

ORDINANCE NO. 2858

AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF GILBERT, ARIZONA, AMENDING THE CODE OF GILBERT, ARIZONA, CHAPTER 1 GENERAL PROVISIONS, BY AMENDING ARTICLE II MAYOR AND COUNCIL, DIVISION 3 RULES OF ORDER AND PROCEDURE, SECTION 1-86 REGULAR MEETINGS; STUDY SESSIONS AND SECTION 1-87 SPECIAL MEETINGS AND ARTICLE III LEGISLATION, SECTION 1-121 POSTING, RELATED TO POSTING REQUIREMENTS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY

NOW THEREFORE, BE IT ORDAINED by the Common Council of the Town of Gilbert, Arizona, as follows:

Section I. In General.

The Code of Gilbert, Arizona, Chapter 1 General Provisions, Article II Mayor and Council, Division 3 Rules of Order and Procedure is hereby amended to read as follows (additions in ALL CAPS; deletions in ~~strikeout~~):

Sec. 1-86. - Regular meetings; study sessions.

(a) The council shall meet regularly according to the adopted meeting calendar as follows:

(1) Regular meetings of the council shall be held as scheduled.

(2) Study sessions shall occur on an as needed basis.

The public shall be given at least 24 hours' notice of any regular meeting and study session by the posting of such notice on the town website and ~~in at least one public place~~ IN A MANNER REQUIRED BY STATE LAW.

All regular meetings and study sessions shall be held at the Gilbert Municipal Complex or at the address provided on the advance agenda posting to the public. Meeting times and dates may be changed or meetings may be postponed or cancelled by posting notice at the location of a scheduled meeting.

Sec. 1-87. - Special meetings.

The mayor or the clerk, upon the approval or request of ~~four~~ THREE members of the council, may convene the council at any time by notifying the members of the council of the date, hour and purpose of such special meeting. The public shall be given at least 24 hours' notice of any such special meeting by the posting of such notice ON THE TOWN WEBSITE AND IN A MANNER REQUIRED BY

STATE LAW, ~~in at least three public places except that in the case of an actual emergency, a SPECIAL meeting may be held upon such notice as is appropriate to the circumstances~~ AND IN COMPLIANCE WITH STATE LAW.

The Code of Gilbert, Arizona, Chapter 1 General Provisions, Article III Legislation is hereby amended to read as follows (additions in ALL CAPS; deletions in ~~strikeout~~):

Sec. 1-121. - Posting.

Every ordinance imposing any penalty forfeiture or other punishment shall, after passage, be posted by the town clerk IN A MANNER REQUIRED BY STATE LAW ~~in three or more public places within the town~~, and a copy of such ordinance, with affidavit of posting attached, shall be filed in the office of the town clerk and shall be proof of posting as provided by law.

Section II. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

Section III. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED by the Common Council of the Town of Gilbert, Arizona, this 4th day of April, 2023, by the following vote:

AYES: Anderson, Bongiovanni, Buchli, Koprowski, Peterson, Tilque, Torgeson

NAYS: _____ ABSENT: _____

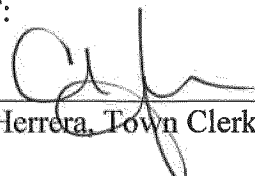
EXCUSED: _____ ABSTAINED: _____

APPROVED this 4th day of April, 2023.



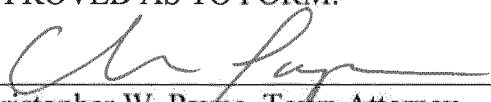
Brigitte Peterson, Mayor

ATTEST:



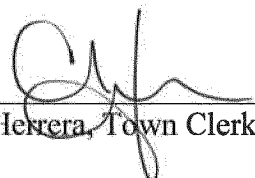
Chaveli Herrera, Town Clerk

APPROVED AS TO FORM:



Christopher W. Payne, Town Attorney

I, CHAVELI HERRERA, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 2858 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF GILBERT ON THE 4th DAY OF April, 2023, WAS POSTED IN FOUR PLACES ON THE 5TH DAY OF APRIL, 2023



Chaveli Herrera, Town Clerk