

RESOLUTION
OF THE BOARD OF TRUSTEES OF THE
PEAKS PUBLIC INFRASTRUCTURE DISTRICT
ADOPTING WRITTEN PROCEDURES GOVERNING ELECTRONIC MEETINGS

WHEREAS, the Peaks Public Infrastructure District (the “**District**”) is an independent political subdivision of the State of Utah, duly organized and existing pursuant to the Special District Act, Title 17B, Chapter 1, Utah Code Annotated 1953 and the Public Infrastructure District Act, Title 17D, Chapter 4, Utah Code Annotated 1953; and

WHEREAS, the District has the authority to approve and adopt written procedures governing electronic meetings pursuant to [Utah Code Section 52-4-207](#); and

WHEREAS, the Board of Trustees of the District (the “**Board**”) wishes to adopt written procedures governing electronic meetings as set forth in this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:

1. **Definitions.** Words used in this policy have the meanings provided in Title 52, Chapter 4, Open and Public Meetings Act, Utah Code 1953.
2. **Notice of Electronic Meetings.** The Board may convene and conduct an electronic meeting pursuant to the following procedures:
 - a. Public notice will be given in accordance with [Utah Code Section 52-4-202](#), as may be amended from time to time; and
 - b. Notice of the electronic meeting will be provided to the Board at least 24 hours before the meeting so that they may participate and be counted as present for all purposes, including the determination that a quorum is present.
3. **Establishment of an Anchor Location for Electronic Meetings.**
 - a. The Board hereby establishes the following possible anchor locations for any electronic meetings: 5160 S 1500 W, Riverdale, Utah 84405; or any other location as specified in the meeting notice.
 - b. Space and facilities at the anchor location will be provided, so that interested persons and the public may attend and monitor the open portions of the electronic meeting.
 - c. If the electronic meeting is a public hearing, space and facilities at the anchor location will be provided by the District, so that interested persons and the public may attend, monitor, and participate in the open portions of the meeting.
 - d. The District may hold an electronic meeting without any Board of Trustees physically present at the anchor location, provided someone representing the District is present at the anchor location to assist members of the public who may attend the open portions of the meeting and ensure the meeting can be heard at the anchor location.

4. Procedures for Electronic Meetings.

- a. One or more Trustees may attend, participate, and vote in electronic meetings of the District board using electronic communications.
- b. The District may use telephone conferencing, videoconferencing, or any other electronic means to allow trustees to participate in meetings of the District.
- c. The record of a meeting shall indicate whether the Trustee connected to the meeting electronically or in person.
- d. A Trustee shall be counted as present for purposes of determining whether a quorum is present, provided that the trustee can hear the meeting proceedings and the Trustee can be heard by those participating in the meeting, at the time the Chair or other authorized person takes the initial roll of trustees present. The disconnection of any Trustee for any reason after a quorum is determined to be present shall not invalidate the quorum or require the meeting to be adjourned, but any decision taken after the disconnection shall require the same number of votes to pass as if the Trustee were still present and the quorum unchanged.
- e. Except for a unanimous vote, the Board shall take all votes by roll call during an electronic meeting.

[Remainder of Page Intentionally Left Blank, Signature Page Follows]

ADOPTED SEPTEMBER 4, 2024.

DISTRICT:

PEAKS PUBLIC INFRASTRUCTURE DISTRICT, a body politic and corporate created and validly existing under the laws of the State of Utah

By: 
Blair Gardner (Oct 15, 2024 13:08 MDT)

Officer of the District

Attest:

By: 
Nate Reeve (Oct 15, 2024 14:22 PDT)

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON
Attorneys at Law



General Counsel to the District