



TOWN OF JEROME

POST OFFICE BOX 335, JEROME, ARIZONA 86331
(928) 634-7943 FAX (928) 634-0715

Founded 1876
Incorporated 1899

ORDINANCE NO. 448

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA, AMENDING SECTION 2-4-8, "VOTING," OF ARTICLE 2-4, "COUNCIL PROCEDURE," OF THE JEROME TOWN CODE

WHEREAS, Section 2-4-6, "Council Procedure," of the Jerome Town Code provides that Council meetings shall be conducted in accordance with the parliamentary rules contained in *Robert's Rules of Order*; and

WHEREAS, *Robert's Rules of Order* provides that an abstention is not counted as a vote at all, and is therefore recorded as neither an "aye" nor a "nay" vote; and

WHEREAS, Paragraph D of Section 2-4-8, "Voting," of the Jerome Town Code states that an abstention for any reason other than a conflict of interest shall be counted as an "aye" vote, which is in conflict with the provisions of *Robert's Rules of Order*; and

WHEREAS, the Jerome Town Council wishes to correct this by amending the Town Code to delete Paragraph D of Section 2-4-8;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA, AS FOLLOWS:

Section 1. Paragraph D of Section 2-4-8, "Voting," of the Jerome Town Code is hereby amended as follows (deletions in ~~strikeout text~~):

- D. Council members are expected to vote on all issues placed before them. ~~A failure to vote or a voluntary abstention shall be counted as an "aye" vote unless the member has declared a conflict of interest and left the dais in accordance with Paragraph C above.~~

Section 2. Following its adoption, this Ordinance shall be published by the Town Clerk in accordance with the requirements of A.R.S. § 39-203 *et seq.*

Section 3. All ordinances or parts of ordinances that are in conflict with the provisions of this Ordinance are hereby repealed to the extent of their inconsistency herewith.

Section 4. Should any section or provision of this Ordinance be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance, any provision incorporated by reference and any other provision of the Town Code as a whole or any part thereof other than the part so declared invalid.

Date of first reading: 1/8/2019

Dates of publication: _____

Date of adoption: 2/12/2019

Voting record at adoption:

	MOVED	SECONDED	AYE	NAY	ABSENT	ABSTAIN
BARBER			X			
DILLENBERG			X			
HARVEY			X			
MOORE			X			
WORTH			X			

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA,
THIS 12th DAY OF February 2019.

Christina "Alex" Barber, Mayor

ATTEST:

APPROVED AS TO FORM:

Candace Gallagher, Town Manager/Clerk

William J. Sims, Esq.
Town Attorney