

CITY OF HUEYTOWN

ORDINANCE NO. 23-0509-02

AN ORDINANCE TO REPEAL DIVISION 2 ENTITLED "RULES OF PROCEDURE" OF CHAPTER 2 ENTITLED "ADMINISTRATION" ARTICLE II ENTITLED "CITY COUNCIL" OF THE CODE OF ORDINANCES OF THE CITY OF HUEYTOWN, ALABAMA, AND ENACT NEW DIVISION 2 ENTITLED "RULES OF PROCEDURE" OF CHAPTER 2 ENTITLED "ADMINISTRATION" ARTICLE II ENTITLED "CITY COUNCIL" OF THE CODE OF ORDINANCES OF THE CITY OF HUEYTOWN, ALABAMA

WHEREAS, it has come to the attention of the Council that there are inconsistencies in the Rules of Procedure heretofore adopted by the Ordinances as amended which establish the Rules of Procedure and are hereby repealed in their entirety; and

BE IT ORDAINED by the City Council of the City of Hueytown, Alabama, at a regular meeting, duly assembled, a quorum being present, does hereby adopt this Ordinance which replaces the repealed Rules of Procedure so that the Rules of Procedure of the Council are as follows:

Section 1. That Chapter 2 entitled Administration, Article II - City Council: Division 2 - Rules of Procedure, Sec. 2-36 - Sec. 2-75 including reserved Secs. 2-54 - 2-75 sections hereinafter referred to as Rules of Procedure are repealed.

Article II - City Council: Division 2 - Rules of Procedure

1. Call to order
2. Invocation
3. Pledge of Allegiance
4. Roll Call
5. Media Recognition
6. Approval of Minutes
7. Adopt agenda for the meeting

- (A) The Rules or Order of Procedure herein contained shall govern deliberations and meetings of the City Council of the City of Hueytown, Alabama.
- (B) Regular meetings of the City Council shall be held on the second and fourth Tuesdays of each month.
- (C) Special meetings may be held at the call of Presiding Officer by serving notice on each member of the Council not less than 24 hours before the time set for such special meetings; or special meetings may be held as provided by Code of Ala. 1975, §11-43-5-, whenever two Council members (or the Mayor) making the request shall have the right to call such meeting. Notice of all special meetings shall be posted on a bulletin board accessible to the public at least 24 hours prior to such meeting.
- (D) A quorum shall be determined as provided by Code of Ala. 1975, §11-43-48.
- (E) All regular meetings shall convene at 6:00 p.m. All regular meetings shall be held at City Hall or such other location within the City as is approved by Council resolution which shall be adopted at the regular meeting held prior to the meeting that is to be held at such other location. All meetings, regular and special, shall be open to the public.

- (F) No person, not a member of the Council, shall be allowed to address the same while in session without permission of the Presiding Officer; and no person addressing Council shall speak more than three minutes without express permission of the Presiding Officer.
- (G) Motions shall be reduced to writing when required by the Presiding Officer of the Council or any member of the Council. All resolutions and ordinances and any amendments thereto shall be in writing at the time of introduction.
- (H) Motions to reconsider must be made by a member who voted with the majority and at the same or next succeeding meeting of the Council.
- (I) Whenever it shall be required by law or by any member, the "yeas" and "nays" shall be recorded; and any member may call for a division on any question.
- (J) All questions of order shall be decided by the Presiding Officer of the Council with the right of appeal to the Council by any member.
- (K) The Presiding Officer of the Council may, at his or her discretion, call any member to take the chair, to allow him or her to address the Council, make a motion, or discuss any other matter at issue.
- (L) Motions to lay any matter on the table shall be first in order; and on all questions, the last amendment, the most distant day, and the largest sum shall be first put.
- (M) All meetings of the Council shall be open to the public, except when the Council meets in executive session as authorized by state law.
- (N) The Council may meet in executive session only for those purposes authorized by state law after the City Attorney has certified that the executive session is complies with the criteria as authorized by state law. When a Council member makes a motion to go into executive session for an enumerated purpose, the Presiding Officer shall put the motion to a vote. If the majority of the Council shall vote in favor of the motion to go into executive session, the body shall then move into executive session to discuss the matter for which the executive session was called. No action may be take in an executive session. When the discussion has been completed, the council shall resume its deliberations in public.
- (O) A motion for adjournment shall always be in order.
- (P) The rules of the Council may be amended in the same manner as any other ordinance of general and permanent operation.
- (Q) The rules of the Council may be temporarily suspended by a vote of two-thirds of the members present.
- (R) The chairperson of each respective committee, or the Council member acting for him or her, shall submit or make all reports to the Council when so requested by the Presiding Officer or any member of the Council.
- (S) The City Clerk, department heads, City Attorney, and such other officers or employees of the City of Hueytown, shall, when requested, attend all meetings of the Council and shall remain in the Council room for such length of time as the Council may direct.
- (T) No ordinance or resolution of a permanent nature shall be adopted at the meeting at which it is introduced unless unanimous consent be obtained for the immediate consideration of such ordinance or

resolution, such consent shall be by roll call and vote thereon spread on the minutes.

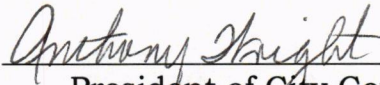
(U) Robert's Rules of Order is hereby adopted as the Rules of Procedure for this Council in those situations which cannot be resolved by the rules set out in this ordinance.

Section 2. That all other provisions of Chapter 2 entitled "ADMINISTRATION" of the Code of Ordinances shall remain in full force and effect and shall not be affected by this amendment.

Section 3. That if any part, provision, or section of this ordinance is declared to be unconstitutional or invalid by any court of competent jurisdiction, all other parts, provisions or sections of this ordinance not thereby affected shall remain in full force and effect.

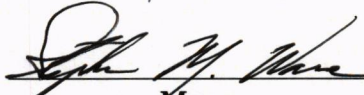
Section 4. This Ordinance shall become immediately effective upon its adoption by the City Council and approval by the Mayor or as otherwise becoming law.

ADOPTED this 23rd day of May, 2023.




President of City Council

APPROVED this 23rd day of May, 2023.



Mayor

ATTEST:



City Clerk & Treasurer

CERTIFICATION

I, Kevin Fouts, City Clerk of the City of Hueytown, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Hueytown, Alabama, at its regular meeting held on May 23, 2023 as same appears in the minutes of record of said meeting, and was thereby published by posting of same in each of the following public places, all of which are located within the corporate limits of the City of Hueytown, Alabama:

- | | |
|-----------------------------|-------------------------|
| 1. Mayor's Office/City Hall | 3. Hueytown Post Office |
| 2. Hueytown Public Library | 4. Food Giant Grocery |

Signed this 23rd day of May, 2023.



City Clerk & Treasurer