

MILLCREEK, UTAH
ORDINANCE NO. 26-06

AN ORDINANCE DECLARING APPROXIMATELY 0.44 ACRES OF REAL PROPERTY AND THE BUILDING LOCATED AT OR NEAR 3260 SOUTH HIGHLAND DRIVE, MILLCREEK, UTAH, AS SURPLUS; ESTABLISHING A MINIMUM BID; AND ESTABLISHING A METHOD TO DETERMINE THE HIGHEST AND BEST ECONOMIC RETURNS TO THE CITY

WHEREAS, the Millcreek Council (“Council”) met in regular meeting on January 26, 2026, to consider, among other things, declaring approximately 0.44 acres of real property and the building located at or near 3260 South Highland Drive, Millcreek, Utah, as surplus; establishing a minimum bid; and establishing a method to determine the highest and best economic returns to the city; and

WHEREAS, the staff has recommended to the Council, and the Council has determined that approximately 0.44 acres of real property (“Property”) and the building located at or near 3260 South Highland Drive, Millcreek, Utah, is surplus and not needed for City purposes; and

WHEREAS, on November 3, 2025, and as amended on January 5, 2026, the City entered into an agreement with OAI Enterprises, LLC that would purchase adjacent property and trade the adjacent property for the Property plus other consideration for the Common East development; and

WHEREAS, the staff has presented the Common East development and property trade on several occasions to the Council; and

WHEREAS, the Council has reviewed the Common East development and property trade on several occasions and informally approved the same; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interest of the public to formally approve the Common East development, to declare the Property as surplus, to establish a minimum bid, and to establish a method to determine the highest and best economic returns to the City.

NOW, THEREFORE, BE IT ORDAINED by the Council that it is in the best interest of the public to approve the Common East development as previously presented to the Council and declare the Property as surplus and the Property is hereby declared surplus, that the minimum bid for the Property shall be a trade for adjacent property and that the highest and best economic return to the City shall be to trade the Property for adjacent property but not require the notice and comment requirements of Section 2.22.180 A of the Millcreek Code of Ordinances.

BE IT FURTHER ORDAINED that the trade is ratified and any further requirement of Section 2.22 of the Millcreek Code of Ordinances is waived.

PASSED AND APPROVED this 26th day of January 2026.

MILLCREEK

By: _____
Cheri Jackson, Mayor

ATTEST:

Elyse Sullivan, City Recorder

Roll Call Vote:

Jackson	Yes	No
Catten	Yes	No
DeSirant	Yes	No
Handy	Yes	No
Uipi	Yes	No

CERTIFICATE OF POSTING

I, the duly appointed recorder for Millcreek, hereby certify that:
ORDINANCE 26-06: AN ORDINANCE DECLARING APPROXIMATELY 0.44 ACRES OF REAL PROPERTY AND THE BUILDING LOCATED AT OR NEAR 3260 SOUTH HIGHLAND DRIVE, MILLCREEK, UTAH, AS SURPLUS; ESTABLISHING A MINIMUM BID; AND ESTABLISHING A METHOD TO DETERMINE THE HIGHEST AND BEST ECONOMIC RETURNS TO THE CITY was adopted the 26th day of January 2026 and that a copy of the foregoing Ordinance 26-06 was posted in accordance with Utah Code 10-3-711 this ____ day of January, 2026.

Elyse Sullivan, City Recorder