*
- + "An Atlas Terrestrial" (Jan 2015) — introductory essay for *The Weight of the World* exhibition catalogue
- + "Top 20 Songs of 2014 (According to a Twentysomething Pop Enthusiast)" (Dec 2014) — contemporary music thinkpiece for *Thought Catalog*
- + "'1989' and the Perpetuation of Bad Poptimist Criticism" (Nov 2014) — contemporary music thinkpiece for *Thought Catalog*
- + "The Faux-Naïve Candor of Brian Kershishnik" (Jan 2014) — foreword published in Meyer Gallery exhibition catalogue
- + "Béla Kondor and the Transatlanticism of the Faux-Naïve Tradition" (Feb 2013) — presentation at *7th Annual Utah Conference on Undergraduate Research*
- + "Utah Faux-Naïve: A Conversation with Andrew Ballstaedt, Fidalis Buehler, & Brian Kershishnik" (Jan 2013) — interview article published in *15 Bytes: Utah Arts Magazine*
- + "Andrew Ballstaedt" (Sept 2011) — biographical article published in *Faith in Works* large group exhibition catalogue

## AWARDS / RECOGNITION

- + Fulbright Scholarship Finalist, 2017
- + ASU Graduate and Professional Travel Award, 2016
- + ASU School of Art Student Enrichment Grant, 2016
- + ASU Art Museum Windgate Curatorial Fellowship, 2015–2016
- + ASU Graduate Education Fellowship Award, 2015–2016
- + ASU School of Art Research-Travel Award, 2015
- + ASU Graduate Education Fellowship Award, 2014–2015
- + BYU DVA Art History Senior of the Year Award, 2014
- + BYU DVA REVERB Grant, 2013
- + BYU ORCA Research Grant, 2012
- + BYU Multicultural Academic Scholarship, 2007

## **VOLUNTEER**

- + Black Lives Matter Utah, volunteer. SLC, UT  
May 2020–present
- + Inner-city Youth Program, Leader / Mentor. Phoenix, AZ  
Sept 2015–Feb 2018
- + ASU Council of Graduate Art Historians (CoGAH), President. Tempe, AZ  
Sept 2015–May 2016
- + Society for College and University Planning (SCUP) Pacific Region Conference, Campus Public Art Liaison. Tempe, AZ  
Oct 2015–March 2016
- + Balance/Unbalance 2015 Conference, committee member. Tempe, AZ  
Jan–April 2015
- + ASU Council of Graduate Art Historians (CoGAH), Vice President. Tempe, AZ  
Sept 2014–May 2015
- + BYU Museum of Art, Student Docent. Provo, UT  
Sept 2010–Jan 2011
- + ESL Program, English instructor. Budapest, Hungary  
May 2008–March 2010

## **ADDITIONAL SKILLS**

- + Proficient with Adobe CC (Ps, Ai, Ae, Id, etc.)
- + Sketch / Figma experience
- + Photography and retouching
- + Wardrobe and set styling
- + Small-prop fabrication
- + Studio art background / advanced art skills
- + PC / Mac proficiency
- + Shopify web experience
- + Exhibition installation
- + Vinyl cutting and installation
- + Intermediate Google SketchUp
- + Intermediate Hungarian speaking / reading
- + Basic French speaking / reading
- + University-level art history & theory lecture skills
- + Proficient in The Museum System (TMS)
- + Intermediate matting and framing skills

## **CONTACT**

- + Email: kevnemelka@gmail.com

## **REFERENCES**

- + Jessi Blackham (art director, Owlet), jblackham@owletcare.com
- + Brittany Corrales (curator, ASUAM), bcorrale@gmail.com
- + Angelica Fox (curator, MoMA), angelicabrandtfox@gmail.com
- + Jeff Lambson (curator, Emmanuel Gallery), jeffclambson@gmail.com
- + Tyler Morgan (CEO, Upkid), tyler@joinupkid.com
- + Aaron Moulton (curator, Nicodim/Gagosian), aaronkmoulton@gmail.com
- + James Swensen (professor, BYU), james\_swensen@byu.edu



**MURRAY**

# **Mayor's Office**

## **Appointment of Blair Lyon to the Arts Advisory Board.**

### **Council Action Request**

#### **Council Meeting**

Meeting Date: January 10, 2023

<b>Department Director</b> Kim Sorensen	<b>Purpose of Proposal</b> Appointment of board member.
<b>Phone #</b> 801-264-2619	<b>Action Requested</b> Consider confirmation of the Mayor's appointment of Blair Lyon to the Arts Advisory Board.
<b>Presenters</b> Mayor Hales	<b>Attachments</b> Resume
<b>Required Time for Presentation</b>	<b>Budget Impact</b> None
<b>Is This Time Sensitive</b> Yes	<b>Description of this Item</b> Blair Lyon will be appointed to the Arts Advisory Board from January 2023 - January 2025. Blair will replace Jeff Evans who has completed his term.
<b>Mayor's Approval</b> 	
<b>Date</b> December 20, 2022	

