

MIDVALE CITY, UTAH

ORDINANCE NO. 09/19/2006 O-15

AN ORDINANCE AMENDING CHAPTER 2.48 OF THE MIDVALE CITY MUNICIPAL CODE "MUNICIPAL RECORDS"; ALSO PROVIDING A SAVING CLAUSE AND AN EFFECTIVE DATE FOR THE ORDINANCE.

WHEREAS, title 63 chapter 2 of the Utah Code Annotated is known as the "Government Records Access and Management Act; and

WHEREAS, the Government Records and Access Management Act was enacted by the Legislature to recognize two constitutional rights: the public's right of access to information concerning the conduct of the public's business; and the right of privacy in relation to personal data gathered by governmental entities; and

WHEREAS, the Legislature also recognizes a public policy interest in allowing a government to restrict access to certain records, specified in this title, for the public good; and

WHEREAS, the City Council desires to adopt and abide by the guidelines of the Government Records Access and Management Act (GRAMA), title 63, chapter 2 of the Utah Code Annotated and any future amendments; and

WHEREAS, the Midvale City Council desires to amend the Midvale City Municipal Code, Chapter 2.48, Municipal Records to reflect this change,

NOW, THEREFORE, BE IT ORDAINED by the City Council of Midvale City, Utah as follows:

Section 1. The Municipal Code, which sets forth the laws and policies within Midvale City, is hereby amended to read as follows:

**CHAPTER 2.48
MUNICIPAL RECORDS**

Sections:

2.48.010 Purpose and intent.

2.48.020 Records Retention.

2.48.010 Purpose and intent.

It is the City's policy that the public should have open access to city records. However, in limited circumstances, records may be protected from disclosure under the Utah Government Record Access and Management Act (GRAMA), title 63, chapter 2, Utah Code Annotated. The City herein adopts the Utah Government Records Access and Management Act (GRAMA), title 63, chapter 2, Utah Code Annotated, and any future amendments.

2.48.020 Records Retention

The City herein adopts the Utah Municipal General Records Retention Schedule and any future amendments.

Section 2. If any part of this ordinance or the applications thereof to any person or circumstances shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance or the application thereof to other persons and circumstances, but shall be confined to its operation to the section, subdivision, sentence or part of the section and the persons and circumstances directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the City Council that this section would have been adopted if such invalid section, provisions, subdivision, sentence or part of a section or application had not been included.

Section 3. This ordinance shall be effective upon date of first publication.

PASSED AND APPROVED this 19th day of September 2006.

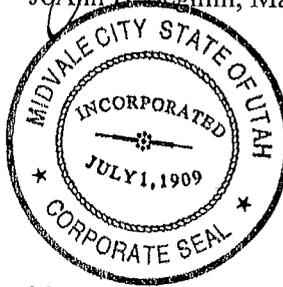
JoAnn B. Seghini

JoAnn B. Seghini, Mayor

ATTEST:

Reri L. Clark

Reri Clark, CMC
City Recorder



Date of first publication: September 25, 2006

Voting by the Council

Councilmember Kelly Bennett
Councilmember Colleen Costello
Councilmember Paul Glover
Councilmember Brent Moore
Councilmember Wayne Sharp

"Aye"

"Nay"

✓

✓

absent

✓

✓
