

CHAPTER 2 - MAYOR AND COUNCIL

Article 2-1 COUNCIL

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Section 2-1-1 Elected Officers

The elected officers of the City shall be a Mayor and six (6) Council members. The Mayor and Council members shall constitute the Council and shall continue in office until assumption of duties of office by their duly elected successors, except as otherwise provided by law. The regular term of office for the members of the Council shall be four (4) years.¹

Section 2-1-2 Corporate Powers

- A. Globe is a general law City pursuant to Title 9, Arizona Revised Statutes, having been initially incorporated in 1907.
- B. The corporate powers of the City shall be vested in the Mayor and Council and shall be exercised only as directed or authorized by law. All powers of the Council shall be exercised by ordinance, resolution, order, or motion.²

Section 2-1-3 Duties of Office

The Mayor and members of the Council shall assume the duties of office at the first regularly scheduled Council meeting next following: (a) their appointment; or (b) in June following the canvass of votes of the general election at which they were elected, provided that if no general election is held, the duties of office shall be assumed at the first regularly scheduled Council meeting in June following the date the general election would have been scheduled pursuant to State law and this Code; or (c) the date they are declared elected if the general election is inconclusive. A tie vote at a general election shall be decided in a manner established by the Mayor and Council at a meeting called for said purpose.

¹ **Editor's Notes:** State law reference—Similar provisions, A.R.S. § 9-231(B).

² State law reference—Similar provisions, A.R.S. § 9-231(A).

Section 2-1-4 Vacancies in Council

The Council shall fill by appointment, for the unexpired term of any Councilmember, any vacancy that may occur for whatever reason. The appointee must be a qualified elector in the district where the vacancy occurred.³

.Section 2-1-5 Compensation

The compensation of elective officers of the City shall be fixed from time to time by resolution of the Council in accordance with State law.⁴ Elective officers shall be entitled to reimbursement for mileage and expenses on the same basis as are other City employees.

Section 2-1-6 Oath of Office

Immediately prior to assumption of the duties of office, the Mayor and each member of the Council shall, in public, take and subscribe to the oath of office.⁵

Section 2-1-7 Bond

The Mayor and members of the Council shall execute and file an official bond provided by the City, enforceable against the principal and his/her sureties, conditioned on the due and faithful performance of his/her official duties, payable to the State and to and for the use and benefit of the City or any person who may be injured or aggrieved by the wrongful act or default of such officer in his/her official capacity. A person so injured or aggrieved may bring suit on such bond under provisions of the Arizona Revised Statutes. Bonds shall be in such sum as shall be provided by resolution and the premium for such bonds shall be paid by the City. A blanket bond as may be allowed by law shall satisfy this requirement.⁶

Section 2-1-8 Fees by Resolution

The Mayor and Council shall, from time to time, adopt or modify any and all fees as called for in this Code by resolution.

³ **Editor's Notes:** State law reference—Similar provisions, A.R.S. § 9-235

⁴ State law reference—Similar provisions, A.R.S. § 9-232.01; Arizona Constitution, Art. 4, Pt. 2, § 17.

⁵ State law reference—Similar provisions, A.R.S. § 9-232(B).

⁶ State law reference—Similar provisions, A.R.S. § 9-302.

Article 2-2 MAYOR

- Section 2-2-1 Direct Election of Mayor - Term of Office
- Section 2-2-2 Vice Mayor
- Section 2-2-3 Acting Mayor
- Section 2-2-4 Powers and Duties of the Mayor
- Section 2-2-5 Absence of Mayor
- Section 2-2-6 Failure to Sign Documents

Section 2-2-1 Direct Election of Mayor - Term of Office

- A. The Mayor shall be directly elected at large by majority vote of the qualified electorate of the City pursuant to procedures set forth in Article 2-3 herein and State law.⁷
- B. The Mayor shall serve for a four (4) year term. The Council is empowered to fill any vacancy for any unexpired term; the appointee shall be an elected member of the Council.⁸

Section 2-2-2 Vice Mayor

At the first meeting of the Council, in June, following a general election, the Mayor, with Council approval, shall designate one of the Council members as Vice Mayor, who shall serve at the pleasure of the Council. The Vice Mayor shall have the powers to perform the duties of the Mayor during his/her absence or disability.