# **Blair Lyon**

## **BACKGROUND SUMMARY**

I grew up in a very musical family. My mother played the piano, and danced in what later became Ballet West; my father was a Music professor and composer. We performed on our violins regularly in the community growing up, and in Jr. High and High School I was very involved in many choral and vocal groups. In college I played in Jazz and Dance bands, as well as in the Symphony Orchestras, as well as acting in a few theatrical productions. In Murray I was in the casts of “Beauty and the Beast” (2009) and “The Twelve Dancing Princesses” (as seen on the Murray Arts website). I feel compelled to disclose that I have, by request, played in the “pit orchestras” for a few musicals in Taylorsville, Utah.

## **EXPERIENCE & EDUCATION**

Elementary Music Educator, Salt Lake City School District - Aug. 1989-Jun.2022

K-12 Music Educator, Eureka (NV) School District - Aug. 1987-June 1988

Master of Arts: Music Education, Western Illinois University, Aug. 1995

Bachelor of Arts: Music Education, Utah State University, June 1986

- Spanish Teaching Minor, USU 1986 (USBE endorsement)



**MURRAY**

**Council Action Request**

# **Mayor's Office**

## **Appointment of Lindsey Smith to the Arts Advisory Board.**

### **Council Meeting**

Meeting Date: January 10, 2023

<b>Department Director</b> Kim Sorensen	<b>Purpose of Proposal</b> Appointment of board member.
<b>Phone #</b> 801-264-2619	<b>Action Requested</b> Consider confirmation of the Mayor's appointment of Lindsey Smith to the Arts Advisory Board.
<b>Presenters</b> Mayor Hales	<b>Attachments</b> Resume
	<b>Budget Impact</b> None
<b>Required Time for Presentation</b>	<b>Description of this Item</b> Lindsey Smith will be appointed to the Arts Advisory Board from January 2023 - January 2025. Jai-Dee will replace Nancy Buist who served 2 terms.
<b>Is This Time Sensitive</b> Yes	
<b>Mayor's Approval</b> 	
<b>Date</b> December 27, 2020	

# Lindsey D. Smith

Choreographer, Dancer, and Teacher

<https://lindseydianesmith.wixsite.com/mysite/resume>

## **Choreography Resume**

Lindsey is a versatile choreographer. Projects include everything from musical theater productions, corporate events and industrials, to dance team competitions, pageants, and more.

## **Performance Resume**

Five seasons as a Radio City Rockette, over a decade with Walt Disney World Entertainment, musical theater productions and countless gigs make Lindsey a seasoned professional.

## **Teaching Resume**

Focusing on a strong technical foundation, partnered with performance and storytelling, Lindsey is an energetic and inspiring teacher using her personal experience to challenge students.

## **Education**

### **University of Utah**

Bachelor of Fine Arts in Modern Dance

Four years studying dance technique, dance history, kinesiology, improvisation and choreography under faculty including: Donna White, Abby Fiat, Brent Schneider, Steve Koester, Satu Hummasti, Eric Handman, Pamela Geber, and Kaye Richards

### **Broadway Dance Center**

Continuing education in NYC

Jim Cooney, Ricky Hinds, Al Blackstone, Josh Bergasse, Ray Hesselink, Michelle Barber, and Sheila Barker.

### **Early Dance Training**

Salt Lake City, UT

The Winner School - Penny Broussard, Eldon Johnson, Brenda Searle, Katie Woodward, Hillary Saccomanno

