

SOUTH JORDAN CITY
CITY COUNCIL STUDY MEETING

December 5, 2023

Present: Mayor Dawn R. Ramsey, Council Member Patrick Harris, Council Member Brad Marlor, Council Member Don Shelton, Council Member Tamara Zander, Council Member Jason McGuire, City Manager Dustin Lewis, Assistant City Manager Jason Rasmussen, City Attorney Ryan Loose, Director of Commerce Brian Preece, Director of Strategy & Budget Don Tingey, Lieutenant Fire Chief Ryan Lessner, Director of Administrative Services Melinda Seager, Director of Public Works Raymond Garrison, Director of Recreation Janell Payne, CFO Sunil Naidu, Director of Planning Steven Schaefermeyer, City Engineer Brad Klavano, Deputy Police Chief Rob Hansen, Communications Manager Rachael Van Cleave, GIS Coordinator Matt Jarman, Senior Systems Administrator Phill Brown, IT Director Jon Day, City Recorder Anna Crookston, Meeting Transcriptionist Diana Baun

Absent:

Others: Kathie Johnson, Bridger Pedroza, Kezia

4:47 P.M.
STUDY MEETING

A. Welcome, Roll Call, and Introduction: *By Mayor Dawn R. Ramsey*

Mayor Ramsey welcomed everyone present and introduced the meeting.

B. Invocation: *By Council Member Tamara Zander*

Council Member Marlor offered the invocation.

C. Mayor and Council Coordination

Council Member Marlor discussed a call received from a resident, Denise Allen, whose family donated Aunt Mame's house. There was some concern regarding the lack of involvement and work on the home from the city. She has met with the Mayor and will be meeting with Director Tingey to discuss finishing the house. He noted that the city did at one point make a commitment to preserve the home, but up until now it hasn't been possible. He strongly encouraged the city to keep their commitment and continue working with Ms. Allen and her family on the project. He gave a few suggestions for finishing that project, including possible grant money.

Mayor Ramsey discussed her previous conversation with Denise and noted that Ms. Allen and her family were thinking about potentially creating a 501c3 non-profit to raise funds themselves to get the house worked on. Ms. Allen's life circumstances has changed and she has the time

now to devote to this cause and is willing to discuss that. She noted that there will be more discussions with her in the future.

D. Discussion/Review of Regular Council Meeting

- Proclamation Bradley G. Marlor years of service
- Resolution R2023-56 Justice Court recertification
- Open and Public Meeting Act, Land Use, Ethics, Hotline, and Social Media Training

Council Member Shelton motioned to add the Trainings scheduled for the tonight's regular City Council Meeting to the end of this Study Meeting. Council Member Zander seconded the motion; vote was 5-0, unanimous in favor.

Council Member Marlor motioned to recess the Council Study Meeting and move to Executive Closed Session. Council Member Harris seconded the motion; vote was 5-0, unanimous in favor.

RECESS CITY COUNCIL STUDY MEETING AND MOVE TO EXECUTIVE CLOSED SESSION

E. Executive Closed Session

E.1. Discussion of the purchase, exchange, or lease of real property.

Council Member Marlor motioned to adjourn the Executive Closed Session and return to the City Council Study Meeting. Council Member Harris seconded the motion; vote was 5-0, unanimous in favor.

RECESS EXECUTIVE CLOSED SESSION AND RETURN TO CITY COUNCIL STUDY MEETING

F. Training

F.1. Open and Public Meeting Act, Land Use, Ethics, Hotline, and Social Media Training. *(By City Attorney, Ryan Loose)*

City Attorney Ryan Loose and City Manager Dustin Lewis led the trainings for the Open and Public Meeting Act, Ethics, Hotline, and Social Media (Attachment A). The Land Use Training was previously completed.

ADJOURNMENT

Council Member Zander motioned to adjourn the December 5, 2023 City Council Study Meeting. Council Member Marlor seconded the motion; vote was 5-0 unanimous in favor.

The December 5, 2023 City Council Study meeting adjourned at 6:10 p.m.

This is a true and correct copy of the December 5, 2023 City Council Study Meeting Minutes, which were approved on January 2, 2024.

