

ORDINANCE No.18-142

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, COUNTY OF YAVAPAI, ARIZONA, AMENDING THE TOWN OF DEWEY-HUMBOLDT, ARIZONA CODE OF ORDINANCES, TITLE III ADMINISTRATION, CHAPTER 30 TOWN COUNCIL AND OFFICIALS, COUNCIL MEETINGS, SECTIONS 30-105 COUNCIL AGENDA, 30-107 TIME OF ADJOURNMENT, AND 30.108 AGENDA PACKETS, SUBSECTION A, ALL RELATED TO COUNCIL MEETINGS AND AGENDAS; PROVIDING FOR A SAVINGS CLAUSE; AND PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES.

Be it ordained by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, as follows:

The Town of Dewey-Humboldt, Arizona Code of Ordinances, Title III Administration, Chapter 30 Town Council And Officials, Council Meetings, Section 30-105 Council Agenda is hereby amended to read as follows:

§ 30.105 COUNCIL AGENDA.

(A) The Manager and Clerk are responsible for receiving and organizing all materials for the Council agenda, in collaboration with the Mayor and Vice-Mayor. The Mayor, Vice-Mayor, Town Manager and Town Clerk shall constitute the agenda committee. Notice of agenda committee meetings shall be provided to other members of the Council. No more than three Councilmembers may attend agenda committee meetings and attendees shall be determined based on the order of requests made, not to exceed three. The Mayor or Town Manager should be contacted if an individual Councilmember wishes to modify the agenda. Upon recommendation of the agenda committee, the Mayor may cancel or reschedule a Study Session or Regular Council meeting.

(B) Any resident of the Town may request that an item be placed on a Council agenda by presenting the item at a Council meeting under the topic of "Public Comment on Non-Agendized Items", or by requesting that a Councilmember submit a "Council Agenda Action Request Form."

Any member of the Town Council may request an item be placed on a future Council agenda. A request to modify or remove an agenda item may be made by the Councilmember who requested the item be placed on the agenda, in which case it shall be modified or removed without further action. The Mayor or any other Councilmember may request an item that was submitted by another Councilmember be modified or removed, in which case it may only be modified or removed with the concurrence of the Councilmember who requested it be put on the agenda.

(C) Agenda item requests shall be submitted using a "Council Agenda Action Request Form". The agenda committee shall place the item on the next appropriate agenda. An emergency agenda request may be submitted after the deadline pursuant to § 30.031(B)(10).

(D) Order of agenda.

(1) Regular Council Meeting Agendas shall begin with the following items:

- (a) Call to order;
- (b) Roll call;
- (c) Pledge of Allegiance;
- (d) Invocation;

The following agenda items shall be appropriately placed on the agenda, based on content, by the agenda committee.

- (e) Public comment on non-agendized items;
- (f) Public hearing;
- (g) Consent agenda;
- (h) Reports; Town Manager's report;
- (i) General business;
- (j) Announcements, proclamations;
- (k) Consideration of additional Special Session(s);
- (l) Adjournment.

(2) When Council holds a Study Session or Special Council meeting, the following agenda items shall be appropriately placed on the agenda by the agenda committee based on content:

- (a) Call to order;
- (b) Roll call;
- (c) Discussion only items;
- (d) Action items (Special Meetings only);
- (e) Adjournment.

(E) *Modifications to the agenda.*

(1) The presiding officer or any Councilmember may request a change in the order of the agenda items which, if approved by a majority of the Council, shall be granted.

(2) An agenda item may be continued to a date certain or postponed indefinitely by motion and approval by a majority of the members present who have not declared a conflict of interest.

The Town of Dewey-Humboldt, Arizona Code of Ordinances, Title III Administration, Chapter 30 Town Council And Officials, Council Meetings, Section 30-107 Time of Adjournment is hereby amended to read as follows:

§ 30.107 TIME OF ADJOURNMENT.

It is the policy of the town that all Study Sessions, Special Meetings, and Regular Meetings shall be adjourned no later than 3-1/2 hours from the scheduled start time. These times shall be referred to as the normal times of adjournment. At or before the normal time of adjournment, the presiding officer shall ask for a motion to continue or adjourn the meeting.

The Town of Dewey-Humboldt, Arizona Code of Ordinances, Title III Administration, Chapter 30 Town Council And Officials, Council Meetings, Section 30-108 Agenda Packets, Subsection A is hereby amended to read as follows:

§ 30.108 AGENDA PACKETS.

- (A) Agenda packets are to be made available at the Town Clerk's office, the Town's web site (www.dhaz.gov), and at all Council meetings. Council meeting agendas, minutes and staff reports are available for public review by close of business the Thursday preceding each Council meeting.

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Section II. Savings Clause

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance as amended is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remainder of this Ordinance.

Section III. Repeal of Conflicting Ordinance

All other code provisions, ordinances, or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed as of the effective date hereof.

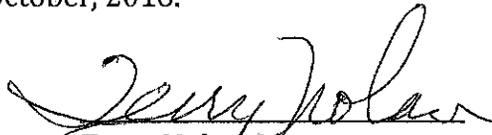
PASSED AND ADOPTED by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, this 16th day of October, 2018, by the following vote:

AYES: Six (6)

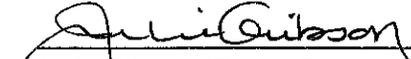
NAYES: Ø ABSENT: Ø

EXCUSED: One (1) ABSTAINED: Ø

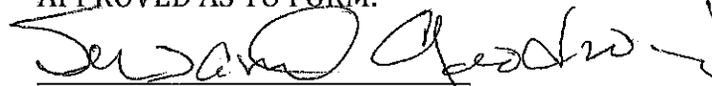
APPROVED this 16th day of October, 2018.


Terry Nolan, Mayor

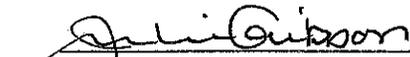
ATTEST:


Julie Gibson, Town Clerk

APPROVED AS TO FORM:


Gust Rosenfeld, PLC, Town Attorney
By Susan D. Goodwin

I, JULIE GIBSON, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 18-142 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, ARIZONA ON THE 16TH DAY OF OCTOBER, 2018, WAS POSTED IN THREE PLACES ON THE 16th DAY OF OCTOBER, 2018.


Julie Gibson, Town Clerk