Section 2-2-3 Acting Mayor

In the absence or disability of both the Mayor and Vice Mayor, the City Clerk or any member of the Council may call the Council to order and the Council may designate another of its members to serve as Acting Mayor who shall have all the powers, duties and responsibilities of the Mayor during such absence or disability.

Section 2-2-4 Powers and Duties of the Mayor

The powers and duties of the Mayor shall include the following:

- A. He/she shall be the chief executive officer of the City.
- B. He/she shall be the chairman of the Council and preside over its meetings. He shall have a voice in Council proceedings but shall vote in such proceedings only to break the tie vote of the other present Council members on the specific motion or question being considered on the floor.

⁷ **Editor's Notes:** State law reference – A.R.S. 9-232.03

⁸ State law reference: A.R.S. 9-232.03

- C. He/she shall enforce the provisions of this Code.
- D. He/she shall execute and authenticate by his/her signature such instruments as the Council, or any statutes, ordinances or this Code shall require.
- E. He/she shall make such recommendations and suggestions to the Council as he/she may consider proper.
- F. He/she may, by proclamation, declare a local emergency to exist due to fire, conflagration, flood, earthquake, explosion, war, bombing, or any other natural or man-made calamity or disaster or in the event of the threat or occurrence of riot, rout or affray or other acts of civil disobedience which endanger life or property within the City. After declaration of such emergency, the Mayor shall govern by proclamation and impose all necessary regulations to preserve the peace and order of the City, including but not limited to:
 - 1. Imposition of a curfew in all or any portion of the City.
 - 2. Ordering the closing of any business.
 - 3. Closing to public access any public buildings street or other public place.
 - 4. Calling upon regular or auxiliary law enforcement agencies and organizations within or without the political subdivision for assistance.
- H. He/she shall perform such other duties required by State statute, this Code, as well as those duties that may be customarily and generally required of a chief executive officer a City.⁹

Section 2-2-5 Absence of Mayor

The Mayor shall not be absent from the City for a period of more than fifteen (15) consecutive days without notification to the Council.

Section 2-2-6 Failure to Sign Documents

If the Mayor refuses or fails to sign any ordinance, resolution, contract, warrant, demand, or other documents or instrument requiring his/her signature for five (5) days consecutively then the Vice Mayor or, in his/her absence, a duly appointed Acting Mayor is authorized to sign such ordinance, resolution, contract, warrant, demand or other document or instrument which, when so signed, shall have the same force and effect as if signed by the Mayor.

⁹ **Editor's Notes:** State law reference—Similar provisions, A.R.S. § 9-236.

Article 2-3 MAYOR AND COUNCIL ELECTION

- Section 2-3-1 Election from Districts
- Section 2-3-2 City Districts
- Section 2-3-3 Primary Election
- Section 2-3-4 Non-Political Ballot
- Section 2-3-5 General Election Nomination
- Section 2-3-6 Election to Office
- Section 2-3-7 Election Procedure
- Section 2-3-8 Voter Registration Required
- Section 2-3-9 Candidate Financial Disclosure
- Section 2-3-10 Initiative and Referendum Petitions, Procedure

Section 2-3-1 Election from Districts

Pursuant to Arizona law, the Council members shall be elected from districts and shall be required to declare which district seat to which he/she seeks election. In addition to all other requirements established by law or ordinance, the candidate must be a resident and qualified voter within the district for which he/she seeks election.¹⁰

Section 2-3-2 City Districts

The City is divided into six (6) districts as shown in the City Districts Map Appendix included at the end of this Chapter. The boundaries of the six (6) districts shall be as follows:

DISTRICT NO. 1: An area enclosed by a line beginning at the intersection of the northerly boundary line of the City of Globe and the centerline of U.S. Highway 60 in Section 13. R151/2E,T1N; thence southwesterly along the centerline of U.S. Highway 60 to the intersection with the centerline of U.S. Highway 70; thence southeasterly along the centerline of U.S. Highway 70 to the intersection with the centerline of Century Drive; thence southeasterly along the centerline of Century Drive to the intersection with the centerline of E. Skyview Drive; thence along E. Skyview Drive to the intersection with the centerline of E. Skyline Drive; thence southwesterly along the centerline E. Skyline Drive to the intersection with the centerline of Yucca Drive; thence southeasterly along E. Skyline Drive to the intersection with the centerline of Cactus Drive; thence southwesterly along the centerline of Cactus Drive to the intersection with the southerly boundary of the City of Globe; thence progressing in a counterclockwise manner along the boundary of the City of Globe to the intersection of U.S. Highway 60, the POINT OF BEGINNING.

