

RESOLUTION NO. 2021-12-03

A RESOLUTION UPDATING THE RULES OF PROCEDURE FOR THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO IN CONFORMANCE WITH THE RECENTLY ADOPTED CHARTER AMENDMENT

WHEREAS, the City of Fort Morgan (the "City") is a Colorado home rule municipality, duly organized and existing pursuant to Section 6 of Article XX of the Colorado Constitution;

WHEREAS, on November 2, 2021, the voters within the City voted to approve Ballot Issue 2G, which amended Article III, Section 4, Subsection (a) of the City Charter to remove the requirement that contracts valued over ten thousand dollars (\$10,000.00) be approved by resolution of the Council;

WHEREAS, the current Rules of Procedure for the City Council includes and references the now-repealed Charter requirement that contracts valued over ten thousand dollars (\$10,000.00) be approved by resolution of the Council; and

WHEREAS, the City Council finds it desirable and appropriate, and in the best interest of the general health, safety, and welfare of its citizens to amend the Rules of Procedure for the City Council in conformance with the recent Charter amendment passed by voters.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO:

SECTION 1. This Resolution and the accompanying Rules of Procedure, attached hereto as Exhibit A, is intended to supersede all previous Rules of Procedure adopted by the City Council.

SECTION 2. Effective upon approval, the City Council hereby adopts the amended Rules of Procedure, attached hereto as Exhibit A.

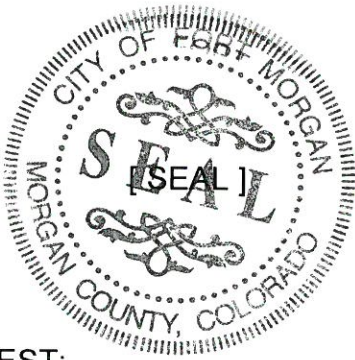
INTRODUCED, PASSED, APPROVED, AND ADOPTED this 7th day of December, 2021, the vote upon roll call being as follows:

Ayes: Mayor Shaver, Councilmembers Deal, Garcia, Kaper, Lindell, Schossow and Urdiales

Nays: None

Absent /Abstain:None

THE CITY COUNCIL OF THE CITY OF
FORT MORGAN, COLORADO



BY: Ronald Shaver
Ronald Shaver, Mayor

ATTEST:

John Brennan
John Brennan, City Clerk
STATE OF COLORADO)
COUNTY OF MORGAN) ss.
CITY OF FORT MORGAN)

CERTIFICATE

I, John Brennan, City Clerk of the City of Fort Morgan, Colorado, do hereby certify that the above and foregoing **Resolution** is a true, perfect and complete copy of the **Resolution** adopted by the City Council and is identical to the original thereof appearing in the official records of the City of Fort Morgan, Colorado, and that the same has not been, since its adoption, in any respect, rescinded or amended.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the City of Fort Morgan this 7th day of December, 2021.

John Brennan
John Brennan, City Clerk

Exhibit A
**Rules of Procedure for the City Council
of the City of Fort Morgan, Colorado**

[Note that only the amended portion of the Rules of Procedure has been included.]

Rule 3 Conduct of Meetings

A majority of the members of the Council shall constitute a quorum to do business (Article III, Sec. 3, *Charter of the City of Fort Morgan*, (2019)).

In all executive and legislative matters coming before it, the Council shall act only by ordinance, resolution or motion. Every member, when present, must vote, and every resolution and motion shall require for passage a majority vote of the Council members present. (Article III, Sec. 4, *Charter of the City of Fort Morgan*, (2019)). An exception to the requirement to vote applies to council members who are excused from voting on a particular issue due to a conflict of interest as outlined in Rule 4 of these Rules of Procedure.

Every ordinance shall require on final passage the affirmative vote of four members of the Council. (Article III, Sec. 4, *Charter of the City of Fort Morgan*, (2019)).

~~All contracts involving in the aggregate an expenditure of ten thousand dollars or more that correlate with a budget line item that was appropriated by the City Council in the adopted budget shall be ratified by Resolution (Article III, Sec. 4, *Charter of the City of Fort Morgan*, (2019)).~~

Every proposed ordinance before its final passage shall be read in at least two Regular Meetings of the Council, may be amended on its first and second readings, and be published in full at least once in a newspaper of the City at least ten days before its final passage (Article III, Sec. 4, *Charter of the City of Fort Morgan*, (2019)). Ordinances may be read by title only and summarized where a copy of the proposed ordinance has been made available to each member of the City Council in advance of the Regular Meeting. After proper publication, an ordinance shall be referred to by title only on second reading.

Voting on motions shall be by ayes and nays, unless a roll call is requested by any member of the Council. Voting on ordinances and resolutions shall be on the voting light system available in Council Chambers. Each member of the Council shall activate either a "yes" vote or a "no" vote from his or her seat and the City Clerk shall light the votes once each Member has voted. The votes shall be announced by the City Clerk and entered upon the Minutes of the meeting. If the voting light system is not available, a roll call vote may be conducted by the City Clerk by first calling on each councilmember in a rotational order, or the Clerk may ask for a voice vote or a vote by show of hands.

In case of a tie vote on any motion or resolution, the motion or resolution shall be considered lost.