

ORDINANCE NO. 1161

AN ORDINANCE AMENDING CHAPTER 2 OF THE DRAPER CITY MUNICIPAL CODE RELATING TO CITY RECORDER RESPONSIBILITIES AND BONDS

WHEREAS, the Draper City Council deems it necessary and appropriate to amend sections of the Draper City Municipal Code to clearly reflect the processes outlined in the Utah Code as amended; and

WHEREAS, the Draper City Council desires to update and amend certain provisions of Section 2-5 to reflect the actual duties of the Draper City Recorder; and

WHEREAS, the Draper City Council desires to update and amend certain provisions of Section 2-6 pertaining to bonds.

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

Section 1. Amendment. Section 2-5-030 and Section 2-6-060 of the Draper City Municipal Code are hereby amended to read in their entirety as set forth in Exhibit "A" attached hereto and incorporated herein by this reference with all other chapters of the Draper City Municipal Code to remain in full effect.

Section 2. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

Section 3. Effective Date. This Ordinance shall become effective immediately upon passage by the City Council and publication in a newspaper having general circulation within Draper City.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, THIS 4TH DAY OF AUGUST, 2015.



ATTEST:


Rachelle Conner, Draper City Recorder

DRAPER CITY

By: 

Troy K. Walker, Mayor

EXHIBIT A

Section 2-5-030 City Recorder.

(a) Appointment. On or before the first Monday in February following a municipal election, the Mayor, with the advice and consent of the City Council shall appoint a qualified person to the office of City Recorder.

(b) Office. The City Recorder shall occupy an office in the City Hall or at some other place convenient thereto as the City Council may direct.

(c) City Auditor. As allowed by State law, the City has appointed the Finance Director to perform the duties of such office, including the preparation and presentation to the City Council of monthly summary financial reports and quarterly detail financial reports prepared in the manner prescribed in the Uniform Accounting Manual for Utah Cities.

(d) Corporate Seal. The City Recorder shall keep the corporate seal. When certified by the City Recorder under the Corporate Seal, copies of all papers filed in the City Recorder's office and transcripts from all records of the City Council shall be admissible in all courts as originals.

(e) Meetings of City Council. The City Recorder shall attend the meetings as assigned and keep the record of the proceedings of the City Council.

(f) Actions of City Council. The City Recorder shall record all ordinances, resolutions, and regulations passed by the City Council in the manner provided in Section 2-4-010.

(g) Contracts. The City Recorder shall countersign all contracts made on behalf of the City or to which the City is a party and shall maintain a properly indexed record of all such contracts.

(h) Elections and Appointments. The City Recorder shall manage all municipal election procedures and requirements as provided in the Utah Code Annotated, as amended, and shall keep a record of all persons elected or appointed to any office within the City, including the date of appointment or election, term of office, date of death, resignation, or removal, and name of person appointed to fill any vacancy.

(i) Limitations. The City Recorder shall not serve as the City Treasurer.

(j) Records of the City. The City Recorder shall keep all the books, records, accounts and documents of the City at the Recorder's Office. Such records shall be open for public inspection pursuant to the provisions of the Draper City Government Records Access and Management Act.

(k) Additional Duties. The City Recorder shall perform such other and further duties as the City Council may provide by ordinance, resolution, regulation or directive.

EXHIBIT A

Section 2-6-060 Bond.

(a) Required. The City shall execute a corporate surety bond or have a blanket bond with good and sufficient sureties payable to Draper City for the faithful performance of the duties of elected, appointed officers, and employees as required by State laws and the ordinances of Draper City.

(b) Limitation on Treasurer's Bond. The City Treasurer's bond may not be set at an amount less than that established by the State Money Management Council pursuant to Utah Code Ann. 51-7-15, as amended.

(c) Filed. All oaths and bonds of the City officers shall be filed with the City Recorder, except the bond of the City Recorder, if required, which shall be filed with the City Treasurer.

(d) Approval of Bonds. The bonds of Council Members, if required, shall be approved by the Mayor, and the bond of the Mayor, if required, shall be approved by the City Council, at the first meeting of the City Council in January following a municipal election.

(e) Premium Charge. The premium charged for any required corporate surety or blanket bond for an elected, appointed officer, or employee of the City bond shall be paid by Draper City.

(f) Additional Bonds. The City Council may at any time require additional bonds or increased bond amounts of any or all elected officers, appointed officers, or employees of the City by resolution or ordinance. Bond amounts may exceed those established by the State Money Management Council pursuant to Utah Code Ann. 51-7-15, as amended.

Affidavit of Posting

SALT LAKE/UTAH COUNTY, STATE OF UTAH

I, the City Recorder of Draper City, by my signature below, certify that copies of **Ordinance No. 1161** for the **City of Draper**, which **Passed and Adopted by the City Council of Draper City, State of Utah on the 4th day of August, 2015**, was posted at the following places: Draper City Bulletin Board, Salt Lake County Library, Draper Crescent Senior Citizens Center, within the municipality.

Posted: August 6, 2015, through August 25, 2015

City Seal



A handwritten signature in blue ink that reads "Rachelle Conner". The signature is written in a cursive style and is positioned above a horizontal line.

Rachelle Conner, MMC
City Recorder
Draper City, State of Utah