CITY COUNCIL
AGENDA SUMMARY FORM

MEETING DATE:	September 21, 2022
AGENDA ITEM:	ORDINANCE NO. 22-09: AN ORDINANCE OF THE CITY OF TAYLORSVILLE AMENDING TAYLORSVILLE MUNICIPAL CODE SECTION 2.12.033: ELECTRONIC MEETINGS
PUBLIC HEARING REQUIRED:	☐ Yes ☐ No
ORDINANCE REQUIRED:	☑ Yes ☐ No
RESOLUTION REQUIRED:	☐ Yes ☑ No
PRESENTER:	Tracy Cowdell
SUMMARY:	House Bill 22 amends Utah Code Ann. §52-4-207 regarding electronic meetings to require that a public body establish by resolution, rule, or ordinance the conditions under which a remote member is included in calculating a quorum and permits a public body to establish the conditions under which a member may vote or take other action by proxy. H.B. 22 also requires a public body to take all votes by roll call during an electronic meeting if the vote is not unanimous. This ordinance amends the Taylorsville City Code governing electronic meetings to incorporate these changes. *This ordinance is intended to repeal and replace Ordinance No. 22-27, which was passed on September 7, 2022, and which was assigned an incorrect ordinance number.
REVIEW BY ATTORNEY'S OFFICE:	☑ Yes ☐ No
ATTACHMENTS:	N/A

TAYLORSVILLE, UTAH
ORDINANCE NO. 22-09

AN ORDINANCE OF THE CITY OF TAYLORSVILLE AMENDING TAYLORSVILLE MUNICIPAL CODE SECTION 2.12.033: ELECTRONIC MEETINGS.

WHEREAS, the Taylorsville City Council (the "Council") met during its regularly scheduled meeting on September 21, 2022, to consider, among other things, amending TAYLORSVILLE MUNICIPAL CODE Section 2.12.033: Electronic Meetings; and

WHEREAS, in its 2022 General Session, the Utah State Legislature passed House Bill 22, which amended the requirements for a public body holding electronic meetings; and

WHEREAS, House Bill 22 amends UTAH CODE ANN. §52-4-207 regarding electronic meetings to require that a public body establish by resolution, rule, or ordinance the conditions under which a remote member is included in calculating a quorum; and

WHEREAS, H.B. 22 also permits a public body to establish the conditions under which a member may vote or take other action by proxy; and

WHEREAS, H.B. 22 also requires a public body to take all votes by roll call during an electronic meeting if the vote is not unanimous.

WHEREAS, H.B. 22 requires that public bodies incorporate these amendments into their resolutions, rules, or ordinances governing electronic meetings no later than December 31, 2022; and

WHEREAS, after careful consideration, the Council has determined that it would be in the best interest of the health, safety, and welfare of the City's citizens to amend TAYLORSVILLE MUNICIPAL CODE Section 2.12.033: Electronic Meetings as proposed.

NOW, THEREFORE, BE IT ORDAINED by the Taylorsville City Council that the proposed amendments to TAYLORSVILLE MUNICIPAL CODE Section 2.12.033: Electronic Meetings are hereby approved and are designated by interlineating the words to be deleted and underlining the words to be added, as follows:

TAYLORSVILLE MUNICIPAL CODE
Chapter 2:12 City Council
Section 2.13.033: Electronic Meetings

A. Definitions: The following terms are defined as follows for the purpose of this section:

ANCHOR LOCATION: The council chambers located in the city offices at 2600 West Taylorsville Boulevard, Taylorsville, UT 84119, in Salt Lake County, Utah, where interested persons and the public may attend and monitor the open portions of the meeting.

ELECTRONIC MEETING: A public meeting of the city council convened and conducted by means of a telephonic conference device or other electronic means, allowing each member of the city council to be in contact with the anchor location and participate concurrently with all other members of the city council in the conduct of such meeting.

MEETING ADMINISTRATOR: The city recorder or another employee of the city specifically assigned and designated to operate the electronic meeting equipment at the anchor location to assure that all members of the city council are continuously able to participate in the electronic meeting and to advise the party conducting the meeting of the initiation, recess, if appropriate, or adjournment of an electronic meeting.

B. Electronic Meetings: The city council may convene electronic meetings when necessary pursuant to specific public notice of an electronic meeting by posting written notice of the electronic meeting at the anchor location and providing written or electronic notice to the media as otherwise provided by law. Notice of the electronic meeting shall also be provided to each member of the city council at least twenty-four (24) hours before the meeting, including a description of how members will be connected to the electronic meeting. The notice to members of the city council shall indicate the process including telephone numbers, access codes, internet addresses, etc., in order to connect to the electronic meeting.

C. Quorum Verification: Before an electronic meeting may be called to order, all members of the city council shall be given an opportunity to participate in the meeting and no electronic meeting shall be convened unless ~~the~~ a quorum of the city council is present at the anchor location for the meeting. Only city council members physically present at the anchor location shall be considered in the determination of whether a quorum is present; members participating remotely in the meeting via electronic means shall not be considered in determining whether a quorum is present.

D. Public Attendance: Each electronic meeting shall be convened by the meeting administrator by announcing the parties present at the meeting and by making available to members of the public at the anchor location an amplified speaker enabling members of the public to hear the comments of city council members and participate if appropriate.

E. Conduct of The Meeting: Upon determining that a sufficient number of the city council is present at the anchor location and members of the public can adequately hear the comments of all members of the city council and participate if appropriate, the chairman shall formally convene the meeting and take or cause a roll call of those participating. The chairman shall provide opportunity for each matter on the agenda to be presented and discussed, in an order set forth in the agenda, as amended.

F. Non-Unanimous Votes. The City Council shall take all votes during an electronic meeting by roll call if the vote is not a unanimous vote.

~~F.~~ Compliance with Law: In all other respects, electronic meetings shall be conducted, recorded, and minutes shall be kept as required by law. ~~(Ord. 11-15, 9-7-2011)~~

This ordinance, assigned Ordinance No. 22-09, shall take effect as soon as it shall be published or posted as required by law, deposited and recorded in the office of the City Recorder, and accepted as required herein.

This Ordinance No. 22-09 shall repeal and replace Ordinance No. 22-27.

PASSED AND APPROVED this 21st day of September 2022.

TAYLORSVILLE CITY COUNCIL

By: _____
Council Chair

VOTING:

Meredith Harker	Yea ___	Nay ___
Ernest Burgess	Yea ___	Nay ___
Bob Knudsen	Yea ___	Nay ___
Curt Cochran	Yea ___	Nay ___
Anna Barbieri	Yea ___	Nay ___

PRESENTED to Mayor of Taylorsville for her approval this _____ day of _____, 2022.

APPROVED this _____ day of _____, 2022.

_____
Mayor Kristie S. Overson

ATTEST:

_____
Jamie Brooks, Recorder

DEPOSITED in the Recorder's office this ____ day of _____, 2022.

POSTED this ____ day of _____, 2022.