

**ORDINANCE No. 14-105**

**AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, COUNTY OF YAVAPAI, ARIZONA, AMENDING THE TOWN OF DEWEY-HUMBOLDT, ARIZONA CODE OF ORDINANCES, TITLE III ADMINISTRATION, CHAPTER 30 TOWN COUNCIL AND OFFICIALS, § 30.017 COMPENSATION, BOND AND FINANCIAL DISCLOSURE STATEMENT RELATED TO REVISING THE EFFECTIVE DATE FOR CHANGES IN COUNCIL COMPENSATION PURSUANT TO THE STATEWIDE CONSOLIDATION OF ELECTIONS; PROVIDING FOR A SAVINGS CLAUSE; AND PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES**

**Whereas**, pursuant to ARS § 16-204, beginning in 2014, Town Council elections are held in the fall of even-numbered years and new councilmembers' terms begin the following December; and

**Whereas**, Article 4, Part 2, §17 of the Arizona Constitution provides that the compensation of a city or town council member may not be increased during his or her term of office; and

**Whereas**, Section 30.017 of the Town Code is intended to make any changes in Council compensation effective at the beginning of a new councilmember's term of office or reelected councilmember's new term,

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

Section I. In General

The Town of Dewey-Humboldt, Arizona Code of Ordinances, Title III Administration, Chapter 30 Town Council and Officials, Section 30.017 Compensation, Bond and Financial Disclosure is hereby amended to read as follows (additions in ALL CAPS; deletions in ~~strikeout~~):

**§ 30.017 Compensation, Bond and Financial Disclosure Statement**

(A) *Council compensation.* Council members will not receive any salary, benefits or other form of monetary compensation for their services. ~~A sitting Council may, by ordinance, modify or otherwise implement a schedule of compensation; PROVIDED, HOWEVER, SUCH MODIFICATION SHALL that will not be effective for any member of that Council or future member until after the next Council election,~~ FOR ANY COUNCILMEMBER DURING HIS TERM IN WHICH THE ORDINANCE MODIFYING COMPENSATION WAS ADOPTED. FOR COUNCILMEMBERS NOT IN OFFICE AT THE TIME THE ORDINANCE WAS ADOPTED, ~~Any such~~ THE MODIFIED compensation ~~will~~ SHALL become effective

UPON THE START OF SUCH COUNCIL MEMBER'S TERM IN DECEMBER beginning  
the next July 1<sup>st</sup> following the COUNCIL election.

\* \* \*

Section II. 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 III. Repeal of Conflicting Ordinance

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.

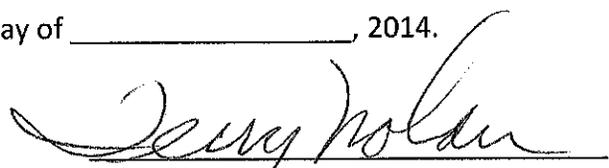
**PASSED AND ADOPTED** by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, this 6<sup>th</sup> day of May, 2014, by the following vote:

AYES: 5

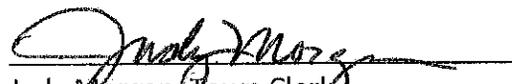
NAYES: 1 ABSENT: 1

EXCUSED: 0 ABSTAINED: 0

APPROVED this \_\_\_ day of \_\_\_\_\_, 2014.

  
Terry Nolan, Mayor

ATTEST:

  
Judy Morgan, Town Clerk

APPROVED AS TO FORM:

  
Curtis, Goodwin, Sullivan, Udall & Schwab, P.L.C.  
Town Attorneys  
By Susan D. Goodwin

I, JUDY MORGAN, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 14-105 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, ARIZONA ON THE 6<sup>th</sup> DAY OF May, 2014, WAS POSTED IN THREE PLACES ON THE 7<sup>th</sup> DAY OF May, 2014.

  
Judy Morgan, Town Clerk