



Sandy City Council Office

CYNDI SHARKEY | AT-LARGE

CSHARKEY@SANDY.UTAH.GOV

O | 801.568.7141

January 8, 2021

In accordance with, Utah Code 52-4-207(4) Open and Public Meeting Act, I have determined that to protect the health and welfare of Sandy citizens, an in-person City Council meeting, including attendance by the public and the City Council is not practical or prudent.

Considering the continued rise of COVID-19 case counts in Utah, meeting in an anchor location presents substantial risk to the health and safety of those in attendance because physical distancing measures may be difficult to maintain in the Sandy City Council Chambers.

The Center for Disease Control states that COVID-19 is easily spread from person to person between people who are in close contact with one another. The spread is through respiratory droplets when an infected person coughs, sneezes or talks and may be spread by people who are non-symptomatic.

It is my intent to safeguard the lives of Sandy residents, business owners, employees and elected officials by meeting remotely through electronic means without an anchor location.

Council Office staff are hereby authorized and directed to include a copy of the above notice with each City Council agenda.

Cyndi Sharkey, Chair
Sandy City Council



Sandy City, Utah

10000 Centennial Parkway
Sandy, UT 84070
Phone: 801-568-7141

Meeting Agenda

City Council

Brooke Christensen, District 1
Alison Stroud, District 2
Kristin Coleman-Nicholl, District 3
Monica Zoltanski, District 4
Marci Houseman, At-large
Zach Robinson, At-large
Cyndi Sharkey, At-large

Tuesday, February 2, 2021

5:15 PM

Online Meeting

Web address to view complete packet: <http://sandyutah.legistar.com>

The February 2, 2021 Sandy City Council Meeting will be conducted via Zoom Webinar.

Register in advance for this webinar:

https://us02web.zoom.us/webinar/register/WN_D6_GYfOzQvKzy2-cX93AsA

After registering, you will receive a confirmation email containing information about joining the webinar.

Or listen by phone:

Dial(for higher quality, dial a number based on your current location):

US: +1 253 215 8782 or +1 346 248 7799 or +1 669 900 6833 or +1 301 715 8592 or +1 312 626 6799 or +1 929 436 2866

Webinar ID: 848 3465 5176

Passcode: 663873

In addition to participating in the meeting through Zoom, citizen's may also use eComment to send their comment directly to the City Council Members. EComment will close one hour prior to the beginning of the meeting. Please click on the appropriate eComment link below to submit your comment.

5:15 Council Meeting

Prayer / Pledge of Allegiance

Non-voting Items

Agenda Planning Calendar Review & Council Office Director's Report

Council Member Business

Mayor's Report

CAO Report

Legislative Report

Information Items

1. [21-043](#) Hale Centre Theatre providing annual update to the City Council.

 Attachments: [2020 HCT Sandy City Council](#)

2. [21-045](#) City Council Chair requesting review of Council policies pertaining to Council Meetings.

 Attachments: [Council Member Sharkey Memo](#)
 [Rules of Procedure \(amended 9-1-20\)](#)
 [Public Hearings \(amended 9-1-20\)](#)
 [Concept Approval](#)
 [Electronic Meetings](#)
 [Role of Chair](#)

Voting Items

Consent Calendar

3. [21-041](#) Approval of the January 19, 2021 Minutes

 Attachments: [January 19, 2021](#)

Council Items

4. [21-042](#) Council Member Christensen recommending the Council initiate a land use code amendment to create the Historic Sandy Neighborhood Farmer's Market zone.

 Attachments: [Click here to eComment on this item](#)
 [Memo from Council Member Christensen](#)
 [Draft Kuwahara Code Amendment - Staff Proposal](#)

5. [21-044](#) City Attorney presenting Ordinance 21-03 as requested by the City Council revising campaign contribution disclosure deadlines.

 Attachments: [Click here to eComment on this item](#)
 [21-03 Ordinance-Election Sec 2-1-3 Amendment](#)
 [Elections Ord 2-1-3 amendment--Exhibit A](#)

After 6:00 Time Certain Items and Public Hearings

Time Certain Items

6. [21-046](#) General Citizen Comments

Attachments: [Click here to eComment on this item](#)

This is the time set aside for the public to comment on any City business that is NOT already listed on the agenda. If you wish to comment on business that IS listed on the agenda please follow the eComment link to that agenda item or participate live and comment during that agenda item. Public comment will occur no sooner than 6:00 PM. Each speaker is allowed three minutes. Citizens wishing to comment must access the meeting via the Zoom Webinar link above. The call-in number is for listening only.

Adjournment



Staff Report

File #: 21-043, **Version:** 1

Date: 2/2/2021

Agenda Item Title:

Hale Centre Theatre providing annual update to the City Council.

Presenter:

Council Member Christensen
Michael Fox
Mark Dietlein
Quinn Dietlein

Description/Background:

A copy of Hale Centre Theatre's presentation is attached to this agenda item.

Recommended Action and/or Suggested Motion:

No action required. Information only.



