



REQUEST FOR COUNCIL ACTION

Presenter: Korban Lee and Kelvin Green

Meeting Date Requested: 12/16/2020

Department: Administration & City Council

Date Final Action Required: 12/16/2020

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

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

Time Requested: Total Time: 10 minutes (Presentation Time: 3 Council Discussion: 7)

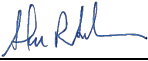
Approval Signatures

Submitter: 

Dept. Head: 

Reviewed as to Form:  David Quealy (Dec 10, 2020 5:49 MST)

Executive: 

Council Office: 

Council Committee: N/A

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

1. AGENDA SUBJECT

Ordinance No. 20-47 amending Title 2, Chapter 1, Section 1 regarding Executive Branch Committees.

2. PURPOSE FOR COUNCIL TIME

Discussion and possible action regarding Ordinance No. 20-47 amending Title 2, Chapter 1 of the West Jordan City Code ("City Code") clarifying that internal executive branch committees comprised of City employees are not governed by Title 2 of the City Code.

3. SUMMARY

City Code 2-1-1 currently reads in a way that "all" executive branch committees are governed by and subject to the strictures of Title 2 of the City Code. Administration and Councilmember Green are jointly proposing an amendment to Section 2-1-1 of the West Jordan City Code to clarify that internal executive branch committees comprised of City employees are not subject to Title 2, but rather governed by the Mayor as a matter of City operations. Providing the Mayor with the express authority to create internal employee committees will increase government efficiency.

4. TIME SENSITIVITY / URGENCY

Implementing the proposed amendment in December will help the Administration efficiently constitute new employee committees for the new calendar year.

5. BUDGET IMPACT

No budgetary impact is anticipated.

6. STAFF RECOMMENDATION

The Chief Administrative Officer recommends approval of Ordinance No. 20-47.

7. PLANNING COMMISSION RECOMMENDATION

N/A

8. MOTION RECOMMENDED

"I move the City Council adopt Ordinance No. 20-47 amending Title 2, Chapter 1, Section 1 of the West Jordan City Code regarding executive branch committees"

9. MAYOR RECOMMENDATION

The Mayor recommends approval of Ordinance No. 20-47.

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

- Ordinance No. 20-47
- Proposed amendment to City Code § 2-1-1 shown in red-line format (**Exhibit 1**)

11. OTHER INFORMATION *(if applicable)*

1 THE CITY OF WEST JORDAN, UTAH

2
3 **ORDINANCE NO. 20-47**

4
5 **AN ORDINANCE AMENDING TITLE 2, CHAPTER 1, SECTION 1 OF THE**
6 **WEST JORDAN CITY CODE REGARDING EXECUTIVE BRANCH**
7 **COMMITTEES**

8
9 WHEREAS, Title 2, Chapter 1 of the West Jordan City Code (“City Code”) governs the
10 general creation and operation of executive branch committees;

11
12 WHEREAS, Title 2, Chapter 1 of the City Code does not distinguish between internal
13 committees comprised of City of West Jordan (“City”) employees and committees made up of
14 members of the public; and

15
16 WHEREAS, the West Jordan City Council (“City Council”) desires to clarify that internal
17 committees of City employees should not be governed by Title 2 of the City Code, but rather left to
18 the sound discretion of the Mayor to create, disband, and govern as he/she sees fit; and

19
20 WHEREAS, the City Council finds it to be in the best interests of the health, safety, and
21 welfare of the City to adopt this ordinance.

22
23 NOW THEREFORE BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF WEST
24 JORDAN, UTAH AS FOLLOWS:

25
26 **Section 1.** Amendment. Title 2, Chapter 1, Section 1 of the West Jordan City Code is amended to
27 read as follows:

28
29 2-1-1: SCOPE OF PROVISIONS:

30 Subject to the following exceptions, this title governs all boards,
31 commissions, agencies, support organizations or committees of the
32 executive branch: (1) this title does not govern the creation, operation,
33 structure, or any other elements of internal committees of City employees,
34 which may be created, disbanded, and governed by the Mayor in his/her
35 sole discretion; and (2) when the law specifically provides otherwise. City
36 council committees, as referenced in Section 2-1-10, are governed by title
37 1, chapter 6 of this code. For the purposes of this title, references to “law”
38 will include city ordinances.

39
40 **Section 2.** Severable. This Ordinance shall be severable. If a court of competent jurisdiction finds
41 any specific provision of this Ordinance invalid on its face or in application, the
42 remainder of the Ordinance shall not be affected.

