

ORDINANCE NO: 2023- 43

AN ORDINANCE AMENDING SECTION 3-3-020 OF THE FARMINGTON CITY MUNICIPAL CODE ESTABLISHING A RESIDENCY REQUIREMENT FOR SERVICE ON COMMITTEES AND COMMISSIONS

WHEREAS, the City Council maintains several committees and commissions pursuant to municipal code, to aid in the governance of the city and to provide advice to the Council; and

WHEREAS, the City Council finds that requiring such commission or committee members to maintain primary residency within Farmington City will increase the effectiveness of those members by virtue of their continued, personal connection to the City; and

WHEREAS, the Farmington City Municipal Code governs requirements that apply to committee members; and

WHEREAS, the City Council finds that adding the residency requirement to the list within the Code will aid in the orderly transition of committee appointments, after a member establishes a primary residence outside of the City,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF FARMINGTON CITY, STATE OF UTAH, AS FOLLOWS:

Section 1: Amendment. Section 3-3-020 of the Farmington City Municipal Code is hereby amended as provided in Exhibit A.

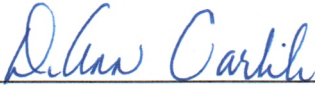
Section 2: Severability. If any section, clause, or provision of this Ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby and shall remain in full force and effect.

Section 3: Effective Date This Resolution shall become effective immediately upon publication.

PASSED AND ADOPTED BY THE CITY COUNCIL OF FARMINGTON CITY, STATE OF UTAH, THIS 18TH DAY OF JULY, 2023.

ATTEST:

FARMINGTON CITY


DeAnn Carlile, City Recorder



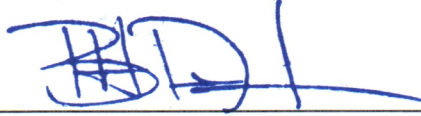

Brett Anderson, Mayor

EXHIBIT "A"

3-3-020: GENERAL RULES FOR BOARDS AND COMMITTEES:

Unless otherwise provided by law or these ordinances, such as title 11 of this code regarding the planning commission and board of adjustment, the following rules shall apply to city agencies, boards, bureaus, committees or commissions, which are hereinafter collectively referred to as "committees":

A. Advisory: Committees shall be advisory boards only unless otherwise specifically authorized by ordinance or resolution.

B. Number Of Members: Committees shall consist of a number of members as the city council shall provide by ordinance or resolution.

C. Removal Of Members: Committee members may be removed from office with or without cause by a majority vote of the city council.

D. Residency of Members: Committee members may not be appointed unless they maintain a primary residence within Farmington City at the time of the appointment. If a committee member establishes a primary residence outside of the City during their term, then they will be deemed to have resigned their position thirty days after establishing that residence. The residency requirement does not apply to an appointed administrative hearing officer.

~~DE~~. Vacancies: A vacancy occurring on any committee for any reason shall be promptly filled by a replacement appointed in the same manner as the original appointment for the remainder of the unexpired term.

~~EE~~. No Compensation: Committee members shall receive no compensation for their services, but may be reimbursed for reasonable expenses incurred in the performance of their duties, and except as otherwise provided, shall be deemed volunteers for purposes of governmental immunity.

~~FG~~. Funding: Committees may receive funds by an annual appropriation in the city budget, by government, corporate or private grants or donations, and from proceeds of approved committee functions, which funds shall be held and managed as directed by the city council.

~~GH~~. Council Liaison Member: The mayor, with the advice and consent of the city council, may appoint a city council member to any committee to serve as liaison between the city council and the committee. The selection of council member shall be approved by the city council by resolution. The council member shall serve in an advisory capacity only and shall have no voting or other authority. The council member shall serve as a liaison for a term of two (2) years.

~~HI~~. Chairperson: The chairperson of each committee, or his or her designee, shall give a report to the city council regarding the committee's activities and proposals. Such reports shall be provided at least annually and more frequently as requested or directed by the city council.