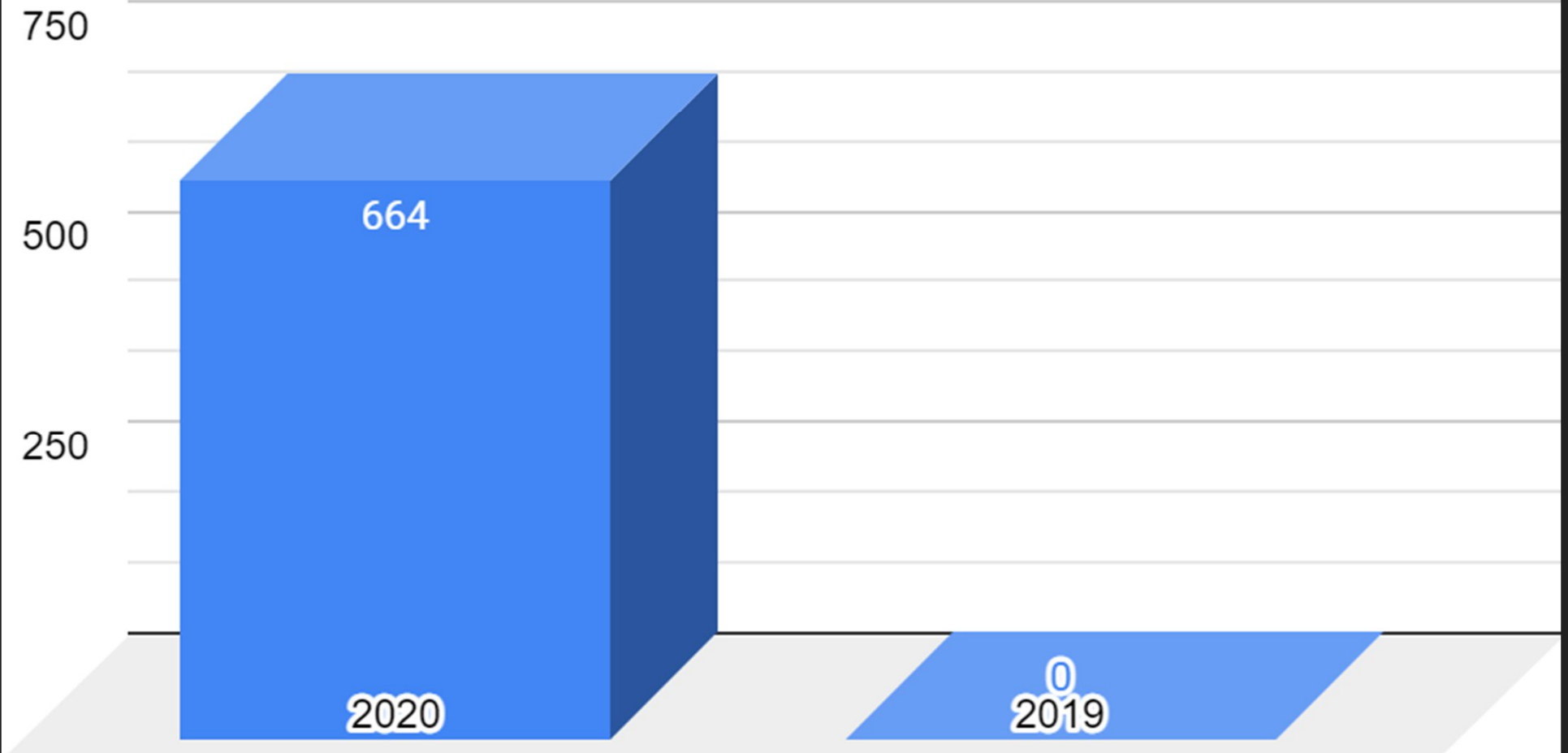
Hale Centre Theatre

— · AT THE · —

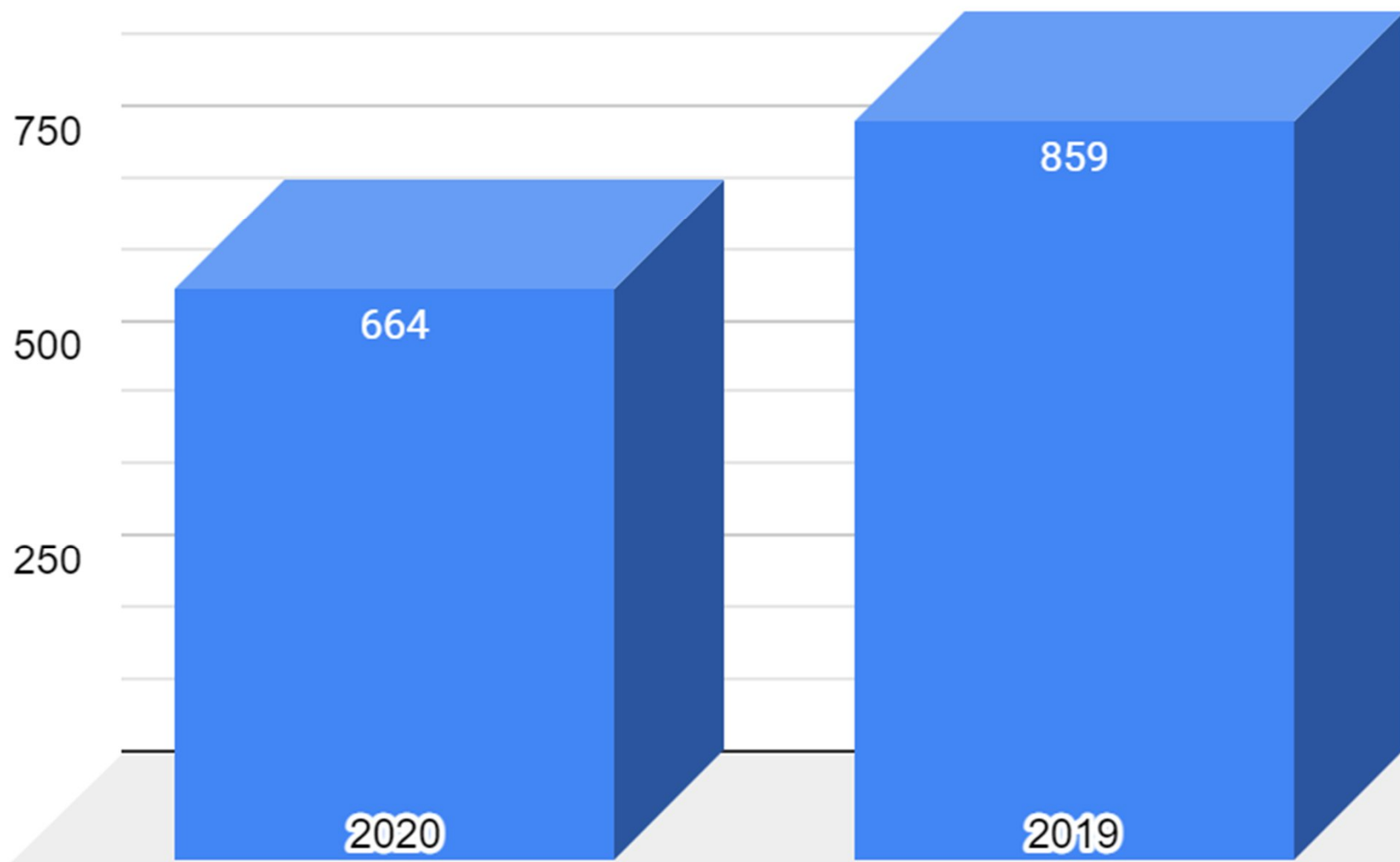
MOUNTAIN AMERICA

PERFORMING ARTS CENTRE

Performances



Performances



Performances

77%

750

500

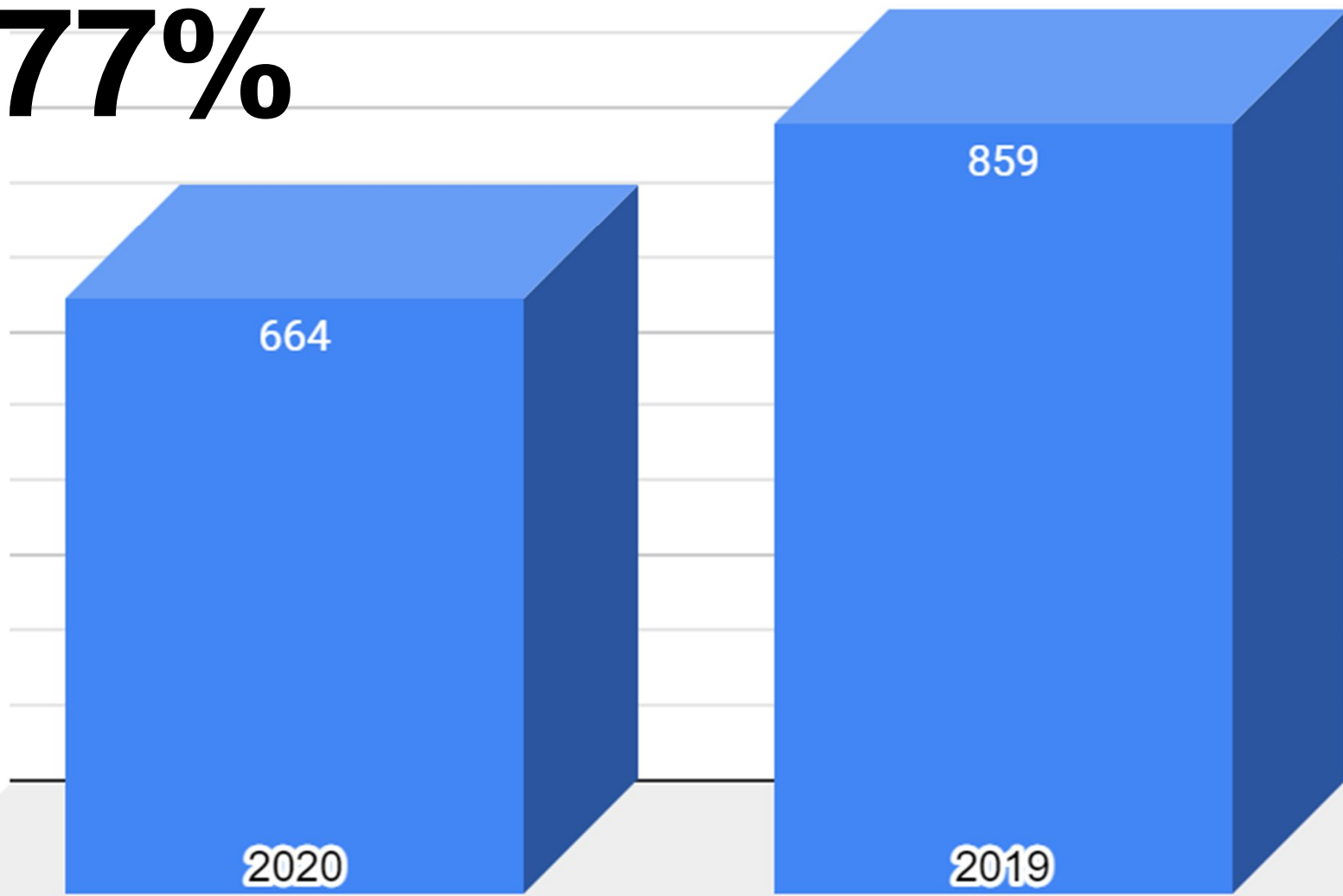
250

664

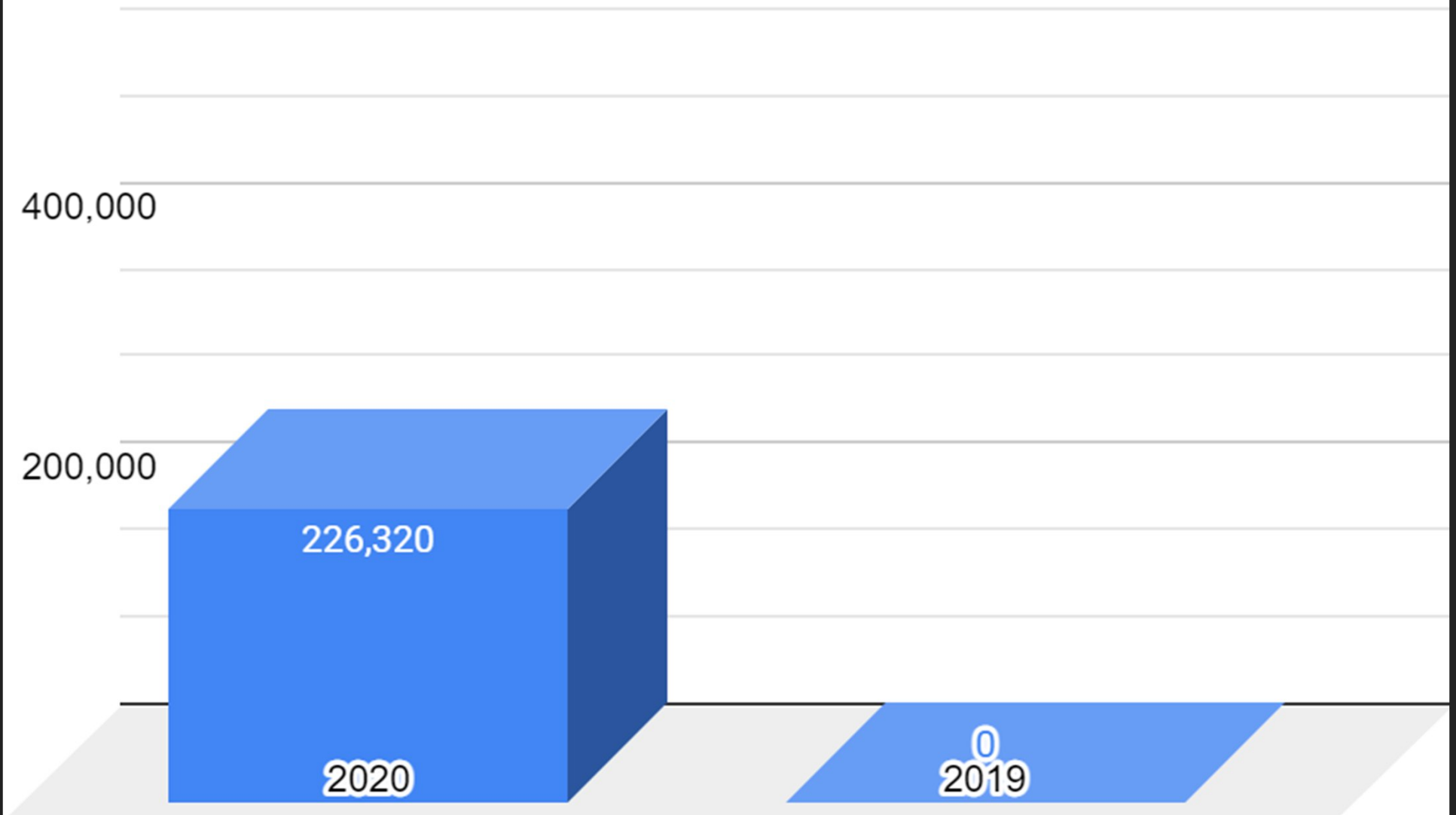
2020

859

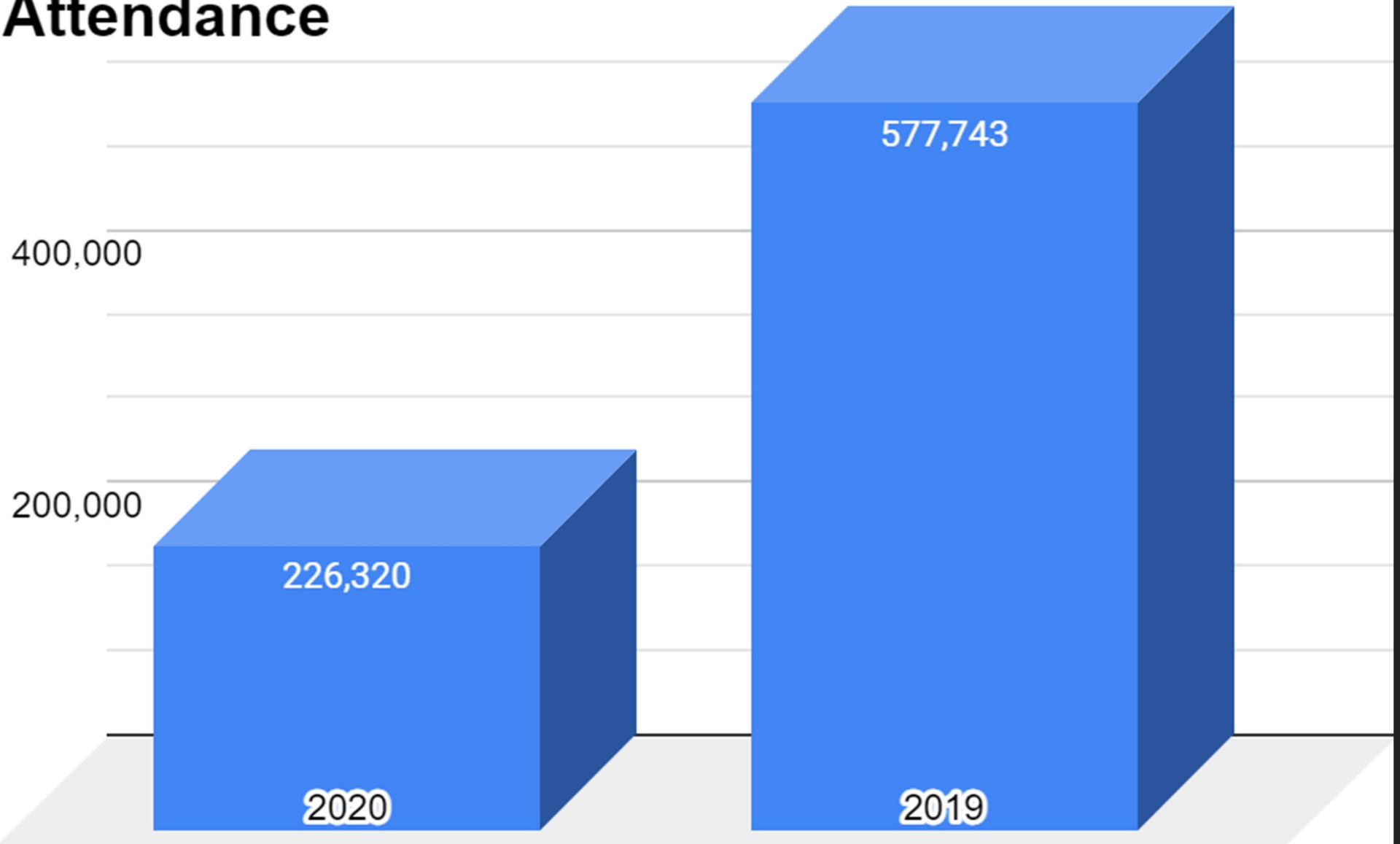
2019



Attendance



Attendance



Attendance

39%

400,000

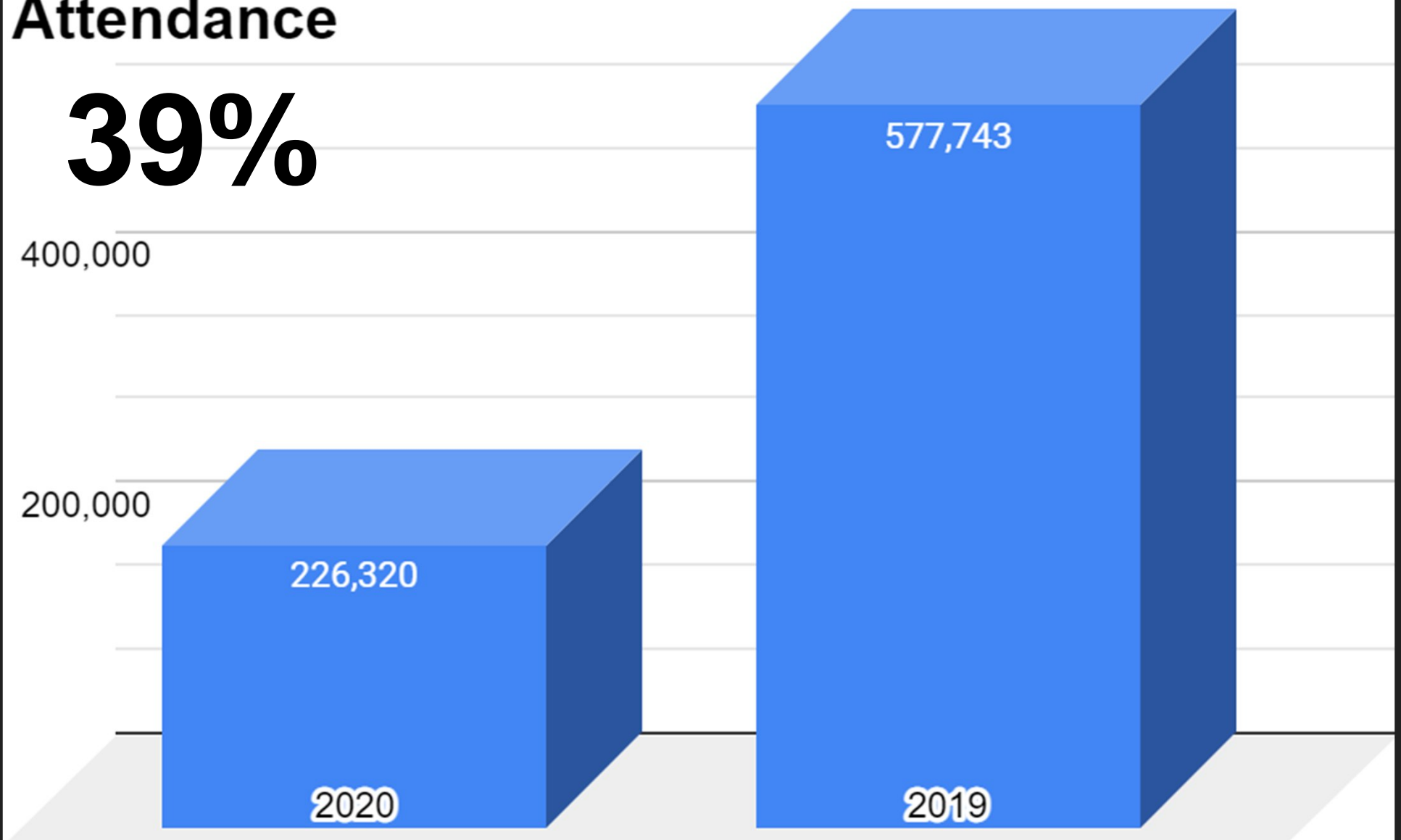
200,000

226,320

2020

577,743

2019



Ticket Sales

15,000,000

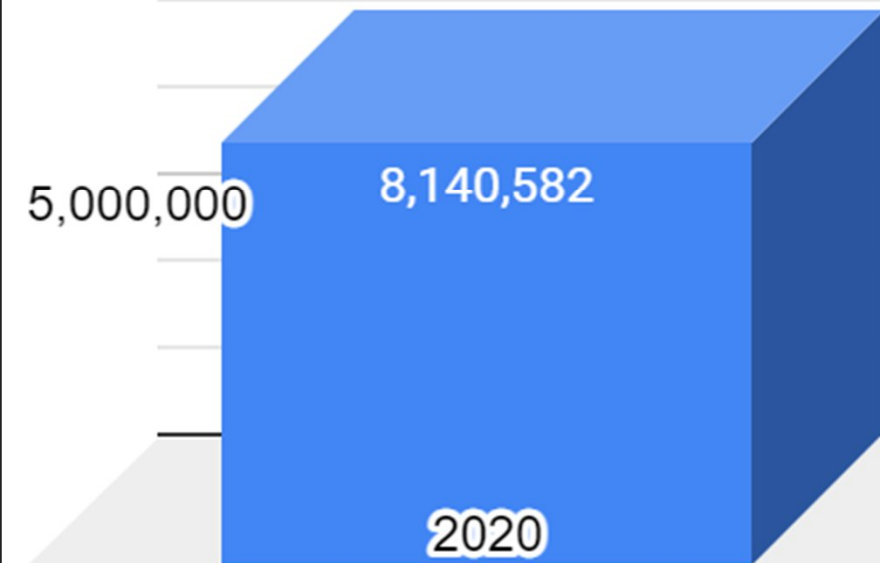
10,000,000

5,000,000

