

ORDINANCE NO. 05-04-2019

AN ORDINANCE ENACTING PROVISIONS OF THE SANTAQUIN CITY CODE REGARDING OBLIGATIONS OF OFFICERS AND EMPLOYEES OF THE CITY SEEKING ELECTED OFFICE, PROVIDING FOR CODIFICATION, CORRECTION OF SCRIVENER'S ERRORS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City of Santaquin is a fourth class city of the state of Utah; and

WHEREAS, cities in the state of Utah are authorized to enact ordinances in order to promote and protect the health safety and welfare of the community and to promote public confidence in the administration of city government; and

WHEREAS, the City is responsible to promote efficiency and integrity in the discharge of official duties of its officers and employees, and to maintain proper discipline in the public service; and

WHEREAS, the Santaquin City Council finds that inherent conflicts of interest, real or perceived, arising from the employment or potential employment of elected officials by the City are likely to negatively impact city government operations and erode public confidence in the reasonable, fair, and efficient administration of the City; and

WHEREAS, the Council finds that conflicts of interest resulting from service in elected office in the City, while also serving as, or seeking office as, an elected or appointed official for another political subdivision of the State of Utah, the State of Utah, or the federal government, will be reduced by requiring that any person seeking or obtaining any such position first resign his or her elected office in Santaquin City;

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

Section I. Section 1-6-11 of the Santaquin City Code is enacted to read as follows:

1-6-11: ELECTED OFFICERS AND EMPLOYEES SEEKING ELECTED OFFICE:

A. Any full-time or part-time employee, including a part-time firefighter, who is elected to serve Santaquin City in the office of Mayor or City Council Member, or who accepts an appointment to fill a vacancy in any such office, shall resign, and will be deemed to have resigned, Santaquin City employment upon taking such office.

B. Any Santaquin City Elected Official, who wins elected office, or is appointed to fill a vacancy in an elected office in any other political subdivision of the State of Utah, or in any office of the State of Utah, or any office of the federal government of the United States shall resign, and will be deemed to have resigned, from his or her elected office in Santaquin City before assuming the new office.

Section II. Section 1-6-12 of the Santaquin City Code is enacted to read as follows:

1-6-12: ELECTED OFFICERS SEEKING FULL-TIME OR PART-TIME EMPLOYMENT WITH THE CITY.

Any Santaquin City Elected Official who applies for a full or part-time employment position with Santaquin City, shall resign, and will be deemed to have resigned, from his or her elected office upon submitting the application for employment. All candidates for employment with Santaquin City will be evaluated solely on the person's qualifications, without special preference based on status as a former elected official of Santaquin City.

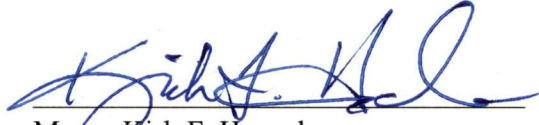
Section III. Contrary Provisions Repealed. Any and all other provisions of the Santaquin City Code that are contrary to the provisions of this Ordinance are hereby repealed.

Section IV. Codification, Inclusion in the Code, and Scrivener's Errors. It is the intent of the City Council that the provisions of this ordinance be made part of the Santaquin City Code as adopted, that sections of this ordinance may be re-numbered or re-lettered, and that the word ordinance may be changed to section, chapter, or other such appropriate word or phrase in order to accomplish such intent regardless of whether such inclusion in a code is accomplished. Typographical errors which do not affect the intent of this ordinance may be authorized by the City without need of public hearing by its filing a corrected or re-codified copy of the same with the City Recorder.

Section V. Severability. If any section, phrase, sentence, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.


Section VI. Posting and Effective Date. Prior to 5:00 p.m. on May 22, 2019, the City Recorder shall: (a) deposit a copy of this ordinance in the official records of the City; and (b) post a copy of this ordinance in three places within the City. This ordinance shall become effective at 5:00 p.m. on May 22, 2019.

ADOPTED by the Santaquin City Council on the 21st day of May, 2019.

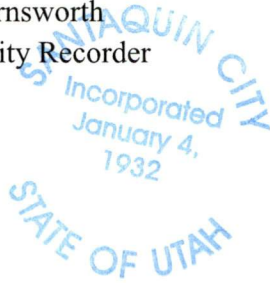


Mayor Kirk F. Hunsaker

Attest:



Susan B. Farnsworth
Santaquin City Recorder



Council Member Keith Broadhead	<u>Absent</u>
Council Member Lynn Meacham	<u>Age</u>
Council Member Nick Miller	<u>Age</u>
Council Member Betsy Montoya	<u>Age</u>
Council Member Chelsea Rowley	<u>Age</u>