

ORDINANCE NO. 21-15

AN ORDINANCE AMENDING FILLMORE CITY CODE 1-7-1: APPOINTED POSITIONS, TO ALLOW FOR THE EMPLOYMENT OF NON-RESIDENT EMPLOYEES IN APPOINTED POSITIONS SO LONG AS THE NON-RESIDENT APPOINTED EMPLOYEE CAN COMMUTE FROM HIS/HER PERMANENT RESIDENCE TO HIS/HER PLACE OF EMPLOYMENT IN NO MORE THAN TWENTY (20) MINUTES.

The City Council of the City of Fillmore, Utah (referred to herein as the "City Council") recites the following as the basis for enacting this ordinance:

RECITALS

- A. On September 17, 2019, the Fillmore City council adopted Resolution 19-17 to amend the Fillmore City Personnel Policy to include the following language in Section II: Employee Hiring; 2. Recruitment; B. External Hiring, (5): *“Fillmore City allows for the employment of non-residents so long as the non-resident employee can commute from his/her permanent residence to his/her place of employment in no more than twenty (20) minutes. The commute time requirement applies to each employee, no matter the position held.”*
- B. Verbiage in the Fillmore City Code (1-7-1): APPOINTED POSITIONS, should be amended to be the same as above verbiage in the Personnel Policy which allows for non-residents to hold any position of employment for Fillmore City, so long as the above requirements are met.

NOW THEREFORE, Be it ordained by the City Council of Fillmore, Utah:

Section 1. Amendment of Chapter 7 of Title 1, Section 1 (A) of the Fillmore City Code. (1-7-1)(A) of the Fillmore City Code is amended to read in its entirety as follows:

1-7-1: APPOINTED POSITIONS:

A. Appointment Of City Recorder and City Treasurer: The City Recorder and City Treasurer shall be appointed by the Mayor, upon the advice and consent of the City Council. The City Recorder and City Treasurer can be non-residents of Fillmore City, so long as the non-resident appointed employee can commute from his/her permanent residence to his/her placed of employment in no more than twenty (20) minutes. The City Recorder is ex officio the City Auditor and shall perform the duties of that office. The City Recorder is the designated Budget Officer for the City. (1995 Code § 2-1-101; amd. 2019 Code)

Section 2. Effective Date of Ordinance. This ordinance shall be deemed effective upon publication.

Section 3. Publication. This ordinance, or a summary of this ordinance, is ordered published in the Millard County Chronicle-Progress, a newspaper having general circulation within the City of Fillmore, Utah and on the state website.

Section 4. Severability. In the event that any provision of this ordinance less than the entire ordinance is held invalid by a court of competent jurisdiction, this ordinance shall be deemed severable and such finding of invalidity shall not affect the remaining portions of this ordinance.

Section 5. Repeal of Conflicting Ordinances. To the extent that any ordinances, resolutions or policies of the City of Fillmore conflict with the provisions of this ordinance, they are hereby amended to be in accordance with the provisions hereof.

PASSED AND ADOPTED this 21st day of September, 2021.


MICHAEL D. HOLT, Mayor

[seal]

Attest: 
KEVIN ORTON, City Recorder

VOTE:

Kyle Monroe	<input checked="" type="checkbox"/>	Yea	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent
Dennis Alldredge	<input checked="" type="checkbox"/>	Yea	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent
Eric R. Jenson	<input checked="" type="checkbox"/>	Yea	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent
Kami Dearden	<input checked="" type="checkbox"/>	Yea	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent
Michael B. Winget	<input checked="" type="checkbox"/>	Yea	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent

