



MEMORANDUM

To: Mayor James R. Bowlin and City Council Members

From: Ryan S. Thomas, City Administrator

Date: May 6, 2016

Re: Review of Municipal Code Section 110.120

Background

In reviewing the sections of the Municipal Code pertaining to City Council procedures, Mayor Bowlin brought to my attention that Section 110.120 is not consistent with what has been the normal practice of the City regarding the election of a Mayor Pro Tempore, which was reviewed by the Administration/Public Works Committee at its May 3, 2016 Meeting. Specifically, this Code Section identifies the election occurring no later than the third (3rd) Tuesday in April:

Section 110.120 Mayor Pro Tempore.

[Ord. No. 6 §5, 9-1-1995; Ord. No. 726 §3, 6-25-2001]

At the first (1st) regular meeting of the Council after the election in each year, which meeting shall occur at the time fixed by ordinance **but shall not be later than the third (3rd) Tuesday in April**, the Council shall elect from its members a Mayor Pro Tempore who shall hold office for the term of one (1) year and who shall preside at Council meetings not attended by the Mayor. The Mayor Pro Tempore acting as Mayor by authority of this Section shall have no power of veto, nor power to break a tie vote, and shall retain the office and duties of Council Member. In the absence of the Mayor and the Mayor Pro Tempore, the Council may select one (1) of its members present to preside at such meetings, who shall be styled "Acting Mayor Pro Tempore".

Recommendation

It is recommended that the highlighted section be deleted, as the selection of Mayor Pro Tempore has always occurred on the same night as the swearing in of new Council Members following the certification of the election results. This always occurs on a date after the third Tuesday in April and on the fourth (4th) Monday in April.

This proposed code amendment has been placed on the May 9, 2016 City Council Agenda under Bill #2183. I will be available for any comments or questions at the May 9, 2016 City Council Work Session.

RST

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