¹⁰ **Editor's Notes:** State law reference: A.R.S. 9-232.04

DISTRICT NO. 2: An area enclosed by a line beginning at the point of intersection of the centerline of U.S Highway 60, also being the centerline of Ash Street, and the centerline of S. East street; thence northeasterly and southeasterly along the centerline of U.S. Highway 60 to U.S. Highway 60/70 junction; then easterly along the centerline of U.S Highway 70 to the intersection with the centerline of Century Drive; thence southeasterly along the centerline of Century Drive to the intersection with the centerline of E. Skyview Drive; thence northwesterly and southerly along E. Skyview Drive to the intersection with centerline of E. Skyline Drive; thence southwesterly along the centerline of E. Skyline Drive to the intersection with the centerline of Yucca Drive; thence southeasterly along E. Skyline Drive to the intersection with the centerline of Cactus Drive; thence southwesterly along the centerline of Cactus Drive to the intersection with the southerly boundary of the City of Globe; thence progressing in a clockwise manner along the southerly boundary of the City of Globe to the intersection with the centerline of Franklin Street; thence northeasterly along the centerline of Franklin Street to the intersection with the centerline of W. Maple Street; thence northeasterly along the centerline of W. Maple to the intersection with the centerline of U.S. Highway 60; thence continuing easterly along the centerline of U.S. Highway 60, also being the centerline of Ash Street, to the intersection with S. East Street, being the POINT OF BEGINNING.

DISTRICT NO. 3: An area enclosed by a line beginning at the point of intersection of the centerline of U.S. Highway 60, also being the centerline of Ash Street, and the centerline of S. East Street; thence northwesterly along the centerline of S. East Street to the intersection with the centerline of E. Maple Street; thence northeasterly along the centerline of E. Maple Street to the intersection with the centerline of S. First Street; thence northwesterly along the centerline of S. First Street to the intersection with the centerline of Cottonwood Street; thence northeasterly along the centerline of Cottonwood Street to the intersection with the centerline of S. Second Street; thence northwesterly along the centerline of S. Second Street to the intersection with the centerline of E. Sycamore Street; thence northeasterly along the centerline of E. Sycamore to the intersection with the centerline of S. Third Street; thence northwesterly along the centerline of S. Third Street to the intersection with the centerline of E. Cedar Street; thence southwesterly along the centerline of E. Cedar Street to the intersection with the centerline of N. First Street; thence

northwesterly along the centerline of N. First Street to the intersection with the centerline of Kline Street; thence southwesterly along the centerline of Kline Street to the intersection with the centerline of N. East Street; thence northwesterly along the centerline of N. East Street to the intersection with the centerline of Apache Street; thence southwesterly along the centerline of Apache Street to the intersection with the centerline of N. High Street; thence northwesterly along the centerline of N. High Street to the intersection with the centerline of Tonto Street; thence northeasterly along the centerline of Tonto Street to the intersection with the centerline of N. Second Street; thence southeasterly along the centerline of N. Second Street to the intersection with the centerline of Apache Street; thence northeasterly along the centerline of Apache Street to the intersection with the centerline of N. Fourth Street; thence southeasterly along the centerline of N. Fourth Street to the intersection with the centerline of East Bailey Street; thence northeasterly along the centerline of E. Bailey Street to the intersection with the centerline of N. Sixth Street; thence continuing northeasterly along the centerline of E. Bailey St 600 feet, more or less, to a point; thence northeasterly 1000 feet, more or less, to a point on the northerly boundary of the City of Globe; thence progressing in a clockwise manner along the northerly boundary of the City of Globe to the intersection with the centerline of U.S. Highway 60; thence southwesterly along the centerline of U.S. Highway 60 to the intersection with the centerline of U.S. Highway 70; thence northwesterly and southwesterly along the centerline of U.S. Highway 60, also being Ash Street, to the intersection with S. East Street, being the POINT OF BEGINNING.

