

# **Resolution No. 3525**

## **A RESOLUTION OF THE CITY OF RED LODGE AMENDING CITY COUNCIL RULES OF PROCEDURE**

**WHEREAS**, The Red Lodge City Charter provides for the exercise of self-government powers; and

**WHEREAS**, Montana Code Annotated 7-1-4103 states the Council may determine the rules of its proceedings; and

**WHEREAS**, Montana Code Annotated 7-1-4123 allows the governing body to provide for its own organization and the management of its affairs; and

**WHEREAS**, the Red Lodge City Charter, 2.07, Council Procedures, states the Council shall, by resolution, adopt its own rules of procedure.

**NOW THEREFORE BE IT RESOLVED** BY THE CITY COUNCIL OF THE CITY OF RED LODGE, MONTANA:

That City Council Rules of Procedure shall be amended as follows:

Part I, Section 3 shall be omitted.

Part III, Section 1 shall be amended to read:

Regular meetings for the transaction of City Business shall be held the second Tuesday of each month and shall consist of a Work Session at 6:00 p.m. and a Council meeting at 7:00 p.m.

The fourth Tuesday of each month shall consist of a Work Session from 6:00 p.m. and shall conclude no later than 8 p.m.

Should the regular meeting day be a recognized holiday the Council may, with proper notice, either cancel the meeting or set an alternate day for the meeting.

Part III, Section 4 shall be amended to read:

A quorum of the Council shall consist of four (4) Council Members physically present at a meeting of the Council. The affirmative vote of four (4) Council members at a lawful meeting of the Council shall be necessary to adopt any motion, resolution, or ordinance or pass any measure, unless a greater number is required by law. The Mayor shall decide all tie votes of the Council but shall have no other vote.

Part IV, Section 1 shall be amended to read:

All reports, communications, ordinances, resolutions, contract documents or other matters to be submitted to the Council for consideration, discussion, or action at the next regular meeting shall be submitted to the Clerk by 10:00 a.m. on the Friday before the meeting. The Mayor may approve late submission(s) when deemed to be in the City's best interest. The Mayor shall immediately arrange a list of such matters according to the order of business. The Mayor will ensure each member of the Council is provided a copy not later than one working day before the Council meeting.

Part IV, Section 2 shall be amended to read:

Copies of the agenda and supporting documents shall be available to the public from the Clerk of the Council and one copy of the agenda shall be posted at the designated posting board in City Hall for public viewing. Pursuant to 7-1-4135 MCA, the City Council has designated, by resolution, its official posting places to be the posting board in the lobby of City Hall located at 1 South Platt Ave., Red Lodge, Montana, and in a publicly accessible area at the Red Lodge Post Office, 119 S Hauser Street, Red Lodge, Montana. The agenda and supporting documents will also be available for public viewing on the official website of the City of Red Lodge, [www.cityofredlodge.net](http://www.cityofredlodge.net), the City's Google Group Email and official Facebook page, "City of Red Lodge, Montana".

Part V, Section 1 shall be amended to read:

The Mayor, or in his/her absence, the President of the Council, shall prepare the Council agenda, which shall be in substantially the form outlined in Red Lodge Municipal Code 1-6-3.

At the hour appointed for the meeting, the Council shall be called to order by the Mayor, or in his/her absence by the President of the Council; the Clerk shall then proceed to call the roll, note the absentees and announce whether there will be a quorum present. If it appears that there is a quorum, the Council shall proceed to the transaction of business.

Any item that is not listed on the agenda for the current meeting may be scheduled for a future Council meeting by an affirmative vote of four (4) Council members present at the meeting. No matter shall be decided by the Council without prior notice to the public as a scheduled Council agenda item.

Part VI, Section 1 number 5 shall be amended to read:

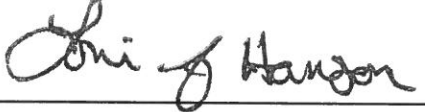
Any member of Council who has an interest as defined by the laws of the State of Montana (Title 2, Chapter 2, MCA) or as advised by the City Attorney shall not participate in the debate nor vote in the matter nor seek to influence the vote of members of the Council. Any Council member attempting to so participate may be censured by the affirmative vote of four (4) Council members. (Censured is defined as a formal resolution of the legislative body reprimanding a member for specified conduct. It is an official reprimand or condemnation.)

Part X, Section 2 shall be amended to read:

All proposed ordinances and numbered resolutions shall, before presentation to the Council, be presented to the City Attorney who will advise as to form and legal sufficiency and shall have been examined by the Mayor, who may refer it for comment to the head of the department under whose jurisdiction the subject matter of the ordinance or resolution is to be administered.

PASSED AND APPROVED by the majority of the Red Lodge City Council on this 9<sup>th</sup> day of July, 2019.

BY:   
William Larson, Mayor

ATTEST:   
Loni Hanson, City Clerk