

## ARTICLE 3. - TOWN COUNCIL<sup>[3]</sup>

Footnotes:

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**State Law reference**— Governing bodies of counties, cities and towns, Code of Virginia, § 15.2-1400 et seq.

### DIVISION 1. - GENERALLY

#### Sec. 2-10. - Powers, duties and functions.

The powers, duties and functions of Town Council shall be as set out in the Charter and state law.

(Code 1969, § 2-10)

**Charter reference**— For Charter provisions as to powers and duties of Town Council generally, see Charter §§ 4.1 to 4.7. As to election of councilmembers, see Charter §§ 3.1 to 3.4.

#### Sec. 2-11. - Use of Robert's Rules of Order.

The meetings of the Town Council, except as its own rules of procedure may otherwise provide, shall be conducted according to Robert's Rules of Order.

(Code 1962, § 2-3; Code 1969, § 2-11)

#### Sec. 2-12. - Authority to fine and expel members.

The Town Council may fine its members for improper conduct and, with the concurrence of six members, expel a member.

(Code 1962, § 2-3; Code 1969, § 2-12; Ord. of 2-1970)

#### Sec. 2-13. - Records of proceedings.

The Town Council shall keep an accurate record of its proceedings, which record shall be fully indexed and open to inspection by anyone entitled to vote for members of the council.

(Code 1962, § 2-3; Code 1969, § 2-13)

### DIVISION 2. - MEETINGS

#### Sec. 2-14. - Date and time of regular meetings.

The Town Council shall meet in regular session on the first and third Mondays of each month at 8:00 p.m., or at such other times as may be fixed by resolution; provided that at least one regular meeting per month shall be held as required by section 4.2 of the Charter. When the first or third Monday of a month falls on a legal holiday, the council may by motion postpone or advance the regular meeting scheduled for such a holiday, and notice of such postponement or advancement, together with the substitute date selected, shall be published by such means as the council may select.

(Code 1962, app. 3; Code 1969, § 2-14; Ord. of 9-7-1965)

Sec. 2-15. - Special meetings.

- (a) Special meetings of the Town Council may be called, in accordance with section 4.2 of the Charter, any time by the mayor or by four members of the council; provided that all members are duly notified a reasonable time prior to such meeting as to the time and place for which the meeting is called and the business to be considered during such meeting. Such notice shall be deemed to have been served when the councilmember is personally advised by telephone or when a written copy of the same is delivered to his last known place of residence; either by leaving it with an adult member of the member's immediate family or by affixing it to the door of the member's place of residence in the event that no such person can be located. In the event a member is known to be temporarily out of the area, notice by telegraph or long distance telephone shall be deemed sufficient. No business shall be transacted at a special meeting except that for which it shall be called, unless all members of the council are present.
- (b) When the necessity for a special meeting can be foreseen, it shall be called during the preceding regular meeting. The date, time, place of and the subjects to be discussed at all special meetings shall be publicly announced and publicized whenever practical.

(Code 1962, app. 3; Code 1969, § 2-15; Ord. of 9-7-1965)

Sec. 2-16. - Quorum.

In accordance with section 4.3 of the Charter, a quorum for the transaction of business shall consist of four councilmembers. In the event a quorum cannot be obtained, a majority of those present may adjourn the meeting.

(Code 1962, app. 3; Code 1969, § 2-16; Ord. of 9-7-1965)

Sec. 2-17. - Excusing members from meetings.

No member shall be excused from attendance at a Town Council meeting after he has answered to the initial roll call unless he has been excused by the presiding officer.

(Code 1962, app. 3; Code 1969, § 2-17; Ord. of 9-7-1965; Ord. of 2-1970)

Sec. 2-18. - Adjourned sessions.

Any meeting of the Town Council may, by majority vote, be continued or adjourned to any future time certain, which occurs prior to the beginning of the next succeeding regular meeting.

