

AGENDA

TUSAYAN TOWN COUNCIL SPECIAL MEETING

PURSUANT TO A.R.S. § 38-431.02 & §38-431.03

Wednesday, January 21, 2015 at 5:30pm

TUSAYAN TOWN HALL BUILDING

845 Mustang Drive, Tusayan Arizona

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Tusayan Town Council and to the general public that the Tusayan Town Council will hold a Meeting open to the public on Wednesday, January 21, 2015 at the Tusayan Town Hall Building. If authorized by a majority vote of the Tusayan Town Council, an executive session may be held immediately after the vote and will not be open to the public. The Council may vote to go into executive session pursuant to A.R.S. § 38-431.03.A.3 for legal advice concerning any matter on the agenda, including those items set forth in the consent and regular agenda sections. The Town Council may change, in its discussion, the order in which any agenda items are discussed during the course of the meeting.

Persons with a disability may request a reasonable accommodation by contacting the Town Manager at (928) 638-9909 as soon as possible.

As a reminder, if you are carrying a cell phone, electronic pager, computer, two-way radio, or other sound device, we ask that you silence it at this time to minimize disruption of today's meeting.

TOWN COUNCIL MEETING

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE
2. ROLL CALL

MAYOR GREG BRYAN
VICE MAYOR CRAIG SANDERSON

COUNCILMEMBER BILL FITZGERALD
COUNCILMEMBER AL MONTOYA
COUNCILMEMBER JOHN RUETER

** One or two Councilmembers may attend by telephone*

3. DISCUSSION OF INCORPORATING THE INITIATIVE REGARDING DIRECT ELECTION OF THE MAYOR (PASSED BY THE VOTERS ON NOVEMBER 4, 2014) INTO THE TOWN CODE

The Council may wish to go into Executive Session pursuant to A.R.S. Section 38-431.03.A.3 & A.4 for discussion and consultation with the Town Attorney in order to receive legal advice and give direction concerning the process for integrating the language of the initiative into the Town Code.

4. MOTION TO ADJOURN

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at the General Store in Tusayan, Arizona on this ____ day of January, 2015, at _____ p.m. in accordance with the statement filed by the Tusayan Town Council

Signature of person posting the agenda

**CHAPTER 2
COUNCIL AND MAYOR**

Article 1 Council

Article 2 Mayor

Article 3 Council Procedures

Article 4 Ordinances, Resolutions and Contracts

Section 2.1.1 Elected Officers

- The elected officers of the Town shall be five (5) Council members one of whom shall be elected as Mayor in accordance with article 2 of this chapter. The Mayor and Council members shall constitute the Town Council and shall continue in office until assumption of duties of office by their duly elected successors.
- The term of office of each Council member (other than the Mayor) shall be four years or until a successor is elected and sworn in.
- The term of the office of Mayor shall be two years or until a successor is elected and sworn in.
- Council members (other than the Mayor) shall serve four-year staggered terms as provided by ARS § 9-232.02, as may be amended, with two (2) members in one class and two (2) in the other class.

Section 2.1.2 Corporate Powers

The corporate powers of the Town shall be vested in the Council and shall be exercised only as directed or authorized by law. All powers of the Council shall be exercised by ordinance, resolution, order or motion.

Section 2.1.3 Assumption of Office

Members of the Council (including the Mayor) shall assume the duties of office at the first Council meeting following the canvass of the November general election at which the Council members and Mayor were elected. If (i) a Council candidate receives a majority of all votes cast (as determined by Section 3.2.1 of their Code) at a primary election, or (ii) a candidate for Mayor shall receive a majority of votes cast for the office of Mayor, such candidate shall be declared elected to the office, but effective as of the date of the general election, to be seated as set forth herein.

Section 2.1.4 Oath of Office

Immediately before assumption of the duties of office, each Council member (including the Mayor) shall, in public, take and subscribe to the oath of office.

Section 2.1.5 Vacancies in Council

The office of any Council member (including the Mayor) is deemed vacant pursuant to ARS § 38-291, as may be amended

The Council shall fill by appointment for the unexpired term any vacancy on the Council within 60 days, unless the vacancy occurs more than thirty days before the nomination petition deadline for the next election at which voters may elect a candidate to fill the vacant position, in which case the appointment shall be for a term until such election. A person who has been elected to fill the remainder of an unexpired term of a vacant office may take the oath of office and begin the remainder of the term of office at any time after the canvass of the election. The vacancy shall not reduce any Council quorum requirements.

Section 2.1.6 Limitation on Filing for Election by Incumbent.

Except during the final year of the term being served, an incumbent Council member may not file for the office of the Mayor unless the incumbent Council member formally resigns from elected office. Once an incumbent resigns from elected office, the office is declared vacant.

Section 2.1.7 Limitation on Running for Multiple Offices.

A person may not run for Town Council and the office of Mayor at the same time.

**Article 2
Mayor**

2.2.1 Determination of Mayor and Vice Mayor

2.2.2 Acting Mayor

2.2.3 Powers and Duties of the Mayor

2.2.4 Failure to Sign Documents

Section 2.2.1 Determination of Mayor and Vice Mayor

Beginning with the first regular election for Town Council after November 19, 2014, the Mayor of the Town of Tusayan shall be elected by the qualified electors of the Town. The Council shall designate one of its members as Vice Mayor, who shall serve at the pleasure of the Council. The Vice Mayor shall perform the duties of the Mayor during his or her absence or disability.

Section 2.2.2 Vacancy in the Position of Mayor

Upon the vacancy in the position of Mayor, at the first meeting following the creation of the vacancy, the Council shall fill the position by appointment from among the members of the Council until the next election at which the Mayor's position can be filled. The creation of a vacancy on Council arising out of the appointment of a Council member to fill the position of Mayor shall be filled as prescribed by Section 2.1.5 of this Code.

Section 2.2.2 Powers and Duties of the Mayor

The powers and duties of the Mayor shall include the following:

- A. He or she shall be the chief executive officer of the Town

- B. He or she shall be the chairman of the Council and preside over its meetings. He/she may make and second motions and shall have a voice and vote in all of its proceedings.
- C. He or she shall enforce the provisions of this code.
- D. He or she shall execute and authenticate by his or her signature such instruments as the Council, or any statutes, ordinances, or this code shall require.
- E. He or she shall make recommendations and suggestions to the Council as he or she may consider proper.
- F. He or she shall govern by proclamation in the event of the threat of or occurrence of acts of riot, rout, or affray sufficient to constitute a great danger to the Town and its residents.