

**CITY OF CENTRAL, COLORADO
ORDINANCE NO. 13-01**

**AN ORDINANCE AMENDING SECTION 1-46 AND SECTION 2-21 OF THE
MUNICIPAL CODE CONCERNING POSTING OF MEETINGS AND ORDINANCES**

WHEREAS, the City of Central is a home rule municipality with all local powers granted under the Home Rule Charter, the State Constitution and state laws not inconsistent with the City ordinances on matters of local concern; and

WHEREAS, the City Council is empowered to adopt ordinances consistent with the procedures set forth in Article V, including Section 5.10, of the Home Rule Charter; and

WHEREAS, Section 5.2(b) of the Home Rule Charter provides that City Council shall adopt an ordinance which establishes posting procedures and the public places designated for posting of meetings; and

WHEREAS, Section 1-46 of the Central City Municipal Code provides generally that all ordinances that have been finally adopted by City Council shall be posted; and

WHEREAS, Section 2-21 of the Central City Municipal Code primarily addresses regular and special meetings of City Council but also requires ordinances adopted by City Council to be posted at the office of the City Clerk, 141 Nevada Street, and at 117 Eureka Street; and

WHEREAS, the City Council desires to consolidate the Code sections concerning posting of ordinances and to clarify the posting of meetings and ordinances consistent with the Home Rule Charter.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CENTRAL,
COLORADO:**

Section 1. Section 1-46, titled “Recordation, publication and posting of ordinances”, is amended to add a new subsection (c) to read as follows:

(c) All ordinances adopted by the City Council shall be posted at the office of the City Clerk.

Section 2. Section 2-21, titled “Regular and special meetings; ordinances posted”, shall be amended to read as follows:

Sec. 2-21 Regular and special meetings; posting thereof

(a) Regular City Council meetings shall be held on the first and third Tuesdays of each month, to begin at 7:00 PM. However, the Council may make exceptions to this schedule or vary the time and date of any meeting, as needs and circumstances require.

(b) Regular meetings may be recessed from time to time and later called to order to allow the City Council to efficiently conduct City business.

(c) Special meetings will be called in accordance with Section 5.2 of the Charter.

(d) All regular and special meetings of the City Council shall be posted at least twenty-four (24) hours in advance at one or more locations designated by City Council resolution.

(e) All regular and special meetings of the City Council will be held at 141 Nevada Street or such other locations as City Council may from time to time designate.

Section 3. Repealer. Existing ordinances, parts of ordinances, or resolutions which are inconsistent or conflict with the provisions of this Ordinance are hereby repealed.

Section 4. Severability. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

Section 5. Safety Clause. The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Central City, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The City Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 6. Effective Date. This Ordinance shall become effective immediately following publication, public hearing and the approval of City Council following second reading in accordance with Sections 5.9 and 5.10 of the City Charter.

INTRODUCED AND READ by title only on first reading at the regular meeting of the City Council of the City of Central on the 15th day of January, 2013, at Central City, Colorado.

CITY OF CENTRAL, COLORADO

Ronald E. Engels, Mayor

Approved as to form:

Linda C. Michow, City Attorney

ATTEST:

Reba Bechtel, City Clerk

PASSED AND ADOPTED on second reading, at the regular meeting of the City Council of the City of Central on the ____ day of _____, 2013.

CITY OF CENTRAL, COLORADO

Ronald E. Engels, Mayor

ATTEST:

Reba Bechtel, City Clerk

POSTED IN FULL AND PUBLISHED BY TITLE AND SUMMARY in the Weekly Register Call newspaper on _____, 2013.

POSTED AND PUBLISHED BY TITLE [AND SUMMARY IF AMENDED ON SECOND READING] in the Weekly Register Call newspaper on _____, 2013.

CITY OF CENTRAL, COLORADO

Ronald E. Engels, Mayor

ATTEST:

Reba Bechtel, City Clerk