(Code 1962, app.3; Code 1969, § 2-18; Ord. of 9-7-1965)

Sec. 2-19. - Conference sessions.

The mayor or any four councilmembers may call the Town Council together for a conference session at any time. Notice of time and place for all conference sessions shall be given councilmembers as in the case of a special meeting, except that there shall be no limitation of matters to be discussed. A conference session may consider any matter of interest upon which an exchange of information appears desirable. No formal vote shall be taken on any matter during a conference session, nor shall any member be required to formally commit his vote on any question. Nothing herein, however, shall be

construed as prohibiting an informal expression of opinion on any question by any member. The procedure at all conference sessions shall be informal.

(Code 1962, app. 3; Code 1969, § 2-19; Ord. of 9-7-1965)

Sec. 2-20. - Executive sessions.

An executive session of the Town Council may be convened by the mayor or by any four members of the council. Notice of executive sessions shall be as for special meetings and the same limitation on business transacted shall apply as for special meetings. The council may, by majority vote, exclude from any executive session all persons not members of the council. Formal votes may be had only on such matters as involve problems relating to specific employees of the Town or its instrumentalities, contract negotiations or other matters which cannot be discussed in public without injury to the interest of the Town.

(Code 1962, app. 3; Code 1969, § 2-20; Ord. of 9-7-1965)

#### DIVISION 3. - PRESIDING OFFICER

Sec. 2-21. - Mayor to preside; voting and veto powers of mayor.

In accordance with section 4.4 of the Charter, the mayor shall preside at all meetings and sessions of the Town Council. He shall have the same right to vote and speak therein as other members of the council, but shall not have power of veto.

(Code 1962, app. 3; Code 1969, § 2-21; Ord. of 9-7-1965)

Sec. 2-22. - Mayor pro tempore.

In the event that the mayor is absent or unable to act, the mayor pro tempore of the Town Council, to be chosen at its organization meeting following the installation of members of council after each Town election, shall preside at all such meetings and sessions. The term of office for the mayor pro tempore shall be one year with the privilege to succeed himself.

(Code 1962, app. 3; Code 1969, § 2-21; Ord. of 9-7-1965; Ord. of 2-1970)

Sec. 2-23. - Temporary chair in absence of mayor and mayor pro tempore.

In the event that both the mayor and mayor pro tempore are absent or unable to act, and if a quorum is present, the senior member present shall call the meeting of Town Council to order. One of the members present shall be elected to serve as temporary chair of the meeting until the return of the mayor or mayor pro tempore.

(Code 1962, app. 3; Code 1969, § 2-22; Ord. of 9-7-1965)

#### DIVISION 4. - PRIVILEGES OF THE FLOOR

Sec. 2-24. - Members of council.

During Town Council meetings, councilmembers shall observe order and shall not delay or interrupt the proceedings nor refuse to obey the orders of the presiding officer or the rules of the council. Every

councilmember desiring to speak shall address the chair and, upon recognition by the presiding officer, shall confine himself to the question under debate and shall avoid all personalities and indecorous language. Every councilmember desiring to question the administrative staff shall address his question to the mayor or Town Manager who shall be entitled either to answer the inquiries himself or to designate some member of his staff for that purpose. A councilmember, once recognized, shall not be interrupted while speaking unless called to order by the presiding officer or unless a point of order is raised by another member, or unless the speaker chooses to yield to questions from another member. If a councilmember is called to order while he is speaking, he shall cease speaking immediately until the question of order is determined. If ruled to be in order, he shall be permitted to proceed. If ruled to be not in order, he shall remain silent or shall alter his remarks so as to comply with rules of the council. All members of the council shall afford courtesy to each other, to Town employees and to public members appearing before the council. Councilmembers shall confine their questions as to the particular matters before the assembly and in debate shall confine their remarks to the issues before the council. If the presiding officer fails to act, any member may move to require him to enforce the rules and the affirmative vote of a majority of the council shall require the presiding officer to act.

