

# COTTONWOOD HEIGHTS

## ORDINANCE No. 287

### AN ORDINANCE AMENDING SECTIONS 2.140.104 AND 2.140.602, COTTONWOOD HEIGHTS CODE, TO INCREASE THE PERMISSIBLE TERMS OF SERVICE ON ADVISORY COMMITTEES

**WHEREAS**, on 19 December 2017, the city council (the “*Council*”) of the city of Cottonwood Heights (the “*City*”) met in regular session to consider, among other things, amending sections 2.140.104 and 2.140.602 of the COTTONWOOD HEIGHTS CODE OF ORDINANCES (the “*Code*”) to increase under certain circumstances the permissible terms of service on certain of the City’s advisory committees; and

**WHEREAS**, after careful consideration, the Council has determined that it is in the best interest of the health, safety and welfare of the citizens of the City to so amend Sections 2.140.104 and 2.140.602 of the Code as proposed;

**NOW, THEREFORE, BE IT ORDAINED** by the city council of the city of Cottonwood Heights as follows:

Section 1. **Adoption of Amended Sections 2.140.104 and 2.140.602.** The Council hereby amends Sections 2.140.104 and 2.140.602 of the Code as shown on the attached exhibit, which shows deletions to current Section 2.140.104 and 2.140.602 ~~struck through~~, and additions to those sections underlined:

Section 2. **Action of Officers.** All actions of the officers, agents and employees of the City that are in conformity with the purpose and intent of this ordinance (this “*Ordinance*”), whether taken before or after the adoption hereof, are hereby ratified, confirmed and approved.

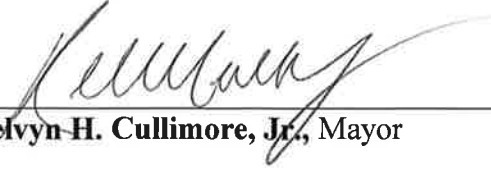
Section 3. **Severability.** It is hereby declared that all parts of this Ordinance are severable, and if any section, paragraph, clause or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause or provision shall not affect the remaining sections, paragraphs, clauses or provisions of this Ordinance.

Section 4. **Repealer.** All ordinances or parts thereof in conflict with this Ordinance are, to the extent of such conflict, hereby repealed.

Section 5. **Effective Date.** This Ordinance, assigned no. 287, shall take immediate effect as soon as it shall be published or posted as required by law and deposited and recorded in the office of the City’s recorder, or such later date as may be required by Utah statute.

**PASSED AND APPROVED** this 19<sup>th</sup> day of December 2017.

**COTTONWOOD HEIGHTS CITY COUNCIL**

By   
**Kelvyn H. Cullimore, Jr., Mayor**



**ATTEST:**

  
**Paula Melgar, Recorder**

**VOTING:**

Kelvyn H. Cullimore, Jr.	<input checked="" type="checkbox"/> Yea	<input type="checkbox"/> Nay
Michael L. Shelton	<input checked="" type="checkbox"/> Yea	<input type="checkbox"/> Nay
J. Scott Bracken	<input checked="" type="checkbox"/> Yea	<input type="checkbox"/> Nay
Michael J. Peterson	<input checked="" type="checkbox"/> Yea	<input type="checkbox"/> Nay
Tee W. Tyler	<input checked="" type="checkbox"/> Yea	<input type="checkbox"/> Nay

**DEPOSITED** in the office of the City Recorder this 19<sup>th</sup> day of December 2017.

**POSTED** this 19 day of December 2017.

#### **2.140.104 Appointment.**

- A. Membership on a body authorized by this chapter shall be limited to the city residents or qualified individuals who have a vested interest in promoting the welfare of the city.
- B. Members shall be appointed to the committee by the city manager, with advice and consent of the city council.
- C. Unless otherwise specified in this chapter, each committee, board or the like shall consist of up to 11 members.
- D. ~~Unless otherwise specified in this chapter, the appointment to the committee shall be for a three-year term or, in the case of an *ad hoc* special purpose committee, the length of the special purpose committee's service, whichever is less. Although the normal term of service on any standing advisory committee shall be two consecutive terms, the city manager may reappoint a committee member to more than two consecutive terms in situations where the manager determines either that there apparently are not other qualified applicants for the position, or that the current member's contributions to the committee are not easily replaced, or for any other reason deemed appropriate by the city manager in the city manager's sole discretion. A member may not serve more than two consecutive terms. If a member is appointed to complete an unexpired term, that member's initial term shall not be counted against the normal two-term limit may be reappointed for two additional consecutive full terms.~~ Terms of the initial membership of the committee, board or the like shall be staggered as necessary so that the terms of office of approximately one-third of the members shall expire each year, ~~and (notwithstanding anything herein to the contrary) those members with initial terms of less than three years may be appointed to three consecutive terms.~~
- E. No member shall be compensated for service on an advisory body.

#### **2.140.602 Creation of committee.**

A committee, to be called the "Cottonwood Heights Historic Committee," is hereby established by the city as follows:

- A. The committee shall consist of a minimum of five members and a maximum of 11 members who are city residents with a demonstrated interest, competence, or knowledge in history or historic preservation, ~~appointed for staggered three year terms. A member may not serve more than two consecutive terms, except that if the member's initial term is less than three years, that member may be reappointed for two additional consecutive terms.~~
- B. To the extent available, two committee members shall be professionals, as defined by National Park Service regulations, from the disciplines of history, archaeology, planning, architecture or architectural history.
- C. The committee shall meet at least once each calendar quarter and conduct business in accordance with the applicable open public meeting laws.
- D. Written minutes of each committee meeting shall be prepared and made available for public inspection.