

CHAPTER 6 Council

SECTION:

- 1-6-1: Regular Meeting
- 1-6-2: Special Meetings
- 1-6-3: Open Meetings
- 1-6-4: Term of Office
- 1-6-5: Salary
- 1-6-6: President of the council
- 1-6-7: Consent Agenda
- 1-6-8: Funds Controlled by Council
- 1-6-9: Election or Appointment
- 1-6-10: Declaration of Candidacy
- 1-6-11: Elections and Petitions for Candidacy
- 1-6-12: Form of Petition
- 1-6-13: Signatures on Petition
- 1-6-14: Filing of Petition

1-6-1: **REGULAR MEETING.** One (1) regular meeting of the City Council shall be held each month at City Hall, 3548 North Main Street, Iona, Idaho, on the third Tuesday of each month commencing at 7:00 p.m. The Mayor shall have the power to recess any meeting to a different place or time upon giving due notice thereof.

(Ord. 99, 8/17/05); (Ord. 147-05-09, 12/15/09).

1-6-2: **SPECIAL MEETINGS.** One half plus one members of the full Council may call a special meeting provided the object of which shall be submitted to the Council in writing, and the call and object of the meeting and all minutes required to be kept by law shall be entered upon the journal kept by the Clerk.

1-6-3: **OPEN MEETINGS.** All regular and special meetings of the Council shall be open to the public, except the Council may retire into a closed executive session as permitted by State law. The City Clerk shall record the vote of Council to retire into executive session and the Clerk shall state in the minutes the general purpose for such session. The Clerk or any other person appointed by the Mayor shall keep such minutes as will indicate the general tenor of the meeting, which minutes shall be recorded in the Clerk's journal. No final decision for which an affirmative vote of a majority of the Council is required by law, may be made while the Council is in executive session. For the purposes hereof, the term "meeting" shall mean any convocation of any meeting of the Council at which a quorum is present for the purpose of making a decision or deliberating toward a decision on any matter of public business.

1-6-4: **TERM OF OFFICE.** The Council members shall take office after ascribing to the oath of office and upon receipt of their certificates of election. Subscription to the oath of office and delivery of the certificates of election shall be done at the first regular Council meeting in January of the year following a general election. Newly elected members shall be sworn into office in the same order as the number of votes cast for each member at the same election, with the member receiving the most votes to be sworn first. Each member shall serve for a term of four (4) years, or until his or her successor is elected and sworn, whichever is longer.

1-6-5: **SALARY.** Each Council member shall receive a salary of \$2,400.00 annually, payable in monthly installments.

(Ord. 164-13-11, 8/16/11).

1-6-5: **SALARY OF COUNCIL MEMBERS.** [Effective January 1, 2020]
Each Council member shall receive an annual salary of \$3,600.00, payable in twelve equal monthly installments.

(Ord. 230-07-19, 7/16/19).

1-6-6: **PRESIDENT OF THE COUNCIL.** At the first regular Council meeting in January of the year following a general election, the Council shall elect one of the Council members as President of the Council. The President of the Council shall preside at all meetings in the absence of the Mayor. During any temporary absence or disability of the Mayor, the President of the Council shall exercise the office of the Mayor until the Mayor shall return or the disability is removed. In case of vacancy in the office of Mayor, the President shall exercise the office of Mayor until such vacancy is filled. In the temporary absence of the Mayor and the President of the Council, the senior member of the Council, as determined from the date and order of swearing in, shall temporarily serve as the President of the Council until the Mayor or President returns.

1-6-7: **CONSENT AGENDA.** Whenever the Mayor considers an item to be routine and non-controversial, he or she may place the same on the consent agenda for consideration at any regular meeting of the Council, provided, however, any action which may be taken only by ordinance may not be placed on the consent agenda. Items of business on the consent agenda may include, but need not be limited to the following: approval of minutes; approval of citizen appointments; referrals to committees; approval of reports; approval of authorization of communications; approval or resolutions or other items which had been considered by the Council at earlier meetings and setting of public hearings. The consent agenda may be considered by the Council as a single item and may be introduced by a motion to approve the consent agenda. On objection to the inclusion of any item on the consent agenda by any member of the Council, that item shall be removed from the consent agenda and may be considered at any time in the meeting which the Mayor deems appropriate. Neither a formal motion nor a second is necessary to remove an item from the consent agenda. Such objections shall be recorded prior to taking the vote to approve the consent agenda. There shall be no debate or discussion of any item on a consent agenda beyond asking questions for a simple verification. Passage of the consent agenda shall be fully equivalent to approval, adoption, or enactment of each motion, resolution or other item of business thereon as if each item thereon had been acted upon individually. Approval of the motion must be by a roll call vote. The City Clerk shall record in the Council minutes each item passed under the consent agenda, individually and in full.

