



**BLUFFDALE CITY COUNCIL
MEETING AGENDA
Wednesday, April 01, 2020**

This meeting will be conducted electronically

Notice is hereby given that the Bluffdale City Council will hold an electronic meeting Wednesday, April 01, 2020 at the Bluffdale City Hall, 2222 West 14400 South, Bluffdale, Utah scheduled to begin promptly at **6:00 p.m.** or as soon thereafter as possible.

View the meeting on Facebook Live: <https://www.facebook.com/bluffdalecity>

Please feel free to provide comments via email to: councilmeetingcomment@bluffdale.com.

BLUFFDALE CITY COUNCIL REGULAR BUSINESS MEETING 6:00 P.M.

1. Roll Call
2. **CONSENT AGENDA –**
 - 2.1 Approval of a resolution providing for all Boards and Commissions of the City of Bluffdale to convene and conduct Electronic Meetings in accordance with Utah Code § 52-4-207.
3. Closed meeting pursuant to Utah Code § 52-4-205(1) to discuss the character, professional competence, or health of an individual, collective bargaining, pending or imminent litigation, strategies to discuss real property acquisition, including any form of a water right or water shares, security issues, or any alleged criminal misconduct (if needed).
4. **CONTINUATION OF BUSINESS MEETING**
5. Consideration and vote on a resolution of the Governing Body of the City of Bluffdale appointing a City Attorney.
6. Adjournment

Dated: March 31, 2020

I HEREBY CERTIFY THAT THE FOREGOING NOTICE AND AGENDA WAS FAXED TO THE SOUTH VALLEY JOURNAL, THE SALT LAKE TRIBUNE, AND THE DESERET NEWS; POSTED AT THE BLUFFDALE CITY HALL, EMAILED OR DELIVERED TO EACH MEMBER OF THE BLUFFDALE CITY COUNCIL; ON THE CITY'S WEBSITE AT WWW.BLUFFDALE.COM AND ON THE PUBLIC MEETING NOTICE WEBSITE, WWW.PMN.UTAH.GOV

**Wendy L. Deppe, CMC
City Recorder**

In compliance with the American with Disabilities Act, individuals needing assistance or other services or accommodation for this meeting should contact Bluffdale City Hall at least 24 hours in advance of this meeting at 801-254-2200. TTY 7-1-1.

CITY OF BLUFFDALE, UTAH

RESOLUTION No. 2020-

A RESOLUTION ADOPTING ELECTRONIC MEETING POLICIES AND PROCEDURES FOR THE CITY OF BLUFFDALE.

WHEREAS the City of Bluffdale (“City”) holds public meetings on a frequent and routine basis;

WHEREAS the City Council desires to adopt policies and procedures for electronic meetings to allow members of public bodies to participate remotely due to absence from the physical meeting;

WHEREAS, pursuant to Utah Code Ann. § 52-4-207(1), public bodies are allowed to convene and conduct electronic meetings if they adopt a resolution, rule or ordinance governing the use of electronic meetings; and

WHEREAS the City Council finds that electronic meeting policies and procedures will further the public health, safety, and general welfare;

NOW, THEREFORE, BE IT RESOLVED BY THE BLUFFDALE CITY COUNCIL AS FOLLOWS:

Section 1. Adoption of Electronic Meeting Policies and Procedures. The Electronic Meeting Policies and Procedures, attached hereto, are hereby adopted. Each public body of the City, as defined in state law, including, but not limited to the City Council, Planning Commission, Appeals and Variance Hearing Officer, Historical Preservation Commission, and the Bluffdale Arts Advisory Board, and all other public bodies that the City may establish over time, shall comply with the Electronic Meeting Policies and Procedures.

Section 2. Effective Date. This Resolution shall become effective immediately upon passage.

PASSED AND APPROVED: April 1, 2020.

CITY OF BLUFFDALE

Mayor

ATTEST:

[seal]

City Recorder

Voting by the City Council: Yes No

Councilmember Aston	_____	_____
Councilmember Crockett	_____	_____
Councilmember Gaston	_____	_____
Councilmember Hales	_____	_____
Councilmember Kallas	_____	_____

