



**MAGNA CITY COUNCIL
SPECIAL MEETING AGENDA
June 18, 2024**

Webster Center
8952 West Magna Main Street
Magna, Utah 84044

PUBLIC NOTICE IS HEREBY GIVEN that the Magna City Council will hold a special meeting on the **18th day of June 2024** at the Webster Center, 8952 West Magna Main Street Magna, Utah as follows:

**** Portions of the meetings may be closed for reasons allowed by statute. Motions relating to any of the items listed below, including final action, may be taken.**

6:00 PM – PUBLIC MEETING

1. CALL TO ORDER
2. Determine Quorum
3. Pledge of Allegiance

4. PUBLIC COMMENTS (*Limited to 3 minutes per person*)

Any person wishing to comment on any item not otherwise scheduled for a public hearing on the agenda may address the Council at this point by stepping to the microphone and giving their name for the record. The City Council is interested in hearing directly from residents. In an effort to be both transparent and responsive, the City Council previously adopted rules to help govern public meetings. As such, Councilmembers cannot respond directly to comments during ‘public comment.’ However, Magna staff will be responsible for responding directly to citizens who request a response. ***Comments should be limited to not more than three (3) minutes unless additional time is authorized by the Governing Body.***

5. DISCUSSION ITEMS

- A. Discussion and Consideration of **Resolution No. 2024-06-03** Adopting the 2024 Certified Property Tax Rate for Magna City [*David Brickey, City Manager*]
- B. Discuss Mantle Park Materials for Magna City [*David Brickey, City Manager*]
- C. Discuss Form or Government (5 Member, 6 Member, Strong Mayor)
- D. Terms and Conditions allowing the use of Beer in City Parks [*David Brickey, City Manager*]

6. CLOSED SESSIONS IF NEEDED AS ALLOWED UNDER UTAH CODE ANN. 52-4-205

- A. Discussion of the Character, Professional Competence or Physical or Mental Health of an Individual.
- B. Strategy sessions to discuss pending or reasonably imminent litigation.
- C. Strategy sessions to discuss the purchase, exchange, or lease of real property.
- D. Discussion regarding deployment of security personnel, devices, or systems; and
- E. Other lawful purposes as listing in Utah Code 52-4-205

7. **ADJOURN**

ZOOM MEETING:

Topic: Magna City Council Special Meeting

When: Jun 18, 2024 06:00 PM Mountain Time (US and Canada)

Register in advance for this webinar:

https://zoom.us/webinar/register/WN_H0A8O9seSKWKz8UFiMFMQQ

After registering, you will receive a confirmation email containing information about joining the webinar.

Upon request with three (3) working days' notice, the Greater Salt Lake Municipal Services District, in support of the Magna Metro Township, will make reasonable accommodations for participation in the meeting. To request assistance, please call (385) 468-6703 – TTY 711.

A copy of the foregoing agenda was posted at the following locations on the date posted below: Magna Metro Township website at www.magnametrotownship.org and the State Public Notice Website at <http://pmn.utah.gov> . Pursuant to State Law and Magna Ordinance, Councilmembers may participate electronically. Pursuant to Utah Code Ann. § 52-4-205, Parts of Meetings may be Closed for Reasons Allowed by Statute.

POSTED: June 14, 2024

MAGNA CITY, UTAH
RESOLUTION NO. 2024-06-04

**A RESOLUTION SETTING THE RATE OF TAX FOR CALENDAR YEAR 2024 AND
LEVYING TAXES UPON ALL REAL AND PERSONAL PROPERTY WITHIN THE
CORPORATE BOUNDARIES OF MAGNA CITY, UTAH**

Whereas, pursuant to Utah State Code, Magna City is required to establish and set forth the property tax levy rate for property located within the corporate boundaries of Magna City; and

Whereas, the certified tax rate must be established on or before the 22nd day of June of each year, unless an increase in the certified tax rate is required.

Whereas, the property tax levy rate established by this resolution is sufficient to provide the revenue necessary to operate the General Fund for Fiscal Year 2024 and does not exceed the certified tax rate established by the Salt Lake County Auditor's Office.

Whereas, the requisite public notices and hearings have been published and conducted; and

Whereas, the governing body will adopt the General Fund Budget for Fiscal Year 2025.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MAGNA CITY, STATE OF UTAH, as follows:

Section One: That the property tax rate for property located within the corporate boundaries of Magna City for calendar year 2024 be set at and distributed as follows:

General Purposes	_____
Total Tax Rate	_____

Section Two: That the rate herein established and the subsequent tax levy shall be certified by the City Recorder and sent to the Salt Lake County Auditor, state of Utah, and Utah State Tax Commission.

Section Three: That this Resolution shall become effective immediately upon passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF MAGNA CITY, STATE OF UTAH this 18th day of June, 2024.

Eric G. Barney, Mayor

ATTEST:

APPROVED:

City Recorder

City Attorney

Voting
Mayor Barney voting _____
Council Member Sudbury voting _____
Council Member Pierce voting _____
Council Member Prokopis voting _____
Council Member Hull voting _____

A municipal charter is the legal document that defines the organization, powers, functions, and essential procedures of the city government. The charter also details the form of municipal government, of which there are historically two forms of government in Utah: council-manager or mayor-council.

