

Mayor's Office: Council Agenda Item Request Form
*This form and supporting documents (if applicable) are due the Wednesday
before the COW meeting by noon.*

Date Received (office use)	
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Date of Request	10.11.17
Requesting Staff Member	Mayor's Office and Craig Wangsgard
Requested Council Date	10.17.17
Topic/Discussion Title	SLCo Ordinance 2.08.030: Ordinance Requirements
Description	SLCo Ordinance 2.08.030 is in conflict with state statute and the County's optional plan and therefore must be revised.
Requested Action ¹	Consent
Presenter(s)	Erin Litvack and Craig Wangsgard
Time Needed ²	5 min
Time Sensitive ³	No
Specific Time(s) ⁴	No
Please attach the supporting documentation you plan to provide for the packets to this form. While not ideal, if supporting documents are not yet ready, you can still submit them by 10 am the Friday morning prior to the COW agenda. Items without documentation may be taken off for consideration at that COW meeting.	

Mayor or Designee approval: Erin Litvack

¹ What you will ask the Council to do (e.g., discussion only, appropriate money, adopt policy/ordinance) – in specific terms.
² Assumed to be 10 minutes unless otherwise specified.
³ Urgency that the topic to scheduled on the requested date.
⁴ If important to schedule at a specific time, list a few preferred times.

SALT LAKE COUNTY ORDINANCE

ORDINANCE NO. _____, 2017

AN ORDINANCE OF THE LEGISLATIVE BODY OF SALT LAKE COUNTY, UTAH, AMENDING SECTION 2.08 OF THE SALT LAKE COUNTY CODE OF ORDINANCES, 2001, ENTITLED "ADMINISTRATIVE ORGANIZATION" DELETING PROVISION FOR THE MAYOR TO APPOINT TO COUNTY BOARDS AND COMMISSIONS WITHOUT THE ADVICE AND CONSENT OF THE SALT LAKE COUNTY COUNCIL

The County Legislative Body of Salt Lake County ordains as follows:

SECTION I. The amendments made herein are designated by underlining the new substituted words. Words being deleted are designated by brackets with a line drawn through said words.

SECTION II. Section 2.08.030 of the Salt Lake County Code of Ordinances, 2001 is hereby amended to read as follows:

2.08.030 - Ordinance requirements.

- A. The function of proposing, considering, reviewing, approving and enacting ordinances is a legislative process which lies solely within the power, authority and discretion of the council pursuant to law. The council may, at its discretion, provide for the limited delegation of certain powers and activities to other committees, persons or entities to assist in the preparation of proposed county ordinances. The legislative committee is established to serve as an advisory body to assist the council in the consideration of county ordinances, countywide policies and procedures, and similar regulations or other matters as directed.
- B. Proposals for county ordinances shall be submitted to the council for initial consideration, review, and further assignment. A draft of the proposed ordinance should be prepared by the officer or entity making the proposal, by the attorney's office or by council staff, at the direction of the council. Draft ordinances should be in standard legislative form, including a long title and enacting clause and setting out the matter to be deleted by brackets and interlineation and the matter to be added by underlining or by other appropriate designations.
- C. Referral to the legislative committee is not mandatory, and is done at the discretion of the council. A proposed ordinance which has been prepared in draft form may be forwarded to the legislative committee for initial review. After review, the proposed draft ordinance shall be promptly forwarded by the legislative committee chair, either with or without a favorable recommendation, to the council.
- D. Prior to submission to council, any proposed draft ordinance shall be reviewed as to form and legality by the attorney and the attorney will respond in writing to the chair of the committee or council within fourteen days of receipt of the ordinance.