(Code 1962, app. 3; Code 1969, § 2-24; Ord. of 9-7-1965)

#### Sec. 2-25. - Members of Town staff.

Members of the administrative staff and employees of the Town shall observe the same rules of procedure and decorum applicable to members of the Town Council. While the presiding officer shall have the authority to preserve decorum in meetings as far as staff members and Town employees are concerned, the Town Manager also shall be responsible for the orderly conduct and decorum of all Town employees. The Town Manager or any staff member desiring to address the council may be recognized by the chair. When recognized, he shall limit his remarks to the matter under discussion. No staff member, other than staff member having the floor, shall enter into any discussion without permission of the presiding officer.

(Code 1962, app. 3; Code 1969, § 2-25; Ord. of 9-7-1965)

#### Sec. 2-26. - Members of the public.

- (a) Any member of the public desiring to address the Town Council may be recognized by the chair. He shall state his name and address in an audible tone for the record, and shall limit his remarks to the question under discussion.
- (b) Public members attending council meetings shall observe the same rules of propriety, decorum and good conduct applicable to members of the council. Any person making personal, impertinent and slanderous remarks or who becomes boisterous while addressing the council or while attending the council meeting may be removed from the room by the Police Department upon request of the presiding officer, and such persons may be barred from further audience before the council. Aggravated cases may be prosecuted on an appropriate complaint signed by the presiding officer. In case the presiding officer shall fail to act, any member of the council may move to require him to act to enforce the rules.

(Code 1962, app. 3; Code 1969, § 2-26; Ord. of 9-7-1965)

### DIVISION 5. - ATTENDANCE OF TOWN OFFICERS AND EMPLOYEES

#### Sec. 2-27. - Town Manager.

The Town Manager shall attend all meetings, hearings and sessions of the Town Council as requested by council. He shall advise and make recommendations to the council on all agenda items as

requested by the presiding officer and shall be afforded floor privileges in the same manner as councilmembers.

(Code 1962, app. 3; Code 1969, § 2-27; Ord. of 9-7-1965)

Sec. 2-28. - Town clerk.

The Town clerk shall be the clerk of the council and shall perform such duties in connection with such office as may be assigned by the mayor, council or Town Manager. The Town clerk shall attend all meetings, hearing and sessions of the council as requested.

(Code 1962, app. 3; Code 1969, § 2-28; Ord. of 9-7-1965)

Sec. 2-29. - Town attorney.

The Town attorney shall attend all meetings, hearing and sessions of the council as requested; either in person or by a deputy. Any member of the council may call upon the Town attorney, through the mayor, for an oral or written opinion on any question of law, but not on any question of parliamentary procedure. The Town attorney shall be afforded the privilege of the floor to explain any matter of legal significance to the pending business.

(Code 1962, app. 3; Code 1969, § 2-29; Ord. of 9-7-1965)

#### DIVISION 6. - RULES OF PROCEDURE

Sec. 2-30. - Seating of members.

Members shall occupy the respective seats in the council chamber assigned to them by the mayor, but any two or more members may exchange seats upon mutual agreement.

(Code 1962, app. 3; Code 1969, § 2-30; Ord. of 9-7-1965; Ord. of 2-1970)

Sec. 2-31. - Recognition of members.

Recognition shall be requested by addressing the chair as "Mr. Mayor." When recognized by the chair, a member shall confine his remarks to the question under debate, avoid personalities and refrain from impugning the motives of any other member's argument or vote. No member shall address the chair or demand the floor while any vote is being taken, except to raise a point of order or to demand the ayes and nays.

(Code 1962, app. 3; Code 1969, § 2-31; Ord. of 9-7-1965)

Sec. 2-32. - Question of order.

