

Spring Lake – Public Hearing

Held at 4249 W 12000 S, Spring Lake, Utah

Monday, December 16, 2024, 6:00 p.m.

WELCOME

Meeting Agenda

- Welcome (Wade Menlove, *Sponsor*)
- Review Results of Proposition 9 (Wade Menlove, *Sponsor*)
- Presentation of Requirements of State Code 10-2a-213 (*Jason Knapp, Sponsor*)
- Public Comment
- Presentation on process of electing mayor and town council, including declaration of candidacy and relevant timelines (*Utah County*)
- Presentation on Local Administrative Advisor program (*Spencer Foster, MAG Utah*)

Proposition 9

- On November 5, 2024, registered voters of Spring Lake were asked:
 - *Shall a new municipality be created from the area known as Spring Lake and congruent portions of unincorporated Utah County?*
- Utah County reported election results on November 19, 2024. Here are some key takeaways:
 - 400 Registered Voters
 - 352 Votes Cast (88.0% participation)
 - 229 – Yes Votes (65.06%)
 - 117 – No Votes (33.24%)
 - 6 – Under Votes (1.50%)
- PROPOSITION 9 PASSED

State Code 10- 2a-213:

Determination of Initial Terms of Mayor and Members of Town Council

Now that voters in Spring Lake have approved its incorporation, what form of government will we have?

- “A newly incorporated **town** shall operate under the **five-member council** form of government...”(10-2a-213(2))
- “The powers of municipal government in a municipality operating under the five-member council form of municipal government are vested in **a council consisting of five members, one of which is a mayor.** (10-3b-401)”

State Code 10-2a-213:

Determination of Initial Terms of Mayor and Members of Town Council

How is the mayor different from the other council members?

- The Mayor (10-3b-402):
 - “is a regular voting member of the council”
 - “*is the chair of the council and presides at all council meetings*”
 - “*exercises ceremonial functions for the municipality*”
 - “*may not veto any ordinance, tax, levy or appropriation passed by the council*”
 - *Functions as Chief Executive Officer with administrative roles outlined in code. (10-3b-104)*

State Code 10-2a-213:

Determination of Initial Terms of Mayor and Members of Town Council

Now that voters in Spring Lake have approved its incorporation, what's next?

- Utah State law requires that (10-2a-213):
 - *“...the sponsors of the petition for incorporation shall, within 60 days...determine the initial terms of the mayor and members of the municipal council”*
 - *“Before making a determination...the sponsors of the petition for incorporation shall, under the direction of the county clerk, hold a public hearing within the future municipality on the applicable issues...”*

State Code 10-2a-213:

Determination of Initial Terms of Mayor and Members of Town Council

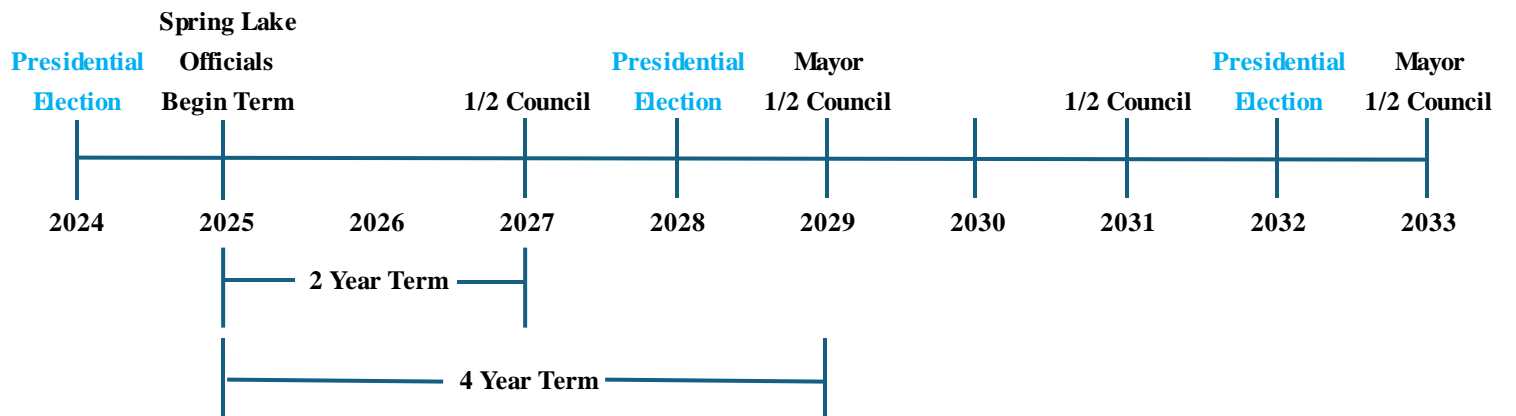
We need to determine the initial terms of the mayor and town council so that:

- *“the mayor and approximately half of the members of the municipal council are elected to serve an initial term, of no less than one year, that allows the mayor’s and members’ successors to serve a full four-year term that coincides with the schedule established with the schedule established in Subsection 10-3-205(1); and”*
- *“the remaining members of the municipal council are elected to serve an initial term, of no less than one year, that allows the members’ successors to serve a full four-year term that coincides with the schedule established in Subsection 10-3-205(2)”*

State Code 10-2a-213:

Determination of Initial Terms of Mayor and Members of Town Council

What does that mean?



- Mayor and four members of town council begin initial term in 2025
- Mayor and two members of town council serve initial term of 4 Years (until 2029)
- Other two members of town council serve initial term of 2 Year (until 2027)
- Subsequent terms of 4 years for Mayor and all Four members of town council

State Code 10- 2a-213:

Determination of Initial Terms of Mayor and Members of Town Council

Sponsors of the Petition of Incorporation propose to submit in writing to the Utah County commission the determination that:

- The **mayor and two of the members of the town council** are elected to serve an initial term of **four years**.
- The **other two members of the municipal council** are elected to serve an initial term of **two years**.

Public Hearing

Open to Public Comment

Election Process

**Presentation by Representatives of Utah
County**

Local Administrative Advisor Program

Presentation by Spencer Foster, MAG Utah