

**TOOELE COUNTY
ORDINANCE 2021-33**

**AN ORDINANCE AMENDING SECTION 1-2-10, COUNTY MANAGER,
OF CHAPTER 2, COUNCIL-MANAGER FORM OF GOVERNMENT, OF
TITLE 1, GENERAL PROVISIONS, OF THE TOOELE COUNTY CODE**

WHEREAS, Tooele County, from time to time, carries minor unpaid property tax accounts; and

WHEREAS, the costs of collecting those minor property tax accounts generally exceeds the amounts owed; and

WHEREAS, there currently is no method to remit those accounts; and

WHEREAS, it is in the best interests of Tooele County and the persons who owe the property taxes to remit those minor accounts;

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE BODY OF TOOELE COUNTY, UTAH AS FOLLOWS:

SECTION I – SECTION AMENDED. Section 1-2-10, *County Manager*, of Chapter 2, *Council-Manager Form of Government*, of Title 1, *General Provisions*, of the Tooele County Code is hereby amended to read as attached hereto, which attachment is, by this reference, made a part hereof.

SECTION II – REPEALER. Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION III – EFFECTIVE DATE. This ordinance shall become effective fifteen (15) days after its passage, provided it has been published, or at such publication date if more than fifteen (15) days after passage.


Tooele County
Ord. 2021-33

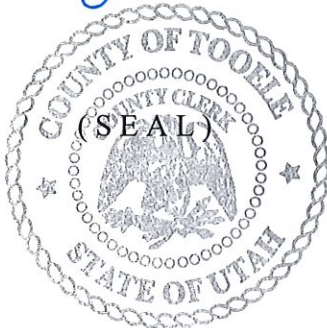
IN WITNESS WHEREOF the Tooele County Council, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 20th day of July, 2021.

ATTEST:


MARILYN K. GILLETTE, Clerk


TOOELE COUNTY COUNCIL:


TOM TRIPP, Chair



Council Member Hamner voted aye
Council Member Hoffmann voted aye
Council Member Thomas voted aye
Council Member Tripp voted aye
Council Member Wardle voted aye

APPROVED AS TO FORM:


COLIN R. WINCHESTER
Deputy Tooele County Attorney

TOOELE COUNTY CODE
TITLE 1
GENERAL PROVISIONS

CHAPTER 2
COUNCIL-MANAGER FORM OF GOVERNMENT

1-2-10. County Manager.

(1) **Manager as Administrative Head.** The administrative head of Tooele County shall be the manager, who shall be appointed by the council as provided in this section.

(2) **At-Will Employment.** The manager shall serve at the pleasure of the council, which shall at all times retain the power to discharge the manager for any reason, with or without cause.

(3) **Qualifications.** The manager's qualifications shall be established by the council.

(4) **Compensation and Benefits.** The manager's salary shall be established by the council. The manager shall be entitled to the same employee benefits as other full-time county employees.

(5) **Powers and Duties:** The manager is vested with all executive and administrative powers and duties except those executive and administrative responsibilities vested by state law in the other elected officials and those executive and administrative responsibilities retained by the council under this chapter. The specific enumeration of executive powers herein shall not be construed to limit the executive powers of the manager. The manager's powers include, without limitation, the power to:

(a) Manage and direct the activities of Tooele County in a manner consistent with law and this chapter, including the management and direction of departments, divisions, sections, activities or agencies as now constituted or as may be created in the future, but not including the activities of elected officials carried out in the exercise of their statutory duties;

(b) Carry out and enforce the programs and policies of the council;

(c) Carry out and enforce the internal operating regulations, policies, and procedures of Tooele County;

(d) Faithfully execute the laws and ordinances of Tooele County and enforce the terms of county franchises, contracts, and other undertakings;

(e) Appoint and remove assistant county managers and department directors with the approval of the council;

(f) Place department directors on administrative leave with pay pending the next council meeting;

(g) Exercise control over county assets, funds and property pursuant to law, except as that authority is delegated by law to an elected official;

(h) Prepare and present a tentative budget to the council no later than October 21 of each calendar year;

(i) Have access to and review county books, accounts and funds necessary to perform the executive function under law and this chapter, maintain a continuing review of expenditures and effectiveness of budgetary control in the several departments, and supervise and conduct audits for budget and management purposes;

- (j) Without the approval of the council, negotiate and execute contracts for the purchase of goods and services or the disposal of excess county property not to exceed \$25,000 in value;
 - (k) With the approval of the council, negotiate and execute contracts for the purchase of goods and services or the disposal of excess county property exceeding \$25,000 in value;
 - (l) Sign all documents or instruments on behalf of Tooele County, including contracts and bonding documents, except legislative acts of the council and documents that are to be signed by other elected officials;
 - (m) With the consent of the council, consider, adopt, and implement long range planning, programs and improvements;
 - (n) Act as intergovernmental relations liaison except as otherwise directed by the council;
 - (o) Attend and participate in council meetings and discussions, with automatic standing, on every agenda, but without the right to vote;
 - (p) Submit an annual "State of Tooele County" report to the council at such time and place as the council shall designate;
 - (q) Non-exclusively recommend persons to fill positions on boards, commissions, or similar bodies whose membership is appointed by the council;
 - (r) Supervise the elected officials to ensure compliance with general county administrative ordinances, rules and policies, and examine and audit the accounts of all county officers and employees having the care, management, collection, or distribution of monies belonging to Tooele County, or otherwise available for Tooele County's use and benefit;
 - (s) Without the approval of the council, settle all accounts legally chargeable against Tooele County not exceeding \$25,000, after examination by the county auditor, and order warrants to be drawn on the county treasurer for those accounts;
 - (t) With the approval of the council, settle all accounts legally chargeable against Tooele County exceeding \$25,000, after examination by the county auditor, and order warrants to be drawn on the county treasurer for those accounts;
 - (u) In conjunction with the council and the county attorney, oversee the prosecution, defense, and settlement of civil lawsuits and civil disputes to which Tooele County is a party;
 - (v) With the approval of the council, consolidate departments, separate any previously consolidated departments, and reconsolidate departments; and
 - (w) Upon recommendation of the treasurer, remit one year's property taxes, together with penalties and interest, provided that the total amount due does not exceed \$25 and that the taxpayer has not received a remittal for any other property or any other year.
- (2) Prohibitions. The manager shall not have power to:
- (a) Veto any action taken by the council; or
 - (b) Direct or supervise the elected officials or their deputies with respect to the performance of their duties.

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GENERAL PROVISIONS

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