C&C Ballet Academy

Royal's School of Dance - LeAnn Royal Shultz

Ballet Works - Mary Lee Warner



**MURRAY**  
CITY COUNCIL

# Business Items



**MURRAY**  
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# Business Item #1



**MURRAY**

**Council Action Request**

**Department/Agency**  
**Finance & Administration**  
**Credit Card Processing Fee**

**Council Meeting**

Meeting Date: January 10, 2023

<b>Department Director</b> Brenda Moore	<b>Purpose of Proposal</b> Amend City ordinance 3.04.050 to allow credit card processing fees
<b>Phone #</b> 801-264-2513	<b>Action Requested</b> Public Hearing, consideration
<b>Presenters</b> Brenda Moore	<b>Attachments</b> Ordinance
	<b>Budget Impact</b> None - the fee will offset the credit card expense
<b>Required Time for Presentation</b> 10 Minutes	<b>Description of this Item</b> City ordinance does not allow credit card processing fees to be charged. To keep the fees we pay low we currently limit the dollar amount of transaction which may be paid by credit card, and require checks for payments above that amount. Contractors and builders have asked to be allowed to pay by credit card, and have offered to pay the credit card fee. This ordinance would allow, but not require the City to charge credit card processing fees. The Mayor by executive order would be the person to set the fee.
<b>Is This Time Sensitive</b> No	
<b>Mayor's Approval</b> 	Credit card company rules allow the City to charge processing fees up to a maximum fee of 3.5%. The fee may vary by card type, but must be charged on all transactions within a business function. I.E. Business license, building permit.
<b>Date</b> November 21, 2022	

**Continued from Page 1:**

Currently the only function we are discussing charging processing fees is building permits. Charging the fees would allow contractors to pay VIA credit card when they pull permits.

There is currently no plan to charge credit card processing fees on any other cards taken within the City.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING SECTION 3.04.050 OF THE MURRAY CITY MUNICIPAL CODE REGARDING ELECTRONIC PAYMENT FEES

BE IT ENACTED BY THE MURRAY CITY MUNICIPAL COUNCIL:

*Section 1.* Purpose. The purpose of this ordinance is to amend section 3.04.050 of the Murray City Municipal Code relating to electronic payment fees.

*Section 2.* Amendment to section 3.04.050 of the Murray City Municipal Code. Section 3.04.050 of the Murray City Municipal Code shall be amended to read as follows:

**3.04.050: ACCEPTED PAYMENTS; SERVICE FEE FOR RETURNED CHECKS AND DISHONORED CREDIT CHARGES:**

A. The City, in its sole discretion, may accept any form of legal payment for any amounts due to the City.

B. **Electronic Payment Fees.**

1. **As used in this section:**

"Electronic payment" means the payment of money to the City by electronic means, including by means of a credit card, charge card, debit card, prepaid or stored value card or similar device, or automatic clearinghouse transaction.

"Electronic payment fee" means an amount of money to defray the discount fee, processing fee, or other fee charged by a credit card company or processing agent to process an electronic payment.

"Processing agent" means a bank, transaction clearinghouse, or other third party that charges a fee to process an electronic payment.

2. The City may charge an electronic payment fee to defray the discount fee, processing fee, or other fee charged by a credit card company or processing agent to process an electronic payment.

3. Electronic payment fees shall be established by the Mayor and shall be itemized separately on the invoice, charge slip, or receipt, and shall be disclosed to the payer at the time the transaction occurs.

4. A payer making an electronic payment must pay the electronic payment fee established by the Mayor.

**BC.** The City may charge a service fee against the drawer, maker or issuer of any method of payment in favor of the City if the payment is dishonored upon first presentment by the bank or institution upon which it is drawn. The service fee for dishonored checks, or debit or credit cards, shall equal twenty dollars (\$20.00) or the service fee identified in Utah Code section 7-15-1(2)(b), or its successor, whichever is greater. Service fees may be added to the amount owing to the City, as represented by the dishonored instrument. The City may treat the bill or account sought to be paid by the dishonored instrument as unpaid until both the original billing and the service fee penalty amount have been received in cash or equivalent secure method of payment as may be required by the City. The assessment and collection of the service fee shall not preclude the initiation of appropriate civil or criminal proceedings against the issuer or maker of the dishonored instrument. (Ord. 17-17)

*Section 3. Effective date. This Ordinance shall take effect upon first publication.*

PASSED, APPROVED AND ADOPTED by the Murray City Municipal Council on this \_\_\_\_ day of \_\_\_\_\_, 2022.

MURRAY CITY MUNICIPAL COUNCIL

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Diane Turner, Chair

ATTEST:

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Brooke Smith, City Recorder

MAYOR'S ACTION: Approved

DATED this \_\_\_\_ day of \_\_\_\_\_, 20.

