ORDINANCE NO. 13-09

ROLL CALL

VOTING	YES	NO
MAYOR JOE L THOMAS *(votes only in case of tie)*		
G. WAYNE ANDERSEN *Council member*	X	
ROD DART *Council member*	X	
RICHARD M. DAVIS *Council member*	X	
STEVE LEIFSON *Council member*	X	
JENS P. NIELSON *Council member*	X	

I MOVE this ordinance be adopted: Councilman Leifson
I SECOND the foregoing motion Councilman Andersen

ORDINANCE 13-09

AN ORDINANCE AMENDING THE MUNICIPAL CODE CONCERNING NOMINATIONS FOR ELECTIVE OFFICE

WHEREAS, Spanish Fork City has enacted, as part of its Municipal Code, an ordinance outlining the procedure for nomination to elective office; and

WHEREAS, the Utah State Legislature has amended the state law requirements for nomination to public elective office, thus requiring an amendment to the Spanish Fork Municipal Code to remain in compliance with state law;

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council as follows:

I.

Spanish Fork Municipal Code §2.48.020(B) is hereby amended to read as follows:

2.48.020 Nominations

B. To become a candidate for elective office at a November election of the City, a declaration of candidacy or nomination petition shall be filed with the City Recorder in compliance with state law, as found in Utah Code Ann. §20A-9-203(1953 as amended). The declaration of candidacy shall comply with the form set forth in Utah Code Ann. §20A-9-203(3) (1953 as amended).

II.

Spanish Fork Municipal Code §2.48.030 is hereby amended to read as follows:

2.48.030 Primary Elections

A primary election shall be held, in accordance with Utah Code Ann. §20A-9-404 (1953 as amended), to determine the candidates for elective office at the municipal election. If the number of candidates for a particular office, however, does not exceed twice the number of offices to be filled in the election, no primary election for that office shall be held and the candidate is deemed nominated for the final election.

III.

This ordinance shall become effective 20 days after passage and publication.

PASSED AND ORDERED PUBLISHED BY THE SPANISH FORK CITY COUNCIL OF SPANISH FORK, UTAH, this 7th day of July, 2009.

JOE L. THOMAS, Mayor

ATTEST:

KIMBERLY ROBINSON, City Recorder

Proof of Publication

THE SPANISH FORK PRESS, a weekly newspaper printed and published at Provo, Utah County and of general circulation therein; that the Notice, a copy of which is hereto attached, was printed and published in said paper

for. . . . . 1 . . . . . consecutive weeks,

the first publication on the 30th day

of July 2009

And the last on the 30th day

of July 2009

Martin Conover

STATE OF UTAH, UTAH COUNTY>SS.....

ORDINANCE 13-09

The Spanish Fork City Council has adopted an ordinance amending the municipal code concerning nominations for elective office. A complete copy of this ordinance is available at the Spanish Fork City Offices, 40 South Main, Spanish Fork. This Ordinance was sent to the Spanish Fork Press and ordered published July 27, 2009.

Published in the **Spanish Fork Press July 30, 2009.**
UPAXLP

RESIDENCE: SPANISH FORK, UT
MY COMMISSION EXPIRES 06/05/2013

[Notary Public
DEBBIE L CHANDLER
Commission Number 579021
My Commission Expires
June 5, 2013
State of Utah]

Subscribed and sworn to before me this 30th day of July 2009

Debbie L Chandler
Notary Public