

Title 2

ADMINISTRATION AND PERSONNEL

Chapters:

- 2.04 Board of County Commissioners**
- 2.08 County Officers Generally**
- 2.12 Justices of the Peace**
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Chapter 2.04

BOARD OF COUNTY
COMMISSIONERS

Sections:

2.04.010 Meetings.

2.04.010 Meetings.

The board of county commissioners of Sevier County, state of Utah, shall hold two regular public meetings each month. Such meetings shall be held on the fifth day of each month and again on the third Monday. When, however, the fifth day of the month falls on a Saturday or on Sunday, the meeting shall be held on the following Monday. In the event that either of the above mentioned Mondays falls on a legal holiday, the meeting shall be held on the following day (Tuesday). (Prior code § 1-2-1)

Chapter 2.08

COUNTY OFFICERS GENERALLY

Sections:

2.08.010 Bonds—Amounts required.

2.08.020 Bonds—Procedure.

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2.08.050 Bonds—Payment of premiums.

2.08.060 Consolidation of offices of auditor and clerk/auditor.

2.08.010 Bonds—Amounts required.

Before entering upon the discharge of their respective offices, the following officers shall execute as required by law their individual bonds to qualify for office, said bonds to be in the penal sums indicated:

Office	Penalty
County clerk/auditor	\$ 5,000.00
County sheriff	20,000.00
County attorney	5,000.00
County recorder	5,000.00
County assessor	20,000.00
County surveyor (engineer)	5,000.00
County treasurer (as set by the state Money Management Council)	

2.08.020 Bonds—Procedure.

Bonds required by the provisions of this

chapter shall be executed by a corporate surety company, and shall be approved by the county commissioners, recorded by the county recorder and filed and kept in the office of the county clerk/auditor, except that the bond of the county clerk/auditor shall be filed and kept by the county treasurer. (Ord. 84-3 § 2)

2.08.030 Bonds—Public employees faithful performance blanket position bond.

Personnel of the county, excepting those listed in Section 2.08.010, and excepting also any others who may be required by state statutes to give an individual bond to qualify for office, shall be included in a public employees faithful performance blanket position bond. Said public employees faithful performance blanket position bond shall provide a minimum of five thousand dollars (\$5,000.00) coverage as to each employee. Said public employees faithful performance blanket position bond shall be approved by the county commissioners and shall be filed in the office of the county clerk/auditor. (Ord. 84-3 § 3)

2.08.040 Bonds—County commissioners.

The bonds of the county commissioners shall be set and approved by the judge of the district court, recorded by the county recorder and filed and kept in the office of the county clerk/auditor. (Ord. 84-3 § 4)

2.08.050 Bonds—Payment of premiums.

The premium of bonds referred to in Sections 2.08.010 and 2.08.030, plus the bonds of the county commissioners, shall be paid out of county funds. (Ord. 84-3 § 5)

2.08.060 Consolidation of offices of auditor and clerk/auditor.

The duties, functions and responsibilities of the offices of auditor and clerk/auditor shall, effective on the first Monday of January, 1987, be consolidated and one person shall be elected to such office. (Ord. dated 11/18/85)

Chapter 2.12

JUSTICES OF THE PEACE

Sections:

- 2.12.010** Justice of the peace compensation.
2.12.020 Compliance.
2.12.030 Penalty.

2.12.010 Justice of the peace compensation.

Pursuant to Section 78-5-128, Utah Code Annotated, justices of the peace within the county shall receive as compensation for all services which they render, a fixed salary to be determined by the board of county commissioners. Such salary shall take into consideration the civil as well as the criminal case load of each respective justice of the peace, his or her availability to the public, his or her training and background, and such other factors as the board shall deem relevant. The method of compensation shall not provide for retention of fines, forfeitures, filing fees or other moneys which may come into the hand of the justice of the peace from time to time in the discharge of his duties. All fine, bail, filing fees or other moneys from whatever source or for whatever purpose which are received by the justice court judge in his official capacity and growing out of the discharge of his official duties shall be tendered by him to the appropriate official in conformity with state law. (Ord. 1994-9-2 § 1(b); prior code § 1-5-1)

2.12.020 Compliance.

Compliance with the terms of Section 2.12.010 may be further secured by securing from the district court within the county a

writ of mandamus compelling any justice of the peace to account to the proper county official for any moneys not properly tendered within the time allowed. (Prior code § 1-5-3)

2.12.030 Penalty.

Failure of a justice of the peace to account as set forth in Section 2.12.010 shall constitute a misdemeanor punishable by a fine of not more than two hundred ninety-nine dollars (\$299.00) and/or confinement in the county jail for not more than six months in duration. A complaint for a violation hereof may be lodged directly in the district court within the county. (Prior code § 1-5-2)

