



HIDEOUT, UTAH BOARD OF CANVASSERS MEETING

June 29, 2021

Agenda

PUBLIC NOTICE IS HEREBY GIVEN that the Town Council of Hideout, Utah will hold a Board of Canvassers Meeting electronically for the purposes and at the times as described below on Tuesday, June 29, 2021.

This meeting will be an electronic meeting without an anchor location pursuant to Mayor Rubin's June 7, 2021 No Anchor Site Determination Letter (attached).

All public meetings are available via ZOOM conference call and YouTube Live.

Interested parties may join by dialing in as follows:

Zoom Meeting URL: <https://zoom.us/j/4356594739> To join by telephone dial: US: +1 408 638 0986

Meeting ID: 435 659 4739

YouTube Live Channel: <https://www.youtube.com/channel/UCKdWnJad-WwvcAK75QjRb1w/>

Board of Canvassers Meeting
6:00 PM

I. Call to Order and Pledge of Allegiance

1. Mayor Rubin's No Anchor Site Determination Letter

II. Roll Call

III. Agenda Items

1. Certification of the June 22, 2021 Silver Meadows Referendum Election Results

IV. Meeting Adjournment

Pursuant to the Americans with Disabilities Act, individuals needing special accommodations during the meeting should notify the Mayor or Town Clerk at 435-659-4739 at least 24 hours prior to the meeting.

HIDEOUT TOWN COUNCIL

10860 N. Hideout Trail

Hideout, UT 84036

Phone: 435-659-4739

Posted 06/28/2021

File Attachments for Item:

1. Mayor Rubin's No Anchor Site Determination Letter



June 7, 2021

DETERMINATION REGARDING CONDUCTING TOWN OF HIDEOUT PUBLIC MEETINGS
WITHOUT AN ANCHOR LOCATION

The Mayor of the Town of Hideout hereby determines that conducting a meeting with an anchor location presents a substantial risk to the health and safety of those who may be present at the anchor location pursuant to Utah Code section 52-4-207(5) and Hideout Town Ordinance 2020-03. The facts upon which this determination is based include: The seven-day rolling percent and number of positive COVID-19 cases in Utah has been over 4% of those tested since June 3, 2021. The seven-day average number of positive cases has been, on average, 255 per day since June 7, 2021.

This meeting will not have a physical anchor location. All participants will connect remotely. All public meetings are available via YouTube Live Stream on the Hideout, Utah YouTube channel at: <https://www.youtube.com/channel/UCKdWnJad-WwvcAK75QjRb1w/>

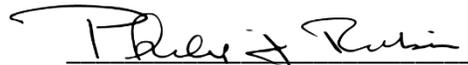
Interested parties may join by dialing in as follows:

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To join by telephone dial: US: +1 408-638-0986
Meeting ID: 4356594739

Additionally, comments may be emailed to hideoututah@hideoututah.gov. Emailed comments received prior to the scheduled meeting will be read during the public comment portion and entered into public record.

This determination will expire in 30 days on July 7, 2021.

BY:


Phil Rubin, Mayor

ATTEST:


Alicia Fairbourne, Town Clerk



File Attachments for Item:

1. Certification of the June 22, 2021 Silver Meadows Referendum Election Results



**CERTIFICATION OF THE SILVER MEADOWS REFERENDUM ELECTION RESULTS,
HELD JUNE 22, 2021**

I, Alicia Fairbourne, Hideout Town Clerk, do hereby certify that the following is a full, true and correct abstract of the statement of votes cast for the Silver Meadows Referendum Election held on June 22, 2021.

Proposition 3: *On October 16, 2020, the Town Council of Hideout passed Ordinance No. 2020-10 which annexed the Silver Meadows Annexation of approximately 350 Acres into the Town of Hideout Boundary and Amended the Official Zoning Map. This annexation will take effect only if approved by the voters. Are you for or against the annexation taking effect?*

Total Number of Registered Voters: **357**

Total Number of Ballots Cast: **270**

Ballots Rejected: **1** (received too late)

Total Number of Provisional Ballots Received: 2

Provisional Ballots Counted: 2

Provisional Ballots Rejected: 0

Total Votes For: **182**

Total Votes Against: **87**

Total Number of Votes Counted: **269**

We, the Hideout Board of Canvassers, hereby declare the number of votes for the Silver Meadows Annexation taking effect exceeded the number of votes against, and were submitted only by the voters residing within the boundaries of Hideout.

Approved and dated this the 29th day of June, 2021 by the Hideout Board of Canvassers.

Phil Rubin, Mayor

Council Member Chris Baier

Council Member Jerry Dwinell

Council Member Carol Haselton

Council Member Bob Nadelberg

Council Member Ralph Severini

ATTEST:

Alicia Fairbourne, Hideout Town Clerk

TOWN OF HIDEOUT PROCLAMATION

2021-1

PROCLAMATION DECLARING ORDINANCE 2020-10 WHICH WAS THE SUBJECT OF A REFERENDUM PETITION AND WAS APPROVED BY A MAJORITY VOTE TO BE IN FULL FORCE AND EFFECT AS THE LAW OF THE TOWN OF HIDEOUT

On October 16, 2020, the Town Council of Hideout passed Ordinance No. 2020-10 which annexed the Silver Meadows Annexation of approximately 350 Acres into the Town of Hideout Boundary and Amended the Official Zoning Map.

Pursuant to Utah Code 20A-7-6, Ordinance No. 2020-10 was the subject of a referendum petition. The requirements of the referendum were met and the referendum was taken to a vote in a special election on June 22, 2021.

The voters of the Town of Hideout voted on the following question:

On October 16, 2020, the Town Council of Hideout passed Ordinance No. 2020-10 which annexed the Silver Meadows Annexation of approximately 350 Acres into the Town of Hideout Boundary and Amended the Official Zoning Map. This annexation will take effect only if approved by the voters. Are you for or against the annexation taking effect?

The votes on the proposed law that was the subject of the referendum petition were counted, canvassed, and delivered as provided in Title 20A, Chapter 4, Part 3, Canvassing Returns.

The local clerk has certified to the Town of Hideout Town Council the vote for and against Ordinance 2010-10 that is the subject of the referendum petition.

On July 22, 2021 Judge Jennifer Brown issued an oral ruling on case 200500107 Summit County v Hideout in the Fourth District Court on the legality of ordinance 2020-10 and granted Summit County's motion for summary judgment finding that ordinance 2020-10 was not valid because Ordinance No. 2020-10 became effective after October 26, 2020 and its Certificate of Annexation from the Lt. Governor's office is dated October 28, 2020. That oral ruling has not been finalized.

On June 29, 2021, the local board of canvassers completed the canvass.

Now therefore, the Town of Hideout Council acting as the local board of canvassers pursuant to Title 20A, Chapter 4, Part 3 and Title 20A, Chapter 7, Part 6, hereby proclaims:

1. VOTES.
 - a. The total number of votes cast in the Town of Hideout was: 269
 - b. The total number of votes for the proposed law subject of the referendum petition was: 182
 - c. The total number of votes against the proposed law subject of the referendum petition was: 87
2. The Majority Vote approved Ordinance 2020-10.

In accordance with Section 20A-7-611, the Town of Hideout Town Council hereby declares Ordinance 2020-10 which was the subject of a referendum petition was approved by majority vote and is in full force and effect as the law of the Town of Hideout subject to any rulings of the Court or appellate courts and any appeal therefrom.

TOWN OF HIDEOUT

Phil Rubin, Mayor

ATTEST:

Alicia Fairbourne, Town Clerk