DISTRICT NO. 4: An area enclosed by a line beginning at the intersection of the centerline of U.S. Highway 60' also being the centerline of Ash street, and of the centerline of S. East Street; thence northwesterly along the centerline of S. East Street to the intersection with the centerline of E. Maple Street; thence northeasterly along the centerline of E. Maple Street to the intersection with the centerline of S. First Street; thence northwesterly along the centerline of S. First Street to the intersection with the centerline of Cottonwood Street; thence northeasterly along the centerline of Cottonwood Street to the intersection with the centerline of S. second street; thence northwesterly along the centerline of S. Second Street to the intersection with the centerline of E. Sycamore Street; thence northeasterly along the centerline of E. Sycamore Street to the intersection with the centerline of S. Third Street; thence northwesterly along the centerline of S. Third Street to the intersection with the centerline of E. Oak Street; thence continuing along the centerline of N. Third Street to the intersection with the

centerline of E. Cedar Street: thence southwesterly along the centerline of E. Cedar Street to the intersection with the centerline of N. First Street; thence northwesterly along the centerline of N. First Street to the intersection with the centerline of E. Mesquite Street; thence southwesterly along the centerline of E. Mesquite Street to the intersection with the centerline of N. Broad Street; thence northwesterly along the centerline of N. Broad Street to the intersection with the centerline of Hackney Ave.; thence southwesterly along the centerline of Hackney Ave. to the intersection with the centerline of Gleason Street; thence northwesterly along the centerline of Gleason Street to the intersection with the centerline of Hackney Hill Road; hence southwesterly along the centerline of Hackney Hill Road to the intersection with the westerly boundary of the City of Globe; thence progressing in a counterclockwise manner along the boundary of the City of Globe to the intersection with the centerline of Franklin Street; thence northeasterly along the centerline of Franklin Street to the intersection with the centerline of W. Maple Street; thence northeasterly along the centerline of W. Maple Street to the intersection with the centerline of U.S. Highway 60; thence along the centerline of U.S. Highway 60 to the intersection with the centerline of S. Hill Street; thence continuing along the centerline of U.S. Highway 60, also being the centerline of Ash Street, to the intersection with S. East Street, being the POINT OF BEGINNING.

DISTRICT NO. 5: An area enclosed by a line beginning at the intersection of Hackney Hill Road and the westerly boundary of the City of Globe; thence clockwise along the boundary of the City of Globe to the intersection with the centerline of Miami Road; thence along the SE BOUNDARY 1990 CENSUS BLOCK 0079811601B in a clockwise manner to the intersection with a projection of N. First Street; thence southeasterly along the N. First Street projection to the centerline of Copper Hills Road; thence southwesterly along the centerline of Copper Hills Road to the intersection with the centerline of N. High Street; thence southeasterly along the centerline of N. High Street to the intersection with the centerline of Apache Street; thence northeasterly along the centerline of Apache Street to intersection with the centerline of N. East Street; thence southeasterly along the centerline of N. East Street to the intersection with the centerline of Kline Street; thence northeasterly along the centerline of Kline Street to the intersection with the centerline N. First Street; thence southeasterly along the centerline of N. First Street to the intersection with the centerline of E. Mesquite Street; thence southwesterly along the centerline of E. Mesquite Street to the intersection with the centerline of N. Broad Street; thence northwesterly along the centerline of N. Broad Street

to the intersection with the centerline of Hackney Ave; thence southwesterly along the centerline of Hackney Ave. to the intersection with the centerline of Gleason Street; thence northwesterly along the centerline of Gleason Street to the intersection with the centerline of Hackney Hill Road; thence southwesterly along the centerline of Hackney Hill Road to the intersection with the westerly boundary of the City of Globe, also being the POINT OF BEGINNING.

