

Ordinance 87-A15

Article 3-6 Town Attorney

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Section 3-6-1 Definitions

A. Attorney. Whenever the word "attorney" is used, it shall be construed to mean the Town Attorney of the Town of Camp Verde, Arizona.

B. Ratification. Whenever "ratification" by the council is required under this chapter, it shall be effected only by a majority vote of the seven (7) member Town Council, as then constituted, convend in a regular or special council meeting.

Section 3-6-2 Office of Town Attorney Established

The office of Town Attorney is hereby established. The Town Attorney shall be appointed by a majority vote of the council on the basis of his ability and shall hold office at the pleasure of the council.

Section 3-6-3 Bond

The attorney shall furnish a corporate surety bond to be approved by the council in such sum as may be determined by the council, and shall be conditioned upon the faithful performance of the duties imposed upon the attorney as herein described. Any premium for such bond shall be a proper charge again the town.

Section 3-6-4 Compensation

A. The Town Attorney shall receive such compensation as the council shall fix from time to time.

B. The Town Attorney shall be reimbursed for all actual expenses incurred by him in the performance of his official duties and endorsed by the council.

Section 3-6-5 Powers & Duties

A. The Town Attorney is the Administrative Head of the Legal Department under the direction and control of the Town Council.

B. The Town Attorney shall act as the legal counselor and advisor of the council and other town officials, as designated by the council, and as such shall give his opinion in writing when requested.

C. Draft all deeds, contracts, conveyances, ordinances, resolutions and other legal instruments when required by the council.

D. Approve or disapprove as to form, in writing, all documents submitted to him.

E. Return, within ten (10) days, all ordinances and resolutions submitted to him for consideration by the council, with his approval or disapproval as to form noted thereon, together with his reasons therefor if disapproved.

F. Prosecute and defend all suits, actions or causes where the Town is a party and report to the council, when required, the condition of any suit or action to which the Town is a party.

Section 3-6-6 Removal Procedures

A. The Town Attorney may be removed from office by a majority vote of the Town Council. In case of his intended removal by the council, the attorney shall be furnished with a written notice stating the council's intention to remove him at least thirty (30) days before the effective date of his removal. If requested, the council shall grant him a public hearing within thirty (30) days following notice of removal. During the interim, the council may suspend the attorney from duty with or without pay.

B. Limitation on Removal. Notwithstanding the provisions of this section, the Town Attorney shall not be removed from office, other than for misconduct in office, during or within a period of ninety (90) days next succeeding any general municipal election held in the Town at which election a member of the council is elected or when a new council man is appointed. After the expiration of the ninety (90) day period, the provisions of this section as to the removal of said Town Attorney shall apply and be effective. The purpose of this provision is to require any newly elected or appointed member of this council or a reorganized council to observe the actions and ability of the Town Attorney in the actual performance of the powers and duties of his office.

C. The Town Attorney shall provide the council with thirty (30) days written notice of intention to resign his position.

Section 3-6-7 Employment Agreement


Nothing in this article shall be construed as a limitation on the power or authority of the council to enter into any supplemental agreement with the Town Attorney delineating additional terms and conditions of employment and not inconsistent with any provisions of this article. All items of this ordinance will be in accordance with federal, state, county and local laws.

EMERGENCY CLAUSE: Whereas it is necessary for the preservation of the peace, health and safety of the Town of Camp Verde, Arizona, an emergency is declared to exist, and this ordinance shall become immediately operative and in force from and after the date of posting hereof.

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PASSED AND ADOPTED by the Mayor and the Common Council of the
Town of Camp Verde, Arizona this 6th day of May, 1987.

APPROVED by the Mayor and the Common Council of the Town of
Camp Verde, Arizona this 6th day of May, 1987.



BOB J. BARKER, MAYOR

ATTEST:



MERCER E. WEISKOTTEN, TOWN CLERK

APPROVED AS TO FORM:



RON RAMSEY, TOWN ATTORNEY