1-6-8: **FUNDS CONTROLLED BY COUNCIL.** All monies and funds belonging to or controlled by the City shall be controlled and administered by the Mayor and Council in the manner required by law and subject to all ordinances and rules and regulations adopted by the Council as may be necessary for the efficient and prudent use and protection of the same.

1-6-9: **ELECTION OR APPOINTMENT.** All members of the Council shall be elected at large or appointed in the manner provided by law. At any general election, the candidate or candidates to receive the highest number of votes shall be declared the winner(s) and no candidate shall be required to receive a majority of the votes cast at the election.

1-6-10: **DECLARATION OF CANDIDACY.** Each candidate shall file a Declaration of Candidacy with the City Clerk before any Petition of Nomination is signed or circulated. Such declaration shall be in substantially the following form:

DECLARATION OF CANDIDACY

I, the undersigned, affirm that I am a qualified elector of the City of Iona, State of Idaho, and that I have resided in the City for at least thirty (30) days. I hereby declare myself to be a candidate for the office of City Council, for a term of four years, to be voted for at the election to be held on the ____ day of _____, 20 __, and certify that I possess

the legal qualifications to fill said office, and that my residence address is _____, Iona, Idaho, 83427.

(signed)

SUBSCRIBED AND SWORN TO before me this _____ day of _____, 20____.

(seal)

Notary Public for Idaho
Residing:
My commission expires:

(Ord. 187-09-14; 10/21/14).

1-6-11: **ELECTIONS AND PETITIOINS FOR CANDIDACY.** All elections shall be non-partisan in nature and shall be conducted in the manner provided in Chapter 4, Title 50, Idaho Code. Candidates for election to the Council shall be nominated by petition in the form provided by Idaho Code 50-407 and in accordance with this Chapter. The completed declaration of candidacy shall be accompanied by (1) a petition of candidacy signed by not less than five (5) registered qualified electors; or (2) a nonrefundable filing fee of forty dollars (\$40.00) which shall be deposited in the city treasury.

(Ord. 187-09-14; 10/21/14).

1-6-12: **FORM OF PETITION.** Petitions of Candidacy shall be in substantially the following form:

PETITION OF CANDIDACY

This petition must be filed in the office of the City Clerk not earlier than 8:00 a.m. on the eleventh Monday nor later than 5:00 p.m. on the ninth Friday immediately preceding election day. The submitted petition must have affixed thereto the names of at least five (5) qualified electors who reside within the City

I, the undersigned, being a qualified elector of the City of Iona in the State of Idaho, do hereby certify and declare that I reside at the place set opposite my name and that I do hereby join in the petition of

_____, a candidate for the office of City Council to be voted at the election to be held on the ____ day of _____, 20__.

Signature of Petitioner Printed Name Residence Address Date Signed

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

(signed)

STATE OF IDAHO)
)ss.
County of Bonneville)

I, _____, being first duly sworn, say: That I am a resident of the State of Idaho and at least eighteen (18) years of age; that every person who signed this sheet of the foregoing petition signed his or her name thereto in my presence; I believe that each has stated his or her name and residence address correctly; and that each signer is a qualified elector of the State of Idaho, and the City of Iona

Signed:

Address:

SUBSCRIBED AND SWORN TO before me this ____ day of _____, 20__.

(seal)

Notary Public for Idaho
Residing:
My commission expires:

(Ord. 187-09-14; 10/21/14).

1-6-13: **SIGNATURES ON PETITION.** A qualified elector may not nominate more persons than the number of seats up for election. Any signatures made in violation of this section shall be void for all petitions signed in violation of this section.

(Ord. 187-09-14; 10/21/14).

1-6-14: **FILING OF PETITION.** The petition must be filed in the office of the City Clerk no earlier than 8:00 a.m. on the eleventh Monday nor later than 5:00 p.m. on the ninth Friday immediately preceding election day.

(Ord. 187-09-14; 10/21/14).