

ORDINANCE NO. 2019-__

CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS

AN ORDINANCE AMENDING A PORTION OF CHAPTER 30: CITY COUNCIL AND CITY OFFICIALS OF THE TONTITOWN MUNICIPAL CODE OF THE CITY COUNCIL MEETINGS OF THE CITY OF TONTITOWN

WHEREAS, on or about February 5, 2013, the City Council of Tontitown adopted Ordinance No. 2013-02-406 to provide regulations during city council meetings within the city and said Ordinance No. 2013-02-406, as it has been amended and was thereafter codified within Chapter 30: CITY COUNCIL AND CITY OFFICIALS in the Tontitown Municipal Code; and

WHEREAS, the City Council of the City of Tontitown now finds it to be in the best interest of the citizens of the City of Tontitown to amend a portion of Chapter 30: CITY COUNCIL AND CITY OFFICIALS the Tontitown Municipal Code in order to incorporate certain changes; and

WHEREAS, having fully reviewed the proposed amendment, the Tontitown City Council as determined that a portion of Chapter 30: CITY COUNCIL AND CITY OFFICIALS of the Tontitown Municipal Code should be revised and amended, as set forth herein below.

NOW THEREFORE, BE IT ENACTED AND ORDAINED, by the City Council of the City of Tontitown, as follows:

Section 1. Section 30.01(A) of the Tontitown Municipal Code is hereby revised and amended and shall now read as set forth below:

§ 30.01 MEETINGS OF THE COUNCIL; TIME AND NOTICE

(A)The date for the regular legislative meetings of the City Council shall be on the first Tuesday of each month. The City Council also meets as the Committee of the Whole on the Third Tuesday of each month. All regular meetings of the City Council shall commence at 6:00 p.m.

Section 2. Section 30.02(C) of the Tontitown Municipal Code is hereby revised and amended and shall now read as set forth below:

§ 30.02 COMPENSATION

(C) Each Council member shall receive \$300 per meeting as compensation for regular Council meetings. Each Council member shall receive \$100 per Committee of the Whole meeting as compensation. For each special meeting, a Council member shall receive \$50 in compensation. If a special meeting is scheduled on the same day and time as a regular meeting or a Committee of the Whole meeting, the compensation fee for the special meeting shall not be provided.

Section 3. Section 30.02(D) shall be removed.

Section 4. Section 30.05 of the Tontitown Municipal Code is hereby revised and amended and shall now read as set forth below:

§ 30.05 ORDER OF BUSINESS.

Regular sessions of the City Council shall proceed under the following general pattern; which shall be reduced to writing in the form of an agenda distributed to Council members prior to the meeting:

- (A) Call to order;
- (B) Roll call;
- (C) Pledge of allegiance;
- (E) Approval of the minutes;
- (F) Public comment;
- (G) Old business; presentation of ordinances, resolutions, motions or discussion items;
- (H) New business; presentation of ordinances, resolutions, motions or discussion items;
- (I) Reports from the Mayor, the City Council and the City Attorney, if any;
- (J) Announcements; and
- (K) Adjournment.

Section 5. Sections 30.06(A) and (B) of the Tontitown Municipal Code are hereby revised and amended and shall now read as set forth below:

§ 30.06 PUBLIC COMMENTS.

(A) There shall be a fifteen (15) minute public comment period during regular meetings of the City Council in which the City Council shall receive comments from members of the public. The City Council shall listen, but not enter into discussions or debate the person commenting. The Council may take note of any comment and offer to make arrangements to speak further with that person after the Council meeting concludes or a later date.

(B) Each speaker during public comment session shall be limited to three (3) minutes to make his or her remarks. If more than five people desire to speak at either session, the Mayor or Chair may reduce the time for each speaker to two (2) minutes. The Mayor may also provide for an extension of the 15-minute public comment period, upon the receipt of a motion and majority consent of the City Council, if good cause exists.

Section 6: All other parts and provisions of Chapter 30: City Council and City Officials remain unaffected by this Ordinance and shall remain in full force and effect.

Section 7. In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or

provisions had never been contained herein.

Section 8. Declaration of Emergency. It is hereby found and determined that Section Chapter 30: CITY COUNCIL AND CITY OFFICIALS of the Tontitown Municipal Code should be immediately revised in order to amend the conduct of the City Council meetings of the City of Tontitown. Therefore, an emergency is declared to exist, and this act, being immediately necessary for the preservation and protection of the public peace, health, safety and welfare of the City and its citizens, shall become effective on the date of its passage and approval by the Mayor. If the Ordinance is neither approved nor vetoed by the Mayor, it shall become effective on the expiration of the period of time during which the Mayor may veto this Ordinance. If the Ordinance is vetoed by the Mayor and the veto is overridden by the City Council, it shall become effective on the date the City Council overrides the veto.

PASSED AND APPROVED this _____ day of March, 2019.

Paul Colvin, Jr., Mayor

ATTEST:

Rhonda Ardemagni, City Recorder-Treasurer
(SEAL)