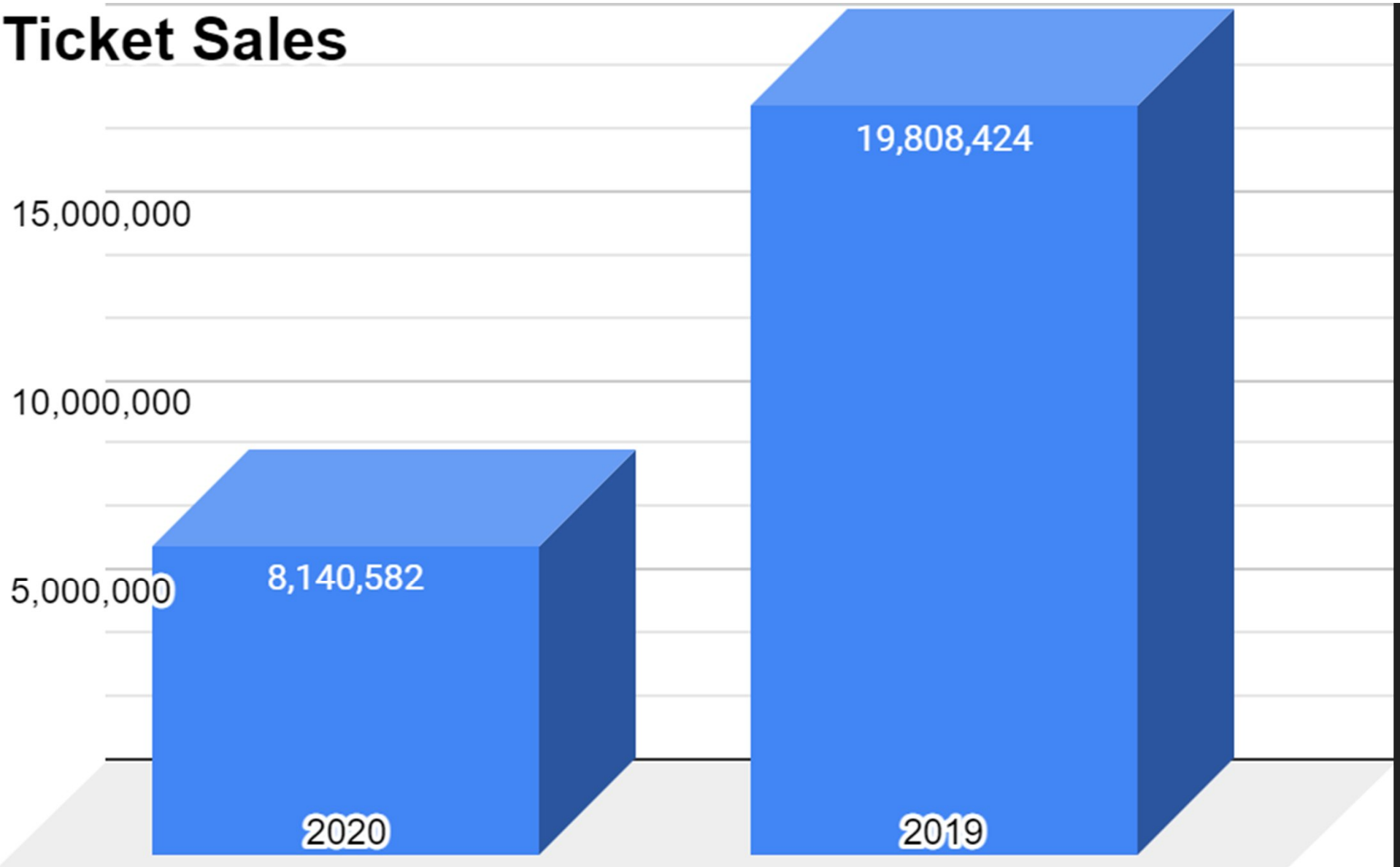
8,140,582

2020

0
2019



Ticket Sales



Ticket Sales

41%

15,000,000

10,000,000

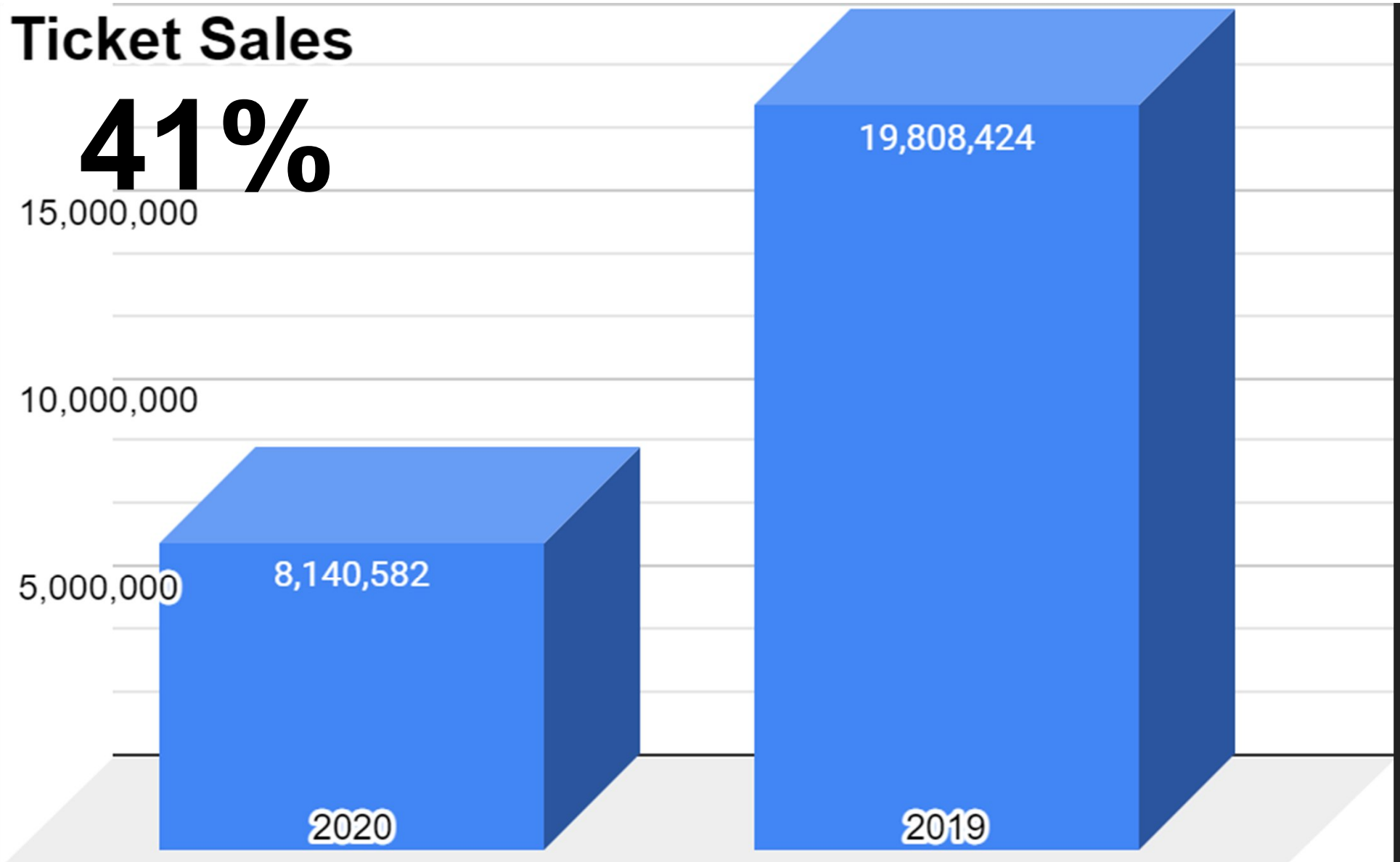
5,000,000

8,140,582

2020

19,808,424

2019



Concessions

600,000

500,000

400,000

300,000

200,000

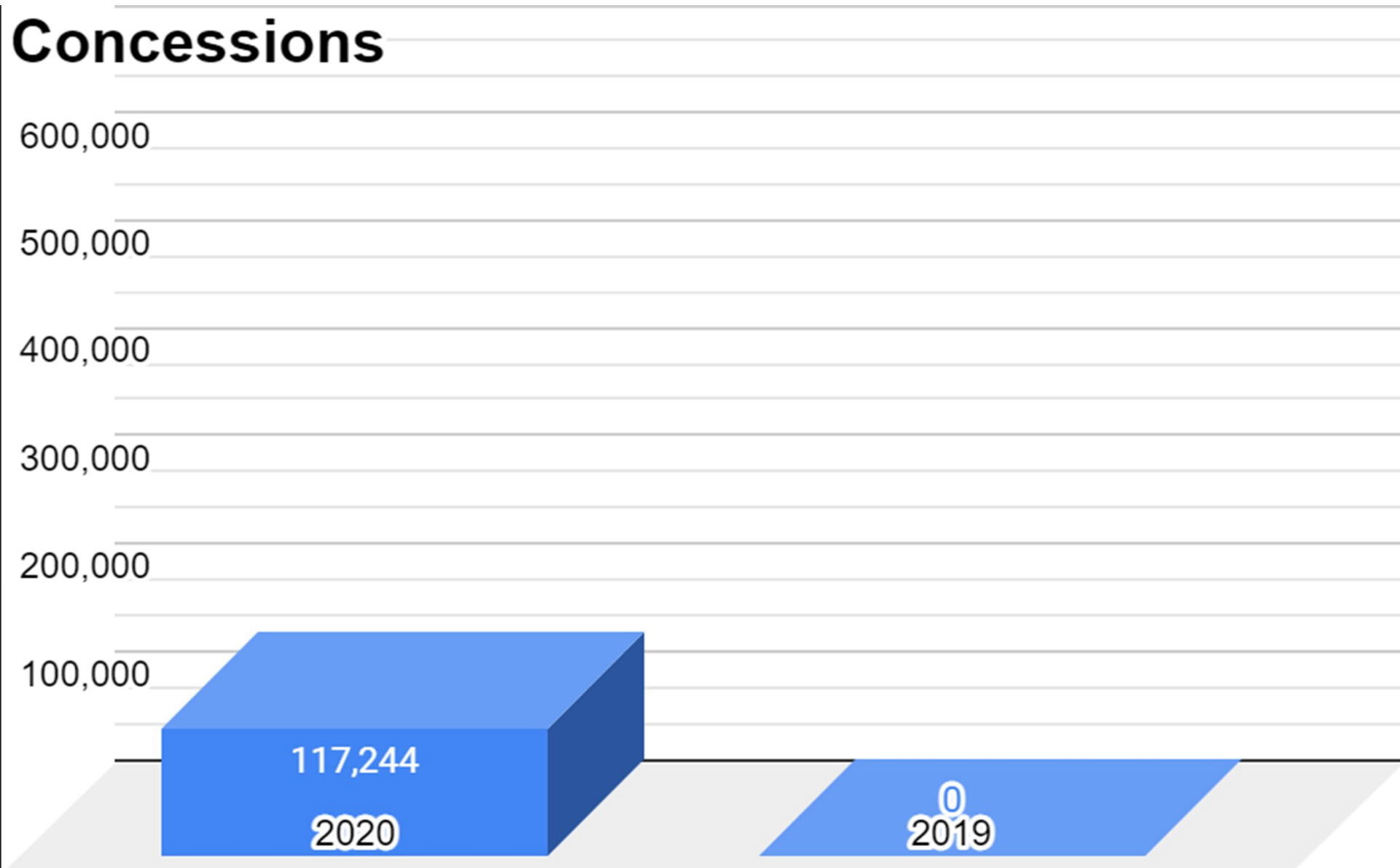
100,000

117,244

2020

0

2019



Concessions

600,000

500,000

400,000

300,000

200,000

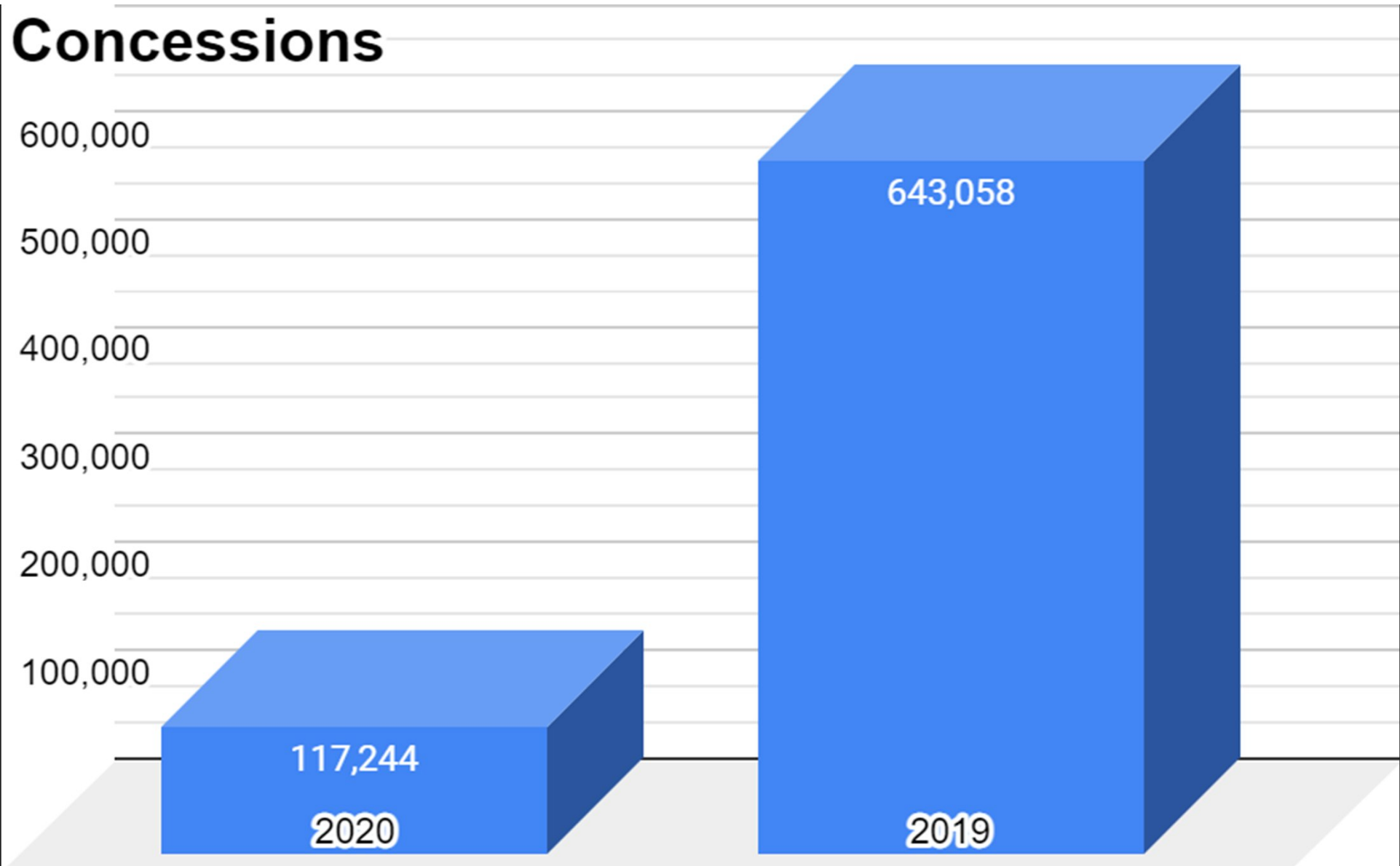
100,000

117,244

2020

643,058

2019



Concessions

18%

600,000

500,000

400,000

300,000

200,000

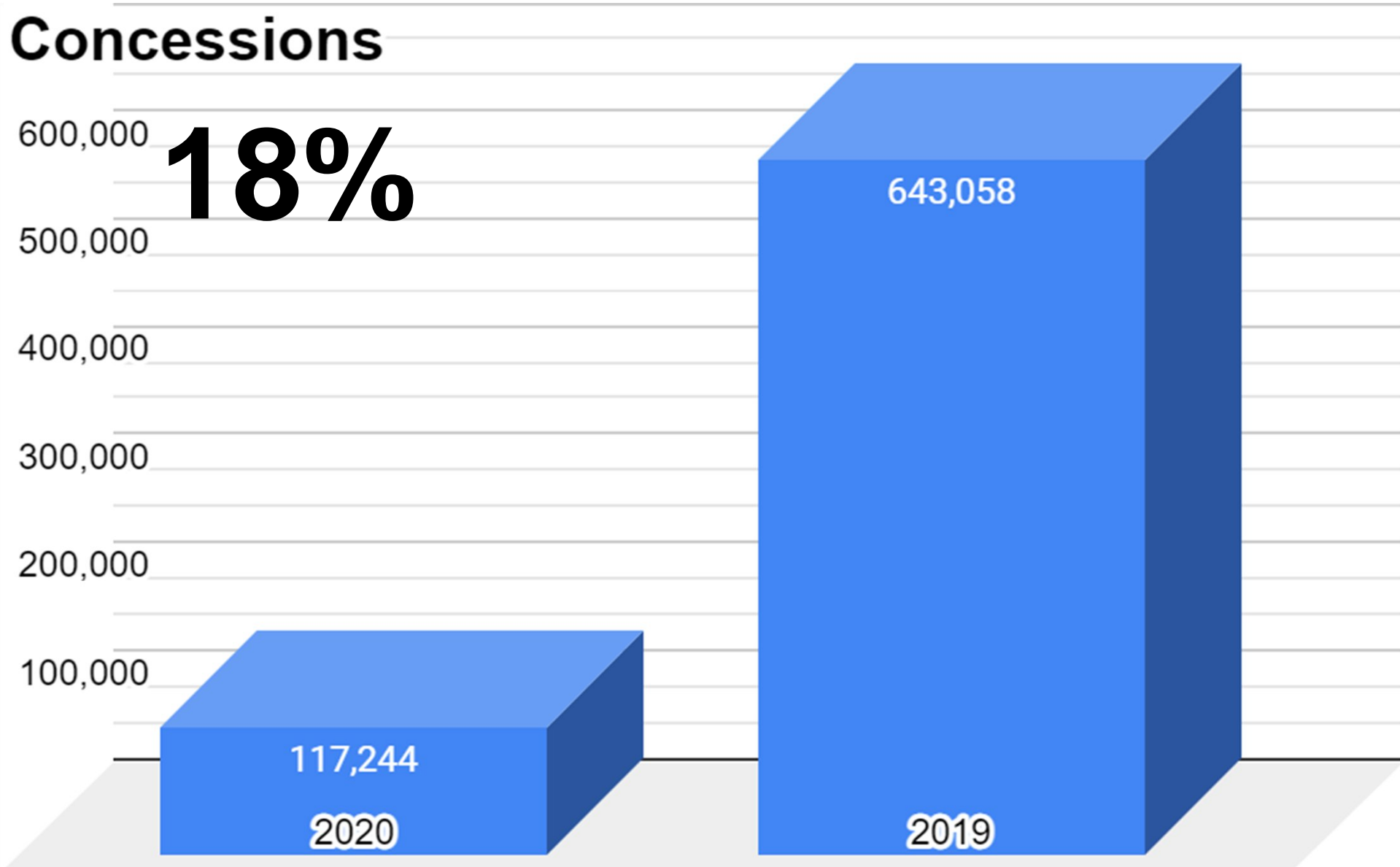
100,000

117,244

2020

643,058