Any member may interrupt Town Council proceedings to raise a point of order. The pending business shall be suspended thereupon, and the chair shall rule on the point of order after affording both sides an opportunity to be heard. Such ruling shall be subject to being overruled by majority vote upon a duly made and seconded motion. A tie vote sustains the ruling of the chair.

(Code 1962, app. 3; Code 1969, § 2-32; Ord. of 9-7-1965)

Sec. 2-33. - Limitation on debate.

No member shall be allowed to speak more than once upon any one subject until every other member choosing to speak thereon shall have spoken. Each councilmember and the mayor shall have the right to speak once on each motion, resolution, ordinance and on each amendment thereto. No member shall speak for longer than ten minutes each time without leave of council. The total time during which any business shall be considered may be limited by a majority vote of members present and voting. A motion to so limit debate is in order at any time.

(Code 1962, app. 3; Code 1969, § 2-33; Ord. of 9-7-1965)

Sec. 2-34. - Voting procedure.

Every member present when a question is put shall vote either "aye" or "nay," unless the Town Council shall excuse him from voting. Application to be excused from voting shall be made before the votes are called for. The member having briefly stated the reason for his request, the decision thereon shall be made without debate. Upon demand of any member, made before a decision is announced by the chair, the roll shall be called for "ayes" and "nays" upon any question before council. It shall not be in order for members to explain their vote during the roll call. Each councilmember and the mayor shall have one vote on all questions. A roll call vote is required as to all actions involving expenditure of bond funds.

(Code 1962, app. 3; Code 1969, § 2-34; Ord. of 9-7-1965)

Sec. 2-35. - Questions of personal privilege.

The right of a member to address the Town Council on a question of personal privilege shall be limited to cases in which his integrity, character or motives are assailed, questioned or impugned.

(Code 1962, app. 3; Code 1969, § 2-35; Ord. of 9-7-1965)

Sec. 2-36. - Extension of remarks.

Any member shall have the right to formally express approval of or dissent from or protest against any ordinance or resolution adopted by Town Council and have the reason therefor entered upon the journal. Such dissent or protest shall be filed in writing, couched in respectful language, and presented to council not later than the next regular meeting following the date of passage of the ordinance or resolution objected to.

(Code 1962, app. 3; Code 1969, § 2-36; Ord. of 9-7-1965)

Sec. 2-37. - Motions to be stated by chair; procedure for withdrawing motions.

When a motion is made and seconded, it shall be restated by the chair before debate upon request by any member. A motion may not be withdrawn by the mover without the consent of the member seconding it and the approval of the Town Council.

(Code 1962, app. 3; Code 1969, § 2-37; Ord. of 9-7-1965)

Sec. 2-38. - Introduction of ordinances, motions, etc., out of regular order.

By a majority vote of the members present, a member may be permitted to introduce an ordinance, resolution or motion out of the regular order; provided that in the case of ordinance, the provisions of section 9.1.1 of the Charter shall apply.

(Code 1962, app. 3; Code 1969, § 2-38; Ord. of 9-7-1965)

Sec. 2-39. - Motion to adjourn.

A motion to adjourn shall be in order at any time, except as follows:

- (a) When repeated without intervening business or discussion;
- (b) When made as an interruption of a member while speaking;
- (c) When the previous question has been ordered; and
- (d) While a vote is being taken.

A motion to adjourn is debatable only as to the time to which the meeting is adjourned.

(Code 1962, app. 3; Code 1969, § 2-39; Ord. of 9-7-1965)

Sec. 2-40. - Motion to lay on the table.

A motion to lay on the table shall preclude all amendments or debate of the subject under consideration. If the motion shall prevail, the consideration of the subject may be resumed only upon motion of a member voting with the majority and with the consent of two-thirds of the members present. A motion to lay on the table takes precedence over all subsidiary motions and over such incidental questions as are pending. It yields to privileged motions and is not debatable.

(Code 1962, app. 3; Code 1969, § 2-40; Ord. of 9-7-1965)

Sec. 2-41. - Motion to postpone.