43
44 **Section 3.** Effective Date. This Ordinance shall become effective immediately upon posting or
45 publishing as required by law and either (i) the Mayor signing the Ordinance, (ii) the City
46 Council duly overriding the veto of the Mayor as provided by law, or (iii) the Mayor
47 failing to sign or veto the ordinance within fifteen (15) days after the City Council
48 presents the Ordinance to him.

PASSED BY THE CITY COUNCIL OF THE CITY OF WEST JORDAN, UTAH THIS
16th DAY OF DECEMBER 2020.

CITY OF WEST JORDAN

By: _____
Christopher McConnehey
Council Chair

ATTEST:

Cindy M. Quick, MMC
Council Office Clerk

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

(Continued on the following page)

STATEMENT OF APPROVAL OF PASSAGE (check one)

_____ The Mayor approved and signed Ordinance No. 20-47.

_____ The Mayor vetoed Ordinance No. 20-47 on _____ and the
City Council timely overrode the veto of the Mayor by a vote of _____ to _____.

_____ Ordinance No. 20-47 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 _____, on the
_____ day of _____, 20_____, pursuant to law.

[SEAL]

Tangee Sloan
City Recorder

EXHIBIT 1 to the Request for Council Action

2-1-1: SCOPE OF PROVISIONS:

Subject to the following exceptions, This title governs all boards, commissions, agencies, support organizations or committees of the executive branch: (1) this title does not govern the creation, operation, structure, or any other elements of internal committees of City employees, which may be created, disbanded, and governed by the Mayor in his/her sole discretion; and (2) when the law specifically provides, unless otherwise specifically provided by law. City council committees, as referenced in Section 2-1-10, are governed by title 1, chapter 6 of this code. For the purposes of this title, references to “law” will include city ordinances. (2001 Code § 2-6-101; amd. Ord. 10-08, 2-24-2010; Ord. 19-16, 4-10-2019, Effective at 12 noon on January 6, 2020)

7a - Executive Branch Committees

Final Audit Report

2020-12-11

Created:	2020-12-10
By:	Cindy Quick (Cindy.quick@westjordan.utah.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAArS7SL9UJacobKw-9sWxvYgx9S4uOErsWo

"7a - Executive Branch Committees" History

-  Document created by Cindy Quick (Cindy.quick@westjordan.utah.gov)
2020-12-10 - 5:11:15 PM GMT- IP address: 207.225.200.66
-  Document emailed to Korban Lee (korban.lee@westjordan.utah.gov) for signature
2020-12-10 - 5:12:10 PM GMT
-  Email viewed by Korban Lee (korban.lee@westjordan.utah.gov)
2020-12-10 - 10:46:56 PM GMT- IP address: 207.225.200.66
-  Document e-signed by Korban Lee (korban.lee@westjordan.utah.gov)
Signature Date: 2020-12-10 - 10:47:18 PM GMT - Time Source: server- IP address: 207.225.200.66
-  Document emailed to David Quealy (david.quealy@westjordan.utah.gov) for signature
2020-12-10 - 10:47:20 PM GMT
-  Email viewed by David Quealy (david.quealy@westjordan.utah.gov)
2020-12-10 - 10:47:39 PM GMT- IP address: 166.70.39.131
-  Document e-signed by David Quealy (david.quealy@westjordan.utah.gov)
Signature Date: 2020-12-10 - 10:49:58 PM GMT - Time Source: server- IP address: 166.70.39.131
-  Document emailed to Dirk Burton (dirk.burton@westjordan.utah.gov) for signature
2020-12-10 - 10:50:00 PM GMT
-  Email viewed by Dirk Burton (dirk.burton@westjordan.utah.gov)
2020-12-10 - 11:10:29 PM GMT- IP address: 207.225.200.66
-  Document e-signed by Dirk Burton (dirk.burton@westjordan.utah.gov)
Signature Date: 2020-12-10 - 11:11:40 PM GMT - Time Source: server- IP address: 207.225.200.66
-  Document emailed to Alan Anderson (alan.anderson@westjordan.utah.gov) for signature
2020-12-10 - 11:11:42 PM GMT

 Email viewed by Alan Anderson (alan.anderson@westjordan.utah.gov)

2020-12-11 - 0:20:07 AM GMT- IP address: 207.225.200.66

 Document e-signed by Alan Anderson (alan.anderson@westjordan.utah.gov)

Signature Date: 2020-12-11 - 0:20:21 AM GMT - Time Source: server- IP address: 207.225.200.66

 Agreement completed.

2020-12-11 - 0:20:21 AM GMT