2019



Events

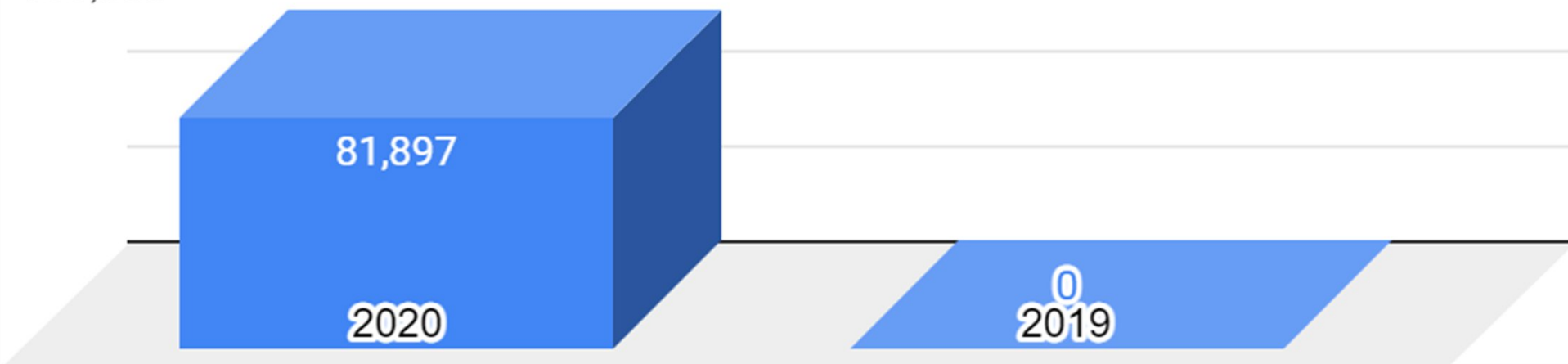
200,000

100,000

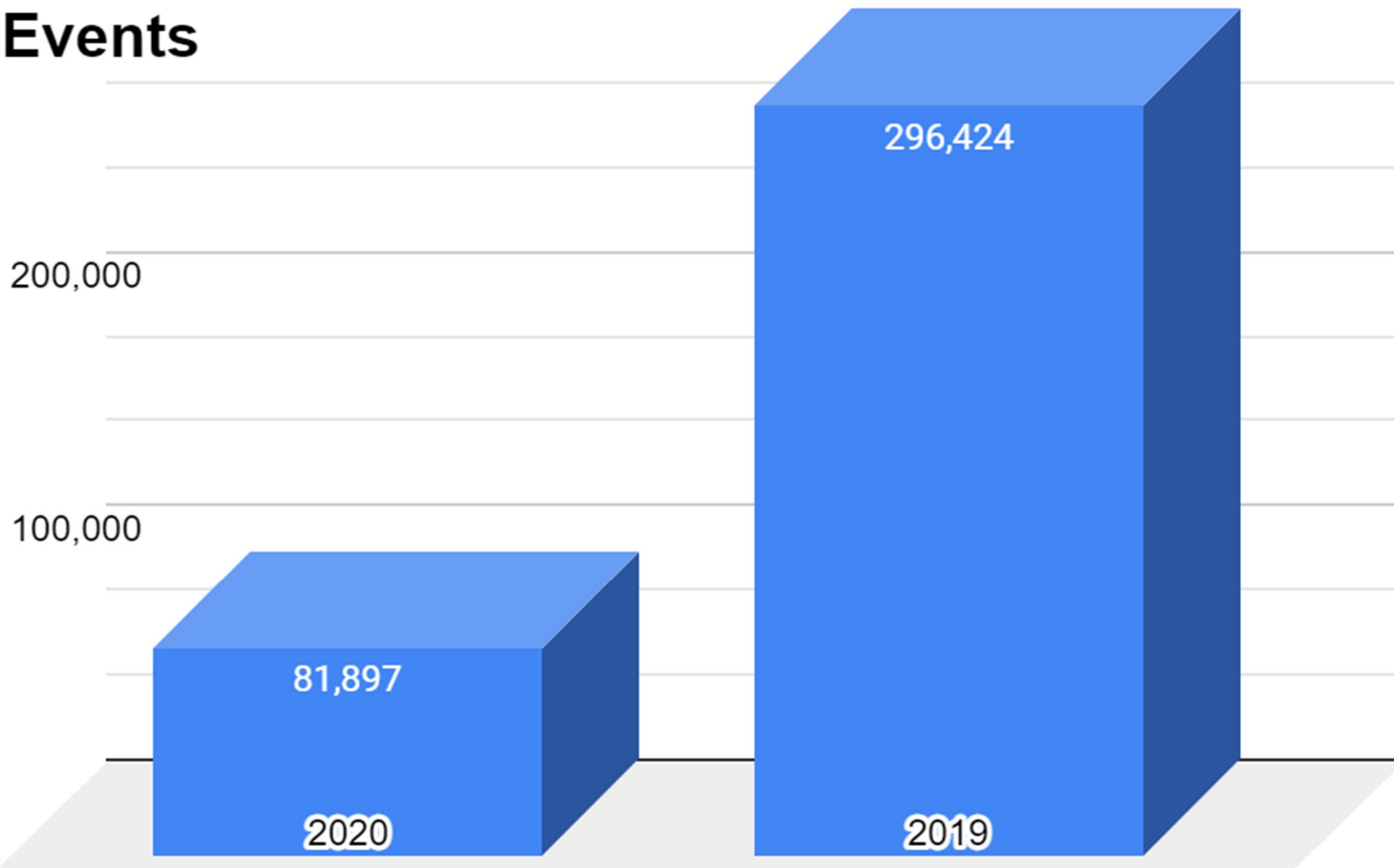
81,897

2020

0
2019



Events



Events

28%

200,000

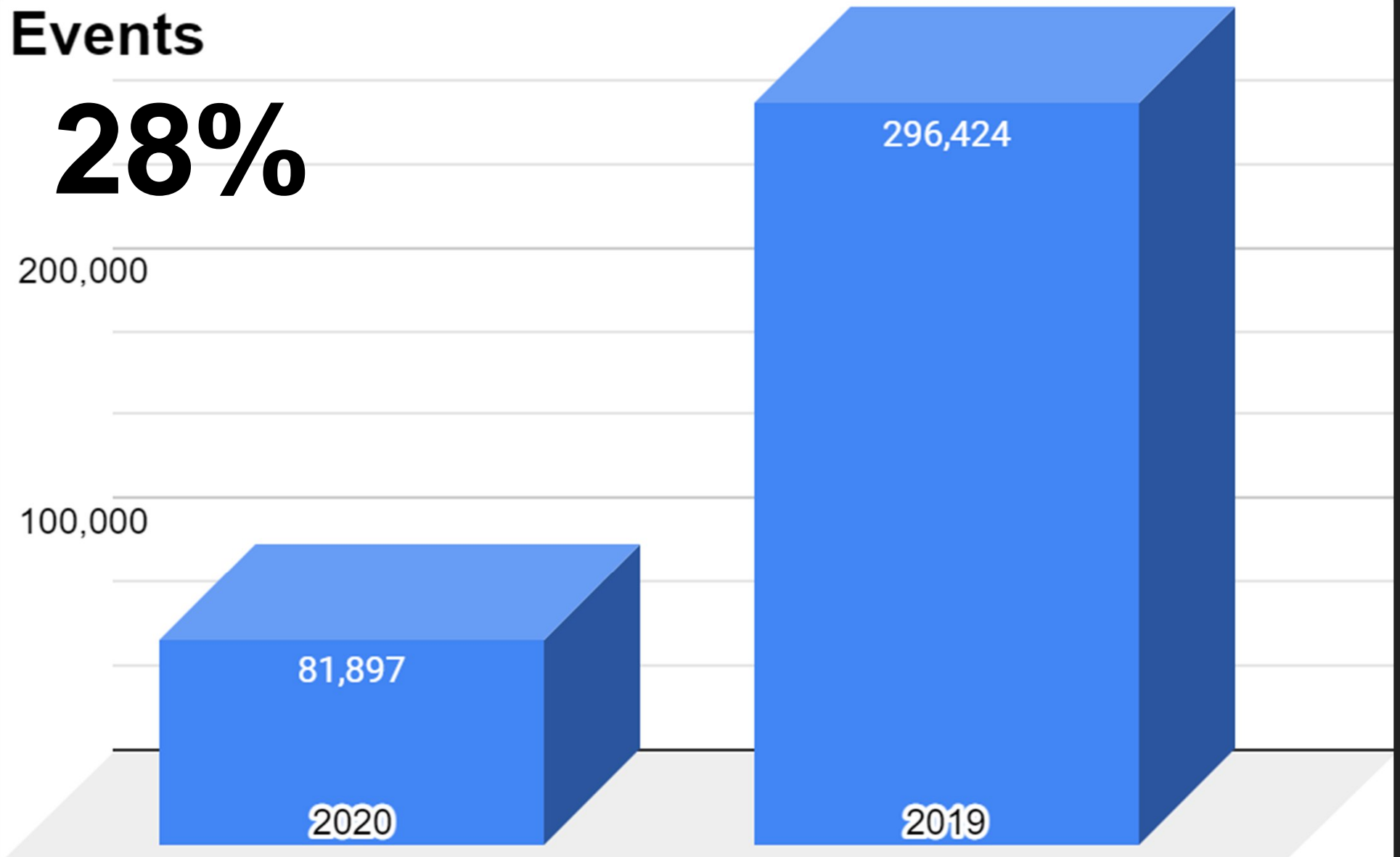
100,000

81,897

2020

296,424

2019



Total Earned Income



events



concessions



tickets

15,000,000

10,000,000

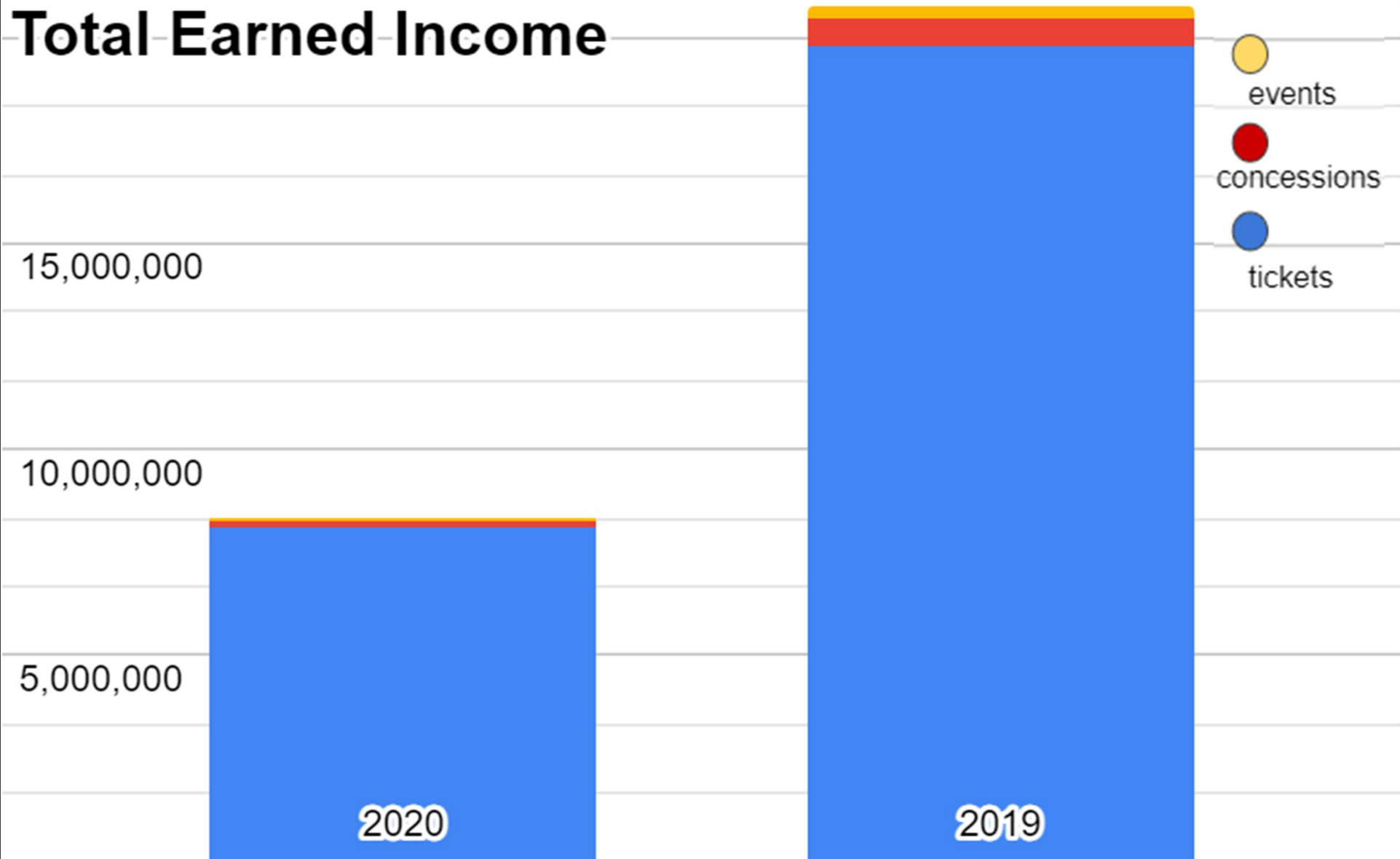
5,000,000

2020

2019

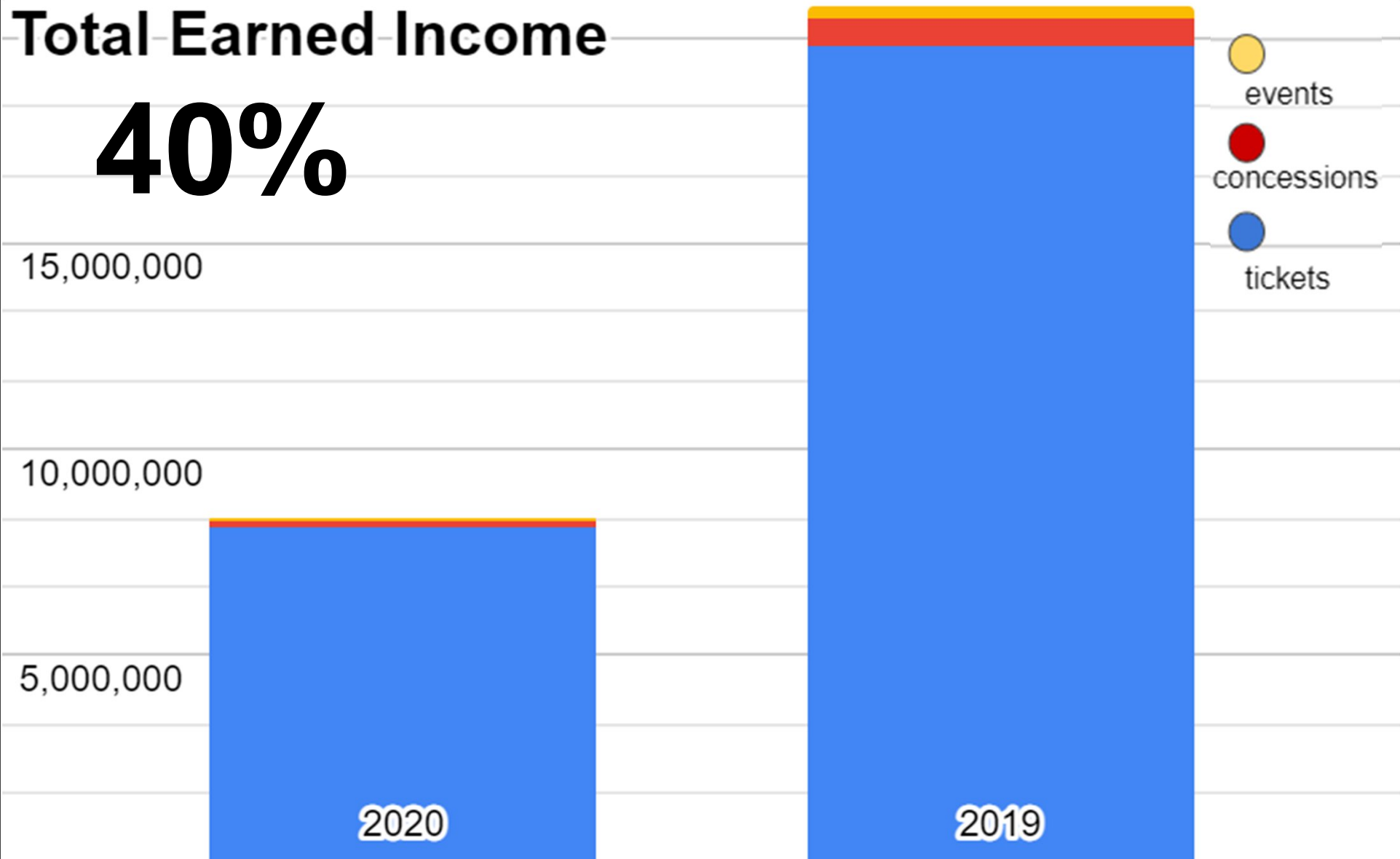


Total Earned Income



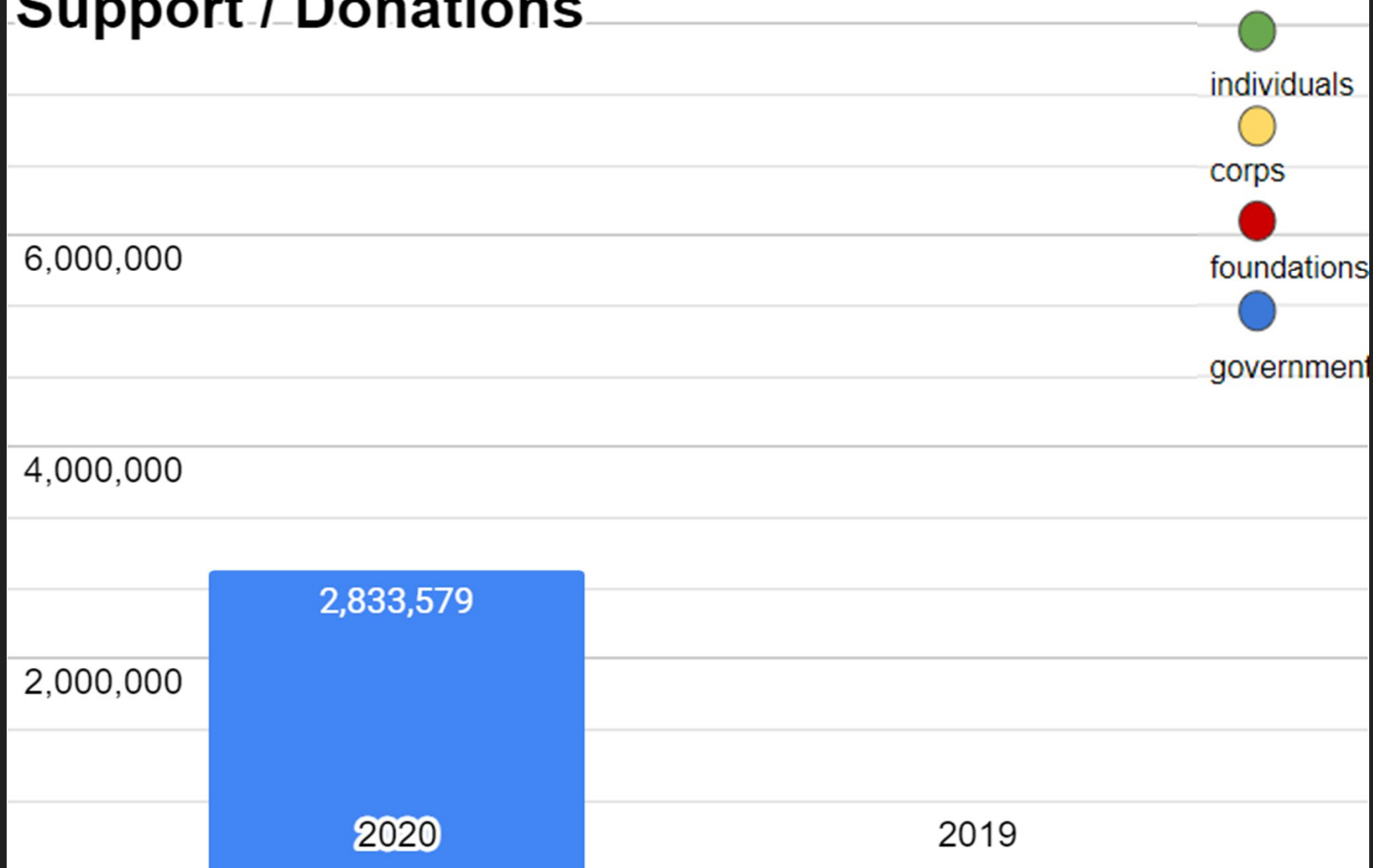
Total Earned Income

40%

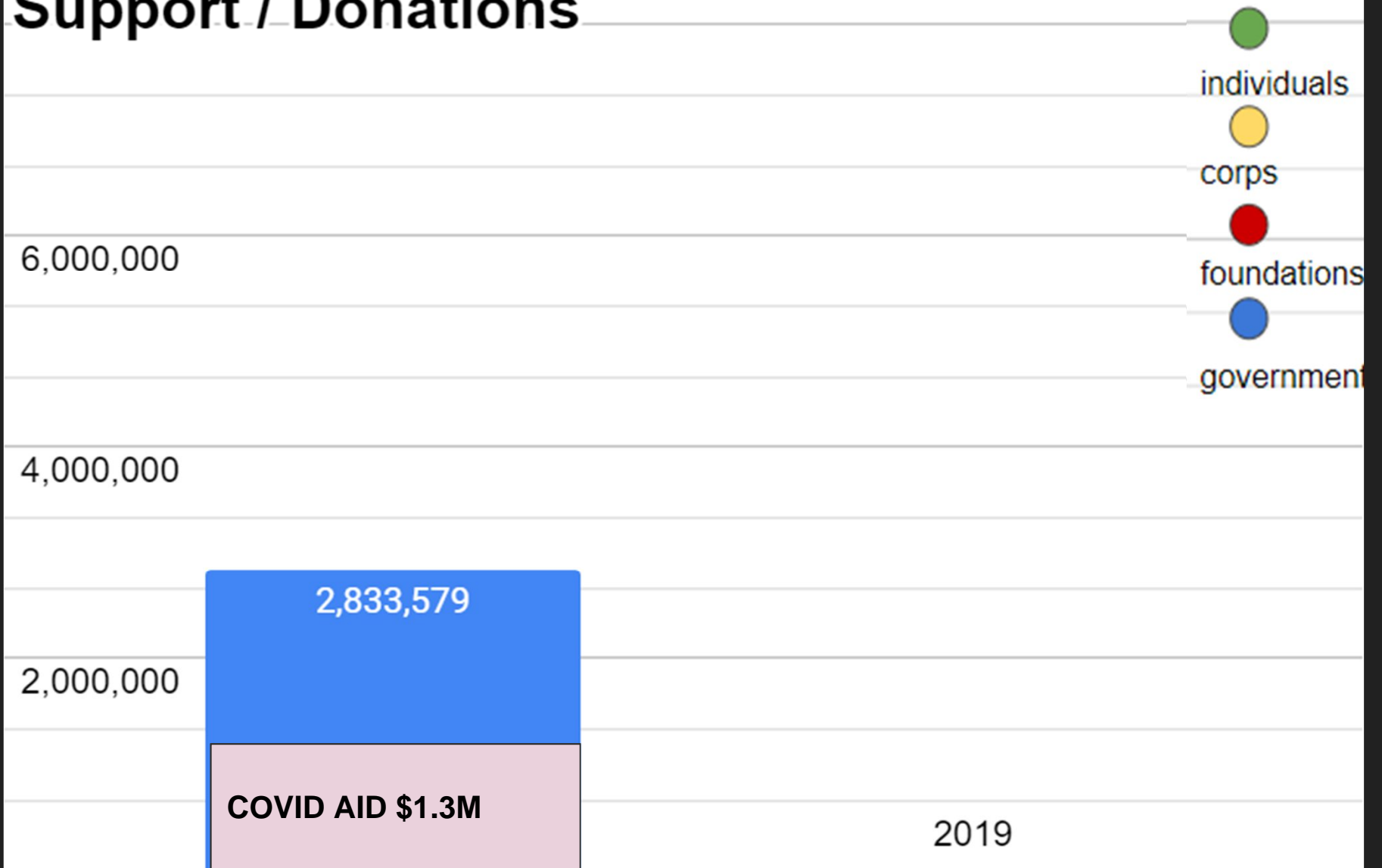


UNEARNED INCOME (SUPPORT, DONATIONS)

