



PROVO MUNICIPAL COUNCIL

Regular Meeting Agenda

5:30 PM, Tuesday, March 30, 2021

Electronic meeting: <https://www.youtube.com/provocitycouncil>

This meeting will be conducted entirely via electronic means. The meeting will be available to the public for live broadcast and on-demand viewing on YouTube and Facebook at: [youtube.com/provocitycouncil](https://www.youtube.com/provocitycouncil) and [facebook.com/provocouncil](https://www.facebook.com/provocouncil). If one platform is unavailable, please try the other. If both services are down or unavailable, after a reasonable (but short) time waiting to see if the services resume, the remainder of the meeting will be postponed to the next week, with appropriate public notice given of the rescheduled date. If you do not have access to the Internet, you can join via telephone following the instructions below about making public comments.

For more information regarding the City Community Safety Plan for COVID-19 and related City facility closures, please visit: [provo.org/covid19](https://www.provo.org/covid19)

TO MAKE A PUBLIC COMMENT:

To participate in the public comment portion(s) of the meeting, call in as an audience member as the presentation is wrapping up. Be sure to mute/silence any external audio on your end to reduce feedback (if you are viewing the live proceedings on YouTube, mute the YouTube video; you will be able to hear the meeting audio through the phone while you are on the line).

Press *9 from your phone to indicate that you would like to speak. When you are invited to speak, the meeting host will grant you speaking permission, calling on you by the last four digits of your phone number. Please begin by stating your first and last name, and city of residence for the record. After you have shared your comment, hang up. If you wish to comment on a later item, simply re-dial to rejoin the meeting for any subsequent comment period(s).

March 30 Council Meeting: Dial 346 248 7799. Enter Meeting ID 846 6952 2729 and press #. When asked for a participant ID, press #. To join via computer, visit [zoom.us](https://www.zoom.us) and enter the meeting ID and passcode: 702882.

Decorum

The Council requests that citizens help maintain the decorum of the meeting by turning off electronic devices, being respectful to the Council and others, and refraining from applauding during the proceedings of the meeting.

Opening Ceremony

Roll Call
Prayer
Pledge of Allegiance

Public Comment

Fifteen minutes have been set aside for any person to express ideas, concerns, comments, or issues that are not on the agenda:

Please state your name and city of residence and limit your comments to two minutes.
State Law prohibits the Council from acting on items that do not appear on the agenda.

Approval of Minutes

February 16, 2021 Council Meeting Minutes

Action Agenda

1. A resolution appropriating \$105,000 from Wildland Fire Response Revenues into the Fire Department in the General Fund for an employee salary adjustment warranted by a recent salary market study. (21-048)
2. A resolution approving the Program Year 2021 Annual Action Plan, second year update to the 2020-24 Five-Year Consolidated Plan, as amended. (21-050)
3. An ordinance amending Provo City Code regarding the hold times for electronic signs and sign size limits. Citywide Application. (PLOT20210046)
4. An ordinance approving the petition to annex approximately 9.5 acres of property generally located at the intersection of Colorado Avenue, Bullock Lane, and 1860 South. East Bay Neighborhood. (PLANEX20210019)
5. An ordinance amending the Zone Map classification of approximately 54 acres of real property, generally located at 3450 W Center Street, from (A1.10) to (M1), (R1.8PD), and (RA). Provo Bay and Fort Utah Neighborhoods. (PLRZ20180197)
6. An ordinance enacting Provo City Code Chapter 9.81 (Carterville Parking Area). Carterville Neighborhood. (19-108)
7. An ordinance amending Provo City Code regarding legislative staffing. (21-049)

Adjournment

Provo City Municipal Council Chair's Statement re Open and Public Meetings Act

In accordance with Utah's *Open and Public Meetings Act** I have determined that conducting meetings of the Municipal Council with an anchor location, such as the Municipal Council Chamber, presents a substantial risk to the health and safety of those who may be present there. These are the facts upon which I have made this determination:

- The World Health Organization has classified novel coronavirus disease (aka COVID-19) as a pandemic.
- The US Centers for Disease Control and Prevention state that COVID-19 is easily spread from person to person between people who are in close contact with one another.
- Utah County is currently listed as having a MODERATE level of coronavirus transmission as determined by the state's [transmission index metrics](#)***.
- Health Guidance Levels issued by Utah Department of Health limits gathering sizes, requires masks to be worn in public settings, and strongly recommends physical distancing.

