

CERTIFICATE OF PASSAGE AND POSTING

STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

CITY OF BLUFFDALE

I, Teddie K. Bell, the duly chosen, qualified and acting Recorder of Bluffdale City, County of Salt Lake, State of Utah, do hereby certify as follows:

1. On the 17th day of October, 2006, the Bluffdale City Council adopted Ordinance No. 2006-08
2. On the 19th day of October, 2006, I caused to be posted in three (3) public and conspicuous places within said City, certified copies of Ordinance No. 2006-08 of said City entitled:

AN AMENDMENT TO ORDINANCE NO. 2006-06

3. The places in said City where such certified copies of Ordinance No. 2006-08 were posted are as follows:

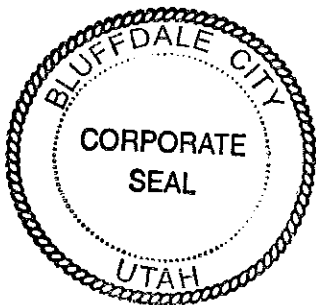
One at Bluffdale City Fire Station -- 14350 South 2200 West;

One at Bluffdale City Hall -- 14175 South Redwood Road;

One at The Bluffs Apartments -- 14035 S. Marketview Drive and;

4. Attached hereto is a full, true and correct copy of Ordinance No. 2006-08 so posted.

IN WITNESS WHEREOF, I have hereunto set my official signature and affixed the seal of the City of Bluffdale, Utah, Salt Lake County, at 9:00 a.m. this 19th day of October, 2006.



Teddie K. Bell

Teddie K. Bell, City Recorder

**BLUFFDALE CITY
ORDINANCE No. 2006-08**

AN AMENDMENT TO ORDINANCE NO. 2006-06

BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF BLUFFDALE, STATE OF UTAH, THAT ORDINANCE NO. 2006-06 IS HEREBY AMENDED TO READ AS FOLLOWS:

WHEREAS, the City Council of Bluffdale City serves as the governing body of the municipality in accordance with Utah Code Section 10-3-101(1)(a)(ii);

WHEREAS, the legislative and executive powers of Bluffdale City are vested in the City Council in accordance with Utah Code Section 10-3-101(1)(b);

WHEREAS, the City Council of Bluffdale City, acting as the municipality's governing body, issues rules and regulations that it deems best for the efficient administration, organization, conduct, and business of the municipality;

WHEREAS, the City Council of Bluffdale wishes to provide for the appointment of a City Manager as provided by Utah Code Section 10-3-830;

WHEREAS, the City Council of Bluffdale intends to exercise its authority to assign certain executive and administrative powers of the municipality to the City Manager as authorized by Utah Code Section 10-3-830; and,

WHEREAS, the City Council of Bluffdale intends to assign certain executive and administrative powers of the municipality to the City Mayor as permitted by Utah Code Section 10-3-809(d).

NOW, THEREFORE, BE IT ORDAINED BY THE BLUFFDALE CITY COUNCIL, STATE OF UTAH, AS FOLLOWS:

Section 1. Repeal. Bluffdale City Ordinance 2002-19 is hereby repealed.

Section 2. Form of Government. The governing body of Bluffdale City is a six-member council form of government in accordance with Utah Code Section 10-3-101(1)(a)(ii). Nothing in this Ordinance is intended or shall be construed as changing Bluffdale City's form of government within the meaning of Utah Code Section 10-3-1201 *et al.*

Section 3. City Manager. The City of Bluffdale may appoint a City Manager as defined by Utah Code Section 10-3-830. The City Manager shall be appointed and dismissed in accordance with Utah Code Section 10-3-101(1)(a)(ii) and Section 10-3-830.

Section 4. Duties of the City Manager. The governing body of Bluffdale may define the powers, duties, and obligations of the City Manager by ordinance or resolution, and may assign all executive and administrative duties to the City Manager except those expressly reserved by applicable state law to the Mayor or City Council of Bluffdale City. The governing body may not delegate to the City Manager the judicial or legislative powers of the Mayor, nor shall the

Mayor's *ex officio* offices or position as chairperson of the governing body be assigned to the City Manager. Nothing in this Ordinance shall operate to delegate to the City Manager any powers or authority expressly reserved by state law for either the Mayor or the governing body of Bluffdale City.

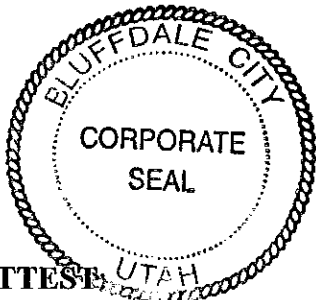
Section 5 Duties of the City Mayor. The Mayor of Bluffdale City serves as a member of the City's six-member governing council in accordance with Utah Code Section 10-3-101(1)(a)(ii). The Mayor does not possess any veto power and shall vote only in the event of a tie or in circumstances provided by state law. The Mayor may perform those executive duties assigned to the Mayor by the City Council by resolution or ordinance as provided by Utah Code Section 10-3-809(d). The Mayor may also perform ceremonial and administrative functions as defined by state law. Nothing in this Ordinance is intended or shall operate to rescind any power reserved to the mayor by applicable state law.

Section 6. Severability. If any 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 provisions, clauses and words of this Ordinance shall be severable. This Section shall become effective without codification.

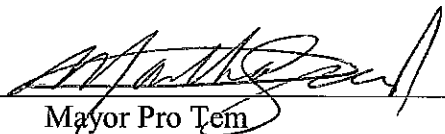
Section 7. City Recorder. The municipal office of City Recorder is hereby established for Bluffdale City. The current City Recorder is hereby appointed to continue in her capacity as City Recorder and perform all of the duties prescribed by Utah law, City ordinance, policy or resolution for the office of City Recorder.

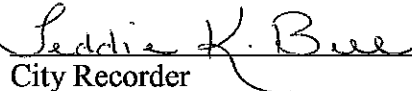
Section 8. Effective Date. This Ordinance shall take effect upon publication or posting, or thirty (30) days after passage, whichever occurs first.

PASSED AND ADOPTED BY THE CITY COUNCIL OF BLUFFDALE CITY, STATE OF UTAH, THIS 17th DAY OF OCTOBER, 2006.



BLUFFDALE CITY

By: 
Mayor Pro Tem

ATTEST: 
City Recorder

Voting by the City Council:

	"AYE"	"NAY"
Councilmember Briggs	<u> X </u>	<u> </u>
Councilmember Maxwell	<u> X </u>	<u> </u>
Councilmember Speed	<u> X </u>	<u> </u>
Councilmember Lord	<u> X </u>	<u> </u>
Councilmember Kelley	<u> X </u>	<u> </u>