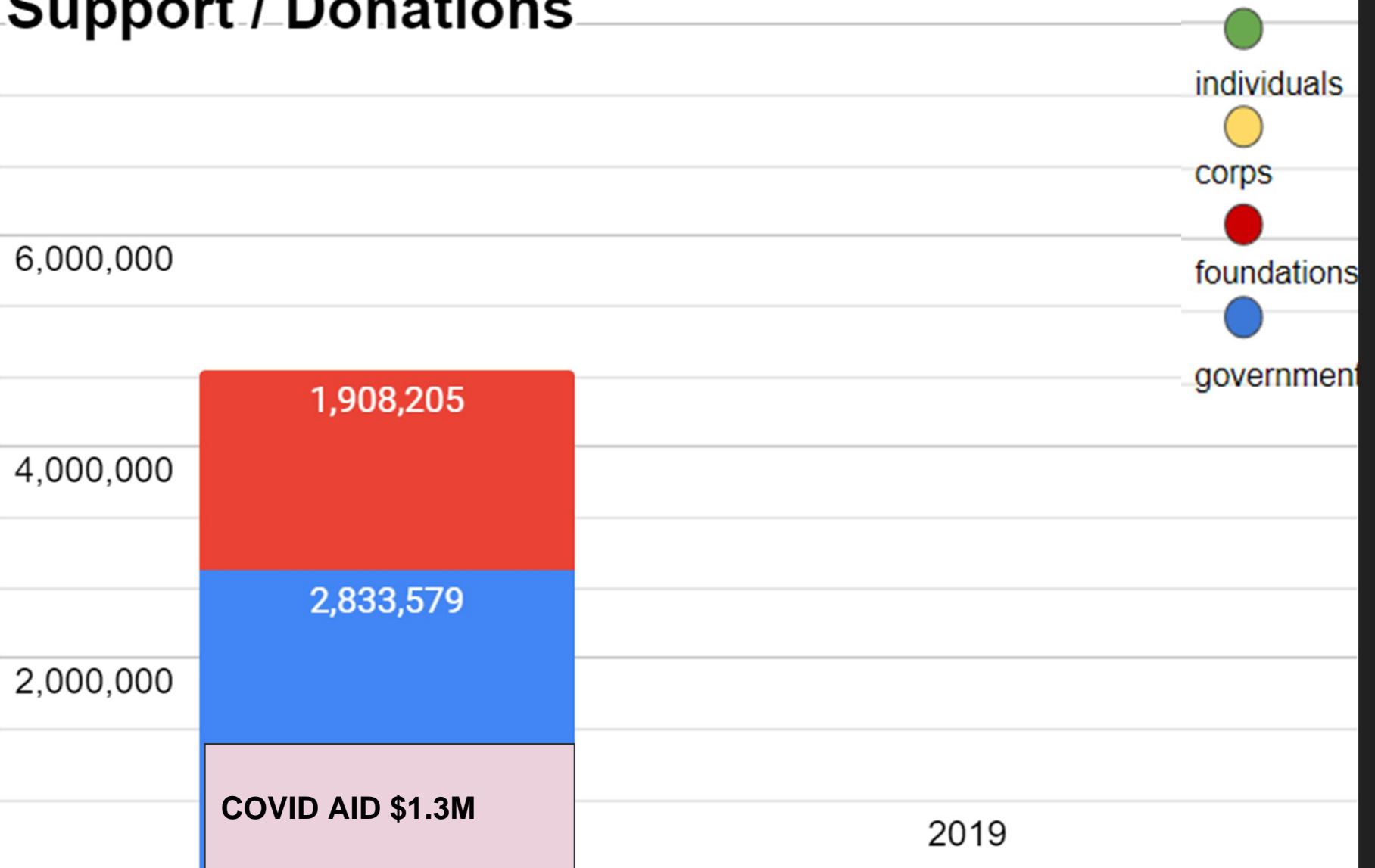
Support / Donations



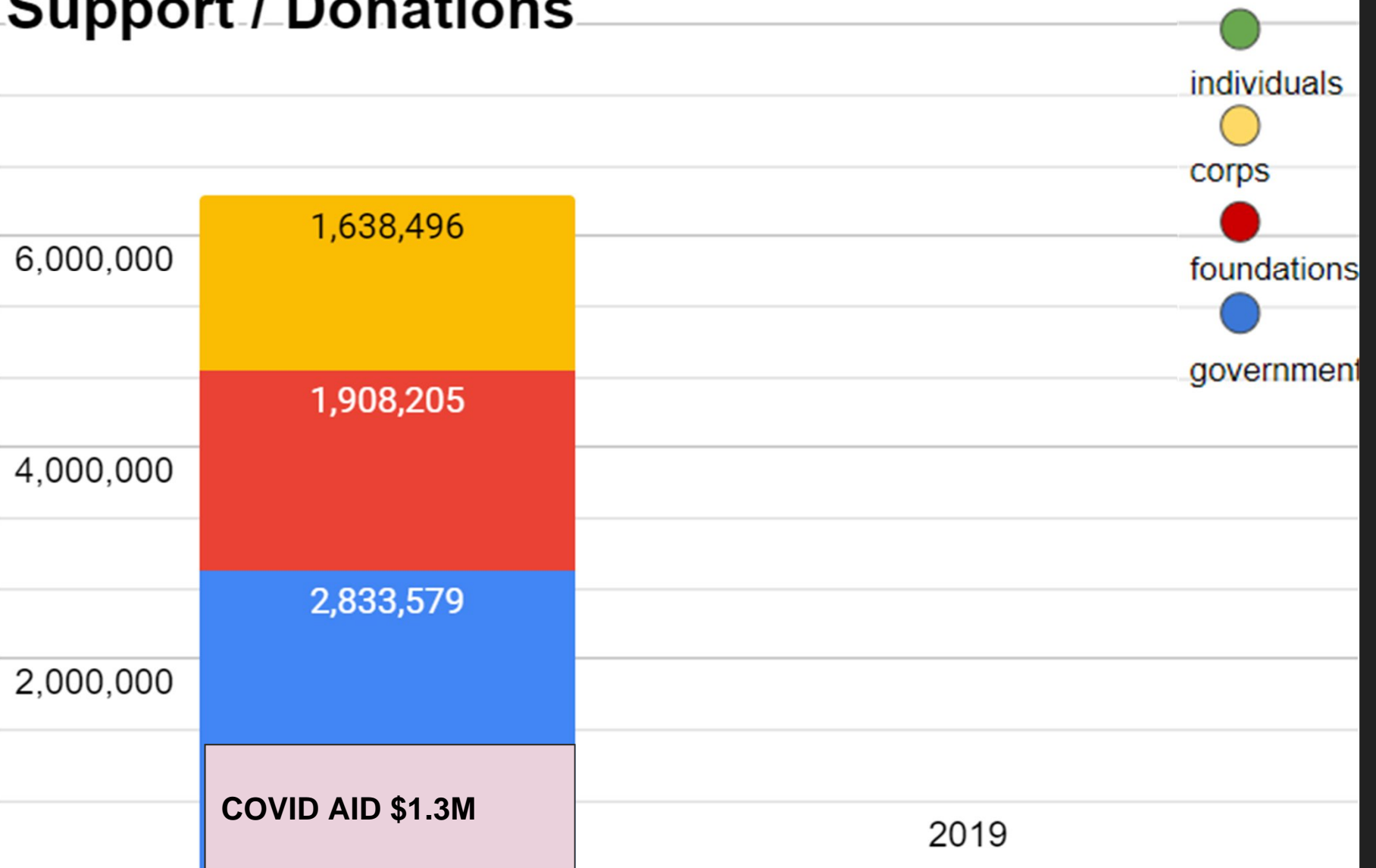
Support / Donations



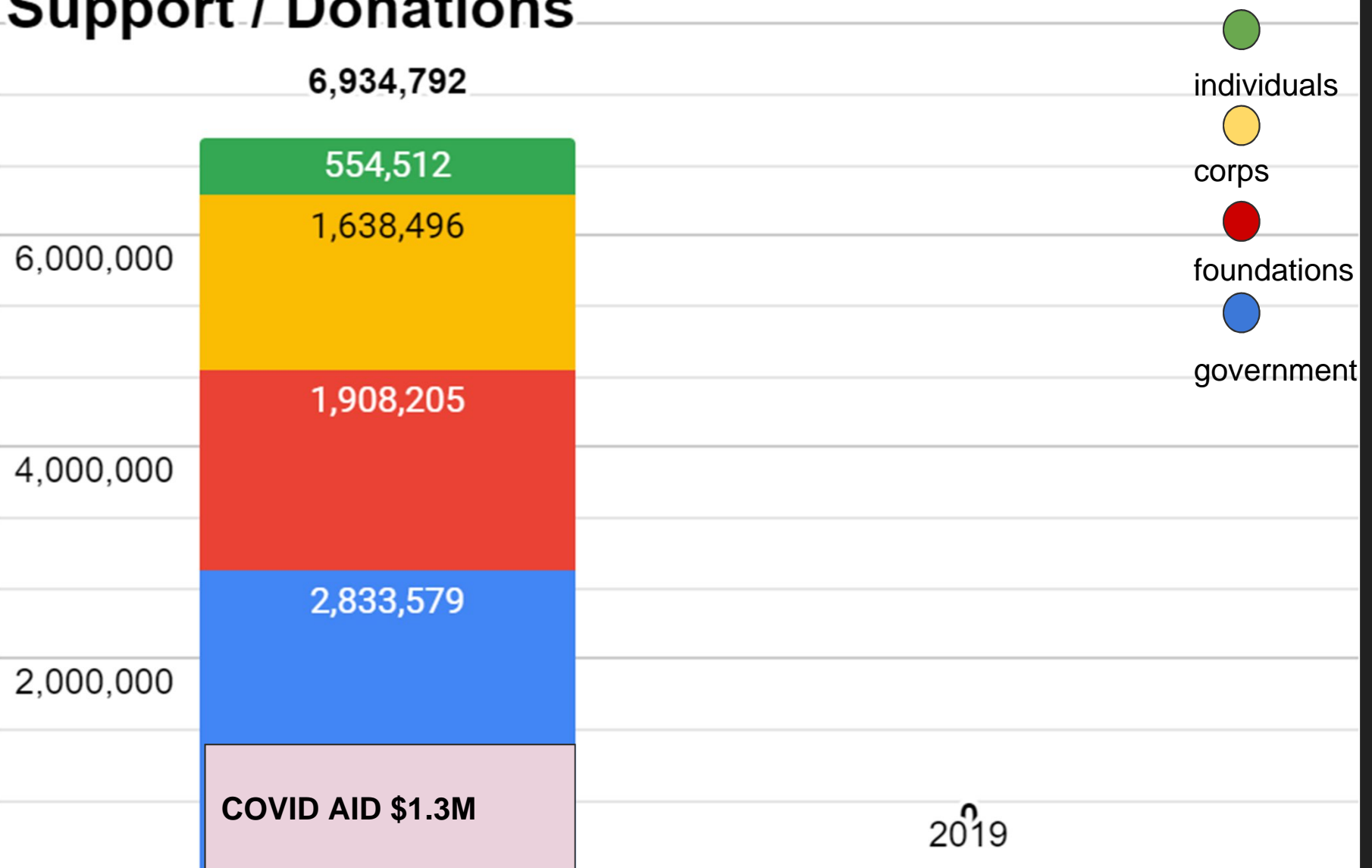
Support / Donations



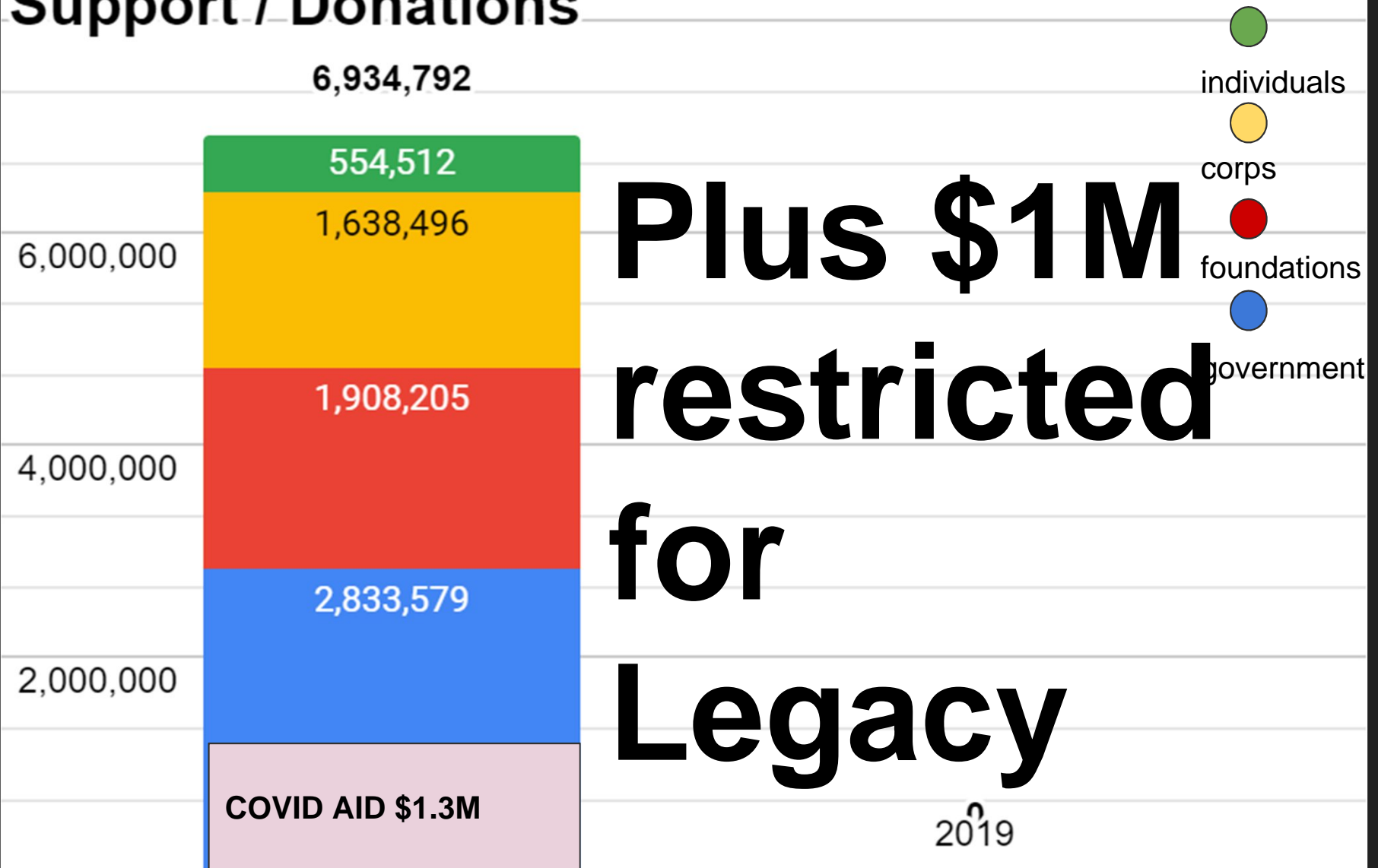
Support / Donations



Support / Donations



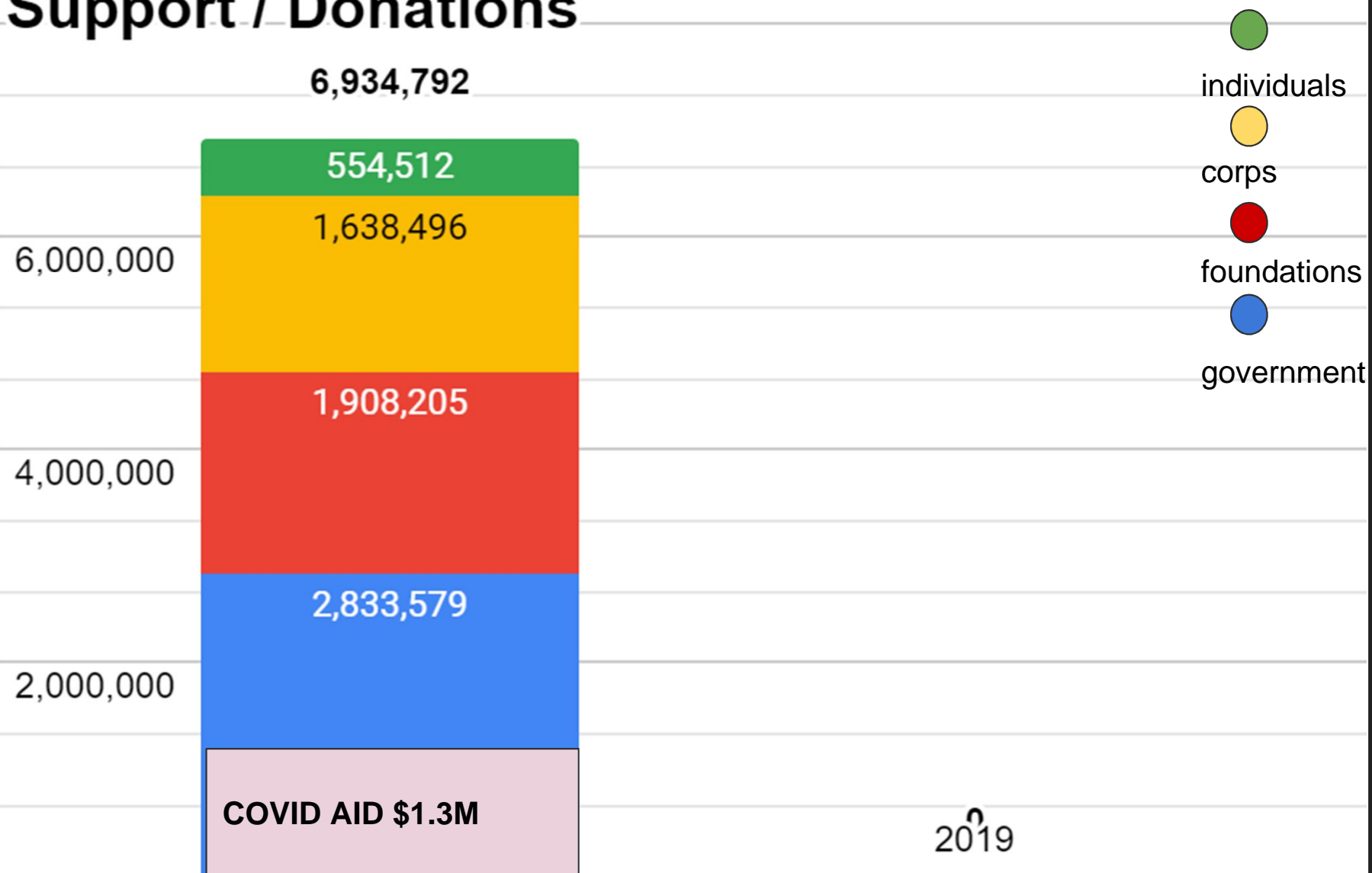
Support / Donations



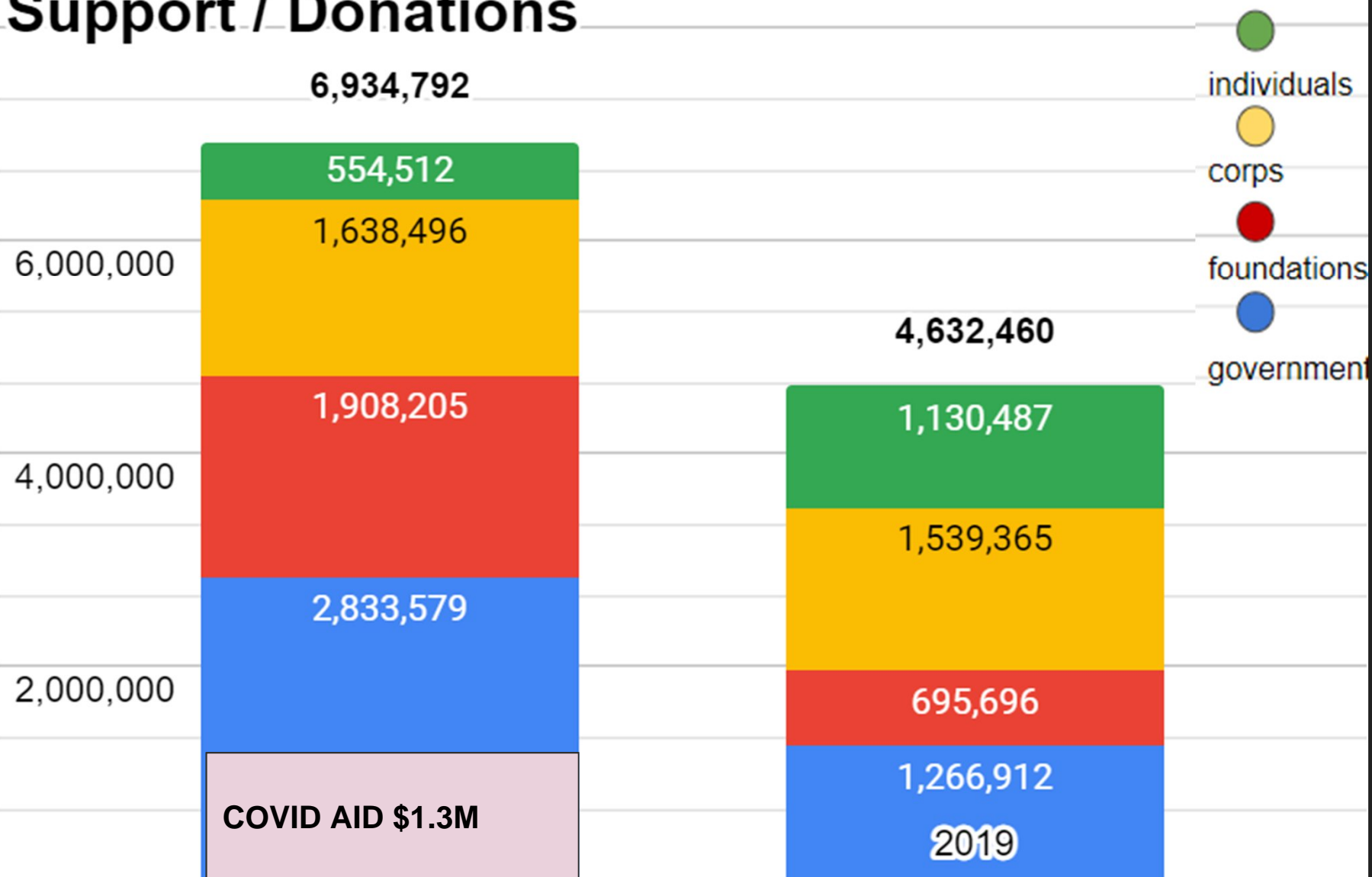




Support / Donations

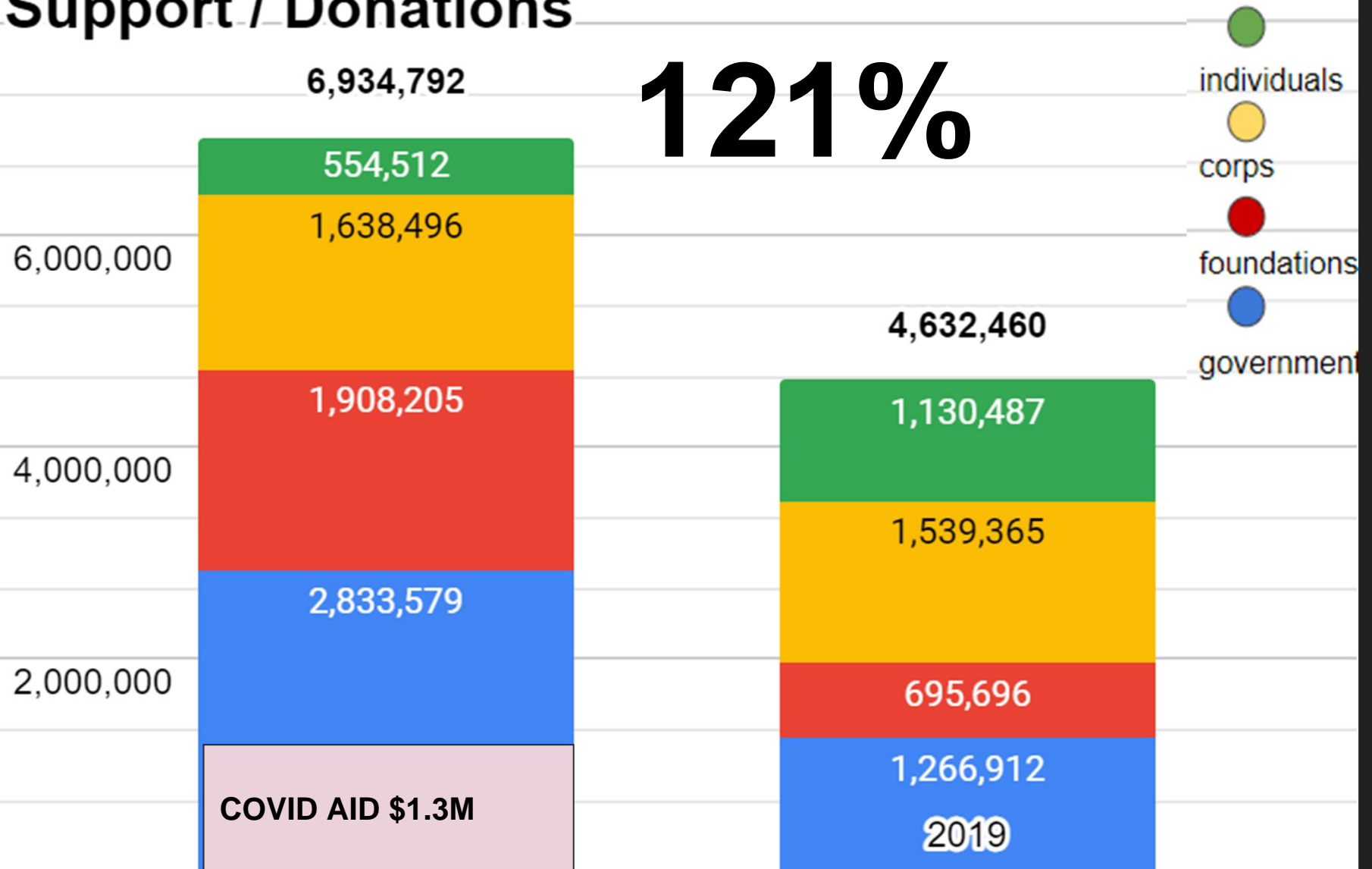


Support / Donations

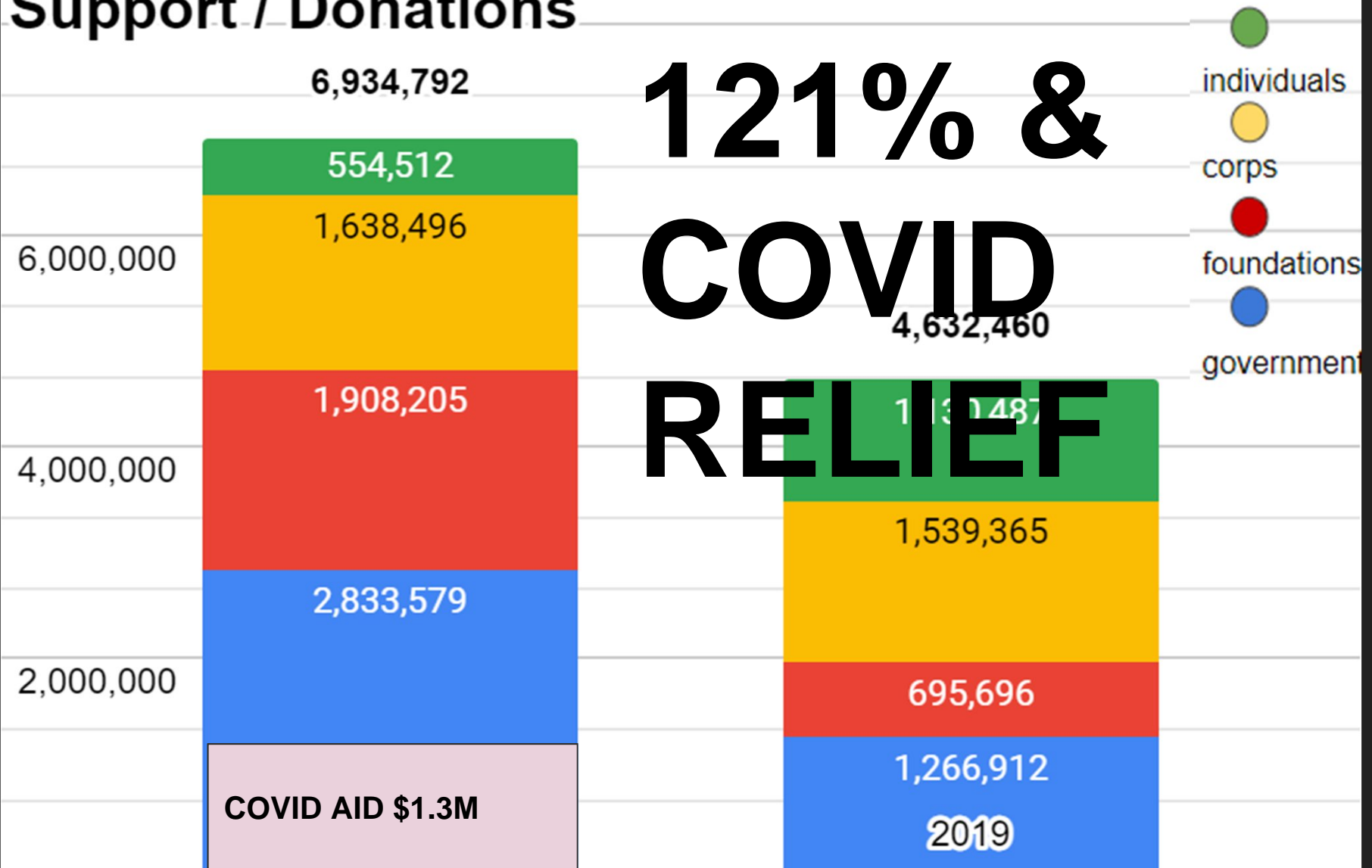


Support / Donations

121%



Support / Donations



TOTAL INCOME

Total Income



Other



support



tickets

20,000,000

17,051,453

1,976,079

6,934,792

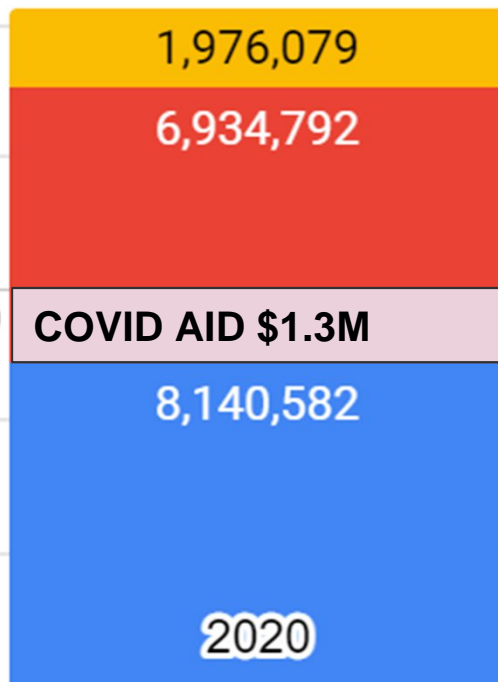
10,000,000

COVID AID \$1.3M

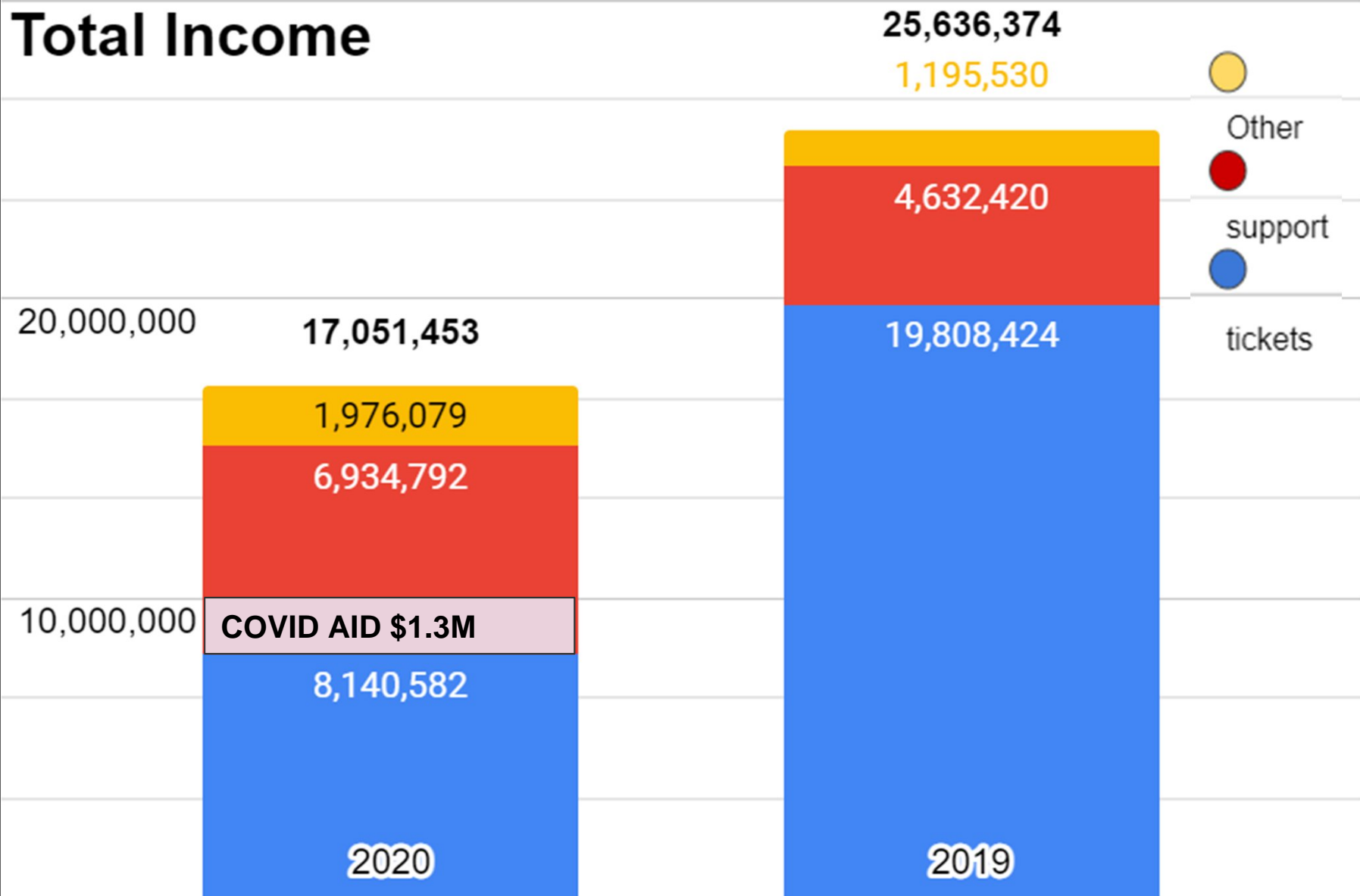
8,140,582

2020

2019

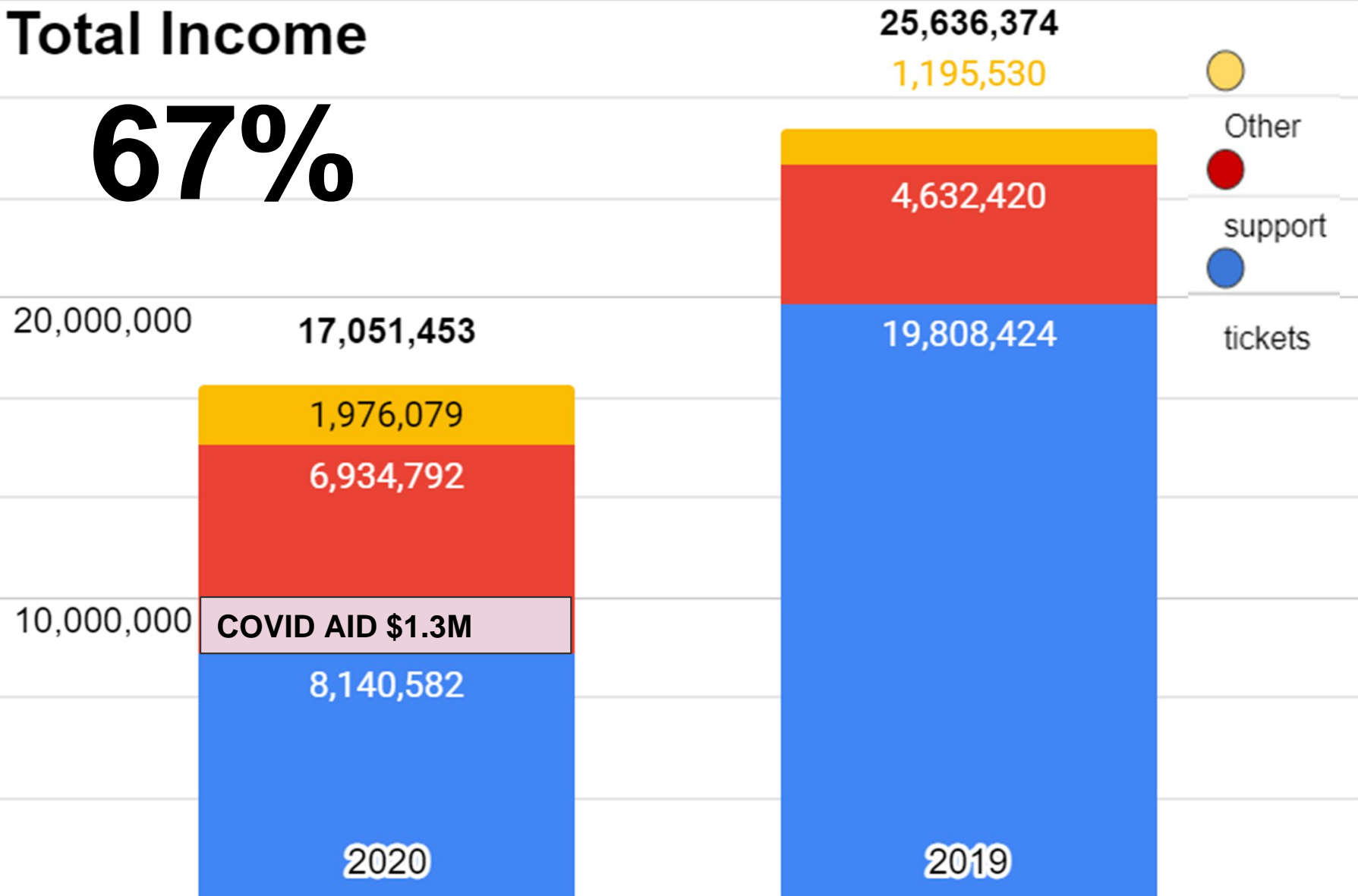


Total Income



Total Income

67%



Payroll

20,000,000

15,000,000

10,000,000

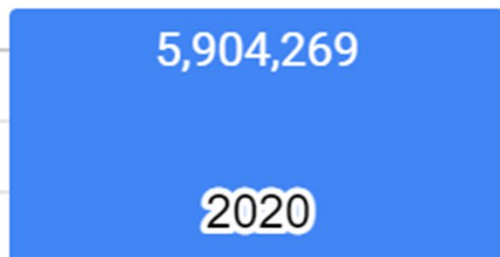
5,000,000

5,904,269

2020

8,072,981

2019



Payroll

73%

20,000,000

15,000,000

10,000,000

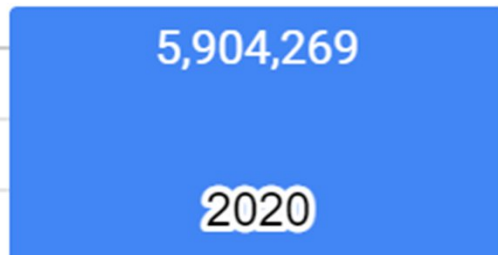
5,000,000

5,904,269

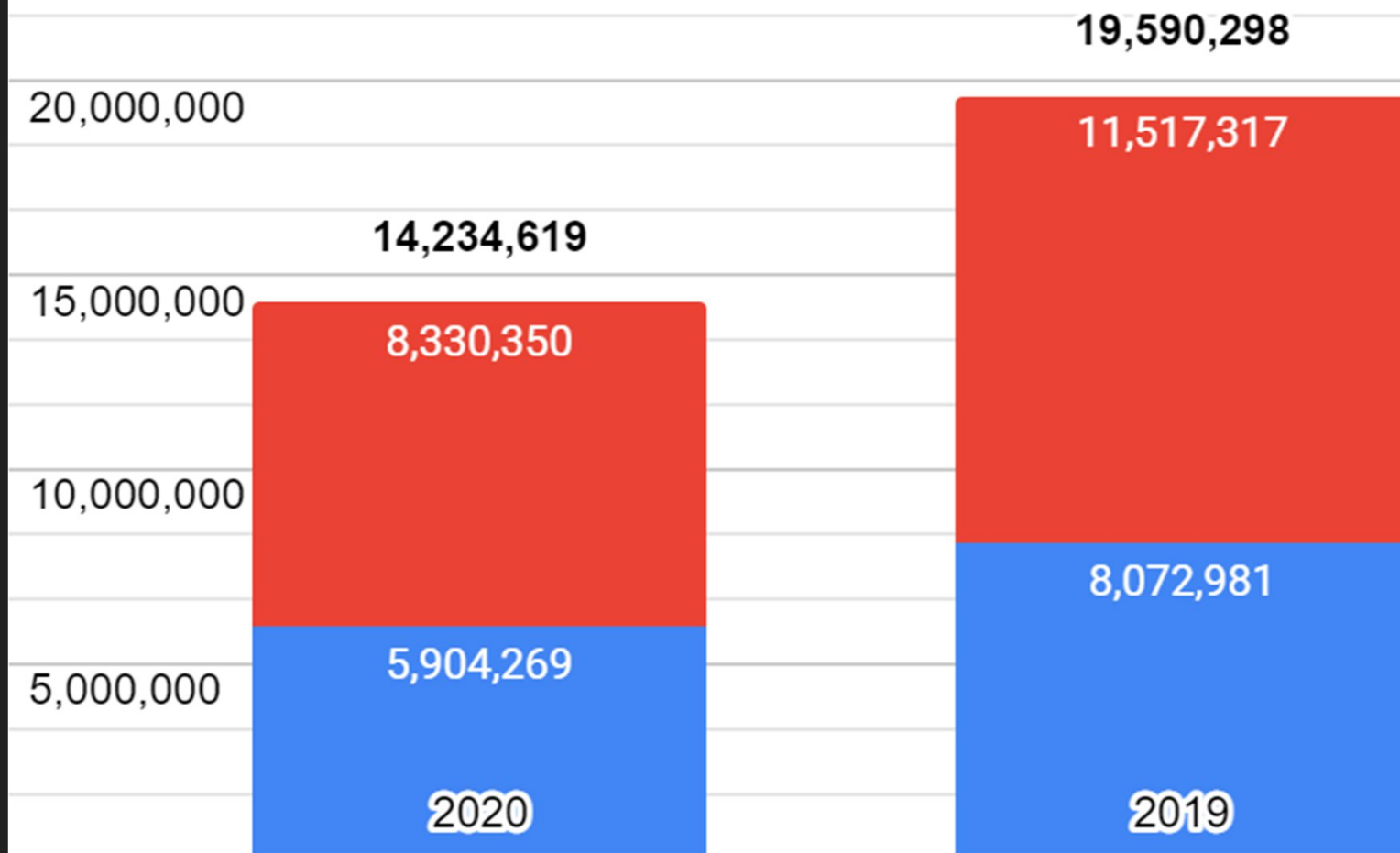
2020

8,072,981

2019

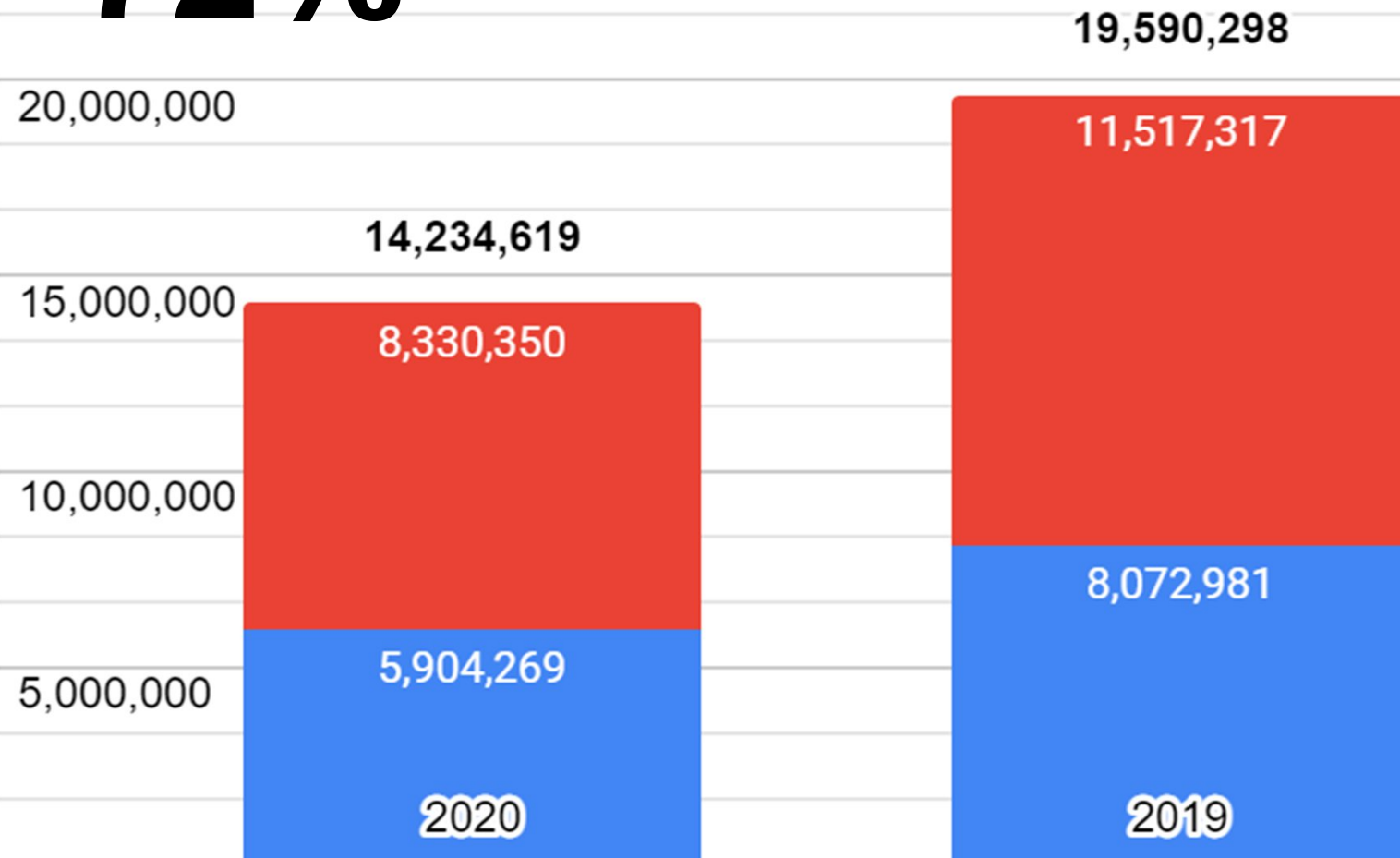


Variable Expenses

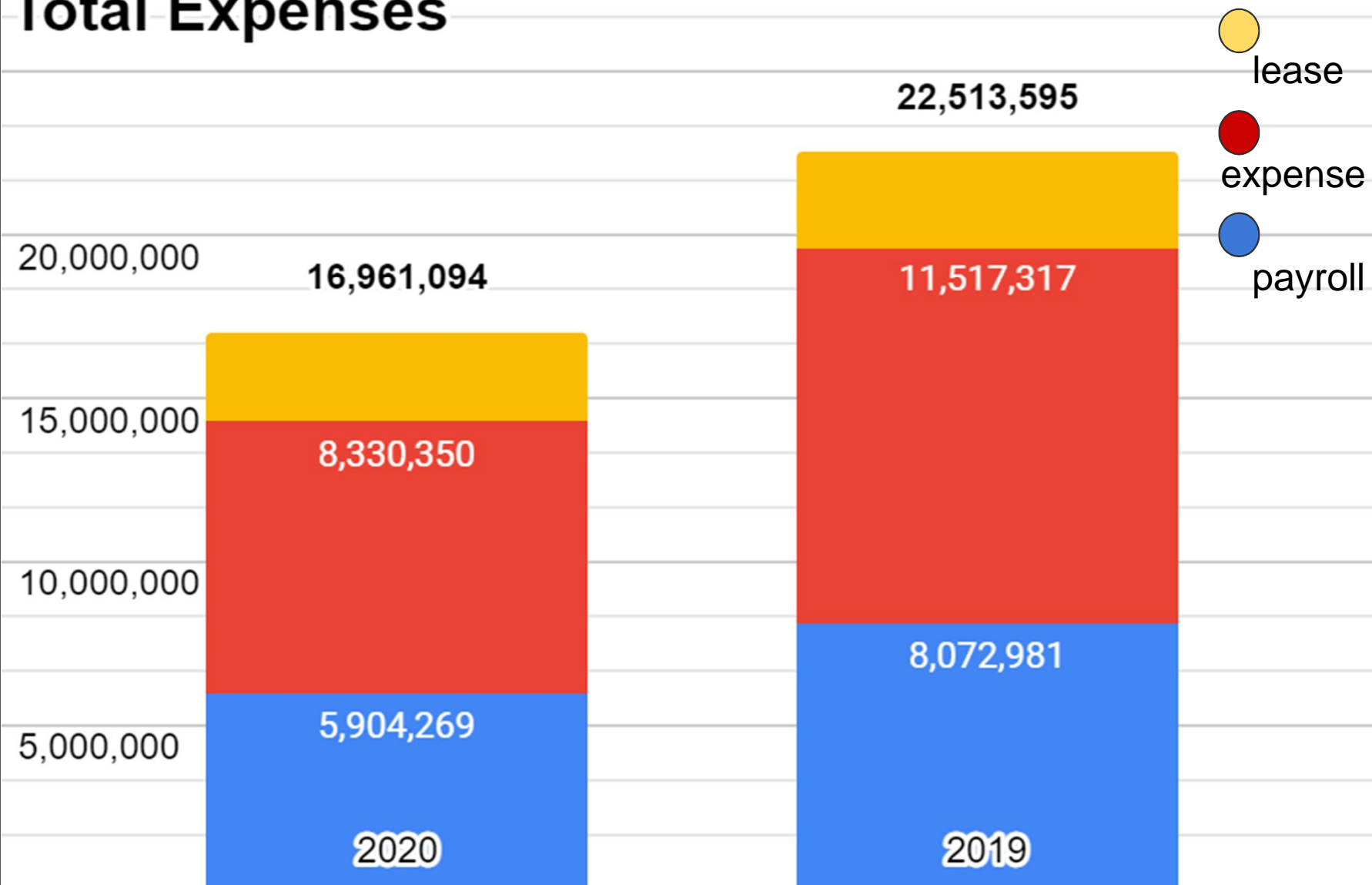


Variable Expenses

72%

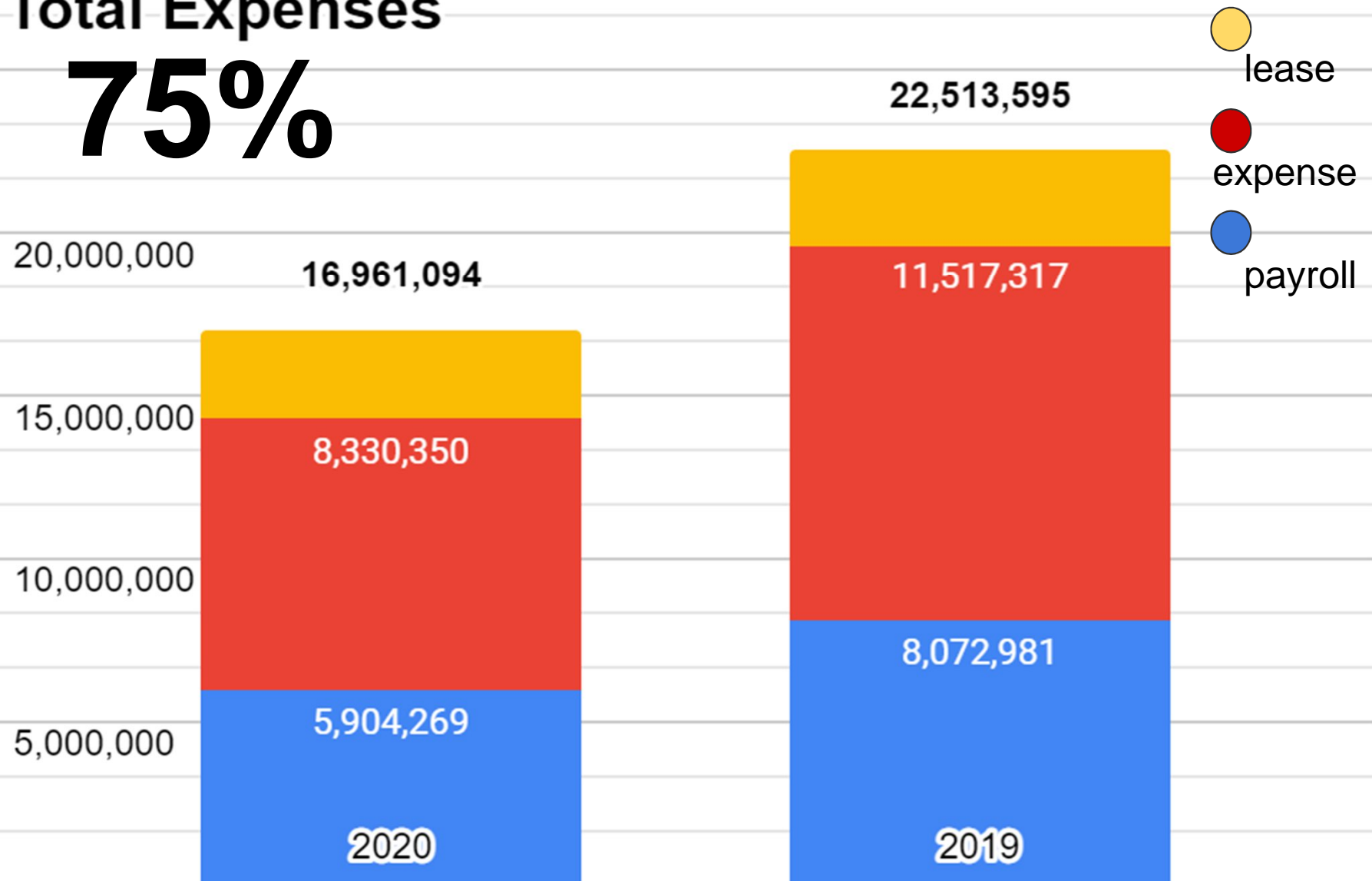


Total Expenses



Total Expenses

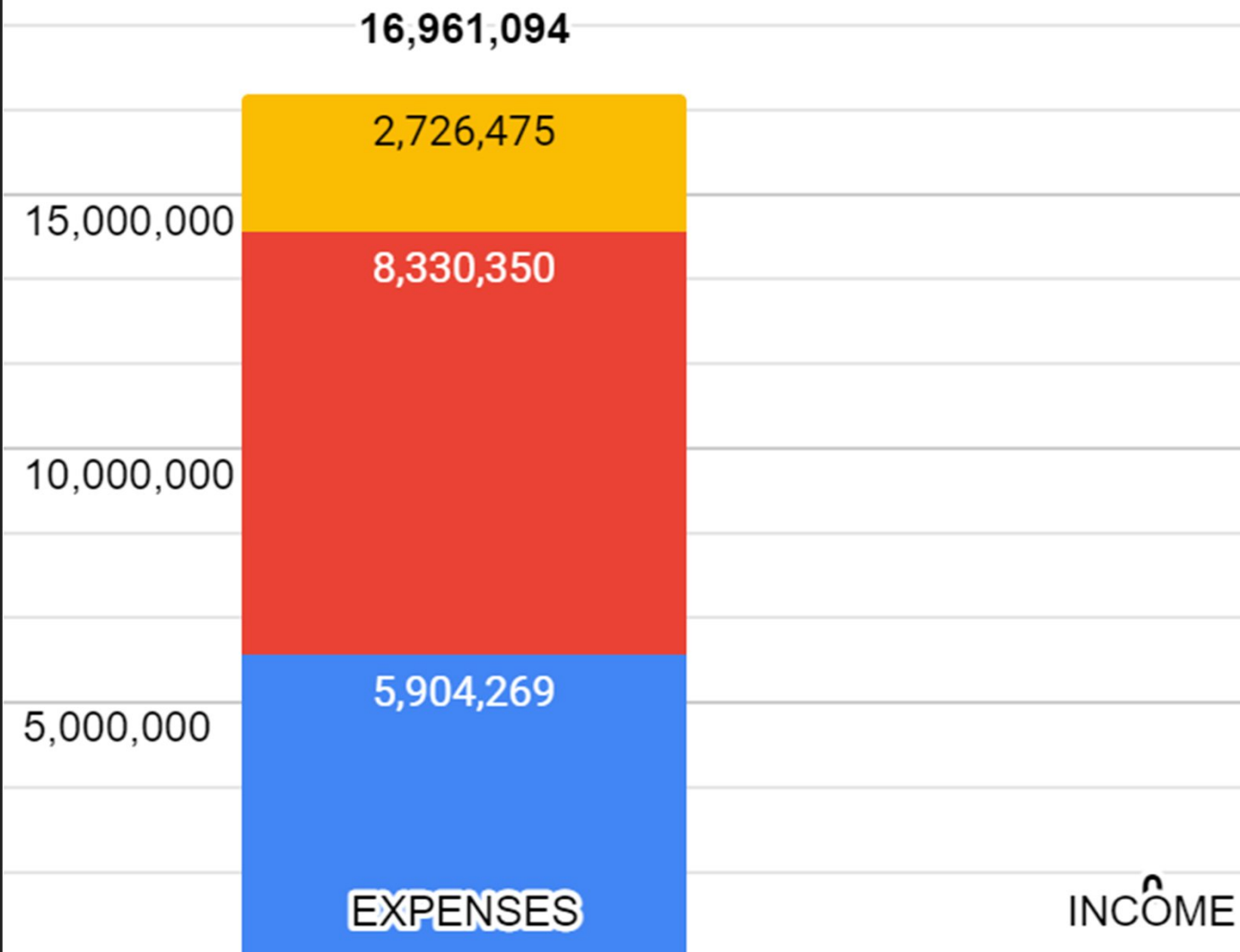
75%



STATE OF THE THEATRE 2020

EXPENSES VS INCOME

Hale Centre Theatre 2020



Hale Centre Theatre 2020

16,961,094

15,000,000

10,000,000

5,000,000

EXPENSES

0

INCOME



Hale Centre Theatre 2020

16,961,094

17,051,453

15,000,000

10,000,000

5,000,000

EXPENSES

INCOME



Hale Centre Theatre 2020

16,961,094

17,051,453

15,000,000

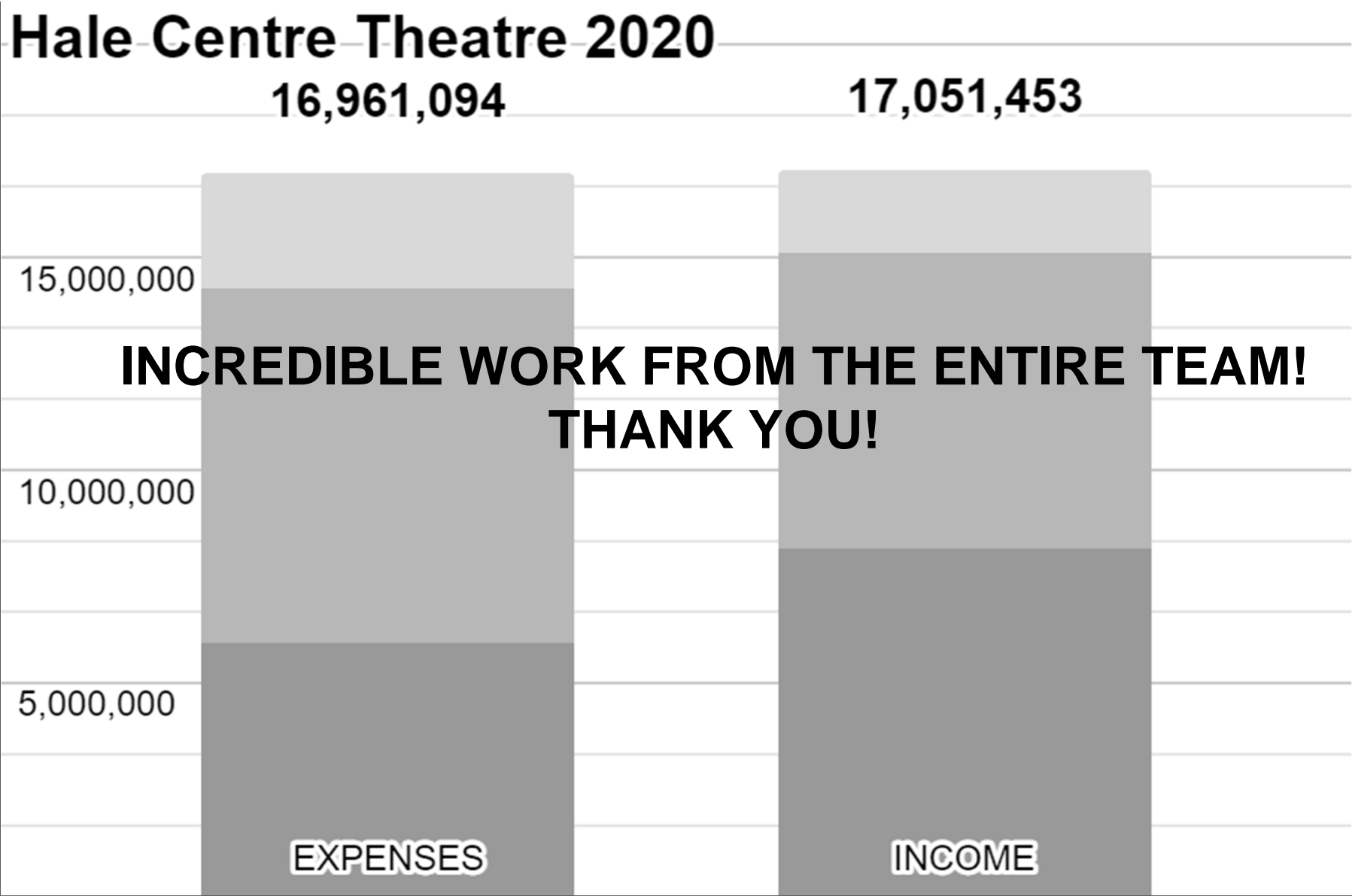
10,000,000

5,000,000

**INCREDIBLE WORK FROM THE ENTIRE TEAM!
THANK YOU!**

EXPENSES

INCOME



HCT small deficit in 2020...but at a significant cost

HCT small deficit in 2020...but at a significant cost

Some permanent layoffs, senior leadership
furloughs
& pay cuts

HCT small deficit in 2020...but at a significant cost

Some permanent layoffs, senior leadership
furloughs
& pay cuts

