



ORDINANCE NO. 1181

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF WICKENBURG, ARIZONA AMENDING THE TOWN OF WICKENBURG CODE, CHAPTER 3 BOARDS AND COMMISSIONS, BY AMENDING ARTICLE 3-1 GENERAL DUTIES, SECTION 3-1-2 MEMBERSHIP; AMENDING SECTION 3-1-3(B) TERMS AND REMOVAL; AND AMENDING ARTICLE 3-2 PLANNING AND ZONING ADVISORY COMMISSION, SECTION 3-2-2 MEMBERSHIP, TERMS AND REMOVAL, COMPENSATION, ORGANIZATION AND REPORTS, ALL RELATED TO ALLOWING DISCRETION FOR TERM LIMITS FOR BOARD AND COMMISSION MEMBERS AND ALLOWING FOR THE APPOINTMENT OF ALTERNATES; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY

NOW THEREFORE BE IT ORDAINED by the Mayor and Common Council of the Town of Wickenburg, Arizona as follows:

Section I. In General.

The Code of Wickenburg, Chapter 3 Boards and Commissions, is hereby amended by amending Article 3-1 General Duties, Section 3-1-2 Membership to read as follows (deleted text appears in strikeout; new text in ALL CAPS):

ARTICLE 3-1 GENERAL DUTIES

* * *

SECTION 3-1-2 Membership

Unless otherwise provided in this Chapter, each Board and Commission shall be composed of eight (8) members. One (1) member, non-voting shall be an elected member of the Council, appointed by the Mayor, and subject to approval of the Council. Seven (7) other members shall be citizen members, appointed by the Mayor and subject to the approval of the Council. At least six (6) of the members shall be residents of the Town. All out of town members shall have their primary residence in the municipal planning area of Wickenburg. COUNCIL MAY APPROVE THE APPOINTMENT OF UP TO TWO (2) ALTERNATE MEMBERS TO ANY BOARD OR COMMISSION TO SERVE IN THE ABSENCE OF A REGULAR MEMBER AT ANY MEETING OR HEARING.

The Code of Wickenburg, Chapter 3 Boards and Commissions, is hereby amended by amending Article 3-1 General Duties, Section 3-1-3 Terms and Removal to read as follows (deleted text appears in strikeout; new text in ALL CAPS):

SECTION 3-1-3 Terms and Removal

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- B. Commencing on the effective date of this Ordinance, citizen members shall serve no more than two (2) full terms provided however, that (1) the town clerk conducts a public call for applicants and no qualified applicants respond, the Mayor may waive this limitation, AND (2) THAT THE COUNCIL MAY WAIVE THE TERM LIMIT REQUIREMENT ON A CASE-BY-CASE BASIS BY MAJORITY VOTE.

- C. Vacancies occurring other than through expiration of a term shall be filled by appointment by the Council for the unexpired portion of the term of the office created by the vacancy. ALTERNATE MEMBERS MAY SERVE AT ANY MEETING OR HEARING UNTIL THE FINAL APPOINTMENT BY COUNCIL OF A NEW MEMBER TO FILL THE VACANCY. ALTERNATE MEMBERS MAY ALSO BE CONSIDERED BY COUNCIL FOR APPOINTMENT FOR THE UNEXPIRED PORTION OF THE TERM OF THE OFFICE CREATED BY THE VACANCY BUT SHALL NOT BE APPOINTED AUTOMATICALLY WITHOUT COUNCIL ACTION.

- D. The unexcused or unexplained absence of a member from three (3) successive regular or special meetings of the Board/Commission shall be grounds for termination. Absence for any reason from one-half or more of the regularly scheduled meetings of the Board/Commission over a six (6) month period shall operate as an automatic forfeiture of a member's position on the Board/Commission. Staff liaison shall report in writing said absences to the Town Clerk, who will send the member a notice of termination.

The Code of Wickenburg, Chapter 3 Boards and Commissions, is hereby amended by amending Article 3-2 Planning And Zoning Advisory Commission, Section 3-2-2 Membership, Terms and Removal, Compensation, Organization and Reports to read as follows (deleted text appears in strikeout; new text in ALL CAPS):

ARTICLE 3-2 PLANNING AND ZONING ADVISORY COMMISSION

* * *

SECTION 3-2-2 Membership, Terms and Removal, Compensation, Organization and Reports

Membership, terms and removal, compensation, organization and reports of the Commission shall be as set forth in Sections 3-1-1 through 3-1-6. If inconsistent with this Section, the specific requirements of this Article shall apply. EXCEPT THAT THE

COMMISSION SHALL BE COMPOSED OF SEVEN (7) REGULAR MEMBERS, ONE (1) NONVOTING COUNCILMEMBER, AND TWO (2) ALTERNATE MEMBERS APPOINTED BY THE TOWN COUNCIL. THE ALTERNATE MEMBERS OF THE COMMISSION SHALL ACT AS A REGULAR MEMBER IN THE ABSENCE OF A REGULAR MEMBER AT ANY MEETING OR HEARING OF THE COMMISSION.

Section II. Repeal of Conflicting Ordinance.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance or any part of the code adopted herein by reference are hereby repealed.

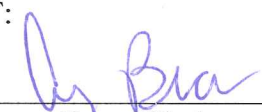
Section III. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, 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 remaining portions thereof.

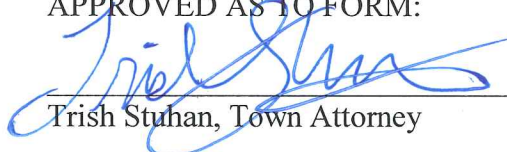
APPROVED this 5th day of March 2018.


Everett Sickles, Mayor

ATTEST:


Amy Brown, Town Clerk

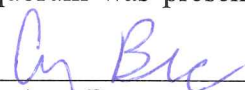
APPROVED AS TO FORM:


Trish Stuhan, Town Attorney

Number of Councilmembers Present: 6
Number of Votes For: 6
Number of Votes Against: 0
Number of Abstentions: 0

CERTIFICATION

I, Amy Brown, the duly appointed and qualified Town Clerk of the Town of Wickenburg, an Arizona Corporation, do hereby Certify that the foregoing Ordinance Number 1181 was duly passed, approved and adopted by the Common Council of the Town of Wickenburg, Arizona, at a regular meeting held on the 5th day of March, 2018 and that a quorum was present at the meeting.


Amy Brown, Town Clerk