ELECTRONIC MEETING POLICIES AND PROCEDURES

- I. **Policy:** This shall be known as the City of Bluffdale (the “City”) Electronic Meeting Policy (the “Policy”).
- II. **Electronic Meetings:**
 - A. **General:** A City public meeting (whether City Council, Planning Commission, Appeals and Variance Hearing Officer, Historical Preservation Commission, Bluffdale Arts Advisory Board, or other public body of the City) may be convened and conducted by means of telephonic, telecommunications, or computer conference by satisfying the requirements of Utah Code Ann. § 52-4-207.
 - B. **Participation:** The primary purpose for holding electronic meetings is to enable members of the public body to participate in the meeting electronically. Nevertheless, provision may be made for a member of the public to monitor an open meeting of the public body through electronic means provided that the member of the public so requests in writing at least three days prior to the meeting, and further provided that the City will not be required to acquire any equipment, facilities or expertise which the City does not already possess in order to accommodate the request. Notwithstanding anything to the contrary in this Policy, with the exception of a public hearing, the general public and other interested persons need not be provided an opportunity to participate in, as opposed to attend and monitor, an electronic meeting.
 - C. **Anchor Location:** One or more anchor locations must be established for all electronic meetings. The anchor location is the physical location from which the electronic meeting originates or from which the participants are connected. At least one anchor location for an electronic meeting must be in the building where the public body would normally meet if not holding an electronic meeting. A quorum of the public body need not be present at a single anchor location for an electronic meeting to be held. As few as one member of the public body may be present at the anchor location, as long as all other requirements of this Policy and of Utah Code Ann. § 52-4-207 are satisfied for a meeting to be held as an electronic meeting, provided that the member of the public body who chairs the meeting is physically present at the anchor location. Space and facilities must be provided at the anchor location(s) so that all interested persons may attend and monitor the open portions of the meeting. In addition, if the meeting is a public hearing, space and facilities must be provided at the anchor location(s) so that interested persons and the public may attend, monitor and participate in the hearing. The City may limit the number of attendees of the public at the anchor location during a local, state, or national emergency.
 - D. **Notice:** Not less than 24 hours’ advance public notice, including the agenda, date, time, location, and a description of how the Board Members will be connected to the electronic meeting, will be given for each electronic meeting of the Board by posting a written notice at the principal office of the City (or at the building where the meeting is to be held

if no principal office exists) and providing written or electronic notice to at least one newspaper of general circulation in the City and to a local media correspondent, and by posting the notice on the Utah Public Notice Website created under Utah Code Ann. § 63F-1-701. In addition, the notice must be posted at the anchor location (which may be the principal office of the City) and must be provided to all members of the public body at least 24 hours before the meeting. These notice requirements are minimum requirements and are not to be construed as precluding such additional postings and notifications as may be directed by the Board.

- E. **Budget or Logistical Considerations:** The Chair, or the Vice-Chair in the Chair's absence, may determine, based upon budget or logistical considerations, that it is not in the best interest of the City to hold an electronic meeting, in which event the meeting will not be held as an electronic meeting. The Chair, or the Vice-Chair in the Chair's absence, may also restrict the number of separate electronic connections that are allowed for an electronic meeting based on available equipment capacity. The request from a member of the public to participate in a meeting electronically may be denied by the Chair, or Vice-Chair in the Chair's absence, based on budget, public policy or logistical considerations deemed sufficient by the Chair or Vice-Chair.

- F. **Conduct of Meeting:** No action may be taken and no business may be conducted at a meeting of the public body unless a quorum, consisting of a simple majority of the voting members of the public body, is present. A member of the public body who is not physically present may nevertheless participate in the meeting through electronic means and be counted toward the required quorum in accordance with Utah Code Ann. § 52-4-207. Any member of the public body participating via electronic means may make, second and vote on all motions and participate in the discussion as though present, except that the member who chairs the meeting must be present at the anchor location. If neither the Chair nor the Vice Chair is physically present at the anchor location (but there is still a quorum) a member of the public body who is physically present at the anchor location will preside over the meeting.

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**THE CITY OF BLUFFDALE, UTAH
A MUNICIPAL CORPORATION**

RESOLUTION NO. 2020-

**A RESOLUTION APPOINTING A CITY ATTORNEY FOR THE CITY OF
BLUFFDALE.**

WHEREAS the City of Bluffdale desires to appoint an attorney to fulfil the role of City Attorney for the City of Bluffdale;

WHEREAS, pursuant to Bluffdale City Code § 1-7-2(A)(7), the Bluffdale City Code provides that the City Manager shall “recommend to the City Council the appointment of a City Attorney”; and

WHEREAS the City Council desires to give its advice and consent to the appointment, as required by Bluffdale City Code § 1-7-2(A)(7);

**NOW, THEREFORE, BE IT RESOLVED BY THE BLUFFDALE CITY COUNCIL AS
FOLLOWS:**

Section 1. Appointment. The City Manager recommends the appointment of _____ as City Attorney for the City of Bluffdale. The City Council hereby gives its advice and consent to the appointment. This appointment is an at-will appointment.

Section 2. This Resolution shall become effective immediately upon passage.

PASSED AND APPROVED: April 1, 2020.

Derk P. Timothy, Mayor

ATTEST:

[seal]

Wendy L. Deppe, City Recorder

Voting by the City Council:

Yes No

Councilmember Aston	_____	_____
Councilmember Crockett	_____	_____
Councilmember Gaston	_____	_____
Councilmember Hales	_____	_____
Councilmember Kallas	_____	_____