All motions to postpone, except a motion to postpone indefinitely, may be amended as to time. If a motion to postpone indefinitely is carried, the principal question shall be declared lost. A motion to postpone is debatable.

(Code 1962, app. 3; Code 1969, § 2-41; Ord. of 9-7-1965)

Sec. 2-42. - Procedure to make subject special order.

To make any subject a special order shall require the consent of a majority of the members present.

(Code 1962, app. 3; Code 1969, § 2-42; Ord. of 9-7-1965)

Sec. 2-43. - Motion to reconsider.

After the decision on any question, any member who voted with the majority may move a reconsideration of the prior action at the same or the next succeeding meeting, provided that a resolution authorizing or relating to any contract may be reconsidered at any time before the final execution thereof; and provided that there are at least as many members present as were present when the original action was taken. A motion to reconsider shall require a majority of those members present and voting. After a motion for reconsideration has once been acted on, no other motion for a reconsideration thereof shall be

made without unanimous consent. If the motion for reconsideration succeeds, any motion disposing of the substantive question is in order.

(Code 1962, app. 3; Code 1969, § 2-43; Ord. of 9-7-1965)

Sec. 2-44. - Procedure for moving previous question.

A motion on the previous question is not debatable, requires a two-thirds majority and cannot be amended. A member moving the previous question at a time when the main motion plus one or more amendments are pending shall specify the question of which the question is demanded. Upon the previous question being moved and seconded, the chair shall immediately put it to a vote. If approved, the chair shall thereupon put to a vote all questions to which the motion on the previous question was directed.

(Code 1962, app. 3; Code 1969, § 2-44; Ord. of 9-7-1965)

Sec. 2-45. - Division of question.

If the question is divisible into two or more propositions, the presiding officer may, and upon request of a member shall, divide the same.

(Code 1962, app. 3; Code 1969, § 2-45; Ord. of 9-7-1965)

Sec. 2-46. - Amendments.

It shall be in order to amend any ordinance, resolution or motion at any time during its consideration. A motion to amend an amendment shall be in order, but one to amend an amendment to an amendment shall not be introduced. An amendment modifying the intention of a motion shall be in order, but an amendment relating to an entirely different matter shall not be in order.

(Code 1962, app. 3; Code 1969, § 2-46; Ord. of 9-7-1965)

Sec. 2-47. - Tie vote.

In case of a tie vote on any proposal, the proposal shall be considered lost.

(Code 1962, app. 3; Code 1969, § 2-47; Ord. of 9-7-1965)

Sec. 2-48. - Precedence of motion.

When a question is before the Town Council, no motion shall be entertained except:

- (a) To adjourn;
- (b) To fix the hour of adjournment;
- (c) To lay on the table;
- (d) To refer;
- (e) To amend;
- (f) For the previous question;
- (g) To postpone to a certain day; and



- (h) To postpone indefinitely.

These motions shall have precedence in the order indicated.

(Code 1962, app. 3; Code 1969, § 2-48; Ord. of 9-7-1965)

Sec. 2-49. - Procedure in absence of rule.

In the absence of a rule in this article to govern a point of procedure, Robert's Rules of Order shall control.

(Code 1962, app. 3; Code 1969, § 2-49; Ord. of 9-7-1965)

#### DIVISION 7. - AGENDA

Sec. 2-50. - Order of business.

The business of all regular meetings of the Town Council shall be transacted in the following order, except that the council, by a majority vote of members present and voting, may change the order:

- (a) Invocation.
- (b) Call of the roll.
- (c) Approval of the minutes of any preceding meetings.
- (d) Opening of competitive bids, if any.
- (e) Receipt of communications.
- (f) Reports by committees of council and Town officials:
  - (1) Work sessions.
  - (2) County liaison.
  - (3) Requests and inquiries of councilmembers.
  - (4) Report of Town Manager.
  - (5) Report of mayor.
  - (6) Proposals for addition of items to agenda.
- (g) Items of business postponed from a previous meeting or which have been considered as agenda items at a previous meeting and upon which action has not been completed.
- (h) New business.
- (i) Items not included on written agenda.
- (j) Adjournment.