Smaller audiences with no concessions

HCT small deficit in 2020...but at a significant cost

Some permanent layoffs, senior leadership
furloughs
& pay cuts

Smaller audiences with no concessions

Shuttered for 3 ½ months - nearly 100 part-time jobs
temporarily lost

HCT small deficit in 2020...but at a significant cost

Moved over 300,000 patron seats due to
closures/restrictions

HCT small deficit in 2020...but at a significant cost

Moved over 300,000 patron seats due to
closures/restrictions

Extra office help cost over \$50,000

HCT small deficit in 2020...but at a significant cost

Moved over 300,000 patron seats due to
closures/restrictions

Extra office help cost over \$50,000

Confidence eroded - reduced trust for future
purchases - disappointed stakeholders

Challenging years ahead - -

Challenging years ahead - -

Millions behind in sales to start 2021

Challenging years ahead - -

Millions behind in sales to start 2021

Reduced spending required long term

Challenging years ahead - -

Millions behind in sales to start 2021

Reduced spending required long term

No change to \$3M fixed lease cost

Challenging years ahead - -

Millions behind in sales to start 2021

Reduced spending required long term

No change to \$3M fixed lease cost

Seating restricted to 25% for unknown length of time

Challenging years ahead - -

Millions behind in sales to start 2021

Reduced spending required long term

No change to \$3M fixed lease cost

Seating restricted to 25% for unknown length of time

Giving & support levels will likely decrease

Challenging years ahead - -

Millions behind in sales to start 2021

Reduced spending required long term

No change to \$3M fixed lease cost

Seating restricted to 25% for unknown length of time

Giving & support levels will likely decrease

Must rebuild audience interest and trust

2021 Projection

HCT will keep Utah artisans working

End the year break-even or with small deficit

Prepared to weather restrictions through summer



Hale Centre Theatre

— · AT THE · —

MOUNTAIN AMERICA

PERFORMING ARTS CENTRE



Staff Report

File #: 21-045, **Version:** 1

Date: 2/2/2021

Agenda Item Title:

City Council Chair requesting review of Council policies pertaining to Council Meetings.

