

ORDINANCE N<sup>o</sup> 11-84

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, COUNTY OF YAVAPAI, ARIZONA, AMENDING THE CODE OF DEWEY-HUMBOLDT, CHAPTER 30 TOWN COUNCIL AND OFFICIALS, BY AMENDING SECTION 30.030 TOWN MANAGER, BY AMENDING SUBSECTION (K), RELATED TO RESIGNATION OF TOWN MANAGER; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR A SAVINGS CLAUSE.

Whereas, the Mayor and Council find it in the best interest of the Town to provide for carrying on certain duties of the Town Manager when there is a resignation of Town Manager.

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

**Section 1 In General.**

The Code of Dewey-Humboldt, Arizona is hereby amended by amending Chapter 30 Town Council and Officials, by amending Section 30.030 Town Manager, Subsection (K) to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

**30.030 TOWN MANAGER.**

\* \* \*

(K) *Resignation of Manager.* The Manager shall provide the Council with 30 days' written notice of intention to resign his or her position. The Manager shall assist the Council on their recruitment and selection of a replacement if requested by the Council. In the event of resignation due to health reasons or other reasons which a majority vote of the Council deems an emergency, the period of written notice shall be determined in conference between the Manager and the Town Council.

DURING THE TIME THAT THE TOWN HAS NO INTERIM OR PERMANENT MANAGER, THE TOWN COUNCIL MAY ACT IN A LIMITED CAPACITY UNTIL A PERMANENT MANAGER IS HIRED AND ON BOARD AT TOWN HALL. THE DUTIES OF THE COUNCIL WILL BE: 1). TO RECEIVE INFORMATION SENT VIA EMAIL OR SNAIL MAIL TO THE MANAGER SO THAT NO INFORMATION SLIPS THROUGH THE CRACKS; 2). ANSWER ANY QUESTIONS THAT COME IN VIA PHONE OR IN PERSON FROM CITIZENS OR OTHERS THAT WOULD NORMALLY BE HANDLED BY THE TOWN MANAGER; AND 3). TO RELAY ANY INFORMATION WITHOUT OPINIONS TO THE WHOLE COUNCIL.

\* \* \*

**Section II. Providing for Repeal of Conflicting Ordinances.**

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in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.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. Effective Date.**

That this Ordinance shall be effective at the soonest date after its passage and approval, according to law.

**Section IV. 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.

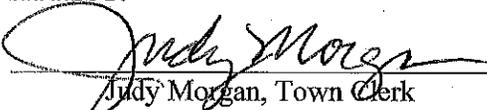
**Section V. Repeal.**

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.

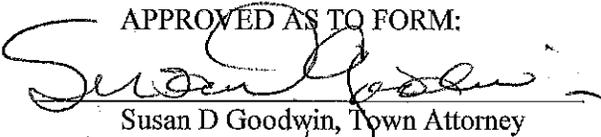
**PASSED AND ADOPTED** by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, this 5<sup>th</sup> day of April, 2011.

  
\_\_\_\_\_  
Len Marinaccio, 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.11-84, ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT ON THE \_\_\_ DAY OF \_\_\_\_\_, 2011, WAS POSTED IN THREE PLACES ON THE \_\_\_ DAY OF \_\_\_\_\_, 201\_.

\_\_\_\_\_  
Judy Morgan, Town Clerk