DISTRICT NO. 6: An area enclosed by a line beginning at the intersection of the westerly boundary of the City of Globe and the centerline of Miami Road; thence along the SE BOUNDARY 1990 CENSUS BLOCK 0079811601B in a counterclockwise manner to the intersection with a projection of N. First Street; thence southeasterly along the N. First Street projection to the centerline of Copper Hills Road; thence southwesterly along the center of Copper Hills Road to the intersection with the centerline of N. High Street; thence southeasterly along the centerline of N. High Street to the intersection with the centerline of Tonto Street; thence northeasterly along the centerline of Tonto Street to the intersection with the centerline of N. Second Street; thence southeasterly along the centerline of N. Second Street to the intersection with the centerline of Apache Street; thence northeasterly along the centerline of Apache Street to the intersection with the centerline of N. Fourth Street; thence southeasterly along the centerline of N. Fourth Street to the intersection with the centerline of E. Bailey Street; thence northeasterly along the centerline of E. Bailey Street to the intersection with the centerline of N. Sixth Street; thence continuing northeasterly along the centerline of E. Bailey Street 600 feet more or less, to a point; thence northeasterly 1,000 feet, more or less, to a point on the northerly boundary of the City of Globe; thence along the boundary of the City of Globe in a counterclockwise manner to the intersection with the centerline of Miami Road, also being the POINT OF BEGINNING.

Section 2-3-3 Primary Election

Any candidate who shall receive at the primary election a majority of all the votes cast for that office shall be declared to be elected to the office for which he/she is a candidate effective as of the date of the general election, and no further election shall be held as to said candidate or the office to which he/she sought election.

Section 2-3-4 Non-Political Ballot

Nothing on the ballot in any election shall be indicative of the support of the candidate.

Section 2-3-5 General Election Nomination

If at any primary election held, as above provided, there remains any office, or offices for which no candidate is elected, then as to that office, or offices, said election shall be considered to be a primary election for nomination of candidates for such office, or offices, and a second or general municipal election shall be held to vote for candidates to fill same. The two candidates for a given office, for which a candidate was not elected, shall be the two who received the highest number of votes for the respective office at the first (primary) election. There shall be only two candidates at the second (general) election unless two or more candidates received an equal number of votes. In such case, the two receiving the highest number of votes and all candidates who received a number of votes equal to either of them shall be candidates at the second election.

Section 2-3-6 Election to Office

- A. The candidates at a primary election equal in number to the persons to be elected to an office who receive a majority of votes cast for that office at said primary election shall be declared elected.
- B. The candidate equal in number to the persons to be elected to an office who receive the highest number of votes at a general election shall be declared elected.

Section 2-3-7 Election Procedure

Election procedure and qualification to vote and run for office shall be as provided by State law and this Code. It shall be the duty of the City Clerk to assure that proper election procedures are followed.

Section 2-3-8 Voter Registration Required

Before any person otherwise entitled to vote at a regular City primary or general election shall be entitled to vote in such primary or general election, he/she shall be a qualified electorate and resident of the City and registered in the office of the Gila County Recorder as provided in this Code and State law. Each qualified elector shall vote in the ward in which said person resides at the time of the election.

Section 2-3-9 Candidate Financial Disclosure

Each candidate for the office of Council member shall file a financial disclosure Statement which shall contain such information as may be required as required by State law.

Section 2-3-10 Initiative and Referendum Petitions, Procedure

- A. The total number of registered voters qualified to vote in the City at the last municipal election, whether regular or special, immediately preceding the date upon which any initiative petition is filed shall be the basis upon which the number of qualified electors required to file such petition shall be computed.
- B. The basis upon which the number of qualified electors of the City required to file a referendum petition shall be as determined by State law.
- C. Initiative and referendum petitions shall be circulated, filed, signed, and verified in the manner provided by the statutes of the State of Arizona, and all proceedings shall be according to the provisions of said statutes.¹¹

¹¹ **Editor's Notes:** State law reference A.R.S. 19-141

Article 2-4 COUNCIL PROCEDURE

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| Section 2-4-1 | Regular Meetings |
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| Section 2-4-8 | Order of Business |
| Section 2-4-9 | Committees & Commission |
| Section 2-4-10 | Council Procedures - Conduct of Meetings |

