

City Council Staff Report



Subject: Electronic Attendance at Bountiful City Council, Planning Commission, Power Commission, and Administrative Committee Meetings

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Dept: Legal

Date: November 10, 2020

Background

Utah Code Annotated §52-4-207 prohibits a public body from holding an electronic meeting unless the public body has adopted a resolution, rule of ordinance governing the use of electronic meetings. On March 11, 2020 the World Health Organization (WHO) declared Covid-19 a global pandemic at which time various rules and regulations were imposed that were intended to “slow the spread” of the virus. The Federal Government and the State of Utah have taken recently taken steps to slow the spread of the virus. These include recommendations on participating in meetings remotely when necessary.

Analysis

Passing Bountiful City Resolution 2020-20 will allow Bountiful City Public Bodies to meet electronically when necessary during November 2020 and through June 2021.

Department Review

This Staff Report was prepared by the City Attorney and reviewed by the City Manager.

Significant Impacts

None.

Recommendation

It is recommended that the City Council approve the Bountiful City Resolution 2020-20 Allowing Members of the Bountiful City Council, Planning Commission, Power Commission, and Administrative Committee to Electronically Attend all Public Meetings, Including Regular, Special, and/or Emergency Meetings when necessary during November 2020 and through June 2021

Attachments

Resolution 2020-20



BOUNTIFUL

BOUNTIFUL CITY, UTAH RESOLUTION NO. 2020-20

MAYOR
Randy C. Lewis

CITY COUNCIL
Millie Segura Bahr
Kate Bradshaw
Kendalyn Harris
Richard Higginson
Chris R. Simonson

CITY MANAGER
Gary R. Hill

A RESOLUTION ALLOWING MEMBERS OF THE BOUNTIFUL CITY COUNCIL, BOUNTIFUL CITY PLANNING COMMISSION, BOUNTIFUL CITY POWER COMMISSION, AND THE BOUNTIFUL CITY ADMINISTRATIVE COMMITTEE TO ELECTRONICALLY ATTEND ALL PUBLIC MEETINGS, INCLUDING REGULAR, SPECIAL, AND/OR EMERGENCY MEETINGS DURING NOVEMBER 2020 AND THROUGH JUNE 2021.

WHEREAS, Utah Code Annotated §52-4-207 prohibits a public body from holding an electronic meeting unless the public body has adopted a resolution, rule of ordinance governing the use of electronic meetings; and

WHEREAS, on March 11, 2020, the World Health Organization (WHO) declared Covid-19 a global pandemic; and

WHEREAS, considering the projections regarding the spread of Covid-19 virus by the WHO and the guidelines for limiting human interaction provided by Federal and State government, the Bountiful City Council has determined that it is essential to temporarily allow for the City Council, Planning Commission, Power Commission, and Administrative Committee (Public Bodies) to be able to meet electronically via telephone or other electronic means, and

WHEREAS, the Council has determined that in the interests of continuity of the City's business it is essential that all or a portion of the Public Bodies may attend public meetings via telephone or other electronic means during the month of November 2020 and through June 2021; and

WHEREAS, all public meetings will be noticed and conducted according to the Utah Open and Public Meetings Act, except as may be temporarily waived, amended, or modified by the chief executive officer of the City pursuant to Utah Code §53-2a-205; and

WHEREAS, all other bylaws, rules and/or regulations for the respective public bodies shall still govern and apply, except as may be temporarily waived, amended, or modified by the chief executive officer of the City pursuant to Utah Code §53-2a-205; and

WHEREAS, the Bountiful City Council finds it in the best interests of Bountiful City to make such an authorization for all the Public Bodies and their respective members during the month of November 2020 and through June 2021.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Bountiful City, Utah, as follows:

Section 1. Authorization. The Bountiful City Council, Bountiful City Planning Commission, Bountiful City Power Commission, and the Bountiful City Administrative Committee is hereby authorized to allow for any and all of its members to electronically attend public meetings, including

regular, special, and/or emergency meetings via telephone or any other electronic means for the duration of the month of November 2020 and through June 2021.

Section 2. Effective date. This Resolution shall take effect immediately upon passage.

APPROVED, PASSED AND ADOPTED BY THE BOUNTIFUL CITY COUNCIL THIS 10TH DAY OF NOVEMBER, 2020.

Randy C. Lewis, Mayor

ATTEST:

Shawna Andrus, City Recorder