(Code 1962, app. 3; Code 1969, § 2-50; Ord. of 9-7-1965; Ord. of 10-23-1967)

Sec. 2-51. - Procedure for adding items.

No item which does not appear on the written prepared agenda for a regular council meeting, as provided in sections 2-52 and 2-53, may be proposed for consideration unless the Town Manager or a member of the Town Council determines that it is a matter of such an emergency nature that its consideration cannot be postponed to the next regular council meeting, provided that such a proposal

shall be stated during consideration of section 2-50(f)(6). The affirmative vote of a majority of the members present and voting shall be required to add such items to the agenda.

(Code 1969, § 2-51, Ord. of 9-7-1976)

Sec. 2-52. - Preparation; delivery to members.

The Town clerk and the Town Manager shall prepare a written agenda for each meeting of the Town Council. All items to be considered, except for those added pursuant to section 2-51, shall appear on the written agenda, which shall be delivered, together with all supporting and appurtenant documents, to each member of the council not later than 24 hours prior to the start of the subject meeting.

(Code 1962, app. 3; Code 1969, § 2-52; Ord. of 9-7-1965; Ord. of 2-1970)

Sec. 2-53. - Items to be included.

- (a) The Town Manager shall place on the agenda for each Town Council meeting all items as in his opinion, after consultation with the Town attorney and the Town clerk, require or are appropriate for council consideration. Such items shall be supported by a brief written description of the facts and circumstances giving rise to the problem and accompanied by suggestions for desired council action. The same shall be distributed to members with the prepared agenda. Proposed motions shall be complete with names, dates, conditions, terms, places and other details.
- (b) The mayor and each member of the council shall have the right to have included on any prepared agenda such items as he deems appropriate for council consideration. The mayor and members of the council desiring to submit items for inclusion on the prepared agenda shall notify the Town clerk or Town Manager of the nature of the matter they wish considered in sufficient detail as to enable the item to be properly formulated and the Town Manager to be prepared for discussion. Such notification may be oral or written, and shall be delivered sufficiently prior to the meeting at which consideration is desired to allow the Town staff reasonable time to include the items on the prepared agenda, and undertake any investigation required. If the member desires the council to adopt any resolution, ordinance or motion, he shall prepare the same and deliver it to the Town clerk in reasonable time to allow for duplication and distribution in accordance with section 2-52. All material pertinent to items scheduled hereunder shall be distributed to members with the prepared agenda.
- (c) Any member of the public directly affected or aggrieved by circumstances, conditions or occurrences arising within the Town, and over which the Town can reasonably be expected to exercise control or influence, shall have the right to have placed on the prepared agenda of any regular or special meeting and have considered a separately numbered item appropriate to the problem or request to which it is desired to direct the attention of the council. Requests from members of the public for inclusion of such items on the agenda shall be in writing and contain a brief description of the circumstances giving rise to same. If it is desired that the council adopt a particular ordinance, resolution or motion, the same should be prepared and submitted with the written statement. Such written request shall be delivered to the Town clerk or Town Manager at least 20 working hours (three working days) prior to the start of the meeting at which consideration is desired (Thursday 12:00 noon for meeting following Monday); provided that in cases involving an emergency, as found by the Town Manager, the 20-hour requirement may be waived. Members of the public at whose request items are included on the agenda are advised to be present at the council meeting during which their item is discussed in order to offer additional explanation and so that members may have the opportunity to question them. All material pertinent to items scheduled hereunder shall be distributed to members with the prepared agenda.
- (d) In addition to specific items placed on the prepared agenda of any meeting pursuant to subsection (c) of this section, members of the public may appear and be heard briefly under the agenda item entitled "Receipt of Petitions and Communications" for the purpose of directing attention to or requesting action on matters not included on the prepared agenda. Such appearances shall be

limited to a short resume of the situation or problem involved and the action directed. At the conclusion of such appearances, all matters discussed shall be referred to the Town Manager for investigation and report; except as same may be considered by the council after being added to the prepared agenda pursuant to sections 2-50(f)(6) and 2-51.