Section 2-4-1 Regular Meetings

The Council shall hold regular meetings on the first, second, third and fourth Monday of each month at 6:00 p.m., provided that when the day fixed for any regular meeting of the Council falls upon a day designated by law as a legal holiday, such meeting shall be cancelled or it may be set as a special meeting by action of the Council. All regular meetings of the Council shall be held at the City Hall of Globe unless otherwise declared in accordance with State statutes. The Council may from time to time change the day and time of regular meetings by amendment hereof.¹²

Section 2-4-2 Special Meetings

Upon the request of the Mayor, action of Council, or upon the written request of three (3) Council members, the Clerk shall convene the Council at any time by notifying the members of the Council of the date, hour and purpose of such special meeting. Notice of such meeting shall be made pursuant to State law.¹³

Section 2-4-3 Meetings to be Public

All proceedings of the Council shall be open to the public, except that upon approval by a majority vote of the Council, the Council may meet in an executive session in the manner provided by State law.¹⁴

Section 2-4-4 Quorum

A majority of the members of the Council shall constitute a quorum for transacting business. The Mayor shall be considered a member for this purpose. A lesser number may adjourn from time to time and compel the attendance of absent Council members.¹⁵

12 **Editor's Notes:** State law reference—Similar provisions, A.R.S. § 9-233; 38-431.02

13 State law reference—Similar provisions, A.R.S. § 9-233.

14 State law reference—Similar provisions, A.R.S. § 38-431.01(A); 38-431.03

15 State law reference—Similar provisions, A.R.S. § 9-233.

Section 2-4-5 Seating Arrangement

Members shall occupy seats in the Council chamber assigned to them by the Mayor.

Section 2-4-6 Agenda

- A. Not less than twenty-four (24) hours prior to each Council meeting and in accordance with State law, the Clerk shall prepare an agenda and shall furnish each Council member, the Mayor, the City Manager and the City Attorney with a copy. Copies shall also be available for public perusal at the meeting.¹⁶
- B. Not less than twenty-four (24) hours prior to each Council meeting and in accordance with State law, or on or before a time fixed by the Council for preparation and distribution of the agenda by resolution, whichever is earlier, the City Clerk shall collect all written reports, communications, ordinances, resolutions, contracts and other documents to be submitted to the Council, and prepare an agenda packet containing such supporting documents. At least one copy of said packet shall be made available for public perusal at City Hall. A complete copy of said packet shall be furnished to the Mayor, each Council member, the City Manager, the City Attorney and others designated by the Council. Copies of prior meeting minutes to be approved at a Council meeting shall be provided to each Council member, the City Manager, the City Attorney and others per Council direction, prior to any regular meeting. In the absence of the City Clerk, the Manager or the Mayor shall prepare and distribute said agenda.
- C. The Mayor, any two (2) Council members, City Manager, City Attorney or the City Clerk may place matters on the agenda for consideration by the Council.

Section 2-4-7 Consent Agenda

- A. When any item of business requires action by the Council, but is of a routine and noncontroversial nature as determined by the City Manager, such item may be presented at a regular meeting of the Council as part of a consent agenda.
- B. The consent agenda shall be introduced by a motion "To approve the Consent Agenda," and shall be considered by the Council as a single item.
- C. There shall be no debate or discussion by any member of the Council regarding any item on the consent agenda, beyond asking questions for simple clarification.
- D. Upon objection by any member of the Council to inclusion of any item on the consent agenda, that item shall be removed from the consent agenda forthwith.

¹⁶ **Editor's Notes:** State law reference - Similar provisions, A.R.S. 38-431.01 et. seq.

Such objections may be recorded at any time prior to the taking of a vote on the motion to approve the consent agenda. All such items shall be considered individually, in the order in which they were objected to, immediately following consideration of the consent agenda.

- E. Approval of the motion to approve the consent agenda shall be equivalent to approval, adoption or enactment of each motion, resolution, ordinance or other item of business thereon, as if each had been acted upon individually.