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Brett A. Hales, Mayor

ATTEST:

Brooke Smith, City Recorder

CERTIFICATE OF PUBLICATION

I hereby certify that this Ordinance or a summary hereof was published according to law on the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Brooke Smith, City Recorder



**MURRAY**  
CITY COUNCIL

# Business Item #2



**MURRAY**

# Murray City Council

## City Council Chair and Vice-Chair Elections for Calendar Year 2023

### Council Action Request

#### Council Meeting

Meeting Date: January 10, 2023

<b>Department Director</b> Jennifer Kennedy	<b>Purpose of Proposal</b> Election of leadership positions for the Murray City Council for calendar year 2023.
<b>Phone #</b> 801-264-2622	<b>Action Requested</b> Nominations and elections.
<b>Presenters</b> Diane Turner	<b>Attachments</b> Duties of each office.
<b>Required Time for Presentation</b>	<b>Budget Impact</b> No budget impact.
<b>Is This Time Sensitive</b> Yes	<b>Description of this Item</b> A summary of the council chair and council vice-chair duties from the Council Rules and Council Handbook are included.  2022 Council Chair - Two consecutive year term limit. Kat Martinez (January - November) Diane Turner (November - December)  2022 Council Vice-Chair - No term limit. Diane Turner (January - November) Garry Hrechkosy (December)
<b>Mayor's Approval</b>	
<b>Date</b> December 20, 2022	

RESOLUTION NO. R23-

RESOLUTION APPOINTING THE CHAIR AND VICE CHAIR  
FOR THE MURRAY CITY MUNICIPAL COUNCIL FOR  
CALENDAR YEAR 2023

WHEREAS, pursuant to Utah Code Ann. § 10-3b-203, Murray Municipal Code § 2.04.060 and Rules II A and B of the RULES OF THE MURRAY CITY MUNICIPAL COUNCIL, Murray City Corporation, the City Council must elect a Chair and Vice-Chair for each calendar year by majority vote of the Council in the first regular Council meeting in January; and

WHEREAS, a vote was taken on Tuesday, January 3, 2023 electing Councilmember \_\_\_\_\_ as Chair and Councilmember \_\_\_\_\_ as Vice-Chair.

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council that;

1. Councilmember \_\_\_\_\_ shall serve as Chair of the Murray City Municipal Council for calendar year 2023.
2. Councilmember \_\_\_\_\_ shall serve as Vice-Chair of the Murray City Municipal Council for calendar year 2023.
3. This Resolution shall become effective immediately upon its passage and adoption.

PASSED, APPROVED AND ADOPTED by the Murray City Municipal Council, this \_\_\_\_ day of January 2023.

MURRAY CITY MUNICIPAL COUNCIL

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\_\_\_\_\_, Chair

ATTEST:

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Brooke Smith, City Recorder

# **RULES OF THE MURRAY CITY MUNICIPAL COUNCIL MURRAY CITY CORPORATION**

Adopted January 5, 1982. Re-adopted February 23, 1988. Amended April 26, 1988. Amended August 23, 1988. Amended April 25, 1989. Amended July 11, 1989. Amended December 12, 1989. Amended January 28, 1992. Amended January 25, 1994. Amended August 23, 1994. Amended July 11, 1995. Amended March 10, 1998. Amended June 9, 1998. Amended September 21, 1998. Amended January 4, 2000. Amended January 16, 2001. Amended May 15, 2001. Amended January 8, 2002. Amended April 29, 2003. Amended November 13, 2007. Amended October 7, 2008, October 20, 2009. Amended November 17, 2009, September 3, 2013, amended February 14, 2017, amended March 20, 2018, amended August 27, 2019, amended October 15, 2019, amended July 5, 2022.

## **I. INTRODUCTION**

- A. Function of Rules. These Rules shall be the governing procedures of the Murray City Municipal Council, hereafter referred to as the "Council".
- B. Adoption. The Council shall adopt these Rules in a regular Council meeting.
- C. Amendment. Any member of the Council may propose amendments to these Rules. Amendments shall be submitted in writing to Council members. Amendments shall be approved by a two-thirds vote of the entire Council in a regular Council Meeting.
- D. Suspension. The Council may suspend the Rules by a two-thirds vote of Council members present.

## **II. ORGANIZATION**

A. Chair. A Chair shall be elected for each calendar year by majority vote of the Council in the first regular Council meeting in January. Council members may not serve more than two consecutive calendar years as Chair.

The Chair shall be a member of the Council and its presiding officer, sign all ordinances, resolutions, and official correspondence, supervise staff, approve Council agendas, issue Council-approved press releases, represent the Council at meetings, represent the Council at official ceremonies where required, and shall serve as official spokesperson for the Council. The Chair shall also perform all other such duties prescribed by these Rules.

B. Vice-Chair. A Vice-Chair shall be elected for each calendar year by majority vote of the Council in the first regular meeting in January.

The Vice-Chair shall be the presiding Council officer in the temporary absence of the Chair, in the event that the Chair is incapacitated due to illness or is otherwise unable to attend Council meetings and shall sign as the Chair on all ordinances, resolutions, and official correspondence.

