

ORDINANCE NO. 24-45

**AN ORDINANCE AMENDING THE 2009 WEST JORDAN CITY CODE
RELATED TO CITY COUNCIL RESPONSIBILITIES AND LEADERSHIP**

WHEREAS, the City of West Jordan adopted West Jordan City Code (“**City Code**”) in 2009; and

WHEREAS, the City Council of the City of West Jordan desires to amend a certain section of the City Code, regarding and related to City Council Responsibilities and Leadership; and

WHEREAS, the City Council held a public meeting on October 9, 2024 regarding the proposed City Code amendments; and

WHEREAS, the City Council finds it to be in the best interest of the public health, safety, and welfare of the residents of the City to adopt the following proposed City Code amendments.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST JORDAN, UTAH AS FOLLOWS:

Section 1. Amendment of Code Provisions. City Code Section 1-6-5, 1-6-9, 1-6-10 and 1-6-11 are amended to read as shown on Attachment 1 to this Ordinance.

Section 2. Severability. If any provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

Section 3. Effective Date. This Ordinance shall become effective immediately upon posting or publication as provided by law and upon (i) the Mayor signing the Ordinance, (ii) the City Council duly overriding the veto of the Mayor as provided by law, or (iii) the Mayor failing to sign or veto the Ordinance within fifteen (15) days after the City Council presents the Ordinance to the Mayor.



PASSED BY THE CITY COUNCIL OF THE CITY OF WEST JORDAN, UTAH, THIS 9th DAY OF OCTOBER 2024.

CITY OF WEST JORDAN

By: 

Zach Jacob
Council Chair

ATTEST:

Cindy M. Quick, MMC
Council Office Clerk

(continued on the next page)

Voting by the City Council

"YES" "NO"

Council Chair Zach Jacob	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Council Vice-Chair Chad Lamb	~ absent ~	
Council Member Bob Bedore	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Pamela Bloom	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Kelvin Green	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Kent Shelton	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Kayleen Whitelock	<input checked="" type="checkbox"/>	<input type="checkbox"/>



PRESENTED TO THE MAYOR BY THE CITY COUNCIL ON OCTOBER 10, 2024.

Mayor's Action: X Approve Veto

By: 
Mayor Dirk Burton

Oct 11, 2024
Date

ATTEST:



 
Tangee Sloan, CMC
City Recorder

STATEMENT OF APPROVAL/PASSAGE (check one)

 X The Mayor approved and signed Ordinance No. 24-45.

 The Mayor vetoed Ordinance No. 24-45 on _____ and the City Council timely overrode the veto of the Mayor by a vote of ____ to ____.

 Ordinance No. 24-45 became effective by operation of law without the Mayor's approval or disapproval.

 
Tangee Sloan, CMC
City Recorder

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CERTIFICATE OF PUBLICATION

I, Tangee Sloan, certify that I am the City Recorder of the City of West Jordan, Utah, and that a short summary of the foregoing ordinance was published on the Utah Public Notice Website on the 14th day of October 2024. The fully executed copy of the ordinance is retained in the Office of the City Recorder pursuant to Utah Code Annotated, 10-3-711.

Tangee Sloan, CMC
City Recorder

Attachment 1

**(to ORDINANCE NO. 24-45
AN ORDINANCE AMENDING THE 2009 WEST JORDAN CITY CODE RELATED TO CITY
COUNCIL RESPONSIBILITIES AND LEADERSHIP;
SECTIONS 1-6-5, 1-6-9, 1-6-10, AND 1-6-11)**

1-6-5: DUTIES AND ACTS OF CITY COUNCIL:

A. Council Duties: The city council, by majority vote in an open meeting, shall:

1. By ordinance, provide for the manner in which:

a. City property is bought, sold, traded, encumbered, or otherwise transferred; and

b. A subdivision or annexation is approved, disapproved, or otherwise regulated.

2. Pass ordinances; appropriate funds, including tax levies; adopt fee schedules and service rates; and review city administration;

3. Provide advice and consent for the mayor's appointments of statutory officers, statutory committee members, and department heads;

4. Appoint city council members to serve as council representatives or liaisons to external organizations pursuant to section 1-6-14 of this code;

5. Appoint, or nominate, as applicable, qualified persons to serve as board members on local district boards pursuant to section 1-6-15 of this code;

6. Perform all duties that the law imposes on the council, including appropriating emergency expenditures authorized by Utah Code 10-6-129 and chapter 2a of title 53, or their successor provisions; and

7. Elect council leadership, using the procedures set forth in Council Policies and Procedures.

B. Council Action: The city council's will is expressed by ordinance, resolution, declaration, budget approval, and other written statements of policy and concern. In every case, unless otherwise required or allowed by law, the will of the city council shall be expressed in an open meeting by a majority vote of the city council, with a minimum of four "yes" votes, regardless of the number of council members present.

