

**FRUIT HEIGHTS CITY
ORDINANCE NO. 2024-002A**

**AN ORDINANCE AMENDING FRUIT HEIGHTS CITY CODE TITLE 2A:
GOVERNMENT**

WHEREAS, revisions have been proposed to update Title 2A Chapter 2 of the Fruit Heights Municipal Code; and

WHEREAS, the City Council finds that the proposed changes promote the efficiency of the city administration of government; and

WHEREAS, the efficient administration of government promotes the general health, safety and welfare of residents and visitors of Fruit Heights City; and

NOW, THEREFORE, BE IT ORDAINED that effective upon approval by the City Council Title 2A Chapter 2 of the Fruit Heights City Code shall be updated and amended as follows and the provisions below shall be included to prior versions of Title 2A Chapter 2.

2A.02.080 Limitation of Terms of the Mayor.

No person shall serve more than eight (8) years as the Fruit Heights City Mayor in any sixteen (16) year period or four (4) years after serving more than four (4) years as a City Council member. In applying this section, service as the Mayor resulting from an election prior to January 1, 2024, or service of less than two years by a person elected or appointed after the effective date of this section to complete the term of another person, shall be counted.

PASSED AND APPROVED this 9 day of April, 2024.

FRUIT HEIGHTS CITY COUNCIL

ATTEST:



City Recorder

By: 

John Pohlman, Mayor

[SEAL]



ATTEST:

VOTING:

Mark Cottrell	Yea ☒	Nay ☐
Gary Anderson	Yea ☐	Nay ☒
Eileen Moss	Yea ☐	Nay ☒
George Ray	Yea ☒	Nay ☐
Florence Sadler	Yea ☒	Nay ☐
John Pohlman	Yea ☒	Nay ☐


Darren Frandsen, City Recorder

DEPOSITED in the office of the City Recorder this 9 day of April, 2024.

RECORDED this 9 day of April, 2024.

CHAPTER 2A-02. MAYOR

- 2A-02-010. General Powers.**
- 2A-02-020. Administrative Powers.**
- 2A-02-030. Presiding Officer.**
- 2A-02-040. Voting Authority.**
- 2A-02-050. Veto Authority.**
- 2A-02-060. Mayor Pro Tem.**
- 2A-02-070. Restrictions.**
- 2A-02-080. Limitation of Terms of the Mayor.**

General Powers.

2A-02-010.

The Mayor shall have such duties as set forth in *Utah Code Ann.* §10-3b-104, as amended, and such additional duties, powers and responsibilities as the City Council may, by ordinance, resolution or directive, prescribe to the extent permitted by law. Any change in the powers and duties of the Mayor shall comply with applicable provisions of *Utah Code Ann.* §10-3b-303, as amended.

2A-02-020. Administrative Powers.

The ceremonial functions and administrative powers, authority, and duties of Fruit Heights City are vested in and/or delegated to the Mayor, except as otherwise delegated to the City Manager. The Mayor is the chief executive officer of the City to whom the City Manager reports. All other employees shall report to the City Manager.

2A-02-030. Presiding Officer.

The Mayor shall be the chair of the Council and preside at the meetings of the City Council.

2A-02-040. Voting Authority.

Except as otherwise provided herein, the Mayor is a nonvoting member of the Council. The Mayor shall vote as a voting member of the Council: (1) on each matter for which there is a tie vote of the other Council members present at the meeting; (2) when the Council is voting on whether to appoint or dismiss the City Manager; (3) when the Council is voting on an ordinance that enlarges or restricts the Mayor's power, duties or function; and (4) as otherwise provided by law.

2A-02-050. Veto Authority.

The Mayor shall have no power to veto any ordinance, tax levy, appropriation, or act of the City Council.

2A-02-060. Mayor Pro Tem.

In the absence of the Mayor or because of his or her inability or refusal to act, the City Council may elect a member of the City Council to preside over the meeting as Mayor pro tempore. The Mayor pro tempore shall preside at the Council meeting and perform, during the Mayor's absence, disability or refusal to act, the duties and functions of the Mayor. The election of a Mayor pro tempore shall be entered in the minutes of the City Council meeting at which he or she is elected. Any member of the City Council elected as Mayor pro tempore shall still retain his or her power and authority as a member of the Council and shall be entitled to vote as a member of the City Council on all matters.

2A-02-070. Restrictions.

The Mayor may not serve as the City Recorder or the City Treasurer.

2A.02.080 Limitation of Terms of the Mayor. (Updated April 9,2024)

No person shall serve more than eight (8) years as the Fruit Heights City Mayor in any Sixteen (16) year period or four (4) years after serving more than four (4) years as a City Council member. In applying this section, service as the Mayor resulting from an election prior to January 1,2024 or service of less than two years by a person elected or appointed after the effective date of this sections to complete the term of another person, shall be counted.