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Mayor: Emily S. Niehaus
Council: Tawny Knuteson-Boyd
Rani Derasary
Mike Duncan
Karen Guzman-Newton
Kalen Jones

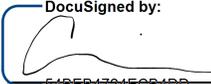
Memorandum

To: Councilmembers and Media
From: Mayor Emily S. Niehaus
Date: 4/9/2020
Re: Special City Council Meeting

The City of Moab will hold a Special City Council Meeting on Friday, April 10, 2020 at 5:00 p.m. The purpose of this meeting will be:

1. Proposed Resolution 21-2020: A Resolution Continuing the Declaration of Local Emergency Due to COVID-19 Novel Coronavirus
Briefing and possible action
2. Proposed Resolution 22-2020: A Resolution Confirming the Appointment of Klint York as the City Finance Director and Authorizing the Mayor to Execute an Employment Contract
Briefing and possible action

Per Executive Order 2020-5 issued by Governor Gary R. Herbert on March 18, 2020, this meeting will be conducted electronically and may be viewed on the City's YouTube channel: <https://www.youtube.com/channel/UCloozoZgdmz4y1FoIol7CJA>. An anchor location will not be provided.

DocuSigned by:

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Mayor Emily S. Niehaus

In compliance with the Americans with Disabilities Act, individuals needing special accommodations during this meeting should notify the Recorder's Office at 217 East Center Street, Moab, Utah 84532; or phone (435) 259-5121 at least three (3) working days prior to the meeting.

CITY OF MOAB RESOLUTION NO. 21-2020
A RESOLUTION CONTINUING THE DECLARATION OF LOCAL EMERGENCY DUE TO
COVID-19 NOVEL CORONAVIRUS

WHEREAS, Coronavirus disease 2019 (COVID-19) is a respiratory illness that can spread from person to person. The virus that causes COVID-19 is a novel coronavirus that was first identified during an investigation into an outbreak in Wuhan, China;

WHEREAS, the World Health Organization has officially designated the COVID-19 outbreak as a global pandemic;

WHEREAS, U.S. Health and Human Services Secretary Alex M. Azar II declared a public health emergency (PHE) for the United States to aid the nation's health care community in responding to COVID-19;

WHEREAS, the U. S. Centers for Disease Control and Prevention (CDC) states that more cases of COVID-19 are likely to be identified in the United States in the coming days, including more instances of community spread and that it is likely that at some point, widespread transmission of COVID-19 in the United States will occur. Widespread transmission of COVID-19 would translate into large numbers of people needing medical care at the same time;

WHEREAS, Gov. Gary R. Herbert issued an executive order declaring a state of emergency in Utah in response to the evolving outbreak of COVID-19;

WHEREAS, the Utah Department of Health has activated its incident command structure in response to the evolving global outbreak of COVID-19 and is working with local health departments, healthcare providers, and other public health partners throughout the state to monitor illness associated with this new coronavirus and to prevent further spread;

WHEREAS, the State of Utah has implemented the Utah COVID-19 Community Task Force to coordinate the response to the incident throughout the entire state and among all levels of government. The Utah Coronavirus Task Force is actively monitoring the spread of COVID-19 on a state, national, and global level;

WHEREAS, the Utah Department of Public Safety, Division of Emergency Management, State Emergency Operations Center, is coordinating resources across state government to support the Utah Department of Health and local officials in alleviating the impacts to people, property, and infrastructure, and is assessing the magnitude and long-term effects of the incident with the Utah Department of Health;

WHEREAS, the City of Moab has been working with, meeting with and coordinating with state, county and local governmental entities, emergency and first responders, health providers, business owners, the school district and many others to prepare for and manage the COVID-19 pandemic;

WHEREAS, the circumstances of this outbreak may exceed the capacity of the services, personnel, equipment, supplies and facilities of the City of Moab and require the combined forces of a mutual aid region or regions to combat;

WHEREAS, Utah Code Annotated (UCA), Section 53-2a-208, Emergency Management Act, Local emergency – Declarations provides that:

(1)(a) A local emergency may be declared by proclamation of the chief executive officer of a municipality or county. . . .;

(2) A declaration of a local emergency: (a) constitutes an official recognition that a disaster situation exists within the affected municipality or county; (b) provides a legal basis for requesting and obtaining mutual aid or disaster assistance from other political subdivisions or from the state or federal government; (c) activates the response and recovery aspects of any and all applicable local disaster emergency plans; and (d) authorizes the furnishing of aid and assistance in relation to the proclamation;