Therefore, for the next 30 days, all meetings of the Municipal Council will be conducted entirely via electronic means:

- Council meetings are broadcast live and available later on demand at youtube.com/provocitycouncil.
- Agendas and support materials are available at agendas.provo.org.
- To make a public comment or to join a meeting via telephone, follow the instructions provided on public notices of each meeting.

- To send comments to the Council or weigh in on current issues, visit opencityhall.provo.org or email the Council at council@provo.org.

David Sewell, Chair, Provo City Municipal Council, March 25, 2021

I have determined that conducting meetings of the Governing Board of the Redevelopment Agency (RDA) of Provo City is subject to the same risks identified above based on the facts stated herein. Therefore, I adopt the same procedures listed above for meetings of the RDA Governing Board.

Shannon Ellsworth, Chair, RDA Governing Board, March 25, 2021

- * As amended by HB5002, *Open and Public Meetings Act Amendments*, (2020 Fifth Special Session), Utah Code Annotated (UCA) 52-4-207(4) provides that a public body may convene and conduct an electronic meeting without an anchor location if the chair of the public body:
 - (a) makes a written determination that conducting the meeting with an anchor location presents a substantial risk to the health and safety of those who may be present at the anchor location;
 - (b) states in the written determination described in Subsection (4)(a) the facts upon which the determination is based;
 - (c) includes in the public notice for the meeting, and reads at the beginning of the meeting, the information described in Subsections (4)(a) and (b); and
 - (d) includes in the public notice information on how a member of the public may view or make a comment at the meeting.

UCA 52-4-207(5) states that a written determination described in Subsections (4)(a) and (b) expires 30 days after the day on which the chair of the public body makes the determination.

<https://le.utah.gov/~2020S5/bills/static/HB5002.html>

- *** [The state's transmission index metrics per county](https://coronavirus-download.utah.gov/Health/Transmission_index_by_county.pdf) can be found here: https://coronavirus-download.utah.gov/Health/Transmission_index_by_county.pdf

If you have a comment regarding items on the agenda, please contact Councilors at council@provo.org or using their contact information listed at: provo.org/government/city-council/meet-the-council

Materials and Agenda: agendas.provo.org

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The next Council Meeting will be held on Tuesday, April 20, 2021. The meeting will be conducted **virtually**. Work Meetings generally begin between 12 and 4 PM. Council Meetings begin at 5:30 PM. The start time for additional meetings or retreats may vary. All meeting start times are noticed at least 24 hours prior to the meeting.

Notice of Compliance with the Americans with Disabilities Act (ADA)

In compliance with the ADA, individuals needing special accommodations (including auxiliary communicative aides and services) during this meeting are invited to notify the Provo Council Office at 351 W. Center, Provo, Utah 84601, phone: (801) 852-6120 or email evanderwerken@provo.org at least three working days prior to the meeting. Council meetings are broadcast live and available for on demand viewing at youtube.com/ProvoCityCouncil.

Notice of Telephonic Communications

One or more Council members may participate by telephone or Internet communication in this meeting. Telephone or Internet communications will be amplified as needed so all Council members and others attending the meeting will be able to hear the person(s) participating electronically as well as those participating in person. The meeting will be conducted using the same procedures applicable to regular Municipal Council meetings.

Notice of Compliance with Public Noticing Regulations

There will be no anchor location for this meeting; it will be conducted exclusively using online means and will be available to view on YouTube at youtube.com/ProvoCityCouncil. This meeting was noticed in compliance with Utah Code 52-4-207(4), which supersedes some requirements listed in Utah Code 52-4-202 and Provo City Code 14.02.010. Agendas and minutes are accessible through the Provo City website at agendas.provo.org. Council meeting agendas are available through the Utah Public Meeting Notice website at utah.gov/pmn, which also offers email subscriptions to notices.