- E. 1. Upon receipt from the legislative committee of a proposed ordinance or an amendment to an existing ordinance, the council may reject or adopt the proposal as approved by the committee, conduct further public hearings on the matter, refer the ordinance proposal to other groups or individuals for comment and input, or it may amend the proposed ordinance prior to final adoption by the council.
2. At any time the council may direct that the council be provided with information concerning a proposed ordinance or direct that action be taken on a proposed ordinance by writing to the legislative committee, attorney's office or other entity involved in drafting, preparing, reviewing or considering the proposed ordinance. Upon receiving such written direction, the entity shall complete its activities regarding the ordinance and within fourteen days shall produce it for action by the council.
3. Upon review, approval and adoption by the council, the proposed ordinance shall become legally effective upon being signed by the chair, attested by the county clerk, and fifteen days after its adoption and upon at least one publication in a newspaper published and having general circulation in the county.
4. Any amendments proposed to an existing ordinance after the effective date of the ordinance by the council shall follow the procedures in this section.
5. Amendments proposed to an ordinance after it has been formally adopted by the council, but prior to the ordinance's effective date, may be considered by the council without referral to legislative committee, unless such referral is directed by the council. In the event that an ordinance is amended after its formal adoption and after the publication of a newspaper notice, but prior to the expiration of fifteen days after adoption, the council shall direct that a newspaper notice be published retracting the original ordinance and substituting the amended version. The amended ordinance is effective in accordance with the provisions of subsection (E)(2) of this section.
6. All ordinances approved by the council shall be accompanied by an ordinance summary prepared by the attorney in accordance with state statute.
- F. Ordinances which in the opinion of the council are necessary for the immediate preservation of the peace, health or safety of the county and the inhabitants thereof may, if so provided in the ordinance, take effect immediately upon publication in one issue of a newspaper published in and having general circulation in the county.
- G. Departments, divisions, and other subdivisions of the executive branch shall be established, abolished, consolidated or realigned as provided in the plan. ~~[Boards, commissions and councils which are advisory to the mayor and are not vested with policy-making authority need not be created by ordinance and appointments thereto are not subject to the advice and consent of the council.]~~

SECTION III. This ordinance shall become effective fifteen (15) days after its passage and upon at least one publication in a newspaper published and having general circulation in Salt Lake County.

[Signature lines on the following page]

APPROVED and ADOPTED this _____ day of _____, 2017.

SALT LAKE COUNTY COUNCIL

By: _____
Steven DeBry, Chair

ATTEST:

Sherrie Swensen
Salt Lake County Clerk

Council Member Bradley voting _____
Council Member Bradshaw voting _____
Council Member Burdick voting _____
Council Member DeBry voting _____
Council Member Granato voting _____
Council Member Jensen voting _____
Council Member Snelgrove voting _____
Council Member Wilson voting _____
Council Member Winder Newton voting _____

Craig J.
Wangsgard

Digitally signed by Craig J. Wangsgard
DN: dc=org, dc=slcounty,
ou=Departments, ou=District
Attorney, ou=Users, ou=GC, cn=Craig
J. Wangsgard,
email=CWangsgard@slco.org
Date: 2017.10.09 13:38:14 -06'00'

**SUMMARY OF
SALT LAKE COUNTY ORDINANCE NO. _____**

Salt Lake County Ordinance No. _____ amends the following chapters of the Salt Lake County Code of Ordinances, 2001: Chapter 2.08.030, "Ordinance Requirements" by eliminating the Mayor's power to appoint members of Boards and Committees without the advice and consent of the Salt Lake County Council in order to comply with state statute and the County's optional plan.

A complete copy of the ordinance is available in the office of the Salt Lake County Clerk, 2001 South State Street, N2100A, Salt Lake City, Utah, with the names of the members of the County Council voting for and against the ordinance.

APPROVED and ADOPTED this _____ day of _____, 2017.

SALT LAKE COUNTY COUNCIL

By: _____
Steven DeBry, Chair

ATTEST:

Sherrie Swensen
Salt Lake County Clerk

Council Member Bradley voting	_____
Council Member Bradshaw voting	_____
Council Member Burdick voting	_____
Council Member DeBry voting	_____
Council Member Granato voting	_____
Council Member Jensen voting	_____
Council Member Snelgrove voting	_____
Council Member Wilson voting	_____
Council Member Winder Newton voting	_____

Craig J.
Wangsgard

Digitally signed by Craig J. Wangsgard
DN: dc=org, dc=slco, ou=Departments, ou=District
Attorney, ou=Users, ou=GC, cn=Craig
J. Wangsgard,
email=CWangsgard@slco.org
Date: 2017.10.09 13:23:19 -06'00'