Section 2-4-8 Order of Business

- A. Rules of order. Establishment of City Council agendas and conducting of business during City Council meetings shall be done in accordance with State law, this Code, and in the manner set forth in the rules of order adopted by the City Council in Section 2-4-10.
- B. Conduct of proceedings. The Mayor shall preserve order in the meeting, decide all questions of order and conduct the proceedings of the meetings in accordance with the parliamentary rules contained in Robert's Rules of Order, in all cases to which they are applicable and in which they are not inconsistent with Arizona Revised Statutes, this chapter of the Globe City Code and any special rules of order adopted by the City Council. 17
- C. Variation in order of business. The Council may vary the order of business set forth on their agenda to accommodate its specific wishes and needs, so long as the business of the Council is taken up for consideration and disposition in a manner in conformity with the intent of this Code.

Section 2-4-9 Committees and Commissions

The Mayor with the approval of the Council may create such boards, committees and commissions, standing or special, as deemed necessary; the members of the boards, committees and commissions may be appointed by the Mayor subject to Council approval. They shall consist of as many members and shall perform such duties as the Council may require and shall exist at the pleasure of the Council, or as specified by the enabling motion, order, ordinance or resolution, if any. No board, committee or commission may be created without Council action. All such boards, committees and commissions shall be subject to the open meeting laws. The City Attorney shall be the legal advisor to any such board, committee or commission so created.

Section 2-4-10 Council Procedures- Conduct of Meetings

The following rules shall govern the conduct of meetings:

17 **Editor's Notes:** State law reference—Power of Council to regulate proceedings, A.R.S. § 9-234.

- A. Prior discussion. All business matters that require a vote of the Council shall have been previously presented and discussed by the members of the Council at a previous Council meeting. The Council may by majority vote, suspend this rule, and action may be taken on a specific matter on the agenda.
- B. Right of Floor. When recognized by the Mayor, the members shall confine themselves to the question under debate.
- C. Right of Appeal. Any member may appeal to the Council from a ruling of the Mayor. The appeal is not debatable and must be put to vote by the Mayor.
- D. Voting. No member shall be excused from voting except upon matters involving the consideration of his/her own official conduct or the legal necessity to abstain. In all other cases a failure to vote shall be entered on the minutes as an affirmative vote. On the passage of all measures, a vote shall be taken and the results entered in full upon the record.
- E. Roll Call. Upon the request of any member, before the vote on any question has been put, roll call shall be made.
- F. Personal Privileges. Members shall have the right to address the Council on a question of personal privilege in which their integrity, character or motives are questioned.
- G. Dissents and Protests. Members voting negatively shall have the right to express dissent.
- H. Leaving Meeting. Members shall not leave the Council chamber while in session without permission from the Mayor.
- I. Motions Stated by Chair. Motions made and seconded shall be stated by the Mayor prior to debate.
- J. Amendments. It shall be in order to amend motions or an amendment at any time.
- K. Reconsideration. When an agenda item upon final passage fails to pass and a motion is made to reconsider the vote on such motion, such vote shall not be taken within twenty four (24) hours thereafter.
- L. Anonymous Communications. Unsigned communications shall not be introduced to the Council.
- M. Recessed Meetings. Any meeting of the Council may be recessed to a later time provided that no recess shall be for a longer period than until the next meeting.

- N. Petitions - Public Comment. Petitions, communications and comments or suggestions from citizens present at City Council meetings shall be heard by the Council. All such remarks shall be addressed to the Council as a whole, and not to any member thereof. Such remarks shall be limited to three (3) minutes, unless additional time is granted by the Council. No person other than the individual speaking shall enter into the discussion without the permission of the Mayor. No question shall be asked a Councilmember except through the Mayor. There shall be no discussion of a topic brought up by public comment unless it is properly noticed on the agenda.
- O. Adjournment. The Council may, by a majority vote of those present, adjourn from time to time to a specific date and hour. A motion to adjourn shall always be in order and decided without debate.
- P. Council Members that are unable to physically attend regular meetings of the Mayor and Council of the City of Globe, may appear telephonically by providing Prior notice to the Mayor and Staff; however, such Council Member shall Participate in the entire meeting, unless excused by the Mayor.”¹⁸

¹⁸ **Editor's Notes:** Originally adopted by and through Ordinance No. 803, 7/25/11.