Presenter:

Council Member Sharkey
Mike Applegarth

Description/Background:

A memo from the Chair and relevant Council policies are attached to this agenda item.

Recommended Action and/or Suggested Motion:

No action required.

INTEROFFICE MEMORANDUM

TO: CITY COUNCIL

FROM: COUNCIL MEMBER SHARKEY

SUBJECT: POLICY REVIEW

DATE: JANUARY 28, 2021

CC: MIKE APPEGARTH

I asked for this Meeting Policy Review. There have been instances where we have failed to follow our own Policies, or where confusion was created about whether, how, or if we could or should apply a Policy at all.

I realize that Policies are different than Laws. We could throw out all our Meeting Policies and decide only to apply OPMA. My review of our Meeting Policies is that they add welcome structure and predictability to our meetings which benefits both this body and the public. Giving ample time for the Council to weigh, consider, discuss, and debate important legislative issues and to properly engage the public in the final decision-making process is important and beneficial to all.

I have placed this as an Information Item on the agenda purposefully. The intent is to review and clarify current Meeting Policies. The intent is not to make changes. There is a Policy for that.

Sandy City Council
Legislative Policies and Procedures

SUBJECT: Rules of Procedure

BACKGROUND:

State law § 10-3-606 requires the City Council to adopt rules of order and procedure governing and prescribing

- a) parliamentary order and procedure;
- b) ethical behavior; and
- c) civil discourse.

The City Council is further required to:

- a) conduct public meetings in accordance with the adopted rules of order and procedure;
- b) make the rules of order and procedure available to the public; at each meeting of the municipal legislative body; and on the City website.

POLICY:

1. The “Sandy City Guidelines, Conduct of Official Council Meetings” adopted via Resolution #07-66C are hereby repealed.
2. The Sandy City Council Rules of Order and Procedure are described as follows:

Sandy City Council

Rules of Order and Procedure

Parliamentary Order and Procedure, Ethical Behavior, and Civil Discourse

1. Standard Order of Business

- a) The standard order of business for regularly scheduled meetings of the City Council is as follows. The City Council may vote to amend the standard order of business from time to time based on the actual content of each meeting. The Council will not entertain new items after 11 PM unless agreed to by a majority of the Members.

5:15 Council Meeting

A. Non-voting items

- 1. Opening Remarks/Prayer/Pledge of Allegiance
- 2. Agenda Planning Calendar Review & Council Director Report
- 3. Council Member Business
- 4. Mayor's Report
- 5. Chief Administrative Officer Report
- 6. Other Standing Reports as needed
- 7. Informational briefings, training opportunities, discussion items, etc.

B. Voting Items

The Council welcomes citizen comment on any voting item, according to the procedure described in paragraph C(1)(c)-(d) below.

- 1. Consent Calendar
- 2. Council Items

6:00 PM Time Certain Items

C. Public Hearings and Other Time Certain Items

- 1. Citizen Comments
 - a) Introduction. The City Council welcomes written and oral citizen comments on any City subjects at regular meetings, for any item not otherwise listed on that agenda.
 - b) Start Time. The Citizen Comment period will begin no earlier than 6:00 PM. The Council will aim to start the Citizen Comment period at 6:00 PM or as soon as possible thereafter.
 - c) Citizen Contact Information. Each speaker is allowed three minutes to address the Council. The Chair may extend the time for Citizen Comment at his or her discretion. Commenters are requested to provide their name and contact information to Council staff in order to maintain an accurate record of the meeting.
 - d) If a citizen is unable to attend a meeting in person, he or she may provide written comments on City subjects to the City Council Office by 3:00 PM the day of the Council Meeting to have those comments distributed to the City Council and have them read into the record at the appropriate time.
- 2. Special Recognition
- 3. Public Hearings
- 4. Other Time Certain Items

Sandy City Council

Rules of Order and Procedure

- b) Council Member Business, the Mayor's report, and the Chief Administrative Officer's report are informational in nature. These reports may include such items as updates from committee meetings, summaries of significant City events, recognition proposals, and recommendations for future discussion items. No action except discussion can occur on such an item at the meeting in which it is introduced; it must be added to a future agenda as a voting item before formal Council action can occur.
- c) Unless an item has been noticed on the agenda for a time certain, the Council may deviate from the standard order of business.
- d) Items not completed during the Council Meeting portion of the agenda should be rescheduled at the next available Council Meeting as appropriate.

2. Motions

Main Motion

- a) A motion is a formal proposal by a Member of the City Council, in a meeting, that the Council take certain action.
- b) After a motion has been seconded, another Member of the Council may offer a friendly amendment to the original motion maker which he or she, together with the seconder of the motion, may accept or reject. Friendly amendments are informal and are not counted toward motions to amend.

Motion to Amend

- c) A motion to amend which has been seconded and receives a majority vote of the Members present amends the main motion.
 - i. A Motion to Amend must be germane. Any amendment proposed must in some way involve the same question raised by the motion it amends. As such, motions to amend should insert and/or strikeout wording of the original motion. Motions to amend may not be the negation of the main motion.
 - ii. The Chair will rule whether or not a Motion to Amend is germane to the main motion.
- d) To retain clarity of debate, the main motion should only be amended no more than two times.
- e) A motion which has been seconded (amended or otherwise) and is the subject of debate must be dispensed with before a new motion can be considered. There are no "substitute motions" which unilaterally shift debate away from the main motion.

Sandy City Council

Rules of Order and Procedure

Motion to Reconsider

- f) After a main motion has been dispensed with, a Motion to Reconsider may be offered at the same meeting in which the motion suggested to be reconsidered occurred. However, the Motion to Reconsider may only be offered by a Member who voted on the winning side, whether in the affirmative or negative. A second to the Motion to Reconsider may be offered by any Member. In the event of a tie vote, any member may offer a Motion to Reconsider. The Motion to Reconsider brings up the item at the same meeting in which the vote to be reconsidered occurred.

Renewal of Motions

- g) If properly placed on the Council Meeting agenda, any Member may Motion to Rescind or Amend an action of the Council.

3. Debate

- a) It is recommended that formal titles such as “Mr./Madam Chair” be utilized to encourage a professional, courteous and orderly atmosphere.
- b) No motion shall be debated until it has been seconded by another Member of the City Council. A motion dies for lack of a second from another Member of the Council.
- c) For clarity, after a motion has been seconded, the Chair should restate the motion or cause it to be displayed in writing for the Members of the Council and the public.
- d) The Chair should ensure that each Council Member who desires to speak has opportunity to do so.
- e) Members should refrain from speaking until being recognized by the Chair.

Call the Previous Question or “Calling the Question”

- f) Any Member may make a Motion for the Previous Question during debate (commonly called “calling the question”). A Motion for the Previous Question is a proposal to end debate on the main motion. It requires a second and must be adopted by a majority of Members present. The Motion for the Previous Question is not debatable. A vote on the Previous Question does not decide the main motion. It decides whether or not debate on the main motion should cease.

Appeal

- g) Any Member may raise a Point of Order without having first been recognized by the Chair in order to seek clarification on a parliamentary question. The Chair will rule on the Point of Order.

Sandy City Council

Rules of Order and Procedure

- i. Rulings of the Chair may be appealed to the City Council as a whole. A majority vote of the City Council may override a ruling of the Chair.

Pause in Council Proceedings

- h) The Chair may allow the Council to stand at ease for a brief pause if necessary during debate.

4. Quorum

- a) A quorum of the City Council is required to conduct business. A quorum is four Members.

5. Voting

- a) Voting shall be in the form of “yes” or “aye,” “no” or “nay,” and “abstain.” The names of those voting for, against, or abstaining shall be entered in the Council minutes.
- b) No Council Members shall vote unless physically present or participating through electronic means pursuant to Utah Code Annotated § 52-4-207. Proxy votes are not allowed.

Types of Voting

- c) A roll call vote is required for all ordinances and may occur for other votes. “Roll call” means that each Council Member participating verbally gives his or her vote when called upon to vote. Any Member has the discretion to call for a roll call vote.
- d) If a roll call vote is not required, a voice vote may occur. A voice vote is the request of the Chair such as, “All in favor,” and/or “All opposed” where the Council Members simultaneously state their vote on an item.

Number of Votes Required to Pass an Item

- e) The minimum number of votes required to pass an ordinance or resolution, or to take any action by the Council, unless otherwise prescribed by law, is a majority of the entire membership of the Council, without regard to vacancy or absences, namely four votes.
 - i. Notwithstanding this provision, a Council meeting may be adjourned to a specific time if the majority vote is less than four votes.
- f) An expression of “abstain” during voting shall not be considered as an affirmative or negative vote. For purposes of a Motion to Reconsider, an “abstain” vote does not grant standing. In other words, a Council Member who abstains on a question or is absent when the vote on a question is taken may not move to reconsider the question.

Sandy City Council
Rules of Order and Procedure

- g) In the case of a tie vote, the motion shall fail.

Explanation of Vote or Conflict

- h) A Council Member desiring to explain his or her vote should do so prior to the call of the roll or voice vote.
- i) Any Council Member who has an immediate or direct financial interest in any item pending before the Council shall disclose this fact to the Council at the time the item is called. Members declaring such an interest should leave the room during the discussion and abstain from voting on that item.
- j) Custom should not conflict with adopted Rules of Order and Procedure. To the extent that custom conflicts with adopted Rules, the Rules shall supersede until amended to reflect customary practice.

6. Amending the Rules

- a) If previous notice is given, namely a specific amendment or set of amendments to the Rules of Order and Procedure is placed on the regular Council Meeting agenda in advance, a majority vote of Members of the City Council is required to modify the Rules of Order and Procedure.
 - i. If the Rules of Order and Procedure have not been explicitly placed on the Council Meeting agenda for discussion, a two-thirds majority of the Council Members present may suspend or modify the Rules in order to accomplish a specific action.
- b) In the event that any provision herein conflicts with state law, state law supersedes.

History:

Original Approval: March 29, 2016

Revision: February 19, 2019

Last Revision: 1-21-20

Last Revision: 9-1-20

Sandy City Council

Legislative Policies and Procedures

SUBJECT: Public Hearings

BACKGROUND:

State law requires that certain decisions before the City Council must be made after a public hearing on the matter is conducted. This policy is intended as a guide to the Council, staff and the public for how those hearings are conducted. The Council may, by a vote of a majority of Members present, adjust, amend or overturn any policy.

The City of Sandy is a local government entity which operates under the council-mayor form of government. The powers of the council-mayor form of government are vested in two separate, independent, and equal branches of municipal government consisting of a mayor (commonly referred to as the “executive” branch) and the city council (commonly referred to as the “legislative” branch).

Generally, the role of the City Council is to formulate and decide the policy direction and governing philosophy of the city. The legislative decisions of a City Council are given great deference by the courts and will generally be upheld as long as those decisions are based upon a rational reason. Public sentiment, preferences and opinion of individual City Council Members, scientific data, facts and circumstances surrounding a decision, professional opinions and advice, and any number of factors may, at the option of or in the sole discretion of the City Council, be considered by the City Council in its legislative decision- making process. In legislative decision-making, the adage “reasonable minds may differ” has meaning and is respected by the courts when reviewing a City Council decision. In legal terminology, unless a decision of the City Council is found by a court to be arbitrary, capricious or illegal, a court will uphold the decision of the City Council even if there are good reasons for making a contrary or alternative decision. Arbitrary and capricious means a decision without reasonable grounds. Illegal refers to decisions which are inconsistent with or contrary to a statute, ordinance, or court ruling.

POLICY:

A. General Public Hearing Procedure

1. City staff provides an overview and/or recommendation on the subject item.
2. If the public hearing pertains to a land use, budgetary or other decision for a specific project, the project representative will have the opportunity to provide information about the project.
3. Council Members may offer comments or ask questions of the staff and/or the project representative.
4. Public comment is taken on the subject item.
 - a. Each member of the public desiring to address the City Council is allowed to speak for no more than 3 minutes on City subjects, unless the time to speak is extended by a majority vote of the Council.

- b. It is not beneficial to repeat same points already make by previous speakers.
 - c. Any person desiring to address the Council a second time must wait until all others have spoken before being allowed to speak a second time on the same issue, and shall speak only to provide the Council new information.
 - d. The City Council Chair may not limit the total time allowed for public comment.
 - e. The City Council Chair may ask each member of the public who desires to speak to form a line behind the first speaker. If no one is in line the chair may close public comment. In order to ensure an orderly and thorough discussion, and to maintain a complete record of proceedings, the City Council Chair may require each person desiring to address the Council to complete a speaker card.
 - f. Public comments are directed to the Council, and persons will refrain from talking to or approaching staff and/or the project representative while they are presenting information to the Council.
 - g. Those interested in submitting a petition, handout, or other form of written comment on a particular agenda item should contact the Council Office for information on submission dates and deadlines. Written comments intended for the Council during a meeting should be provided to the Council Office staff for distribution to the Council Members.
 - h. Council Members may ask clarifying questions during public comment. However, the intent of a public hearing is to receive comment from the public. It is not a forum in which the public should expect an interactive question and answer exercise between the public and the Council or a project representative. A member of the public may pose a question which the Council, in its sole discretion, may choose to answer, or ask staff or a project representative to answer, at the close of the public hearing.
5. Public comment is closed. Council Members may ask questions of or offer comments to staff and/or the project representative. This initial response period is meant for clarification, not deliberation. Unless a Council Member requests further information from a member of the public who has previously addressed the Council, there is no further public comment.
6. The City Council deliberates and takes appropriate action. The Council may act on an item at the meeting in which the public hearing was held, may defer the vote to a later meeting, or may choose to take no action.
- B. Comments on items scheduled for public hearing will not be accepted during the Citizen Comments portion of the meeting, but only when that item is opened for public comment by the Chair. Comments on Council items not scheduled for public hearing may be offered during the Citizen Comments portion of the meeting.

C. Civil Discourse

1. All persons should avoid undermining the integrity or dignity of others in the meeting. Clapping, booing, cheering or other vocal signs of support or opposition to the proposal is not permitted.
2. Persons should refrain from leaving their seats, making any noise or disturbance, or interfering or interruption the Council or staff while the Council is in session.
3. Persons not following these guidelines may be asked, after a two-thirds majority vote of the Council, to leave the meeting or building for the remainder of the meeting. Any person not honoring the request of the Chair to leave the meeting may be escorted from the meeting by law enforcement and may be deemed guilty of disturbing an official meeting in violation of the Revised Ordinances of Sandy City or the Utah State Code and would be guilty of a Class B Misdemeanor. Disruptive behavior by a person may also result in prosecution for disorderly conduct and/or obstruction government operations under any number of provisions of the Utah Code, depending upon the specific behavior of an individual.

CI. Petitions

1. A petition is a request of the City Council to take or refrain from some action signed by multiple individuals. Unless otherwise provided by law, a petition does not obligate or bind the City Council. The City Council does not prescribe the form that a petition must take.

History:

Adopted March 14, 2017

Amended September 1, 2020

Sandy City Council
Policies and Procedures

SUBJECT: Concept Approval Guideline

BACKGROUND:

The City Council desires an orderly process for introducing proposals from individual Council Members. A clear process assists the Council and also assists the Administration in understanding and evaluating Council priorities.

POLICY:

The City Council adopts the Concept Approval Guideline as illustrated in the attached flowchart. The flowchart symbols have the following definitions:



- An individual Council Member has an idea to adopt, amend, or repeal a Sandy City policy, ordinance or other legislative rule.



- The Council Member may request assistance from the Council Office staff with initial research, analysis, and drafting of a Legislative Proposal.



- The Council Member puts the Legislative Proposal in writing.



- The Council Member may:
 - 1) Request the Chair to schedule the Legislative Proposal for hearing on the Consent Calendar. Consent Calendar items are ceremonial, non-controversial, and generally do not have a significant fiscal impact.
 - 2) Request the Chair to schedule the Legislative Proposal as a regular Council item.
 - 3) Request the Chair to schedule the proposal for discussion in a work session.

Sandy City Council Policies and Procedures



- The Council will initially consider the Legislative Proposal as a
- Committee of the Whole to determine whether the Legislative Proposal warrants further consideration and use of City resources.
- By vote, the Legislative Proposal may be adopted, amended, or referred for further analysis.



- If the Council determines that the Legislative Proposal warrants further consideration, it may request additional analysis from the Administration.
- The Council may also request analysis from a third party should a majority of the Council by vote determine that a conflict of intention exists between the Council and Administration regarding the Legislative Proposal.
- The analysis may include but is not limited to a fiscal note, affected department evaluation, and/or legal review.



- The Council considers the Legislative Proposal in light of the Administrative or third-party analysis.
- By vote, the Legislative Proposal may be adopted, amended, rejected, or referred for further analysis.
- (If required, the Council schedules a public hearing, complies with notification requirements, and directs final drafting of the ordinance or resolution. The Legislative Proposal may be adopted, amended, rejected, or referred for further analysis as determined by the Council during the formal hearing process)



- The Legislative Proposal fails. The Council has rejected the Legislative Proposal by vote.



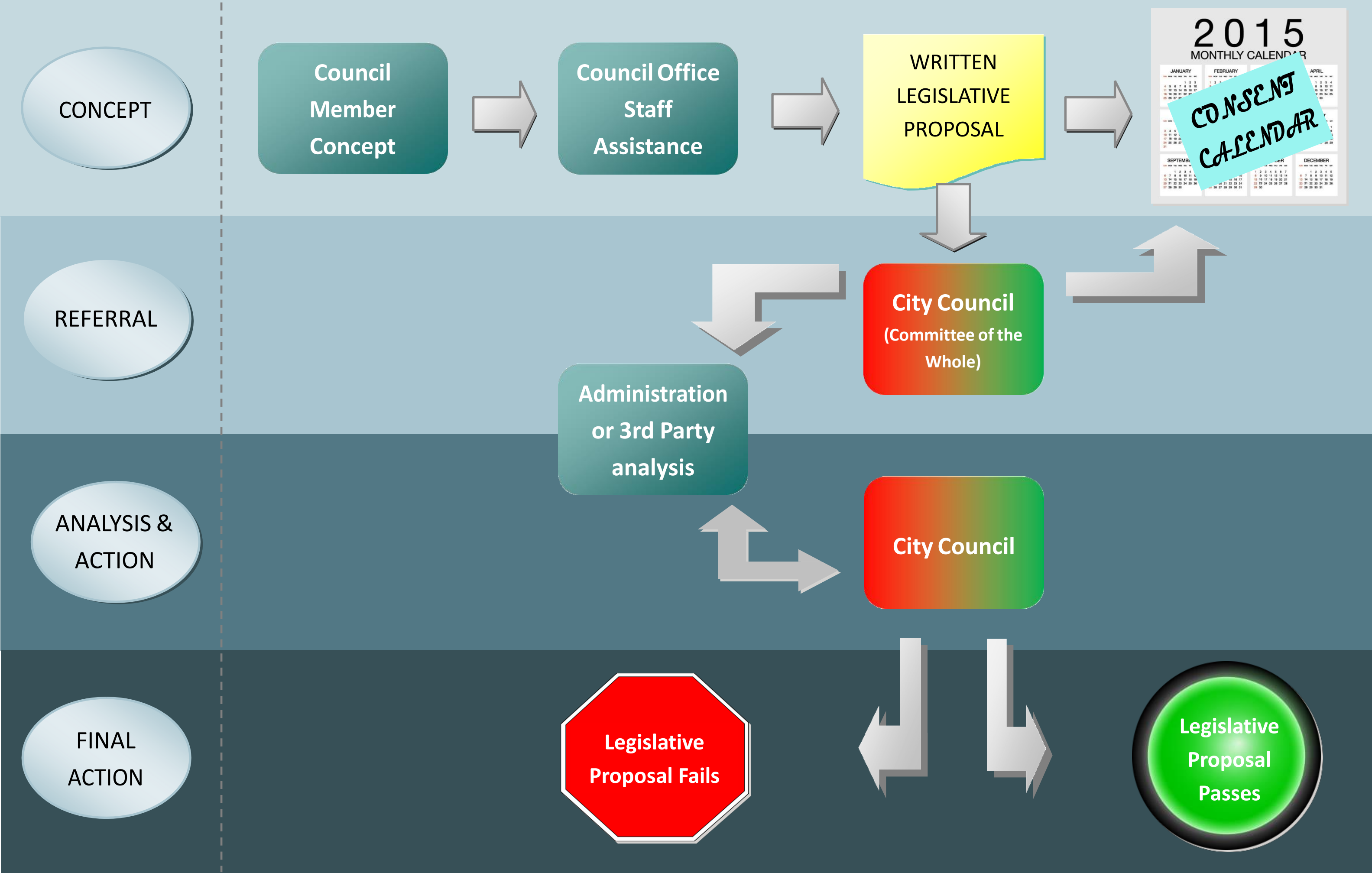
- The Legislative Proposal passes. The Council has approved the Legislative Proposal by vote.

- Nothing in this policy shall be construed to prohibit a council member's right to bring previously considered proposals back before the City Council.

History:

Original approval: March 10, 2015

Revised: February 28, 2017



Sandy City Council
Legislative Policies and Procedures

SUBJECT: Electronic Meetings

BACKGROUND:

Utah Code Annotated 52-4-207 authorizes the Sandy City Council to conduct electronic meetings if the Council adopts a legislative rule or policy governing the use of electronic meetings.

The purpose of this policy is to: 1) guide the establishment of electronic meetings of the City Council, and 2) establish the parameters for remote, electronic participation of a Council Member in a Council Meeting.

POLICY:

A. Electronic Meetings of the City Council

1. The City Council may hold an electronic meeting when a majority of Council Members cannot be physically present at City Hall or other designated meeting location.
2. In accordance with Utah Code Section 52-4-207, when the City Council conducts an electronic meeting, it shall
 - a. Give public notice of the meeting:
 - i. in accordance with Section 52-4-202; and
 - ii. post written notice at the anchor location.
 - b. The City Council Office or responsible staff shall also provide:
 - i. Notice of the electronic meeting to the City Council Members at least 24 hours before the meeting so that they may participate in and be counted as present for all purposes, including the determination that a quorum is present; and
 - ii. A description of how the Members will be connected to the electronic meeting
 - c. At least one anchor location including City Hall must be established where interested persons and the public may attend and monitor the open portions of the meeting, and if applicable, participate in a public hearing.

B. Remote participation of a Council Member in a City Council meeting

1. Council Members should notify the Chair and the Council Office staff of their

Sandy City Council
Legislative Policies and Procedures

need to participate remotely in a meeting with as much advanced notice possible in order for technical arrangements to be made allowing their participation.

