

1 EXHIBIT A

2 To

3 ORDINANCE NO. 23-XX

4 AN ORDINANCE AMENDING THE 2009 WEST JORDAN CITY CODE, TITLE 2,
5 CHAPTER 6, SECTION 2 ("PROPOSALS") AND SECTION 3 ("CRITERIA")
6 CHAPTER

7 6 Legislative Redlined Copy

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9 CITY SUPPORT OF UNRELATED CHARITABLE OR EDUCATIONAL-
ENTITIES OUTSIDE ORGANIZATIONS FOR CITY CORPORATE PURPOSES

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11 SECTION:

12 2-6-1: Relationship To city

13 2-6-2: Proposals Applications

14 2-6-3: Criteria

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16 2-6-1: RELATIONSHIP TO CITY:

17 ~~Unrelated charitable and educational tax exempt service entities may now exist or in the future~~
18 ~~be formed to provide one or more community services that are included generally in the city's~~
19 ~~recognized public health and welfare responsibilities. The city may choose, in its absolute~~
20 ~~discretion, to provide cash or in-kind support to one or more such entities outside entities to~~
support to support the corporate purposes of the city. The city will have no
21 ~~role in the management of such an entity or any control over the activities of such an entity, does~~
not manage or control the outside entity and

22 17-1 The city's support of any organization entity will does not create an agency relationship. (Ord. 10-
08, 2-24-

23 18 2010; amd. Ord. 20-38, 9-30-2020)

24
25 2-6-2: PROPOSALS APPLICATIONS:

26 ~~Third party charitable and educational tax exempt service~~ Outside organizations entities may make
written proposals

27 for cash funding or in-kind support from the city by filing ~~asuch~~ written ~~request~~ applications with
28 the city ~~council office~~ administrator. ~~As permitted by budget parameters and following the~~
29 ~~requirements and limitations of the Utah code and city code, including section 3-4-1 in this code,~~

30 28-1 The city council may from time to time appropriate money grants and/or authorize in-kind
31 29 support in response to such an application. Any such money or in-kind support shall be used only
32 30 for the purposes disclosed in the ~~proposal~~ application and the authorizing resolution. (Ord. 10-08,
2-24-2010;

33 31 amd. Ord. 19-53, 12-11-2019, Effective at 12 noon on January 6, 2020; Ord. 20-38, 9-30-2020)

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35 **2-6-3: CRITERIA:**

36 Although the city is under no obligation to respond to any ~~proposal application~~ for support from a ~~third party~~

37 ~~charitable or educational service entity outside entities~~, the city publishes the following minimum
criteria for any
38 such proposal:

39 A. ~~The city finance department may~~ shall inspect the system of accounts and other accounting
40 systems and protocols being used by the third party tax exempt service entity for the ability to
41 accurately track receipts and expenditures, and only when and if the finance department is
42 satisfied with such systems will the finance department initial a proposal so indicating.

43 A. The city may authorize municipal services or other nonmonetary assistance to be provided
44 to or waive fees required to be paid by a nonprofit entity, whether or not the municipality
45 receives consideration in return.

46 B. The proposing entity agrees in writing with the City to provide financial reports acceptable
47 to the city, based on the written agreement. ~~writing that the city may audit the books and records~~
48 of the
49 entity at least once each year with reasonable notice and during normal business hours, and that
50 the officials of the entity will cooperate fully and freely with the city auditors in this regard. If
51 the entity has no formal place of business, such books and records shall may be brought to the
52 city's offices for audit.

53 C. ~~The proposing entity shall have a track record of successfully employing city resources or~~
54 ~~the similar resources of other governments to achieve measurable positive results.~~

55 CD. The proposing entity shall explain or demonstrate how the requested assistance will
56 further advance
57 established city goals or plans, and shall provide and describe a tracking mechanism to
58 objectively demonstrate the actual advancement of city goals or plans through the use of the
59 requested city resources.

60 DE. The managing persons of the requesting entity shall have the training and experience
61 needed to effectively and efficiently manage the proposed activities. (Ord. 10-08, 2-24-2010;
62 amended Ord. 19-53, 12-11-2019, Effective at 12 noon on January 6, 2020; Ord. 20-38, 9-30-2020)