C. Vacancy in Office of Chair. In the event that the Chair shall vacate his/her office for any reason before the term has expired, the Vice-Chair shall become Chair for the remainder of that term.

D. Vacancy in the Office of Vice-Chair. In the event that the Vice-Chair shall vacate his/her office for any reason before his/her term has expired, the Council members, by a simple majority vote, shall elect a Vice-Chair to complete the term at the first regular Council meeting following the

**vacancy announcement.**

E. Committees. The Council shall have two standing committees: (1) Committee of the Whole and (2) Budget and Finance Committee.

1. The Budget and Finance Committee will convene exclusively for budget related meetings.
2. Ad hoc committees may be formed as necessary by majority vote of the Council.

F. Committee Membership. Each Council member shall be a member of both standing committees. The membership of ad hoc committees shall be determined by the Council at the time such committees are created.

G. Committee Chairs. Committee Chairs shall be as follows:

1. The Council Chair shall serve as the Chair of the Committee of the Whole.
2. A Chair and Vice Chair of the Budget and Finance Committee shall be elected for a term of one calendar year in the first regular Council meeting in January. Council members may not serve more than two consecutive calendar years as Chair of the Budget and Finance Committee.
3. Board and Committee Membership. Membership on the following committees shall be determined in the Committee of the Whole meeting.
  - a. Association of Municipal Councils/Salt Lake County Council of Governments
  - b. Utah League of Cities and Towns/Legislative Policy Committee.
  - c. Murray Area Chamber of Commerce Board.
  - d. Other committees as deemed necessary.

Committee members above shall be elected for a term of one calendar year in the first regular Committee of the Whole meeting in January.

I. Absences. Council Members shall forfeit any leadership position by failing to attend four consecutive regular meetings of the Council (not including Work Sessions) without being excused by the Council. Members of the Council may ask to be excused by following the procedure described in this paragraph. The member shall contact the Council Chair (and if the Chair seeks an excused absence, the Vice-Chair) prior to the meeting and state the reason for the inability to attend the meeting. If the member is unable to contact the Chair, the member shall contact the Vice-Chair or the Executive Director, who shall convey the message to the Chair. Following the call to order, the Chair (or councilmember conducting) shall inform the Council of the member's absence, state the reason for such absence, and inquire if there is a motion to excuse the member. Upon passage of such motion by a majority of members present, the absent member shall be considered excused and appropriate notations in the minutes.

### **III. MEETINGS**

A. Regular Meetings. The City Council shall meet not less than once monthly.

B. Open Meetings. All Council meetings shall be governed by the Utah Open and Public Meetings



**Council Leadership**—At the first Council meeting of each year, the Council elects leadership positions for the calendar year as an action item on the Council Meeting agenda. Nominations will be taken by the Council Member conducting. Once nominations are concluded for each office, voting will be by roll call or ballot. Elections take effect immediately after the vote is finalized.

**A. Council Chair**—Council Members may not serve more than two consecutive calendar years as Chair.

1. Presides at all Council meetings, except upon delegating or sharing limited conducting responsibilities with the other four Council Members. The presiding officer at Council Meetings shall be rotated monthly among Council Members according to district.
2. Moves Council Initiatives and projects forward to completion.
3. Sets Council meeting agendas.
4. Signs all ordinances, resolutions and other official documents on behalf of the Council.
5. Communicates official position statements that have been approved by the Council and is spokesperson to the media, public, official publications.
6. Liaison to the Mayor on Council's behalf.
7. Disseminates information from the Mayor.
8. Conducts Committee of the Whole and Workshop meetings.
9. Supervises Council staff as detailed in the Council Rules.

**B. Council Vice-Chair**—Elected for one calendar year.

1. Presiding Officer in the temporary absence of the Chair.
2. In the event the Chair is incapacitated due to illness or otherwise unable to attend Council meetings, Vice- Chair shall sign ordinances, resolutions and other official correspondence.

**C. Budget and Finance Committee Chair**—Council Members may not serve more than two consecutive calendar years as Budget and Finance Committee Chair.

1. Presiding officer of the Budget and Finance Committee meetings.
2. Approves the agenda for Budget and Finance Committee meetings.
3. Coordinates the review and recommendations for annual budget meetings, and financial reports.
4. May serve on the Capital Improvement Program Committee.
5. Serves on the Audit Committee.
6. Other responsibilities relating to budget and finance.

