

ORDINANCE NO. 2017-22

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

WHEREAS, the City Council has previously adopted provisions of Chapter 3.02 of the Centerville Municipal Code regarding the Finance Department and the Finance Director; and

WHEREAS, the City Council desires to eliminate the Finance Department and create a new department to be known as the Management Services Department, including the creation of the new department head position of Management Services 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. Repeal. Section 3.02.090 of the Centerville Municipal Code regarding the Finance Department is hereby repealed in its entirety as follows:

~~**3.02.090 — Finance Department**~~

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

Section 2. Repeal. Section 3.02.100 of the Centerville Municipal Code regarding the Finance Director/Assistant City Manager is hereby repealed in its entirety as follows:

~~**3.02.100 — Finance Director/Assistant City Manager**~~

~~The Finance Director/Assistant City Manager is the Department Head of the Finance Department. The Finance Director/Assistant City Manager 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 to him or her by the City Council. Pursuant to Utah Code § 10-6-157, the Finance Director shall be appointed and removed by the Mayor, with the advice and consent of the City Council. 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. Enactment. Section 3.02.092 of the Centerville Municipal Code regarding the creation of the Management Services Department is hereby enacted to read 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. Enactment. Section 3.02.102 of the Centerville Municipal Code regarding the creation of the Management Services Director/Finance Director is hereby enacted to read 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.

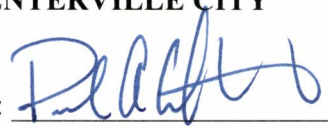
Section 6. Effective Date. This Ordinance shall become effective immediately upon publication or posting, or thirty (30) days after passage, which occurs first.

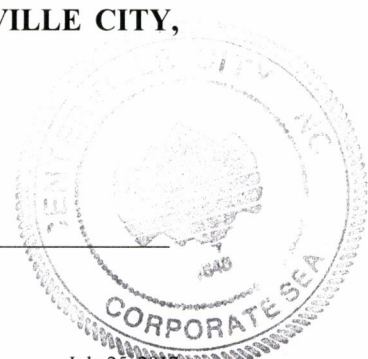
PASSED AND ADOPTED BY THE CITY COUNCIL OF CENTERVILLE CITY, STATE OF UTAH, THIS 1st DAY OF AUGUST, 2017.

ATTEST:


Marsha L. Morrow, City Recorder

CENTERVILLE CITY

By: 
Mayor Paul A. Cutler



Voting by the City Council:

	"AYE"	"NAY"
Councilmember Fillmore	<u>X</u>	<u> </u>
Councilmember Ince	<u>X</u>	<u> </u>
Councilmember Ivie	<u>X</u>	<u> </u>
Councilmember McEwan	<u>X</u>	<u> </u>
Councilmember Mecham	<u> </u>	<u> </u> <i>Absent</i>

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.

Marsha L. Morrow
MARSHA L. MORROW, City Recorder

DATE: *8-9-2017*

RECORDED this *9* day of *August*, 2017.

PUBLISHED OR POSTED this *9* of *August*, 2017.