Chapter 2.16

**COUNTY DEPARTMENT OF
EMERGENCY MEDICAL SERVICES**

Sections:

- 2.16.010 Establishment.**
- 2.16.020 Administration.**
- 2.16.030 Fees.**
- 2.16.040 Exclusive franchise.**

2.16.010 Establishment.

The department of county emergency medical services is established and such department shall have responsibility for maintenance and control of the equipment heretofore and hereafter utilized in the provision of emergency medical services. (Ord. 7-89-1 § 1)

2.16.020 Administration.

The department shall be managed by an administrator who shall be nominated pursuant to the bylaws of the department; provided, the board of commissioners must consent to the person so nominated and, upon the failure to obtain such consent within forty-five (45) days of the nomination, the nomination shall be deemed to have failed and the nomination process shall be reinitiated. (Ord. 7-89-1 § 2)

2.16.030 Fees.

The department shall charge fees for services at a rate determined by resolution of the board of commissioners. Revenues shall be utilized only for expenses and obligations of the department and shall not be deposited into the general fund of the county. (Ord. 7-89-1 § 3)

2.16.040 Exclusive franchise.

The county shall, during the period that any revenue bonds relating to the revenues of the department remain outstanding, grant no franchises, permits, licenses or business authorization to any other agency or entity to provide services currently being provided by the department. (Ord. 7-89-1 § 4)

Chapter 2.20

COUNTY COUNCIL ON AGING

Sections:

- 2.20.010** **Created.**
2.20.020 **Purposes, duties and responsibilities.**
2.20.030 **Organization.**
2.20.040 **Budget.**

2.20.010 **Created.**

On petition of certain senior citizens and due to the interest in the county in improving, developing, coordinating and strengthening all programs concerned with a rapidly increasing aged and aging population and to more fully utilize the potential of our older citizens, their skills, their wisdom and their experience, the board of commissioners creates a Sevier County council on aging, hereafter referred to as the council on aging. (Prior code § 2-3-1)

2.20.020 **Purposes, duties and responsibilities.**

A. To serve as the successor to all functions of diverse groups left without authorization, at the formation of the council on aging.

B. To promote and develop programs to interest and provide for the welfare of senior citizens.

C. To cooperate with the Utah Division of Aging and also both public and private companion agencies on the state and national levels to more effectively meet the needs of and provide opportunities for older persons.

D. To integrate the activities of such other groups with the kindred aims of providing opportunities for senior adults of

volunteer or paid services to the community and to their fellow men, and for opportunities in educational, recreational and social pursuits.

E. To be aware of and interested in the aspects and needs of the aging, to promote appropriate public relations endeavors, and to coordinate activities and fiscal management.

F. To seek out resources at the local, state and national level to provide services to the aging adult. (Prior code § 2-3-2)

2.20.030 **Organization.**

The council on aging shall consist of from three to six regular voting members representing different areas of the county or groups or agencies (public or private) associated with services to older people, such as family services (welfare), health, education, community action, community services council, churches, extension services, etc., with at least two members being lay citizens passed age sixty-four (64). Such ex officio members may be appointed from time to time as the commission shall deem advisable.

A. Voting members shall be appointed by the county commission, by resolution (or minute entry), who may follow the recommendations of the council on aging. Appointments shall be made to be effective June 1st of each year. Vacancy appointments will be for the balance of the term for which the appointment was made.

B. Appointments are to be staggered as follows:

1. Members appointed for one year;
2. Members appointed for two years;
3. Members appointed for three years;

Thereafter, all replacement terms for three years.

2.20.030

C. Officers, to serve as the executive committee, to be selected from among the council on aging, consist of the following: (Term of office, one year.)

1. Chairman;
2. Vice-chairman;
3. Secretary.

The initial chairman shall be appointed by the county commission, and thereafter officers shall be elected from within the council.

D. Members of the council on aging shall meet regularly or in special session as called by the chairman and are to be uncompensated except that they may be reimbursed for actual expenses incurred on behalf of the council on aging.

E. Any member of the council on aging may be removed by the commission for cause. Recommendation for removal may come from the council. (Prior code § 2-3-3)

2.20.040 **Budget.**

The council on aging shall outline such budget as to it seems appropriate and shall pursue any legitimate fund raising project or make application to whomever it designs for assistance; it being the desire of all concerned that this be independent and self-sufficient and subject to a minimum of control or supervision of the county commission. (Prior code § 2-3-4)