**D. Budget and Finance Vice-Chair**—Serves in the absence of the Budget and Finance Committee Chair.



**MURRAY**  
CITY COUNCIL

# Business Item #3



**MURRAY**

# Murray City Council

## Budget & Finance Committee Chair and Vice-Chair Calendar Year 2023

### Council Action Request

#### Council Meeting

Meeting Date: January 10, 2023

<b>Department Director</b> Jennifer Kennedy	<b>Purpose of Proposal</b> Election of Budget and Finance Committee leadership positions for calendar year 2023.
<b>Phone #</b> 801-264-2622	<b>Action Requested</b> Nominations and elections.
<b>Presenters</b> Diane Turner	<b>Attachments</b> See duties of each position.
<b>Required Time for Presentation</b>	<b>Budget Impact</b> No budget impact.
<b>Is This Time Sensitive</b> Yes	<b>Description of this Item</b> A summary of the Budget and Finance Committee chair and vice-chair duties from the Council Rules and Council Handbook are included.  2022 Budget Chair - Two consecutive year term limit. Rosalba Dominguez (January - June) Pam Cotter (July - December)
<b>Mayor's Approval</b>	2022 Budget Vice-Chair - No term limits. Pam Cotter (January - June) Garry Hrechkosy (July - December)
<b>Date</b> December 20, 2022	

RESOLUTION NO. R23-

RESOLUTION APPOINTING THE CHAIR AND VICE CHAIR  
OF THE BUDGET AND FINANCE COMMITTEE OF THE MURRAY  
CITY MUNICIPAL COUNCIL FOR CALENDAR YEAR 2023

WHEREAS, pursuant to Rule II(G)(2) of the RULES OF THE MURRAY CITY MUNICIPAL COUNCIL MURRAY CITY CORPORATION, the City Council must elect a Chair and Vice-Chair of the Budget and Finance Committee for each calendar year by majority vote of the Council in the first regular Council meeting in January; and

WHEREAS, a vote was taken on Tuesday, January 3, 2023 electing Councilmember \_\_\_\_\_ as Chair and Councilmember \_\_\_\_\_ as Vice-Chair of the Budget and Finance Committee.

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council that;

1. Councilmember \_\_\_\_\_ shall serve as Chair of the Budget and Finance Committee of the Murray City Municipal Council for calendar year 2023.
2. Councilmember \_\_\_\_\_ shall serve as Vice-Chair of the Budget and Finance Committee of the Murray City Municipal Council for calendar year 2023.
3. This Resolution shall become effective immediately upon its passage and adoption.

PASSED, APPROVED AND ADOPTED by the Murray City Municipal Council, this \_\_\_ day of January 2023.

MURRAY CITY MUNICIPAL COUNCIL

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, Chair

ATTEST:

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Brooke Smith, City Recorder

vacancy announcement.

E. Committees. The Council shall have two standing committees: (1) Committee of the Whole and (2) Budget and Finance Committee.

1. The Budget and Finance Committee will convene exclusively for budget related meetings.
2. Ad hoc committees may be formed as necessary by majority vote of the Council.

F. Committee Membership. Each Council member shall be a member of both standing committees. The membership of ad hoc committees shall be determined by the Council at the time such committees are created.

G. Committee Chairs. Committee Chairs shall be as follows:

1. The Council Chair shall serve as the Chair of the Committee of the Whole.
2. A Chair and Vice Chair of the Budget and Finance Committee shall be elected for a term of one calendar year in the first regular Council meeting in January. Council members may not serve more than two consecutive calendar years as Chair of the Budget and Finance Committee.
3. Board and Committee Membership. Membership on the following committees shall be determined in the Committee of the Whole meeting.
  - a. Association of Municipal Councils/Salt Lake County Council of Governments
  - b. Utah League of Cities and Towns/Legislative Policy Committee.
  - c. Murray Area Chamber of Commerce Board.
  - d. Other committees as deemed necessary.

Committee members above shall be elected for a term of one calendar year in the first regular Committee of the Whole meeting in January.

I. Absences. Council Members shall forfeit any leadership position by failing to attend four consecutive regular meetings of the Council (not including Work Sessions) without being excused by the Council. Members of the Council may ask to be excused by following the procedure described in this paragraph. The member shall contact the Council Chair (and if the Chair seeks an excused absence, the Vice-Chair) prior to the meeting and state the reason for the inability to attend the meeting. If the member is unable to contact the Chair, the member shall contact the Vice-Chair or the Executive Director, who shall convey the message to the Chair. Following the call to order, the Chair (or councilmember conducting) shall inform the Council of the member's absence, state the reason for such absence, and inquire if there is a motion to excuse the member. Upon passage of such motion by a majority of members present, the absent member shall be considered excused and appropriate notations in the minutes.

