



REQUEST FOR COUNCIL ACTION

Presenter: Alan Anderson

Meeting Date Requested: 11/4/2020

Department: Council Office

Date Final Action Required: 11/4/2020

Meeting Type: ☐ Work Session ☐ Public Hearing ☒ Business Item ☐ Other:

Action Requested: ☒ Provide Information ☐ Request Feedback ☒ Decision ☐ Other:

Time Requested: Total Time: 5 (Presentation Time: 1 Council Discussion: 4)

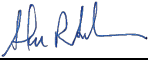
Approval Signatures

Submitter: 

Dept. Head: _____

Reviewed as to Form:  Duncan Murray Oct 30, 2020 14:23 MDT

Executive: _____

Council Office: 

Council Committee: _____

(**Please note: when completing for New Business item, only lines 1-5 are required)

1. AGENDA SUBJECT *(subject as it should appear on the formal agenda)*

Amendment to Section 1-6C regarding alternates to the General Plan Committee

2. PURPOSE FOR COUNCIL TIME *(what specifically is needed from the council, i.e. specific questions to be answered)*

To complete the previous Council discussion to allow alternates to serve on the General Plan Committee and provide a tie-breaking vote provision, should it arise.

3. SUMMARY *(provide a brief synopsis of the issue)*

The Council adopted a Resolution to appoint members to the Council General Plan Committee. Current code requires an odd number of members with no more than 15. There was discussion suggesting the ability to add alternates, in the case of even numbers which was not within the provisions of 1-6C-3.

This modification would amend Title 1 Chapter 6C to allow the Council to appoint alternate non-voting members of the General Plan Committee. It contains a provision of automatic appointment to the General Plan Committee should a vacancy exist. The automatic appointment would be "first-in, first-out" and based on the date/time the applicant sent their application, with the earliest date filling the first appointment. These appointments would be automatic without further action of the Council since the alternates were already appointed as alternates.

Lastly, in the case of a tie vote, which could exist at any time, the Council Subcommittee felt that the Planning Commissioner assigned to the General Plan Committee would be the tie-breaker vote, if and when needed.

4. TIME SENSITIVITY / URGENCY *(explain any deadlines and the impact of those deadlines)*

No urgency, however, the General Plan Committee has begun meeting and these provisions ought to be considered in case there are vacancies and issues with tie votes.

5. BUDGET IMPACT *(provide estimated cost and source of funding)*

None

6. STAFF RECOMMENDATION

None

7. PLANNING COMMISSION RECOMMENDATION *(if applicable)*

N/A

8. MOTION RECOMMENDED *(if applicable)*

I move to approve Ordinance No. 20-39 amending West Jordan City Code 1-6C to provide for alternate members of the General Plan Committee as shown in Exhibit 2.

9. MAYOR RECOMMENDATION *(if applicable)*

N/A

10. PACKET ATTACHMENT(S) *(if larger than 25 mb, embed electronically)*

1. Ordinance No. 20-39
2. Exhibit 1 – redline
3. Exhibit 2 – clean

11. OTHER INFORMATION *(if applicable)*

THE CITY OF WEST JORDAN, UTAH

Ordinance No. 20-39

AN ORDINANCE AMENDING THE 2009 CITY CODE TITLE 1-6C

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

WHEREAS, the City desires to simplify City Code references and provisions regarding General Plan Committee procedures that are codified in Title 1 Chapter 6C of the City Code; and

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

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

Section 1. Amendment. Chapter 6C of Title 1 of the City Code are amended so that they shall now read as shown on Exhibit 2 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 if any of the following occur:

- a. The Mayor signs the ordinance as provided by law; or
- b. The Mayor vetoes the ordinance as provided by law and at the City Council’s next meeting following the Mayor’s veto the City Council passes the ordinance over the Mayor’s veto by an affirmative vote of at least five (5) City Council members; or
- c. The Mayor fails to sign the ordinance within fifteen (15) days after the City Council presents the ordinance to the Mayor.

PASSED BY THE CITY COUNCIL OF WEST JORDAN, UTAH, THIS 4TH DAY OF NOVEMBER 2020.

CITY OF WEST JORDAN

By: _____
Christopher McConnehey
Council Chair

ATTEST:

Cindy M. Quick, MMC
Council Office Clerk

(Continued on the following page)

Voting by the City Council

"YES"

"NO"

Council Member Kelvin Green

☐☐

Council Member Zach Jacob

☐☐

Council Member Chad R. Lamb

☐☐

Council Chair Chris McConnehey

☐☐

Council Member David Pack

☐☐

Council Member Kayleen Whitelock

☐☐

Council Member Melissa Worthen

☐☐

PRESENTED TO THE MAYOR BY THE CITY COUNCIL ON _____.

Mayor's Action: _____ Approve _____ Veto

By: _____
Mayor Dirk Burton Date

ATTEST:

Tangee Sloan
City Recorder

STATEMENT OF APPROVAL OF PASSAGE (check one)

_____ The Mayor approved and signed Ordinance No. 20-39.

_____ The Mayor vetoed Ordinance No. 20-39 on _____ and the
City Council timely overrode the veto of the Mayor by a vote of _____ to _____.