- i. Video conferencing from a mobile platform such as Skype, Facetime, or Google Hangouts is the preferred method of remote participation.
 - a. When video conferencing is not feasible, a telephone connection may be established.
- 2. The Council Chair may restrict the number of remote connections for away members of the Council that are allowed for an electronic meeting based on available equipment capability. Connections will be provided on a first notified, first served basis.
- 3. The Council may establish other procedures, limitations, or conditions governing electronic meetings not in conflict with State statute.

History:

Revision: June 7, 2016

Sandy City Council
Legislative Policies and Procedures

SUBJECT: Roles and Responsibilities of the Chair

BACKGROUND:

As of July 28, 2015 the roles and responsibilities of the City Council Chair were enumerated in the Council's policy on the Election of Council Officers. The responsibilities were listed as follows:

- Chair meetings
- Sign official documents and critical correspondence
- Represent official positions taken by the Council
- Formally supervise the Director of the Council Office

The Council discussed the roles and responsibilities on April 14, 2015 and again on July 14, 2015 and desired to clarify the roles of the Chair for the public, staff and future Council Members.

POLICY:

The primary role of the Chair is to serve the City Council as a facilitator, helping the Council understand common objectives and assisting the Council in planning how to achieve these objectives. Specific responsibilities include:

AGENDA

- The Chair is responsible for setting and scheduling the weekly City Council agenda with due deference to the opinions and requests of fellow Council Members. Requests from Council Members should follow adopted legislative procedures.
- The Council encourages the Chair to schedule adjournment of the 5:15 Work Session by 6:45 PM to allow for a break before the 7:00 PM City Council meeting.

CHAIRING MEETINGS

- Once an agenda is published, the Chair should not delete items from the agenda. Should an item on a posted agenda no longer require Council action, the Chair should request that the Council amend the agenda by tabling the item through majority vote.
- The Chair retains the discretion to add items to the agenda after publication, consistent with the provisions of the Open and Public Meetings Act.
- The Chair's role is primarily organizational and does not bestow any special privileges of debate such as the time allowed for comments, interjections or closing remarks.
- The Chair should help balance debate by granting the floor to Council Members in a manner that alternates between arguments in favor and arguments against a proposition.
- The Chair may reserve one Tuesday per month for a Council work session.

SUPERVISION

- The Chair is the immediate supervisor of the Council Office Director. The Chair's supervision of the Council Office Director includes scheduling time off, office operations

Sandy City Council
Legislative Policies and Procedures

and expenditures. Performance review shall be done by the entire Council in closed session. The Council does not conduct performance reviews for Council Office staff other than the Council Office Director.

- The Chair does not supervise any other Council Office staff.

REPRESENTATION

- The Council Chair should adhere to the Council Media Policy, and should be the “public face” of the Council when available. Media requests for comments from the City Council should be directed to the Chair unless a specific Council Member is requested.

History:

Adopted: August 18, 2015



Staff Report

File #: 21-041, **Version:** 1

Date: 2/2/2021

Approval of the January 19, 2021 Minutes

Motion to approve the minutes as presented.



Sandy City, Utah

10000 Centennial Parkway
Sandy, UT 84070
Phone: 801-568-7141

Meeting Minutes

City Council

Brooke Christensen, District 1
Alison Stroud, District 2
Kristin Coleman-Nicholl, District 3
Monica Zoltanski, District 4
Marci Houseman, At-large
Zach Robinson, At-large
Cyndi Sharkey, At-large

Tuesday, January 19, 2021

5:15 PM

Online Meeting

5:15 Council Meeting

Council Chair Cyndi Sharkey welcomed those in attendance.

Chair Sharkey read a statement regarding the continuation of virtual City Council meetings without an anchor location.

Roll Call

Present: 7 - Council Member Alison Stroud
Council Member Kristin Coleman-Nicholl
Council Member Zach Robinson
Council Member Monica Zoltanski
Council Member Marci Houseman
Council Member Cyndi Sharkey
Council Member Brooke Christensen

Council Staff:

Mike Applegarth, Executive Director
Dustin Fratto, Assistant Director
Liz Theriault, Policy & Communications Analyst
Tracy Cowdell, Council Attorney
Christine Edwards, Council Clerk

Administration:

Mayor Kurt Bradburn
Matt Huish, CAO
Lynn Pace, City Attorney
Evelyn Everton, Deputy Mayor
Kim Bell, Deputy CAO
Bruce Cline, Fire Chief
Greg Severson, Police Chief
Dan Medina, Parks & Recreation Director
Tom Ward, Public Utilities Director
Mike Gladbach, Public Works Director
James Sorenson, Community Development Director
Brian Kelley, Finance Director
Kasey Dunlavy, Economic Development
Katrina Frederick, Human Resource Director

Prayer / Pledge of Allegiance

Chief Bruce Cline offered the prayer.

Council Member Stroud led the Pledge.

Non-voting Items

Agenda Planning Calendar Review & Council Office Director's Report

Mike Applegarth, Executive Director, briefed the Council on upcoming agenda items and upgrades made to the ecomment feature used for citizen comments. He also discussed an option for future Council meetings that will integrate an in-person meeting with a virtual meeting option, once the Covid-19 restrictions are lifted.

Council Member Business

Council Member Business

Council Member Christensen gave an update from the Sandy Historic Committee and mentioned that there will be a CDBG virtual meeting on Wednesday.

Council Member Zoltanski spoke about the largest Covid-19 vaccination site which is located at the Mountain America Expo Center in Sandy. Today is the one year anniversary of the loss of our Police Chief, Bill O'Neal. Ms. Zoltanski spoke about Chief O'Neal's legacy and contributions to Sandy City.

Council Member Houseman gave an update from the Sandy Club and thanked all those who helped the Sandy Club families over the holidays. She also spoke about the Canyons Family Center sponsored by the Canyons School District.

Mayor's Report

Mayor Bradburn directed residents with questions about the Covid-19 vaccine to our Sandy City website. The website provides information and resources and addresses many questions that residents may have. He introduced Chief Severson, who briefed the Council on the Police Department's efforts and preparations for any protests that may occur in the next week. Chief Severson also shared with the Council, the recognition and award recently received by our Victim Advocate's section.

CAO Report

Matt Huish, CAO, briefed the Council on the Wattsmart program. There will be a presentation to Council at an upcoming meeting. On March 12th, Sandy City will test their emergency communication program.

Chief Cline spoke about increasing community awareness and communications with residents regarding fireworks restrictions in the City. He also spoke about a house fire which resulted in a total loss. City firefighters and first responders will be receiving their second round of Covid-19 vaccines in the next few weeks.

Information Items

1. 21-023 Administrative Services recommending that the Council receive a briefing on the most recent employee satisfaction survey

Attachments: [Survey Results Presentation](#)

Katrina Frederick, Human Resource Director, introduced Dr. Brandon Young with New Measures, who provided feedback and information from the recent Sandy City Employee Survey. He discussed employee engagement and provided detailed information about participation rates, the rating scale, employee feedback and a benchmark comparison. He provided an overview of key driver analysis and discussed ways to improve engagement and employee satisfaction.

Council questions and comments followed.

Following the presentation, Council moved to 6:00 pm Time Certain Items and Public Hearings and heard Citizen Comments.

2. 21-026 Council Member Houseman recommending participation in the Utah Well Being Survey.

Attachments: [Utah Wellbeing Survey Project Description](#)

[Wellbeing Survey Draft 2021 Sandy Version 1-7-20](#)

[Project Description Website](#)

[ULCT Podcast](#)

Council Member Houseman introduced Dr. Cortney Flint, a sociologist and professor with Utah State University who presented on the Utah Wellbeing Project. She provided an overview of the program and discussed the ability to survey and measure the Well Being of communities. The information from the survey results and responses provide Utah City leaders with data on the wellbeing and perspectives of residents and used to inform planning processes and decision making. There is no cost to the city to participate in this survey.

Council questions, comments and feedback followed. Council decided to bring this item back as a voting item at a future City Council meeting.

3. 21-024 Administrative Services Department providing the Council with quarterly budget and sales tax revenue updates

Attachments: [FY 2021 Q2 Budget Update](#)

Brian Kelley, Finance Director, provided an overview of the budget for the period from July 1, 2020 to December 31, 2020. Sales tax revenues continue to outpace tentative budget projections. He also addressed areas of concern and specific city department budgets that have been impacted by the Covid restrictions resulting in decreased revenues. He also reviewed the CARES Act funding received by the City and associated expenditures.

Council comments followed.

Voting Items

Approval of the Consent Calendar

A motion was made by Monica Zoltanski, seconded by Zach Robinson, to approve the Consent Calendar. The motion carried by a unanimous voice vote:

Consent Calendar

4. 21-019 Approval of the January 5, 2021 Minutes

Attachments: January 5, 2021 Minutes

Item approved.

5. 21-022 Council Member Zoltanski proposing adoption of a Resolution against violence in the United States Capitol.

Attachments: Resolution 21-07C
 Signed Resolution 21-08c

Item adopted.

Council Items

6. 21-021 Public Utilities Department recommending that the Council Appoint Pat Casaday as an alternate member of the Public Utilities Advisory Board

Attachments: 21-06c Pat Casaday
 Memo Casaday
 Pat Casaday - RESUME-2021
 21-06c Pat Casaday Executed

Tom Ward, Public Utilities Director, nominated Pat Casaday to the Public Utilities Advisory Board. Mr. Casaday will provide a great value to the Board and is supported by the department. Mr. Casaday thanked the Council for their service and for the opportunity to serve Sandy City. Council thanked Mr. Casaday for his service.

Public Comment opened.
Public Comment closed.

A motion was made by Kris Nicholl, seconded by Marci Houseman to adopt Resolution #21-06C, appointing Patrick R. Casaday as an alternate member to the Sandy City Public Utilities Advisory Board. The motion carried by the following vote:

Yes: 7 - Alison Stroud
Kristin Coleman-Nicholl
Zach Robinson
Monica Zoltanski
Marci Houseman
Cyndi Sharkey
Brooke Christensen

7. 21-025 Council Member Nicholl proposing changes to Sandy City Land Development Fencing Codes

Attachments: Fencing Memo

Deer Memo August 2020

Deer related fence calls

Council Member Kris Nicholl introduced the item and proposed the creation of code amendments to allow for eight-foot fences under certain conditions without requiring Director approval and to prohibit spiked tipped fencing at new developments to protect wildlife and help reduce the incidents of deer getting impaled by the spiked tip fence. Council Member Nicholl asked for feedback and support to work with the Community Development Department to explore options and draft an ordinance. Council provided feedback and discussion followed.

Public Comment opened:

Ms. Sandra Hawk inquired whether an eight foot fence would help deter deer incidents.

Ms. Kathy Spuck thought the process and guidelines already in place were adequate. She suggested more communication and education to the community regarding spiked fencing.

Public Comment closed.

A motion was made by Kristin Coleman-Nicholl, seconded by Zach Robinson, directing staff to work with Council Member Nicholl to pursue changes to the fencing code as described in the memorandum and report back to the Council for review and approval... The motion carried by the following vote:

Yes: 4 - Alison Stroud
Kristin Coleman-Nicholl
Zach Robinson
Monica Zoltanski

No: 3 - Marci Houseman
Cyndi Sharkey
Brooke Christensen

After 6:00 Time Certain Items and Public Hearings

Citizen Comments

Chair Sharkey invited the public to speak. Dustin Fratto provided instruction on how to participate.

There were no public comments.
Public Comments closed.

Council moved to Item 2 on the Agenda.

Adjournment

Council unanimously agreed to adjourn the meeting at approximately 8:22 pm.



Staff Report

File #: 21-042, **Version:** 1

Date: 2/2/2021

Agenda Item Title:

Council Member Christensen recommending the Council initiate a land use code amendment to create the Historic Sandy Neighborhood Farmer's Market zone.

Presenter:

Council Member Christensen

Description/Background:

A memo capturing the background and recent development of this item is attached.

Fiscal Impact:

Further action to be taken:

Assuming Council support, the Community Development staff will take the code amendment to the Planning Commission for public hearing and recommendation, after which the Council will hold a meeting to consider final adoption.

Recommended Action and/or Suggested Motion:

Direct Staff to take the draft zone through the standard public process, including Planning Commission review and recommendation, before coming back to Council for final adoption.



Sandy City Council Office

10000 South Centennial
Parkway Suite 231
Sandy, UT 84070
O | 801-568-7141
Sandy.Utah.Gov

Memorandum

January 28, 2021

To: All City Council Members

Cc: Mike Applegarth, Council Office Executive Director

From: Council Member Brooke Christensen

Subject: Proposed Zone Creation for Kuwahara Farms in the Historic District

Background

Currently, Kuwahara Farms exists in the Neighborhood Commercial (Historic Sandy Neighborhood District) Zone, or CN(HSN). However, there are many unique aspects to this business that make it unable to fully conform with the exact specifications of that zone. To further promote small business, agriculture, and the Historic District area, it is my recommendation that the Council consider the creation of a new zone.

In November 2020 Council directed Staff to bring to the Council for review a proposal for a new zone that includes the characteristics below:

Recommended Characteristics

- 1) The new zone should only be allowed within the boundaries of Historic Sandy. This is not unusual, as most other zones within the Historic Sandy area follow a similar standard.
- 2) Uses
 - a) Caretaker Residents as a Permitted Use
 - b) Produce & Food Sales as a Permitted Use
 - c) Agricultural and Horticultural Production (to be defined by staff) as Permitted Uses
 - d) Plant Nursery & Sales as a Temporary Permit that will allow up to 180 days of use broken up over the calendar year
 - e) Include other uses as recommended by staff
- 3) Development Standards
 - a) Lot sizes, setbacks, heights, materials, etc. for the zone should be defined by staff
 - b) Consider alternative parking surfaces
 - c) Consider adjusting parking requirements
 - d) Consider options for existing buildings on site
 - e) Include other standards as recommended by staff

Motion

Direct Staff to take the draft zone through the standard public process, including Planning Commission review and recommendation, before coming back to Council for final adoption.

Sec. 21-19-7. - SD(FM-HSN)—Historic Sandy Neighborhood Farmer’s Market

- (a) *Purpose.* The SD(FM-HSN) Zone is established to provide an area within the Historic Sandy Neighborhood to accommodate limited permanent and temporary commercial uses exclusively for an annual farmer’s market. This would allow for a permanent use of plant nursery, while also allowing long-term yet seasonal commercial uses (such as produce stands, farmer’s markets, mobile food vendors, temporary retail sales, etc.) on an annual basis.
- (b) *Uses Allowed.*
 - (1) *Permitted Uses.*
 - a. Agriculture.
 - b. Caretaker’s Residence.
 - c. Temporary Uses (see subsection (d) below).
 - (2) *Conditional Use.*
 - a. Plant Nursery – production and growing only (public retail sales shall be limited to a temporary use provisions).
 - (3) *Not Permitted.* All other uses not listed above are prohibited in this zone district.
- (c) *Development Standards.* Planning Commission review and approval of a site plan is required according to standards outlined in the development review process and Special Development (SD) District to ensure neighborhood compatibility and adherence to these standards set forth. The following standards are to be considered as applying specifically to development in an SD(FM-HSN) District, in addition to general standards for commercial development provided in development, site and subdivision standards, and landscaping standards of the Land Development Code:
 - (1) *Area Requirements.* The site must contain a minimum of one acre and be located within the Historic Sandy District boundary (as shown in the Historic Sandy Master Plan).
 - (2) *Public Frontage.* The site must have a minimum of 100 feet of frontage to a major arterial public street. Infrastructure improvements (including sidewalk, parkstrip, curb, gutter, and asphalt) needed for the public right-of-way road improvements shall not be required. These improvements will occur with a future UDOT road improvement project. Road width dedication shall still be required as determined by the City Engineer and UDOT.
 - (3) *Building Height and Setback Requirements.* Any development shall follow the requirements of the CN(HSN) Zone.
 - (4) *Sign Standards.* All signs shall comply with Chapter 21-26.
 - (5) *Site Plan.* A site plan shall be required that shows all proposed permanent and temporary uses and all associated structures (permanent and temporary). It shall also show all proposed and required site improvements such as walkways, landscape areas, parking areas, drive isles, etc. as typically required and shall follow all requirements for Commercial Site Plan Review as outlined in this title.
 - (6) *Parking Standards.*
 - a. *Off Street Parking Requirement.* The number of parking spaces required shall be determined by the City Planning Commission based on a parking demand study. On-street parking along the street frontage of the property may be allowed to count toward the off-street parking requirements if approved by the City Engineer and UDOT (only if located on a UDOT right-of-way).
 - b. *Surface Materials.* Parking/driving surface alternatives to asphalt or concrete may be considered by the City Engineer and Director if another type of all-weather surface is proposed. All weather surface means a covering for driveways and parking spaces that is

dust free and not adversely affected by inclement weather. It shall be surfaced with one of the following: asphalt, concrete, chip seal, gravel (graded and compacted), or other stabilized system. An alternative parking/driving surface must be approved by the Planning Commission after receiving a recommendation by the City Engineer and Director. If alternative surfaces are used, then all storm water must be fully retained on-site (including 100-year storm events). Accessible routes and other requirements for ADA must be met in consideration of alternative surfaces. Any deviations from the standard must be approved by the Planning Commission after receiving a recommendation from the City Engineer and the Chief Building Official.

- (7) *Zone District Boundary Screening and Fencing.* The Planning Commission shall review any requests for deviations from a standard eight-foot (8') masonry fence along the border of residentially zoned properties. If the Planning Commission finds unique circumstances or lesser impacts than typically anticipated from other commercial uses, they may approve of a smaller wall or may review and approve other methods of screening such as bermed landscaping, open style fencing, or combination of these methods to accomplish screening and buffering of adjacent residential uses.
- (8) *Buildings and Structures.* All proposed structures for any permanent or temporary use (including any accessory buildings) must be shown on the proposed site plan, including a notation of whether the structure will allow for public access. Structures may be allowed to remain permanently on site if constructed to meet all applicable zoning, fire, and building codes and have obtained site and building permits as permanent structures. Any temporary structures (tents, sanitary facilities, etc.) that will be utilized for temporary uses must also be shown on the approved site plan and meet all applicable zoning, fire, and building codes and permits. Temporary structures must be removed from the site each year after the temporary use period. Any new structures shall adhere to the architectural requirements of the CN(HSN) Zone and the Historic Sandy Master Plan.
- (9) *General Development Standards.* All general development standards for commercial development found within this title shall be complied with unless otherwise regulated in this SD District.
- (d) *Temporary Use Standards.* All standards set forth in this title relating to temporary uses shall apply to any proposed temporary or seasonal use operating within this zone, with exception of the following provisions:
 - (1) *Extended Duration.* All temporary uses shall be allowed to operate up to a maximum of 180 consecutive days per calendar year. The property owner shall identify a single 180-day temporary use period during the calendar year. No temporary use may commence prior to or terminate after the identified 180-day period.
 - (2) *Number of Temporary Business.* There shall be no limit to the number of temporary uses operating at the same time during the temporary use period provided that the site has sufficient off-street parking to accommodate the uses.
 - (3) *Farmer's Market.* These may occur on a site of at least one acre and may contain any number of individual produce growers, and/or manufacturers.
 - (4) *Structures.* There shall not be a limit to the number of structures used for a temporary use, provided they are shown on the approved site plan and obtain required permits each calendar year.
 - (5) *Other Standards.* All other standards of Temporary Uses found within this title shall be complied with unless otherwise regulated in this SD District.
- (e) *Other Land Uses.* If any proposed land use is not listed as a permitted or conditional use by this Special Development District, a rezone shall be required, and this special development code section will not be applicable to that proposed use or development.



Staff Report

File #: 21-044, **Version:** 1

Date: 2/2/2021

Agenda Item Title:

City Attorney presenting Ordinance 21-03 as requested by the City Council revising campaign contribution disclosure deadlines.

Presenter:

Lynn Pace, City Attorney

Description/Background:

On January 26, 2021 Council Member Zoltanski introduced a proposal to amend Sandy City's campaign contribution disclosure procedures to better align with vote by mail elections. The Council gave direction to have a draft ordinance developed requiring disclosure 4 days prior to the earliest date that any voter may cast a ballot.

Recommended Action and/or Suggested Motion:

Motion to adopt Ordinance 21-03.

ORDINANCE # 21-03

AN ORDINANCE AMENDING TITLE 2, "ELECTIONS" OF THE REVISED ORDINANCES OF SANDY CITY BY AMENDING SECTION 2-1-3, "CONTRIBUTION DISCLOSURE DEADLINES"; ALSO PROVIDING A SAVING CLAUSE FOR THE ORDINANCE AND AN EFFECTIVE DATE.

WHEREAS, the Sandy City Council finds that it is advisable to amend Title 2, "Elections" of the Revised Ordinances of Sandy City regarding Section 2-1-3, "Contribution Disclosure Deadlines" by changing the deadlines for candidate's financial statement filing from 14 days to 4 days; and

WHEREAS, Section 10-8-84, Utah Code Annotated, authorizes such amendment in order to protect the public health, safety and welfare of the City,

NOW, THEREFORE, BE IT ORDAINED by the City Council of Sandy City as follows:

Section 1. Amendment. The Revised Ordinances of Sandy City are hereby updated by amending the Section 2-1-3, "Contribution Disclosure Deadlines" as set forth in **Exhibit "A"** which is attached to and incorporated in this ordinance. All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance or of the Code hereby adopted are hereby repealed.

Section 2. Severable. The provisions of this ordinance shall be severable; and if any provision thereof, or the application of such provision under any circumstances is held invalid, it shall not affect any other provision of this ordinance, or the application in a different circumstance.

Section 3. Effective. This ordinance shall become effective upon publication of a summary thereof, and the City Recorder is hereby directed to publish such summary as soon as practically possible.

PASSED AND APPROVED by the Sandy City Council this ____ day of _____, 2021.

Cyndi Sharkey, Chair
Sandy City Council

PRESENTED to the Mayor this ____ day of _____, 2021.

APPROVED by the Mayor this ____ day of _____, 2021.

Kurt Bradburn, Mayor

ATTEST:

City Recorder

RECORDED this ____ day of _____, 2021.

SUMMARY PUBLISHED this ____ day of _____, 2021.

EXHIBIT “A”

Title 2 – ELECTIONS

CHAPTER 2-1. ELECTION RULES AND REGULATIONS

Sec. 2-1-3. - Contribution Disclosure Deadlines.

In addition to the deadlines imposed under state law, candidates for office must disclose all contributions received and expenditures made by filing an updated and current campaign finance statement no later than the following dates:

- (1) 4 days prior to the earliest date that any voter may cast a ballot in a primary election; and
- (2) 4 days prior to the earliest date that any voter may cast a ballot in a general election.



Staff Report

File #: 21-046, **Version:** 1

Date: 2/2/2021

Agenda Item Title:
General Citizen Comments

Description/Background:

This is the time set aside for the public to comment on any City business that is NOT already listed on the agenda. If you wish to comment on business that IS listed on the agenda please follow the eComment link to that agenda item, or participate live and comment during that agenda item. Public comment will occur no sooner than 6:00 PM. Each speaker is allowed three minutes. Citizens wishing to comment must access the meeting via the Zoom Webinar link above. The call -in number is for listening only.