### III. MEETINGS

A. Regular Meetings. The City Council shall meet not less than once monthly.

B. Open Meetings. All Council meetings shall be governed by the Utah Open and Public Meetings

**Council Leadership**—At the first Council meeting of each year, the Council elects leadership positions for the calendar year as an action item on the Council Meeting agenda. Nominations will be taken by the Council Member conducting. Once nominations are concluded for each office, voting will be by roll call or ballot. Elections take effect immediately after the vote is finalized.

A. **Council Chair**—Council Members may not serve more than two consecutive calendar years as Chair.

1. Presides at all Council meetings, except upon delegating or sharing limited conducting responsibilities with the other four Council Members. The presiding officer at Council Meetings shall be rotated monthly among Council Members according to district.
2. Moves Council Initiatives and projects forward to completion.
3. Sets Council meeting agendas.
4. Signs all ordinances, resolutions and other official documents on behalf of the Council.
5. Communicates official position statements that have been approved by the Council and is spokesperson to the media, public, official publications.
6. Liaison to the Mayor on Council's behalf.
7. Disseminates information from the Mayor.
8. Conducts Committee of the Whole and Workshop meetings.
9. Supervises Council staff as detailed in the Council Rules.

B. **Council Vice-Chair**—Elected for one calendar year.

1. Presiding Officer in the temporary absence of the Chair.
2. In the event the Chair is incapacitated due to illness or otherwise unable to attend Council meetings, Vice- Chair shall sign ordinances, resolutions and other official correspondence.

C. **Budget and Finance Committee Chair**—Council Members may not serve more than two consecutive calendar years as Budget and Finance Committee Chair.

1. Presiding officer of the Budget and Finance Committee meetings.
2. Approves the agenda for Budget and Finance Committee meetings.
3. Coordinates the review and recommendations for annual budget meetings, and financial reports.
4. May serve on the Capital Improvement Program Committee.
5. Serves on the Audit Committee.
6. Other responsibilities relating to budget and finance.

D. **Budget and Finance Vice-Chair**—Serves in the absence of the Budget and Finance Committee Chair.



**MURRAY**  
CITY COUNCIL

# Business Item #4



**MURRAY**

# Murray City Council

## Council Boards and Committees

### Council Action Request

#### Council Meeting

Meeting Date: January 10, 2023

<b>Department Director</b> Jennifer Kennedy Council Director	<b>Purpose of Proposal</b> Appointment of Council Member's to Boards and Committees for calendar year 2023.
<b>Phone #</b> 801-264-2622	<b>Action Requested</b> Approval of attached resolution
<b>Presenters</b> Pam Cotter	<b>Attachments</b> Resolution
	<b>Budget Impact</b> None
<b>Required Time for Presentation</b>	<b>Description of this Item</b> Appointment of Council Member's to Boards and Committees
<b>Is This Time Sensitive</b> No	
<b>Mayor's Approval</b>	
<b>Date</b> December 20, 2022	

RESOLUTION NO. R23-

A RESOLUTION APPROVING THE CITY COUNCIL'S APPOINTMENT  
OF REPRESENTATIVES TO BOARDS AND COMMITTEES.

WHEREAS, the City Council ("Council") annually appoints Council members to the Association of Municipal Councils, the Capital Improvement Program, the Utah League of Cities and Towns Legislative Policy Committee and the Chamber of Commerce Board; and

WHEREAS, the Council has discussed appointments to these boards and committees; and

WHEREAS, the Council wants to formally approve the appointments.

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council that it hereby approves the following appointments:

1. Councilmember \_\_\_\_\_ to the Association of Municipal Councils.
2. Councilmember \_\_\_\_\_ to the Capital Improvement Program.
3. Councilmember \_\_\_\_\_ to the Utah League of Cities and Towns Legislative Policy Committee.
4. Councilmember \_\_\_\_\_ to the Chamber of Commerce Board.

These appointments shall take effect immediately.

DATED this 18<sup>th</sup> day of January, 2023.

MURRAY CITY MUNICIPAL COUNCIL

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, Chair

ATTEST:

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Brooke Smith, City Recorder

RESOLUTION NO. R22-01

A RESOLUTION APPROVING THE CITY COUNCIL'S APPOINTMENT OF REPRESENTATIVES TO BOARDS AND COMMITTEES.

WHEREAS, the City Council ("Council") annually appoints Council members to the Association of Municipal Councils, the Capital Improvement Program, the Utah League of Cities and Towns Legislative Policy Committee and the Chamber of Commerce Board; and

WHEREAS, the Council has discussed appointments to these boards and committees; and

WHEREAS, the Council wants to formally approve the appointments.

