

**ORDINANCE No. 16-127**

**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 31 TOWN ORGANIZATIONS AND DEPARTMENTS, SUBCHAPTER BOARDS, COMMISSIONS AND CITIZENS COMMITTEES, § 31.17 APPOINTMENTS RELATED TO BACKGROUND CHECKS ON APPOINTEES; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING PENALTIES.**

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

Section I. In General

The Town of Dewey-Humboldt, Arizona Code of Ordinances, Title III Administration, Chapter 31 Town Organizations and Departments, Subchapter Boards, Commissions and Citizens Committees, Section 31.17 Appointments is hereby amended to read as follows (additions in ALL CAPS; deletions in ~~strikeout~~):

**§ 31.17 Appointments.**

- (A) All voting members of town boards, commissions, or Citizen Committees ~~must~~ **SHALL** be appointed by Council action (by motion or resolution) **AND SHALL SERVE AT THE PLEASURE OF THE TOWN COUNCIL.**
- (B) The motion, ordinance, or resolution establishing boards, commissions, or Citizen Committees ~~will~~ **SHALL** include the number of members, the purpose for which the board, commission, or Citizen Committee is organized, and the duties thereof.
- (C) ~~The town ordinance provides that~~ Members of town boards and commissions ~~must~~ **SHALL** be residents of the town. Non-voting Citizen Committee membership ~~may include~~ **BE** nonresidents.
- (D) All appointees should bring the skill, integrity, knowledge, interest and commitment to evaluating issues in the broad context of the public interest. To the extent possible, appointees should be selected to represent a broad cross-section of the community relative to the purpose of the agency. **ALL PROPOSED APPOINTEES SHALL BE SUBJECT TO A BACKGROUND CHECK, AND SHALL BE INTERVIEWED BY THE CHAIR OF THE BOARD,**

COMMISSION, OR COMMITTEE PRIOR TO SUBMISSION OF THE NAME TO THE COUNCIL FOR APPROVAL OF THE APPOINTMENT.

(E) Appointees may serve an unlimited number of consecutive terms on a given board, commission or Citizen Committee (except where specifically limited), AT THE DISCRETION OF THE TOWN COUNCIL.

(F) The Town Clerk SHALL provides application forms and maintains a composite listing of all applications on file which have been received. APPLICATIONS SHALL BE RETAINED FOR ONE YEAR.

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.

Section IV. Penalties

Any person found responsible for violating any provision of this Ordinance shall be subject to the civil sanctions and habitual offender provisions set forth in Section 10.99 of the Dewey-Humboldt Code of Ordinances

**PASSED AND ADOPTED** by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, this 5<sup>th</sup> day of April, 2016, by the following vote:

AYES: 5 (five)

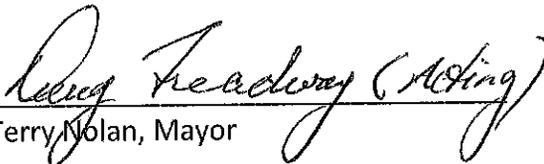
NAYES: 1 (one)

ABSENT: 1 (one)

EXCUSED: \_\_\_\_\_

ABSTAINED: \_\_\_\_\_

APPROVED this 5<sup>th</sup> day of April, 2016.

  
Terry Nolan, Mayor

ATTEST:



Judy Morgan, Town Clerk

APPROVED AS TO FORM:



Susan D. Goodwin, Town Attorney

I, JUDY MORGAN, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 16-127 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, ARIZONA ON THE 5<sup>th</sup> DAY OF April, 2016, WAS POSTED IN THREE PLACES ON THE 6<sup>th</sup> DAY OF April, 2016.



Judy Morgan, Town Clerk