

**TOOELE COUNTY  
ORDINANCE 2021-50**

**AN ORDINANCE AMENDING CHAPTER 1, GENERAL PROVISIONS,  
OF TITLE 4, BOARDS AND COMMITTEES, OF THE TOOELE  
COUNTY CODE**

**WHEREAS**, Title 4, Chapter 1 establishes principles and regulations that govern all county committees; and

**WHEREAS**, Chapter 1 does not allow exceptions to its principles and regulations, even though such exceptions are deemed appropriate by the council or mandated by state law; and

**WHEREAS**, Chapter 1 should continue to provide general principles and regulations, but should also allow for exceptions when such exceptions are deemed appropriate by the council or mandated by state law;

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

**SECTION I – CHAPTER AMENDED.** Chapter 1, *General Provisions*, of Title 4, *Boards and Committees*, 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**SECTION II – REPEALER.** Ordinances in conflict herewith are hereby repealed to the extent of such conflict.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.

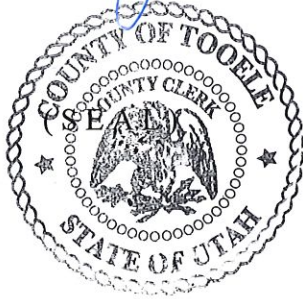
**IN WITNESS WHEREOF** the Tooele County Council, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 23<sup>rd</sup> day of November, 2021.

Tooele County  
Ord. 2021-50

**ATTEST:**



TRACY D. SHAW, County Clerk

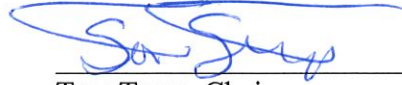


**APPROVED AS TO FORM:**



COLIN R. WINCHESTER  
Deputy Tooele County Attorney

**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

**TOOELE COUNTY CODE**  
**TITLE 4**  
**BOARDS AND COMMITTEES**

**CHAPTER 1**  
**GENERAL PROVISIONS**

**Section**

- 4-1-1. Purpose and scope.**
- 4-1-2. Definitions.**
- 4-1-3. Terms.**
- 4-1-4. Electronic meetings.**
- 4-1-5. Concurrent service.**
- 4-1-6. County nonresidents.**
- 4-1-7. Alternate committee members.**

**4-1-1. Purpose and scope.**

(1) The purpose of this chapter is to establish principles and regulations governing county committees and council appointments to boards and committees not included in this Title.

(2) The provisions of this chapter apply to all county committees except as otherwise provided in the individual chapters of this Title.

(3) The provisions of this chapter apply to all council appointments to boards and committees not included in this Title unless otherwise required by the law or charter creating such board or committee.

**4-1-2. Definitions.**

As used in this chapter, “committee” means all boards, councils, commissions, committees and districts included in this title.

**4-1-3. Terms.**

(1) Each full term of office shall begin on January 1, and shall end on December 31 of the final year of the term of office.

(2) If a committee member’s term expires without a duly elected or appointed successor, the member’s position is considered vacant, but the member may continue to serve until a successor is duly elected or appointed.

(3) If a committee member resigns or is removed from office prior to the end of the member’s current term, a successor shall be elected or appointed to fill the remainder of that term.

(4) No person may serve more than two consecutive full terms on any given committee.

(5) When possible, committee members’ terms shall be staggered.

(6) Committee members serve at the pleasure of the council. The council may remove committee members at any time with or without cause.

(7) The council may grant exceptions to this section.



#### **4-1-4. Electronic meetings.**

- (1) Committees may hold electronic meetings.
- (2) A request for an electronic meeting must be made by a committee member at least three days prior to the meeting.
- (3) The committee shall give public notice of the meeting pursuant to the Utah Open and Public Meetings Act, post written notice of the meeting at the anchor location, provide notice of the electronic meeting to committee members at least 24 hours before the meeting, and inform committee members and the public how to connect to the electronic meeting.
- (4) A quorum of the committee must be physically present at a single anchor location for the meeting and vote to authorize the electronic meeting. Unless otherwise specified, the anchor location shall be the location where the committee generally meets.
- (5) Interested persons and the public may attend, monitor, and participate in the open portions of the meeting. In-person attendance and in-person participation may be limited or prohibited if electronic attendance and participation is provided for.
- (6) Notwithstanding subsections (3), (4) and (5), the committee may convene and conduct an electronic meeting without an anchor location if the chair makes a written determination that conducting the meeting with an anchor location presents a substantial risk to the health and safety of those who may be present at the anchor location, states in the written determination the facts upon which the determination is based, includes the written determination in the public notice for the meeting, reads the written determination at the beginning of the meeting, and includes in the public notice information on how the public may view or make comments at the meeting.

#### **4-1-5. Concurrent service.**

- (1) Elected officials and government employees may concurrently serve on any number of committees.
- (2) Persons who are neither elected officials nor government employees may not concurrently serve on more than two committees and may not concurrently serve as the chair or vice-chair of more than one committee.

#### **4-1-6. County nonresidents.**

When making appointments to committees, the council shall favor the appointment of county residents, but may appoint county nonresidents if such appointments are not contrary to law and if the council determines such appointments to be in the county's best interest.

#### **4-1-7. Alternate committee members.**

- (1) The council may appoint alternate committee members to any committee.
- (2) An alternate committee member may vote only in the absence of a regular committee member.

**TOOELE COUNTY CODE**  
**TITLE 4**  
**BOARD AND COMMITTEES**

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(4) No person may serve more than two consecutive full terms on any given committee.

(5) When possible, committee members’ terms shall be staggered.

(6) Committee members serve at the pleasure of the council. The council may remove committee members at any time with or without cause.

(7) ~~This section supersedes all contrary ordinances and bylaws.~~ The council may grant exceptions to this section.

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