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council that it hereby approves the following appointments:

1. Councilmember Diane Turner to the Association of Municipal Councils.
2. Councilmember Pam Cotter to the Capital Improvement Program.
3. Councilmember Rosalba Dominguez to the Utah League of Cities and Towns Legislative Policy Committee.
4. Councilmember Pam Cotter to the Chamber of Commerce Board.

These appointments shall take effect immediately.

DATED this 18<sup>th</sup> day of January, 2022.

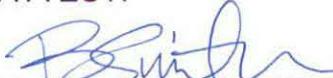


MURRAY CITY MUNICIPAL COUNCIL

  
Kat Martinez

Kat Martinez, Chair

ATTEST:



Brooke Smith, City Recorder



**MURRAY**  
CITY COUNCIL

# Business Item #5



**MURRAY**

# **Mayor's Office**

## **Mayor's appointment to Interlocal Boards and Commissions**

### **Council Action Request**

#### **Council Meeting**

Meeting Date: January 10, 2023

<b>Department Director</b> Mayor Brett Hales	<b>Purpose of Proposal</b> Consider Mayor's appointment of representatives to Interlocal Boards and Commissions
<b>Phone #</b> 801-264-2600	<b>Action Requested</b> Approve Resolution
<b>Presenters</b> Mayor Brett Hales	<b>Attachments</b> Resolution
<b>Budget Impact</b> n/a	
<b>Required Time for Presentation</b> 5 Minutes	<b>Description of this Item</b> Per Interlocal Agreements, the City has many representatives that serve on various boards and commissions. The mayor recommends the representatives and the city council confirms their appointment.
<b>Is This Time Sensitive</b> Yes	
<b>Mayor's Approval</b> 	
<b>Date</b> December 9, 2022	

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION APPROVING THE MAYOR'S APPOINTMENT OF  
REPRESENTATIVES TO BOARDS OF INTERLOCAL ENTITIES AND TO A  
COMMUNITY DEVELOPMENT CORPORATION.

WHEREAS, the Mayor needs to make appointments to the governing boards of the Utah Associated Municipal Power Systems (UAMPS), Central Valley Water Reclamation Facility, Salt Lake Valley Emergency Communications Center (VECC), TransJordan Cities, Utah Telecommunication Open Infrastructure Agency (UTOPIA), Utah Infrastructure Agency (UIA), Wasatch Front Waste and Recycling District, Intermountain Power Agency, Metro Fire Agency, Jordan River Commission (collectively "Interlocal Entities"), and to NeighborWorks Salt Lake; and

WHEREAS, the Mayor has made appointments to the governing boards of the Interlocal Entities and to the Community Development Corporation; and

WHEREAS, the Mayor wants approval by the Murray City Municipal Council of the appointments;

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council that it hereby approves the following appointments:

1. Blaine Haacke as the City's representative to the Utah Associated Municipal Power Systems (UAMPS) Board with Greg Bellon as the alternate representative.
2. Mayor Brett Hales as the City's representative to the Central Valley Water Reclamation Facility Board with Ben Ford as the alternate representative.
3. Doug Hill as the City's representative to the Salt Lake Valley Emergency Communications Center (VECC) Board with Craig Burnett as the alternate representative.
4. Lynn Potter as the City's representative to the TransJordan Cities Board with Russ Kakala as the alternate representative.
5. Doug Hill as the City's representative to the Utah Telecommunication Open Infrastructure Agency (UTOPIA) Board with Brenda Moore as the alternate representative.
6. Brenda Moore as the City's representative to the Utah Infrastructure Agency (UIA) Board with Doug Hill as the alternate representative.

7. Councilmember Phil Markham as the City's representative to the Wasatch Front Waste and Recycling District Board.
8. Blaine Haacke as the City's representative to the Intermountain Power Agency Board with Greg Bellon as the alternate representative.
9. Doug Hill as the City's representative to the Metro Fire Agency Board.
10. Mayor Brett Hales as the City's representative to the Jordan River Commission with Kim Sorensen as the alternate representative.
11. Jared Hall as the City's representative to NeighborWorks Salt Lake Board.

These appointments shall take effect immediately.

DATED this    day of       , 2023.

MURRAY CITY MUNICIPAL COUNCIL

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, Council Chair

ATTEST:

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Brooke Smith, City Recorder



MURRAY  
CITY COUNCIL

# Mayor's Report And Questions



**MURRAY**  
CITY COUNCIL

# Adjournment