

**TOWN OF HIDEOUT, UTAH**

Ordinance No. 2020-03

**AN ORDINANCE ENACTING  
TEMPORARY RESTRICTIONS ON PUBLIC MEETINGS  
IN RESPONSE TO COVID-19**

WHEREAS, the President of the United States has declared a national emergency and the Governor of the State of Utah has issued Executive Order No. 2020-1 declaring a state of emergency in response to the COVID-19 virus and associated illnesses; and

WHEREAS, the Governor of the State of Utah has asked communities to “take quick action to adjust our daily lives and limit the spread of the virus”; and

WHEREAS, Summit County, which contains the nearest municipalities to the Town of Hideout, has ordered the closure of “resorts, restaurants, taverns, bars, entertainment venues, fitness and exercise facilities, spas, churches, and other businesses at which people tend to gather”;

WHEREAS, the Town Council desires to ensure that public meetings remain accessible to the public while simultaneously not contributing to the spread of the virus; and

WHEREAS, the Utah Open and Public Meetings Act (“**OPMA**”) allows a municipality to conduct business by means of “electronic meetings” and the Town has previously adopted an ordinance permitting electronic meetings; and

WHEREAS, on March 18, 2020, the Governor of the State of Utah issued Executive Order No. 2020-5, waiving enforcement of certain requirements under the OPMA; and

WHEREAS, based on the need to limit the spread of the COVID-19 virus, the Town Council deems it to be essential to the health, safety, and welfare of the public to restrict in-person participation in public meetings on the terms set forth below;

WHEREAS, the Town has published notice, as required by law, of its intent to adopt temporary restrictions on in-person participation in public meetings; and

WHEREAS, on March 19, 2020, the Town Council held a public hearing to discuss the provisions hereof; and

WHEREAS, the Town Council finds good cause for adopting the provisions provided for herein.

NOW THEREFORE, BE IT ORDAINED by the Town Council of the Town of Hideout, Utah, as follows:

**Section 1 – Recitals Incorporated.** The foregoing recitals are hereby incorporated into this Ordinance as findings of fact.

**Section 2 – Temporary Meeting Restrictions.** The following restrictions will be in place for the longer of: (a) sixty (60) days after the date this Ordinance is passed and adopted; or (b) the termination of the state of emergency declared in Executive Order No. 2020-1.

a. **Electronic Meetings.** All public meetings of the Town Council and the Planning Commission will be held by telephonic or electronic means. The public may participate in such meetings electronically, or by means of telephone access. The Town Council and Planning Commission shall provide a means by which interested persons and the public may remotely hear or observe, live, by audio or video transmission, the open portions of the meeting.

b. **No Anchor Location.** As permitted under Executive Order No. 2020-5, the Town will not provide access to an “anchor location” where the public can participate by means of in-person attendance.

c. **Notice.** The Town will continue to provide notice of public meetings by all means required under statute; provided, however, that as permitted under Executive Order No. 2020-5 the Town will not post written notice at the Town Hall.

d. **Public Comment.** If a matter to be discussed at the public meeting requires or permits public comment, the Town Council or Planning Commission will provide a means by which interested persons and the public participating remotely may ask questions and make comments by electronic means in the open portions of the public meeting.

e. **Meeting Materials Available Electronically.** The Town Council and the Planning Commission will use their best efforts to ensure that materials which would otherwise be made accessible to in-person participants, such as documents, charts, plats, etc., will be made available in real time via video link in connection with electronic meetings.

f. Additional Restrictions. In addition to the foregoing, the Mayor is authorized to temporarily close Town Hall to the public. The Town will take all reasonable steps to ensure that any business such persons have with the Town can be transacted without entering Town Hall. The Mayor is hereby authorized to take additional executive action as the Mayor deems necessary to preserve the health, safety, and welfare of those working in, or visiting, Town Hall. Without limitation, the Mayor is authorized to extend the restrictions provided for in this Ordinance by an additional thirty (30) days upon written notice to the Town Council.

g. Restrictions of Other Authorities Incorporated. To the extent restrictions adopted or imposed by the United States, the State of Utah, Wasatch County, or any agency or office of any of the foregoing in response to the COVID-19 virus require or implement health and safety standards or actions which are more stringent than those set forth herein, such standards or actions are incorporated herein by reference.

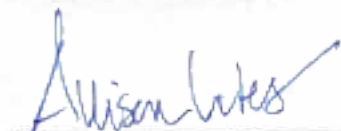
**Section 4 – Clerk to Post Restrictions.** The Town Clerk is hereby directed to post the restrictions adopted in this Ordinance within twenty-four (24) hours on the Town’s website, at Town Hall, and in at least two (2) other reasonably accessible locations within the Town.

**Section 5 – Effective Date.** This Ordinance will be effective immediately.

WHEREFORE, Ordinance 2020-03 has been **Passed and Adopted** by the Town of Hideout.

**TOWN OF HIDEOUT**

  
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Philip Rubin, Mayor

  
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Allison Lutes, Town Clerk

Attest: