

ORDINANCE 2012-24

SHORT TITLE:

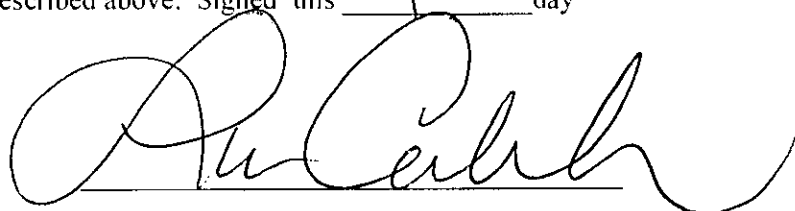
An ordinance amending Section 2.29.030 of the Provo City Code, to require Neighborhood Chair elections after a four-year term.

PASSAGE BY MUNICIPAL COUNCIL

ROLL CALL

DISTRICT	NAME	MOTION	SECOND	FOR	AGAINST	OTHER
CW 1	LAURA H. CABANILLA			✓		
CW 2	GARY GARRETT			✓		
CD 1	GARY WINTERTON			✓		
CD 2	RICHARD D. HEALEY	✓		✓		
CD 3	HAL MILLER		✓	✓		
CD 4	KAY VAN BUREN					excused
CD 5	STERLING BECK				✓	
				TOTALS	5	1
						1

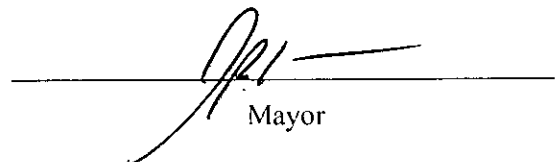
This ordinance was passed by the Municipal Council of Provo City, on the 4 day  
of Sept, 2012 on a roll call vote as described above. Signed this 4 day  
of Sept, 2012.

  
Chair

II

APPROVAL BY MAYOR

This ordinance is approved by me this 6 day of Sep, 2012.

  
Mayor

ORDINANCE 2011-24

III

CITY RECORDER'S CERTIFICATE AND ATTEST

This ordinance was recorded in the office of the Provo City Recorder on the 12 day of September 2012, with a short summary being published on the 8 day of September 2012, in The Daily Herald, a newspaper circulated in Provo, Utah. I hereby certify and attest that the foregoing constitutes a true and accurate record of proceedings with respect to Ordinance Number 2012-24.



Signed this 12 day of September 2012.

Janeene Seuss  
City Recorder

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ORDINANCE 2012-24

AN ORDINANCE AMENDING SECTION 2.29.030 OF THE PROVO CITY CODE TO REQUIRE A NEIGHBORHOOD CHAIR ELECTION AFTER A FOUR-YEAR TERM.

WHEREAS, it is proposed that Section 2.29.03, Provo City Code, be amended to require a neighborhood chair election after a chair has been in office for four years; and

WHEREAS, it is in the interest of the City to extend the term of service of a neighborhood chair due to the extensive training, knowledge, and capabilities that have been obtained and to conserve City staff and monetary resources; and

WHEREAS, on August 21, 2012 and September 4, 2012, the Municipal Council held duly noticed public meetings to ascertain the facts regarding this matter, which facts are found in the meeting records; and

WHEREAS, after considering the facts presented to the Municipal Council, the Council finds (i) Section 2.29.030 should be amended as set forth below, and (ii) such action reasonably furthers the health, safety, and general welfare of the citizens of Provo City.

NOW, THEREFORE, be it ordained by the Municipal Council of Provo City, Utah, as follows:

PART I:

Section 2.29.030 of the Provo City Code is hereby amended as follows:

**2.29.030. Organization.**

(1) Neighborhoods. Each Neighborhood shall be governed by the provisions of this subsection.

(a) Each Neighborhood, in a meeting held under the direction of the Municipal Council Executive Director, may elect its own chair, and may elect one (1) or more vice-chairs to serve in the absence of the chair and to assist with Neighborhood Chair responsibilities. Each such chair and vice-chair shall be a resident of the Neighborhood in which the election is held and shall be elected by majority vote of the residents of the Neighborhood who are of voting age and who are present in person at the election meeting. ~~Each such chair shall serve for a minimum of one (1) two (2) year term.~~ Each such chair shall serve for a minimum of one (1) four (4) year term. ~~Two (2) Four (4)~~ years after a neighborhood chair is elected, the Council Executive Director shall initiate a neighborhood chair election. A chair may be re-elected by majority vote of the residents of the Neighborhood who are present at an election meeting. An exception shall be made in the University, CBD and East Bay Neighborhoods. In the CBD and East Bay Neighborhoods, the Downtown Alliance and the East Bay Association, respectively, shall appoint the Chair and business owners may vote at neighborhood meetings. The University Neighborhood Chair shall be appointed by the Neighborhood Advisory Board

47 based upon recommendations from residents and the Neighborhood Program  
48 Coordinator.

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51 PART II:

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53 A. If a provision of this Ordinance 2012-24 conflicts with a provision of a previously  
54 adopted ordinance concerning the same title, chapter, and/or section number amended herein, the  
55 provision in this Ordinance shall prevail.

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57 B. This ordinance and its various sections, clauses and paragraphs are hereby declared to  
58 be severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or invalid,  
59 the remainder of the ordinance shall not be affected thereby.

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61 C. The Municipal Council hereby directs that the official copy of the Provo City Code be  
62 updated to reflect the provisions enacted by this ordinance.

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64 D. This ordinance shall take effect immediately after being posted or published as  
65 required by law.

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67 END OF ORDINANCE.

# PROOF OF PUBLICATION

from

## The Daily Herald

STATE OF UTAH } SS.  
Utah County }

### LEGAL NOTICES

#### PROVO CITY CORPORATION OFFICE OF THE RECORDER ORDINANCE 2012-24

Notice is hereby given that in the regular Municipal Council Meeting of September 4, 2012, the Provo Municipal Council passed Ordinance 2012-24. This is an ordinance amending Section 2.29.030 of the Provo City Code to require Neighborhood Chair elections after a four-year term.

/s/Janene M. Weiss  
City Recorder

Legal Notice 390431 Published in The Daily Herald September 8, 2012.

I, Lisa Llewelyn, being first duly sworn depose and say that I am the Legal Billing Clerk of the Daily Herald, a newspaper of general circulation, published seven times each week at Provo, Utah, County of Utah; that the notice attached hereto, 390431-ORDINANCE 2012-24, and which is a copy, was published in said newspaper, the first publication having been made on the 8th day of September, 2012, and the last on the 8th day of September, 2012; that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and the same was published in the newspaper proper and not in the supplement.

Same was also published online at utahlegals.com, according to Section 45-1-101, Utah Code Annotated beginning on the first date of publication and for 30 days thereafter.

*Lisa Llewelyn*

Subscribed and sworn before me this 10th day of September, 2012.

*Debbie L Chandler*

Notary Public

Residence: Spanish Fork, Utah  
My commission expires 6/5/2013