(Code 1962, app. 3; Code 1969, § 2-53; Ord. of 9-7-1965; Ord. of 10-23-1967)

#### DIVISION 8. - ORDINANCES, RESOLUTIONS AND MOTIONS

##### Sec. 2-54. - Introduction.

Ordinances and resolutions and amendments thereto may be introduced orally or in writing, but any councilmember may request a copy in writing before a vote on final passage is had on any ordinance or resolution or amendment thereto of general applicability or involving the regulation of public conduct, imposition of taxes, fines or penalties, appropriation of public funds, improvement or construction of highways, streets, sidewalks or other public works or an ordinance or resolution or amendment thereof upon which a public hearing is required by law.

(Code 1962, app. 3; Code 1969, § 2-54; Ord. of 9-7-1965)

##### Sec. 2-55. - Compliance with Charter.

The following procedural requirements as to enactment of ordinances are required by chapter 9 of the Charter:

- (a) The object of every proposed ordinance shall be expressed in its title.
- (b) No ordinance except an emergency ordinance shall be passed until after a notice of intention to propose the same for passage shall have been published once a week for two successive weeks prior to its passage in some newspaper published in the county.
- (c) No such ordinance shall become effective until ten days after it shall have been published in full or by its title and an informative summary of such ordinance in a like newspaper. If such publication is by title and an informative summary, the publication shall include a statement that a copy of the full text of the ordinance is on file in the office of the Town clerk.
- (d) The provisions of this section governing publication shall not apply, however, to any ordinance enacted pursuant to a state statute where such statute provides for the manner of publication.
- (e) Any ordinance passed as an emergency shall require a two-thirds vote of all the council, and shall be void and of no effect at the expiration of 60 days from the date of adoption, unless sooner repealed or reenacted as provided in section 9.1.1 of the Charter.

(Code 1962, app. 3; Code 1969, § 2-55; Ord. of 9-7-1965; Ord. of 9-7-1976)

##### Sec. 2-55.1. - Identification of proposers of ordinances, resolutions, or amendments to ordinances.

In addition to the procedural requirements as to the enactments of ordinances required by chapter 9 of the Charter, and as stated in section 2-55, a proposal to adopt or amend an ordinance, or to adopt a resolution, shall identify the member of the Town Council, Town staff, or member of the public who has recommended the adoption thereof or the amendment thereto.

(Code 1969, § 2-55.1; Ord. of 9-7-1976)

##### Sec. 2-56. - Emergency ordinances.

- (a) Emergency ordinances shall take effect upon passage and shall be limited to the immediate preservation of public peace, property, health, safety or morals. The emergency giving rise to the ordinance shall be set forth in the preamble to the ordinance.
- (b) If any emergency ordinance shall fail to receive the affirmative vote of two-thirds of all councilmembers, such measure shall cease to be before the council as an emergency measure. Thereafter, a motion to strike the emergency clause shall be in order. If such motion is adopted, the original ordinance shall thereupon be before the council for a vote on final passage without the emergency clause. If no such motion to strike is made, the ordinance shall be deemed lost.

(Code 1962, app. 3; Code 1969, § 2-56; Ord. of 9-7-1965)

Sec. 2-57. - Effective date of resolution and motions.

The effective date of all resolutions and motions adopted by the Town Council shall be stated where appropriate, and may be set for any time certain subsequent to adoption.

(Code 1962, app. 3; Code 1969, § 2-57; Ord. of 9-7-1965)