

ORDINANCE NO. 2019-14

AN ORDINANCE REPEALING, ENACTING, AND AMENDING PROVISIONS OF CHAPTER 3.02 OF THE CENTERVILLE MUNICIPAL CODE TO ELIMINATE THE MANAGEMENT SERVICES DEPARTMENT, CREATE THE FINANCE DEPARTMENT, AND REVISE THE TITLE AND DUTIES OF THE FINANCE DIRECTOR

WHEREAS, the City Council has previously adopted provisions of Chapter 3.02 of the Centerville Municipal Code regarding various departments and divisions within the City organization; and

WHEREAS, the City Council desires to eliminate the Management Services Department and to create the Finance Department and to revise the title and duties of the Finance Director, as more particularly set forth herein.

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

Section 1. Enactment. Section 3.02.090 of the Centerville Municipal Code regarding the Finance Department is hereby enacted to read in its entirety as follows:

3.02.090 Finance Department

There is a Finance Department within Centerville City responsible for maintaining and managing all accounts and investments, preparing financial reports and budgets, monitoring expenditures, and advising the City Manager and Council on financial matters.

Section 2. Enactment. Section 3.02.100 of the Centerville Municipal Code regarding the Finance Director is hereby enacted to read in its entirety as follows:

3.02.100 Finance Director

The Finance Director is the Department Head of the Finance Department. The Finance Director performs all the financial duties and responsibilities of the City Recorder as set forth in the Uniform Fiscal Procedures Act, pursuant to the provisions of Utah Code § 10-6-157, and performs such powers and duties as set forth in City Ordinances, and as otherwise assigned by the City Council. The Finance Director shall perform all the duties set forth in the applicable job description and the financial administrative duties as prescribed in the Uniform Accounting Manual for Utah Cities. Notwithstanding the provisions of CMC 3.02.020, the Finance Director shall be appointed and removed by the Mayor, with the advice and consent of the City Council, pursuant to Utah Code § 10-6-157. The Finance Director may not assume the statutory duties of the City Treasurer. The Finance Director position is an at-will position and is exempt from the protections of Utah Code § 10-3-1105. As such, the Finance Director may be terminated with or without cause and shall not be entitled to due process appeal procedures as set forth in Utah Code § 10-3-1106.

Section 3. Repeal. Section 3.02.092 of the Centerville Municipal Code regarding the Management Services Department is hereby repealed in its entirety as follows:

~~3.02.092 Management Services Department~~

~~There is a Management Services Department within Centerville City which is responsible for maintaining and managing the various aspects of City finances and operations including financial reporting budgets, procurement, human resources and personnel management, risk management and inspection programs, redevelopment agency finances and reporting, administrative services, solid waste management, and technology management.~~

Section 4. Repeal. Section 3.02.102 of the Centerville Municipal Code regarding the Management Services Director is hereby repealed in its entirety as follows:

~~3.02.102 Management Services Director~~

~~The Management Services Director is the Department Head of the Management Services Department. The Management Services Director shall perform such powers and duties as set forth in City Ordinances and as otherwise assigned to him or her by the City Council. The Management Services Director is hereby appointed as the Finance Director of the City pursuant to the provisions of Utah Code § 10-6-157 and shall perform all the financial duties and responsibilities of the City Recorder as set forth in the Uniform Fiscal Procedures Act. Pursuant to Utah Code § 10-6-157, the Management Services Director shall be appointed and removed by the Mayor, with the advice and consent of the City Council. The Management Services Director may not assume the statutory duties of the City Treasurer. The Management Services Director position is an at-will position and is exempt from the protections of Utah Code § 10-3-1105. As such, the Management Services Director may be terminated with or without cause and shall not be entitled to due process appeal procedures as set forth in Utah Code § 10-3-1106.~~

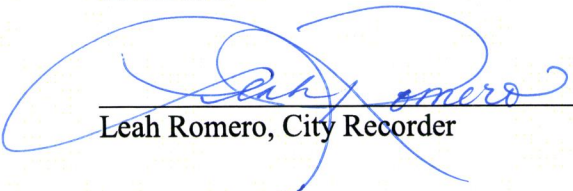
Section 5. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

Section 6. Effective Date. This Ordinance shall become effective immediately upon publication or posting, or thirty (30) days after passage, which occurs first.

PASSED AND ADOPTED BY THE CITY COUNCIL OF CENTERVILLE CITY, STATE OF UTAH, THIS 3rd DAY OF SEPTEMBER, 2019.

ATTEST:

CENTERVILLE CITY


Leah Romero, City Recorder

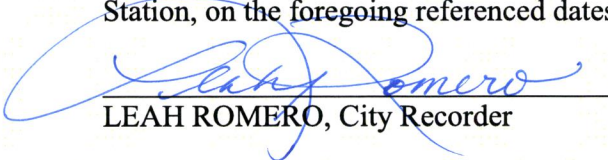
By: 
Mayor Clark A. Wilkinson

Voting by the City Council:

	"AYE"	"NAY"
Councilmember Fillmore	<u>✓</u>	<u> </u>
Councilmember Ince	<u>✓</u>	<u> </u>
Councilmember Ivie	<u>✓</u>	<u> </u>
Councilmember McEwan	<u>✓</u>	<u> </u>
Councilmember Mecham	<u>✓</u>	<u> </u>

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

According to the provisions of the U.C.A. § 10-3-713, as amended, I, the municipal recorder of Centerville City, hereby certify that foregoing ordinance was duly passed by the City Council and published, or posted at: (1) 250 North Main; (2) 655 North 1250 West; and (3) RB's Gas Station, on the foregoing referenced dates.


LEAH ROMERO, City Recorder

DATE: September 3, 2019

RECORDED this 3 day of September, 2019.

PUBLISHED OR POSTED this 4 of September, 2019.