Council-Manager

Characteristics include:

The City Council oversees the general administration, makes policy, sets the budget.

The Council appoints a professional city manager to carry out day-to-day administrative operations.

Often the Mayor is chosen from among the council.

This is the most common form of government. According to surveys by the International City/County Management Association (ICMA), this form of government has grown from 48% usage in 1996 to 55% usage in 2006. It is most popular in cities with populations over 10,000, mainly in the Southeast and Pacific coast areas. Some examples are Phoenix, Arizona; Topeka, Kansas; San Antonio, Texas, and Rockville, Maryland.

Mayor-Council

Characteristics include:

The Mayor is elected separately from the council, is often full-time and paid, with significant administrative and budgetary authority.

Depending on the municipal charter, the mayor could have weak or strong powers.

The Council is elected and maintains legislative powers

Some cities appoint a professional manager who maintains limited administrative authority.

This is the second most common form of government. It is found mostly (but not exclusively) in older, larger cities, or in very small cities, and is most popular in the Mid-Atlantic and Midwest. Cities with variations in the mayor-council form of government are New York, New York; Houston, Texas; Salt Lake City, Utah, and Minneapolis, Minnesota.

Magna City: Terms & Conditions allowing the use of Beer in City Parks - June 2024

Purpose: To establish uniform standards and guidelines for the allowed use and consumption of Beer in Magna City Parks.

Definitions: The following definitions will be used when reference hereafter:

"Adult Minor" - means an individual under 21 years old.

"Beer" - means and includes "light beer," "malt liquor," "seltzer," or "malted beverages," and all products that contains at least 0.5% of alcohol by volume or 4% by weight and are obtained by fermentation, infusion or decoction of any malted grain.

"Child" - means an individual under 18 years old.

"Council"- Elected Magna City Council.

"Liquor" - means a liquid that is alcohol that contains at least 0,5% alcohol by volume. "Liquor" does not include beer.

"Mayor" - Council-elected chair of Magna.

"Park" - means, but is not limited to, an open space, attached parking lot, playground, pavilions, and any property owned, leased or operated by Magna City and held out as a place of public gathering for recreation and relaxation.

"Private event" means a specific social, business, or recreational event: for which an entire pavilion, room, area, or hall is leased or rented in advance by an identified group; and that is limited in attendance to people who are specifically designated and their guests. "Private event" does not include an event to which the general public is invited, whether for an admission fee or not.

General Guidelines:

The Magna City Council recognizes that current state law limits the consumption of Beer and Liquor in public parks.

The Magna City Council has a process that allows for the reservation of pavilions in public parks. Furthermore, this same process allows the Magna City Mayor to provide written approval for the limited consumption of Beer in a city park.

Specific Guidelines for allowed consumption of Beer in a City Park:

Any person, organization or business may reserve a pavilion within a Magna City Park if they submit the appropriate "Reservation Request Form" as required by the Salt Lake County Parks and Recreation. Magna City contracts for services associated with the parks and pavilion reservations located within Magna City.

As part of the Reservation Request Form process, should an application request the allowance of Beer consumption during their event, the following conditions, standards and guidelines shall be adhered to:

1. The person, organization or business that has reserved a pavilion within a Magna City park shall take steps to verify that only Beer is consumed during their private event. Liquor shall not be served during their private event.

2. The person, organization or business shall limit the participation to only those individuals who are friends, guests, or members of the person, organization or business that has submitted the Reservation Request Form. Stated another way, the general public shall not join the hosting person, organization or business on the day of the approved event.
3. The person, organization or business shall limit the availability of Beer during their event, such that only adults will be allowed to serve Beer to fellow participants and attendees. Children and minor adults will not have access to the Beer.
4. The person, organization or business shall prevent the over consumption of Beer during their private event.
5. The person, organization or business shall discontinue the serving of Beer one-hour prior to the conclusion of their private event.
6. The person, organization or business shall provide aid and assistance, if requested, by Unified Police Department, Unified Fire Authority or Magna City staff should the need arise for those respective agencies to respond to the city park for any reason whatsoever.
7. The person, organization or business shall obtain the assistance of a third party transportation business (such as Uber, Lyft or Yellow Cab) to assist any friend, guest or participant of the private event who becomes intoxicated, regardless of the amount of Beer consumed at the private event.
8. The person, organization or business acknowledges that a determination by the Magna City Manager that any of the prior conditions, standards and guidelines that are not met, violated or ignored, shall be the basis for denying a future request to reserve a park pavilion in Magna City. The decision of the Magna City Manager that a violation has occurred shall be provided to the person, organization or business in writing and is not subject to review.
9. The person, organization or business requesting this allowed use of Beer in any Magna City park accepts liability for any and all injury and damages to third persons as proscribed in Utah Code §32B-15-201. Furthermore, by agreeing to these conditions, standards and guidelines, the applicant also agrees to indemnify Magna City against any and all claims related to injury and damages to third persons as a result of Beer that is consumed in Magna City parks.