Anna Crookston

South Jordan City Recorder

The background features abstract, overlapping green geometric shapes, primarily triangles and polygons, in various shades of green, creating a modern and dynamic visual effect.

Ethics

From the Municipal Officers' and Employees' Ethics Act
Utah Code 10-3-1301 through 1312



The purposes [of the Ethics Act is] to:

- **establish standards of conduct** for municipal officers and employees and
- **to require these persons to disclose actual or potential conflicts** of interest between their public duties and their personal interests.

Gifts - generally not allowed



Acceptance of
gifts is forbidden
for all types of
local
government
entities.

Exceptions:

- Occasional non-monetary gift valued at less than \$50.
- A publicly presented award.
- A loan made in the ordinary course of business.
- A political campaign contribution.

Other Conflicts of Interest

Conflict	Allowed?
Disclosure or use of private or protected information to benefit yourself or others	NO
A conflict between public duty and personal interests	Statute doesn't say, Speak to Legal Counsel
Compensation for assisting person or a business with a transaction involving the government	YES with proper disclosure
Being an officer, agent, employee or owner of a business that is subject to regulation by the government	YES with proper disclosure
Personal investments that create conflict between personal interests and public duty	YES with proper disclosure
Use or attempt to use official position to further economic interests or secure special privileges for self or others	NO
Outside employment that might interfere with ethical performance of public duties	Statute doesn't say, Speak to Legal Counsel

Potential Penalties

Removal from Office or dismissal from employment.

Being charged with a felony or misdemeanor depending upon the value of compensation, the type of conflict of interest, or assistance.

Depending on the violation, the rescinding or voiding of a contract without returning any part of the consideration received by the entity.



Nepotism

No public officer may employ, appoint, vote for, or recommend a relative for employment.

Additionally, no public officer may directly supervise an appointee who is a relative.

Be aware that City policy about hiring individuals related to you may be more restrictive than state law quoted above.

And, as with most rules, there are exceptions so please speak with Legal Counsel if you have a question or want to discuss a specific situation.

Relative means:

- Father, Mother
- Husband, Wife
- Son, Daughter
- Sister, Brother
- Aunt, Uncle
- Nephew, Niece
- First Cousin
- Mother-In-Law, Father-In-Law
- Brother-In-Law, Sister-In-Law
- Son-In-Law, Daughter-In-Law
- Grandfather, Grandmother
- Grandson, Granddaughter

Social Media

On October 31, 2023 the Supreme Court heard arguments in two cases:

- *Lindke v. Freed* (City Manager of Port Huron, Michigan) and,
- *O'Connor-Ratcliff v. Garnier* (school board member in California)

No decision yet, so no clear guidance on whether and under what circumstances government officials can block private citizens from their personal social media accounts.



The Supreme Court is also looking at cases involving disputes about government officials' ability to ask social media platforms to remove content and two state laws that could reduce content moderation.

Reporting



The City offers anonymous reporting options. Anyone can report instances of fraud and allegations of inappropriate actions by City Staff and City Council members.

Those wishing to report conduct or an allegation can call **(801) 253-5202** or fill out a form online <https://www.sjc.utah.gov/FormCenter/General-10/Fraud-Reporting-Form-87>

COMPLAINANT INFORMATION

Complainant to remain anonymous?

- ☐ Yes
☐ No

I would like to:*

Select one:

- ☐ Report an allegation of fraud or abuse by an employee in the City Attorney's office
☐ Report an allegation of fraud or abuse by any other employee of the City
☐ Report an allegation of fraud or abuse by a City Council member
☐ Report an allegation of fraud or abuse by the Mayor
☐ Report any other allegation of fraud or abuse

Date Submitted

mm/dd/yyyy

INFORMATION CONCERNING THE COMPLAINT (PLEASE COMPLETE ONE FORM FOR EACH SEPARATE COMPLAINT)

Each improper action should be noted separately and supported with reliable and sufficient evidence. Supplying detailed information contributes to a thorough and efficient investigation. This form is designed to help you supply the needed information.

Who is the person(s) the complaint is against? (Please provide name, position, agency, division, and phone #)