WHEREAS, “State of emergency” means a condition in any part of this state that requires state government emergency assistance to supplement the local efforts of the affected political subdivision to save lives and to protect property, public health, welfare, or safety in the event of a disaster, or to avoid or reduce the threat of a disaster;

WHEREAS, the circumstances described in this proclamation do create a local emergency as provided in UCA Section 53-2a-208, Emergency Management Act;

WHEREAS, On March 12, 2020, pursuant to UCA Section 53-2a-208, Emergency Management Act, City Manager Joel Linares declared a local state of emergency for the City of Moab;

WHEREAS, Utah Code Annotated 53-2a-208(1)(b) “Local emergency – Declarations” states as follows: “A local emergency shall not be continued or renewed for a period in excess of 30 days except by or with the consent of the governing body of the municipality or county.”

NOW, THEREFORE, the City of Moab City Council hereby extends the March 12, 2020 declaration of local emergency in the City of Moab due to the above circumstances and to ensure that, among other things, the City of Moab has access to any available resources to mitigate, manage, and respond to COVID-19 under the state Emergency Management Act or any other available law, statute, regulation or resource. This Resolution continuing the local state of emergency will remain in effect until otherwise ordered or resolved.

PASSED AND APPROVED by a majority of the City of Moab City Council. This Resolution shall take effect immediately upon passage.

SIGNED:

Emily S. Niehaus, Mayor

Date

ATTEST:

Sommar Johnson, Recorder

Moab City Council Agenda Item
Meeting Date: April 10, 2020

Title: Resolution #22-2020— A Resolution Confirming the Appointment of Klint York, As the City Finance Director; and Authorizing the Mayor to Execute an Employment Agreement.

Presenter: Mayor Niehaus

Attachment(s):

- Proposed Resolution

Suggested Motion: "I move to approve Resolution 22-2020, confirming the appointment of Klint York, as the City Finance Director; and authorizing the Mayor to execute an Employment Agreement between the City of Moab and Klint York."

Background/Summary:

Utah Code Annotated §10-6-157 states that a city of the third, fourth, or fifth class or of a town, by resolution or ordinance, create a director of finance position to perform the financial duties and responsibilities of the city recorder or town clerk. A director of finance shall be a qualified person and be appointed and removed by the mayor, with the advice and consent of the legislative body.

As passed in City of Moab Ordinance 18-2018, the City of Moab created a finance director position which can be found in City Code 2.14.010, et al.

The term of employment is subject to the provisions of the contract agreed to by the finance director and the City. The finance director is an at-will, exempt employee. Any person serving as finance director may be removed with or without cause by the Mayor with the consent of the City Council.

The powers, duties, and obligations of the finance director shall be enumerated in the position description on file with the office of the City Recorder.

The proposed resolution memorializes the appointment and the City Council's consent.

CITY OF MOAB RESOLUTION NO. 22-2020

**A RESOLUTION CONFIRMING THE APPOINTMENT OF
KLINT YORK, AS THE CITY FINANCE DIRECTOR; AND AUTHORIZING
THE MAYOR TO EXECUTE AN EMPLOYMENT AGREEMENT**

WHEREAS, the Mayor for the City of Moab is authorized, pursuant to the City of Moab Municipal Code, 2.14.020, to appoint, with the advice and consent of the City Council, an individual to serve as the City Finance Director; and

WHEREAS, the Mayor seeks the advice and consent of the City Council concerning the appointment; and

WHEREAS, the Mayor desires to appoint Klint York as the City Finance Director for the City of Moab; and authorize the Mayor to execute an Employment Agreement; and

WHEREAS, the City Council desires to consent to this appointment for both the Finance Director and for the approval of the Employment Agreement.

THEREFORE, be it resolved that the City of Moab City Council hereby adopts this Resolution and confirms the appointment of Klint York, as the City Finance Director and authorizes the Mayor to execute an Employment Agreement.

This Resolution shall take effect on April 10, 2020.

Passed and adopted by action of the Governing Body of the City of Moab in open session on this 10th day of April 2020.

SIGNED:

ATTEST:

Emily S. Niehaus, Mayor

Sommar Johnson, Recorder