

RESOLUTION 2007-16

A RESOLUTION CALLING FOR A SPECIAL ELECTION TO BE HELD ON JUNE 26, 2007 FOR THE CITIZENS' CITY REFERENDUM NUMBER 1

WHEREAS, Utah Code Ann. § 20A-1-102(6) defines a "ballot proposition" to mean an opinion question specifically authorized referenda that is submitted to the voters for their approval or rejection;

WHEREAS, Utah Code Ann. § 20A-1-102(70) defines "special election" to mean an election held as authorized by Section 20A-1-204;

WHEREAS, Utah Code Ann. § 20A-7-101(15) defines "referendum" to mean a law passed by a local legislative body that is being submitted to the voters for their approval or rejection;

WHEREAS, Utah Code Ann. § 20A-1-202 provides that a municipal general election shall be held in municipalities on the first Tuesday after the first Monday in November of each odd-numbered year, and that the voters shall approve or reject any proposed referenda that have qualified for the ballot as provided by law;

WHEREAS, Utah Code Ann. § 20A-1-203 provides that local special elections may be held for any purpose authorized by law, that local special elections shall be conducted using the procedures for regular municipal elections, that a legislative body of a local political subdivision may call a local special election for a referendum, and that the legislative body of a local political subdivision may call a local special election by adopting an ordinance or resolution that designates the date and purpose for the local special election;

WHEREAS, Utah Code Ann. § 20A-1-204 provides that the legislative body of a local political subdivision calling a local special election under Section 20A-1-203 shall schedule the special election to be held on either the fourth Tuesday in June or the first Tuesday after the first Monday in November, but not on any other date;

WHEREAS, Utah Code Ann. § 20A-7-609 provides that unless the municipal legislative body calls a special election, the municipal clerk shall ensure that referenda that have qualified for the ballot appear on the next regular municipal election ballot.

WHEREAS, there have been referendum petitions filed by citizens in Bluffdale, Utah challenging Ordinances 2006-06, 2006-07, 2006-08 and 2006-09, and both petitions have been certified by the County Clerk as having obtained enough signatures to be placed on the ballot for a vote;

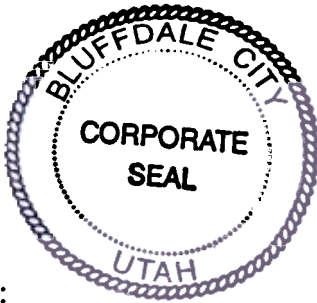
WHEREAS, the city council of Bluffdale City desires to provide an opportunity for its citizens to vote on the issues raised by the referendum petitions on the earliest possible date;

NOW, THEREFORE, BE IT RESOLVED by the city council of Bluffdale City, Utah that the Council:

Hereby expresses its will and consent that the citizens be provided an opportunity to vote on the referendum on June 26, 2007, which is the fourth Tuesday in June, rather than waiting until the next municipal general election;

2. Expresses that the purpose of the special election will be to vote on the qualified referendums challenging Ordinances 2006-06, 2006-07, 2006-08 and 2006-09; and
3. Directs the City Recorder to take any and all necessary steps to prepare for and hold a special election for the referendum on June 26, 2007.
4. This resolution shall become effective immediately upon passage.

PASSED AND APPROVED this 27th day of February, 2007.



BLUFFDALE CITY:


Mayor Claudia Anderson

Attest:


Teddie Bell, City Recorder

Voting:

	<u>AYE</u>	<u>NAY</u>
Council Member Speed	<u>x</u>	
Council Member Maxwell	<u>x</u>	
Council Member Kelley	<u>x</u>	
Council Member Lord	<u>x</u>	
Council Member Briggs	<u>Absent</u>	