1. No statement or act of any individual member of the city council shall be viewed as the will of the city council.

C. Presenting Council Action To Mayor, Veto, And Reconsideration: Consistent with Utah Code 10-3b-204, or successor provisions:

1. The council shall present to the mayor each ordinance, tax levy, and appropriation passed by the council;

2. The mayor may veto an ordinance or tax levy or all or any part of an appropriation passed by the council;

3. If the mayor vetoes an ordinance or tax levy or all or any part of an appropriation, the mayor shall return the ordinance, tax levy, or appropriation to the council within fifteen (15) days after the

council presents the ordinance, tax levy, or appropriation to the mayor, with a statement explaining the mayor's objections; and

4. At its next meeting following a mayor's veto under subsection (2), the council shall reconsider the vetoed ordinance, tax levy, or appropriation.

D. When Council Action Takes Effect: An ordinance, tax levy, or appropriation passed by the council takes effect upon recording as provided in Utah Code 10-3-7, (Municipal Ordinances, Resolutions, and Procedure), or successor provisions, if:

1. The mayor signs the ordinance, tax levy, or appropriation;

2. The mayor fails to sign the ordinance, tax levy, or appropriation within fifteen (15) days after the council presents the ordinance, tax levy, or appropriation to the mayor; or

3. Following a veto, the council reconsiders the ordinance, tax levy, or appropriation and passes it by a vote of at least two-thirds (2/3) of all council members. This two-thirds (2/3) vote means a minimum of five "yes" votes, regardless of the number of council members present. (2001 Code § 2-3-106; amd. Ord. 09-13, 4-14-2009; Ord. 19-32, 10-23-2019, Effective at 12 noon on January 6, 2020; Ord. 21-04, 2-10-2021; Ord. 22-04, 2-23-2022; Ord. 24-11, 3-13-2024)

1-6-9: ELECTION OF COUNCIL LEADERSHIP:

A. The election of council leadership is conducted in accordance to the Election of Council Leadership section in Council Policies and Procedures.

B. The election shall be conducted in accordance with Utah Code 10-3b-203(1)(a)(iv) or its successor provisions.

(Ord. 19-32, 10-23-2019, Effective at 12 noon on January 6, 2020; amd. Ord. 20-27, 8-26-2020; Ord. 21-06, 3-24-2021)

1-6-10: POWERS OF COUNCIL CHAIR:

A. The council chair or the meeting's acting council chair shall sign all ordinances, resolutions, and correspondence, on behalf of the council as a whole. The council chair or council chair's designee shall also sign all other necessary documents on behalf of the council as a whole which are not otherwise specifically delegated to someone other than the council chair by this chapter or by law.

1. Council Leadership consists of Council Chair, Council Vice-Chair and Past Chair.

2. Past Chair is the council chair from the prior term.

B. The council chair or acting council chair shall oversee time off requests and the annual review of the council office director.

C. Subject to the other provisions of this code and the council rules, the council chair may delegate responsibilities to the council office director, a member of council leadership, or another council member.

1. The Council Chair may assign council members to ad hoc committees when requested by the Mayor or designee.

D. The council chair, in consultation with the council leadership, shall set the agenda for and conduct all meetings of the council as a whole, subject to council rules.

E. In the absence of the council chair, or upon the council chair's inability to function or at the council chair's direct request, the council vice-chair shall be acting council chair and shall have and exercise all the powers and authority of the council chair.

F. In the absence of the council chair and vice-chair, or upon the council chair's or vice-chair's inability to function or at the council chair's direct request, the council past chair shall be acting council chair and shall have and exercise all the powers and authority of the council chair

G. In the event of the absence of the council chair and council vice-chair and council past chair, the council may appoint an acting council chair for a meeting. The acting council chair shall be determined by drawing lots. (Ord. 19-32, 10-23-2019, Effective at 12 noon on January 6, 2020; amd. Ord. 20-27, 8-26-2020; Ord. 24-11, 3-13-2024)

1-6-11: COUNCIL OFFICE AND COUNCIL STAFF:

A. The city council may appoint a council office director. Subject to budget constraints and council approval, the council office director hires part-time or full-time council staff positions. Council office employees are at-will employees under Utah Code 10-3-1105.

B. The city council may establish terms of employment, job duties, and roles for council staff. The city council may delegate to the council office director authority to negotiate and execute written employment agreements, offer letters and hiring documents on behalf of the city council.

C. Employment offers shall be processed through the human resource office and be consistent with city personnel policies and procedures in effect at the time of offer and thereafter.

D. All council office employees are city employees and are subject to city policies and procedures. Council office employees are supervised by the council office director.

1. Subcontractors providing services to the city council and council office are supervised by the council office director.

E. Members of the city council are considered city employees for purposes of city policies, applicable benefits and coverages, etc. (Ord. 19-32, 10-23-2019, Effective at 12 noon on January 6, 2020; amd. Ord. 20-04, 4-15-2020; Ord. 20-27, 8-26-2020; Ord. 24-11, 3-13-2024)











Ordinance No. 24-45 amd WJCC 1-6-5,9,10,11 CC Responsibilities

Final Audit Report

2024-10-12


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"Ordinance No. 24-45 amd WJCC 1-6-5,9,10,11 CC Responsibilities" History


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