

ORDINANCE NUMBER 199

AN ORDINANCE OF DALTON GARDENS, IDAHO, A POLITICAL SUBDIVISION OF THE STATE OF IDAHO, AMENDING TITLE 1 Chapter 5 Section 2 TO AMEND MEETING TIMES OF THE CITY COUNCIL AND TO PROVIDE FOR AN EFFECTIVE DATE.

BE IT ORDAINED by the Mayor and City Council of Dalton Gardens, Idaho:

SECTION 1: AMENDMENTS: Those sections 1-5-2, of the Dalton Gardens Municipal Code shall be and the same are amended as follows:

1-5-2: MEETINGS OF THE COUNCIL:

A. Regular Meetings: The regular meetings of the City Council shall be held on the first Thursday of each month at ~~seven o'clock (7:00)~~ six o'clock (6:00) P.M., at the City Hall. (~~Ord. 97, 9-2-1985~~)

B. Consent Calendar: When the Mayor determines that any item of business requires action by the Council but is of a routine and noncontroversial nature, he may cause such item to be presented at a regular meeting of the Council as part of a consent calendar.

The consent calendar shall be introduced by a motion "to approve the consent calendar" and shall be considered by the Council as a single item.

There shall be no debate or discussion by any member of the Council regarding any item on the consent calendar, beyond asking questions for simple clarification.

On objection by any member of the Council to inclusion of any item on the consent calendar, that item shall be removed from the consent calendar forthwith. Such objection may be recorded at any time prior to the taking of a vote on the motion to approve the consent calendar. All such items shall be considered individually, in the order in which they were objected to, immediately following consideration of the consent calendar.

Approval of the motion to approve the consent calendar shall be fully equivalent to approval, adoption or enactment of each motion, resolution, ordinance or other item of business thereon, exactly as if each had been acted upon individually. Approval of the motion must be by roll call vote.

The City Clerk shall record in the Council minutes each item passed under the consent calendar individually and in full or, if possible, separately. (Ord. 113, 3-1-1990)

SECTION 2: SEVERABILITY

Should any section, clause, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, it shall not affect the validity of the remaining portions of this Ordinance.

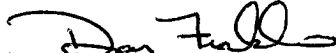
SECTION 3: CONFLICTING ORDINANCE PROVISIONS

If any conflict occurs between this Ordinance and provisions of the other City Ordinances.

SECTION 4: EFFECTIVE DATE

This Ordinance shall take effect and be in full force upon its passage, approval, and publication in accordance with law.

Date: October 2, 2008



Dan Franklin, Mayor

Attest::



Marcia Wingfield, City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

Kattie Hay

..... being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notice

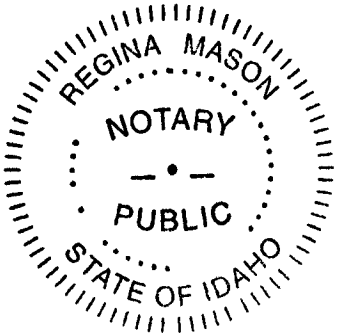
of which the annexed is a printed copy, was published in the regular Wednesday issue of said newspaper for one ~~consecutive~~ day commencing on the 8 day of October 2008 and ending on the 8 day of October 2008, and such publication was made as often during said period as said Daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

On this 8 day of October in the year of 2008, before me, a Notary Public, personally appeared Kattie Hay, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Regina Mason
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/09



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Date: October 2, 2008

Dan Franklin, Mayor

Attest:

Marcia Wingfield, City Clerk
Legal 4777

October 8, 2008