City of Benson
City Council Communication

Regular Meeting **November 13, 2017**

To: Mayor and Council Agenda Item # 6

From: Kelli Jeter, Library Branch Manager

Subject:

Discussion and possible action regarding Ordinance 587 of the Mayor and Council of the City of Benson, Arizona, amending and deleting Article 18-5, "Library Board" from the Benson City Code, Chapter 18, "Boards, Commissions and Committees"

Discussion:

In 2011 the Mayor and Council approved Ordinance 561, adopting Chapter 21, "Benson Public Library," which set forth the code provisions governing the operation of the Benson Public Library as part of the City Administration. At that time, Article 18-5 concerning the Library Board should have been deleted.

Ordinance 587 is a housekeeping ordinance that simply amends the code to delete Article 18-5.

Staff Recommendation:

Approval of Ordinance 587

ORDINANCE 587

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, AMENDING AND DELETING ARTICLE 18-5, "LIBRARY BOARD" FROM THE BENSON CITY CODE, CHAPTER 18, "BOARDS, COMMISSIONS AND COMMITTEES"

WHEREAS, the City of Benson has adopted a City Code for the efficient administration of the City; and

WHEREAS, on September 26, 2011, the Mayor and Council approved Ordinance 561, adopting Chapter 21, "Benson Public Library," which set forth the code provisions governing the operation of the Benson Public Library as part of the City Administration; and

WHEREAS, in accordance with the adoption of Ordinance 561, the City Code should be amended to delete the contents of Article 18-5.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Benson, Arizona, as follows:

Section I: Article 18-5 of the Benson City Code is hereby deleted.

Section II: The penalty provision of this Ordinance is found in Chapter 1, Article 1-8.A., of the Benson City Code, which states that "Any person found guilty of violating any provisions of this code, shall be guity of a misdemeanor, and upon conviction shall be punished by a fine of not to exceed two thousand five hundred dollars or by imprisonment for a period not to exceed six months, or by both such fine and imprisonment. Each day that a violation continues shall be a separate offense punishable as hereinabove described.

Section III: All ordinances and parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section V: If any section, subsection, sentence, clause, phrase or portion of this Ordinance 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 portion thereof.

Section VI: The City Clerk is directed to publish the text of this Ordinance in the San Pedro Valley News Sun for two (2) consecutive weeks, and further to post a copy of this Ordinance in three (3) or more public places within the City.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, this 13th day of November, 2017.

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TONEY D. KING, SR., Mayor

ATTEST:

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VICKI L. VIVIAN, CMC, City Clerk

APPROVED AS TO FORM:

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MESCH CLARK ROTHSCHILD
By Gary J. Cohen
City's Attorney