_____ Ordinance No. 20-39 became effective by operation of law without the
Mayor's approval or disapproval.

Tangee Sloan
City Recorder

CERTIFICATE OF PUBLICATION

I, Tangee Sloan, certify that I am the City Recorder of the City of West Jordan, Utah, and that the
foregoing ordinance was published/posted in the Salt Lake Tribune, on the _____ day of _____,
20_____, pursuant to law.

Tangee Sloan
City Recorder

EXHIBIT 1 – Redline version

SECTION:

1-6C-1: Created

1-6C-2: Powers and Duties

1-6C-3: Appointment of Voting Members

1-6C-4: Terms; Expiration For Voting Members

1-6C-5: Ex Officio Members

1-6C-1: CREATED:

The general plan committee is hereby created in order to assist the planning commission and city council in the preparation and adoption of a comprehensive, long range general plan for land use and growth and development. It is organized and governed as provided in this chapter. (2001 Code § 2-6-1601; § 2-4-1, amd Ord. 19-53, 12-11-2019, Effective at 12 noon on January 6, 2020)

1-6C-2: POWERS AND DUTIES:

The general plan committee shall serve as an ad hoc advisory committee to the planning commission and to the city council. The committee shall serve only: when needed to prepare a comprehensive update to the general plan, which shall be submitted to the planning commission within a specified time frame from the date in which the committee is appointed; or when otherwise directed by a resolution of the city council. In preparing its recommendations for a comprehensive update to the general plan, including maps or elements, or when acting pursuant to a resolution of the city council, the general plan committee shall:

A. Make reports and recommendations to the planning commission and to the city council, relating to proposed text amendments to the city general plan.

B. Review and propose land use map amendments and make recommendations to the planning commission and to the city council, but shall not act upon any applications by the public.

C. Make reports and recommendations to the master transportation element, the moderate income housing element, and other elements of the general plan, but only if directed to do so by a resolution of the city council. (2001 Code § 2-6-1602; amd. Ord. 18-22, 7-11-2018; § 2-4-2, Ord. 19-53, 12-11-2019, Effective at 12 noon on January 6, 2020)

1-6C-3: APPOINTMENT OF VOTING MEMBERS:

The city council shall appoint qualified persons to be voting members of the general plan committee. The committee shall be composed of an odd number of voting members not to exceed fifteen (15) members. (2001 Code § 2-6-1603; amd. Ord. 18-22, 7-11-2018; §2-4-3, Ord. 19-53, 12-11-2019, Effective at 12 noon on January 6, 2020)

1-6C-4 APPOINTMENT OF ALTERNATE NON-VOTING MEMBERS:

A. The city council may appoint up to 8 additional qualified alternate members of the general plan committee. Alternate members may and should attend meetings, and shall have all the same privileges and responsibilities as voting members without the privilege of voting.

B. Alternates shall automatically fill vacancies in the general plan committee to maintain an odd number of voting members as defined in 1-6C-3.

C. The order of automatic appointment shall be in the order of applications received by date and time as included on the resolution appointing the alternate members.

1-6C-45: TERMS; EXPIRATION FOR ~~VOTING~~ MEMBERS:

Each ~~voting~~ committee member, including alternate members, shall be appointed for a term of a specified time frame of not more than two (2) years upon appointment by the city council, and may be reappointed. The general plan committee may be disbanded at any time by resolution of the city council. (2001 Code § 2-6-1604; amd. Ord. 18-22, 7-11-2018; §2-4-4, Ord. 19-53, 12-11-2019, Effective at 12 noon on January 6, 2020)

1-6C-56: EX OFFICIO MEMBER:

A. One member of the planning commission shall be assigned by the planning commission to serve a one calendar year term as a nonvoting ex officio member of the general plan committee, who shall serve in addition to the other members of the general plan committee appointed by the city council. The member of the planning commission so assigned as an ex officio member shall not be assigned to serve on the general plan committee for consecutive one year terms. The ex officio member shall make reports and recommendations relating to the progress of the general plan committee in making proposed changes to the city general plan. (2001 Code § 2-6-1605; amd §2-4-5, Ord. 19-53, 12-11-2019, Effective at 12 noon on January 6, 2020)

B. The planning commission member votes as a voting member of the general plan committee on each matter for which there is a tie vote of the other general plan committee members present and voting at the general plan committee meeting.

A.—

EXHIBIT 2 – Clean version

SECTION:

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1-6C-3: Appointment of Voting Members

1-6C-4: Terms; Expiration For Voting Members

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- B. The planning commission member votes as a voting member of the general plan committee on each matter for which there is a tie vote of the other general plan committee members present and voting at the general plan committee meeting.

7d - General Plan Committee Alternates Code Amendment

Final Audit Report

2020-10-30

Created:	2020-10-30
By:	Cindy Quick (Cindy.quick@westjordan.utah.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAmLIufM5O2wA576214Rb0Bzti0kMdLIgw

"7d - General Plan Committee Alternates Code Amendment" History

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2020-10-30 - 7:39:30 PM GMT
-  Email viewed by Alan Anderson (alan.anderson@westjordan.utah.gov)
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-  Document e-signed by Alan Anderson (alan.anderson@westjordan.utah.gov)
Signature Date: 2020-10-30 - 10:07:13 PM GMT - Time Source: server- IP address: 207.225.200.66

✔ Agreement completed.

2020-10-30 - 10:07:13 PM GMT