Article 2-5 ORDINANCES, RESOLUTIONS AND CONTRACTS

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| Section 2-5-1 | Prior Approval |
| Section 2-5-2 | Reading of Proposed Ordinance or Resolution |
| Section 2-5-3 | Requirements for an Ordinance |
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| Section 2-5-9 | State Law - Compliance |

Section 2-5-1 Prior Approval

All ordinances, resolutions and contract documents shall, before presentation to the Council, have been reviewed and approved as to form by the City Attorney, and shall, when there are substantive matters of administration involved, be referred to the person who is charged with the administration of the said matters insofar as practicable. Such person shall have an opportunity to present his/her objections, if any, prior to the passage of the ordinance, resolution or acceptance of the contract.

Section 2-5-2 Reading of Proposed Ordinance or Resolution

All ordinances and resolutions shall have at least one reading. This reading may be by title only if the Council is in possession of printed copies of said ordinance or resolution unless the Council by majority vote requires a reading in full. The Mayor and Council shall each be provided copies of any such resolution or ordinance at least twenty-four (24) hours prior to the meeting in which same is scheduled for adoption.

Section 2-5-3 Requirements for an Ordinance

Each ordinance shall have but one subject, which is clearly expressed in the title. Each ordinance which amends this Code shall be introduced as an amendment to this Code and, in such case, the title of the sections to be amended shall be included in the ordinance. Failure to follow this procedure, however, shall not serve to invalidate any ordinance adopted by the Council.

Section 2-5-4 Effective Date of Ordinances

- A. No ordinance, resolution or franchise shall become operative until thirty (30) days after its passage by the Council, except measures necessary for the immediate preservation of the peace, health or safety of the City, but such an emergency measure shall not become immediately operative unless it States in a separate section the reason why it is necessary that it should become immediately operative, and unless it is approved by the affirmative vote of three-fourths (3/4) of all the members elected to the Council.

- B. In addition to the provisions of Subsection A of this Section, the Clerk shall certify the minutes of any Council meeting at which an ordinance, resolution or franchise is passed. The thirty (30) day period specified in Subsection A of this Section shall be calculated from the date of passage by the Council.¹⁹

Section 2-5-5 Signatures Required

Every ordinance passed by the Council shall, before it becomes effective, be signed by the Mayor or Vice Mayor, attested by the City Clerk and approved as to form by the City Attorney.

Section 2-5-6 Publishing Required

All ordinances, and only such orders, resolutions, motions, regulations or proceedings of the Council shall be published in the public media as may be required by State law or as expressly ordered by the Council. Ordinances shall be published as required by State law.²⁰

Section 2-5-7 Posting Required

Every ordinance imposing any penalty, fine, forfeiture or other punishment shall, after passage, be posted by the Clerk in three (3) or more public places within the City and an affidavit of the person who posted the ordinance shall be filed in the office of the City Clerk as proof of posting.²¹

Section 2-5-8 Franchise Ordinances

Any person soliciting a franchise shall, upon introducing the same, furnish one copy thereof for each member of the Council and the City Attorney, and shall bear and pay all expense connected with the consideration of such franchise, including printing and recording, and any and all other expenses necessarily incurred; provided, however, that in case any franchise is refused, no expense shall be chargeable to the applicant other than he may have voluntarily incurred in introducing the proposed franchise. No ordinance granting any franchise shall in any instance be placed upon its final passage, until after the expiration of thirty (30) days from the date of its introduction, nor until it has been considered and passed upon by the City Attorney, who shall make his/her return within thirty (30) days.

Section 2-5-9 State Law - Compliance

Should the provisions of this Chapter differ from applicable State law on the procedures required of the Mayor and Council, then the more strict requirements shall be observed to insure compliance with State law.

¹⁹ **Editor's Notes:** State law reference—Similar provisions, A.R.S. § 19-142(B).

²⁰ State law reference—Similar provisions, A.R.S. § 9-802; 9-812

²¹ State law reference—Similar provisions, A.R.S. § 9-813

CITY DISTRICTS MAP APPENDIX