

PROVIDING FOR THE GOVERNMENT OF THE TOWN OF MILLS BY A TOWN COUNCIL, SUCH COUNCIL TO BE COMPOSED OF A MAYOR AND FOUR COUNCIL MEMBERS, PROVIDING FOR THE ELECTION AND QUALIFICATION FOR OFFICE OF SAID OFFICIALS AND THE TERM OF OFFICE, DUTIES, POWERS, AUTHORITY AND OFFICIAL REMUNERATION OF EACH; PROVIDING FOR THE APPOINTMENT OF A TOWN CLERK, TREASURER, MARSHAL, STREET COMMISSIONER, WATER COMMISSIONER, POUND MASTER, FIRE WARDEN, POLICE JUSTICE, BUILDING INSPECTOR, ELECTION JUDGES AND CONSTABLES AND OTHER OFFICERS AS MAY BE PROVIDED BY ORDINANCE, AND SPECIFYING THE DUTIES, POWERS, TERM OF OFFICE AND OFFICIAL REMUNERATION OF EACH; PROVIDING FOR THE EMPLOYMENT OF A TOWN ATTORNEY AND/OR OTHER PROFESSIONAL ASSISTANTS AS THE TOWN COUNCIL MAY DEEM NECESSARY; DECLARING WHICH OFFICERS OF THE TOWN SHALL BE DEEMED INCOMPATIBLE; ESTABLISHING THE REGULAR FISCAL YEAR OF THE TOWN TO BEGIN THE FIRST DAY OF MARCH; AUTHORIZING THE TOWN COUNCIL TO ORGANIZE AND TO GOVERN ITSELF, TO ENFORCE THE PRESENCE OF MEMBERS THEREOF AT MEETINGS THEREOF, AND TO ELECT A MEMBER THEREOF TO BE PRESIDENT OF THE SAID COUNCIL AND TO BE EMPOWERED TO ACT AS MAYOR IN THE ABSENCE OF THAT OFFICIAL; TO TRANSACT BUSINESS IN THE NAME OF THE TOWN OF MILLS AND, IN THAT NAME, TO ENTER INTO CONTRACTS, JOIN ORGANIZATIONS OF MUNICIPALITIES AND/OR TO COOPERATE WITH THE COUNTY OR STATE GOVERNMENT IN THE FURTHERING OF ANY CONSTRUCTION OR PURPOSE DESIGNED TO BE OF BENEFIT, OR PARTIAL BENEFIT, TO THE TOWN; TO ACQUIRE AND HOLD LANDS OUTSIDE THE CORPORATE LIMITS FOR THE USE OF THE TOWN; TO HAVE JURISDICTION OVER ALL THOROUGHFARES, PUBLIC GROUNDS, BUILDINGS AND OTHER PROPERTY BELONGING TO THE TOWN, AND TO PURCHASE, RECEIVE BY DONATION OR OTHERWISE, AND TO HOLD REAL OR PERSONAL PROPERTY FOR THE USE OF THE TOWN AND TO SELL AND CONVEY SUCH PROPERTY AND MAKE SUCH ORDERS CONCERNING THE SAME AS MAY BE CONDUCTIVE TO THE BEST INTERESTS OF THE TOWN; TO ESTABLISH AND MAINTAIN COMMUNITY CENTERS FOR THE USE OF THE TOWN; TO PROVIDE FOR THE LIGHTING OF THE STREETS AND PUBLIC BUILDINGS; TO PROVIDE AND MAINTAIN A MUNICIPAL WATER SUPPLY SYSTEM AND TO TAKE SUCH MEASURES FOR THE PRESERVATION OF THE PUBLIC HEALTH AS THEY MAY DEEM NECESSARY; TO PROVIDE FOR ANY CONSTRUCTION NECESSARY FOR THE USE OF THE TOWN; TO PROVIDE FOR THE ALTERING OR VACATING OF THE STREETS, ALLEYS, PUBLIC GROUNDS AND/OR BUILDINGS AND FOR THE ALTERING OF THE CORPORATE LIMITS OF THE TOWN IN THE MANNER PROVIDED IN ALW; TO GRANT FRANCHISES TO PUBLIC UTILITY COMPANIES OPERATING WITHIN THE TOWN AND TO CHARGE AN ANNUAL FEE FOR OPERATION UNDER SUCH FRANCHISES; TO REGULATE AND LICENSE ALL MANNER OF PUBLIC BUSINESS CARRIED ON WITHIN THE TOWN; TO LEVY A GENERAL TAX ANNUALLY UPON ALL TAXABLE PROPERTY WITHIN THE TOWN AND TO DETERMINE THE AMOUNT THEREOF, WITHIN LEGAL LIMITS; TO HAVE ANNUAL ACCOUNTS WITH THE TOWN TREASURER AND MAKE SUCH ORDERS CONCERNING THE DISBURSEMENTS WITH THE TOWN FUNDS AS MAY BE APPROPRIATE; TO APPROPRIATE MONIES FROM THE TOWN TREASURY NOT ALREADY APPROPRIATED FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE TOWN; TO PROVIDE A LICENSE TAX FOR DOGS HARBORED WITHIN THE TOWN AND PROVIDE FOR THE COLLECTION OF THE SAME; TO REGULATE AND SUPPRESS THE BREEDING AT LARGE OF ANIMALS WITHIN THE TOWN; TO PROVIDE AND MAINTAIN A POUND AND COMPENSATE A KEEPER THEREOF AND ORDER THE CONFINEMENT THEREIN OF ANIMALS FOUND RUNNING AT LARGE CONTRARY TO ORDINANCE AND TO PROVIDE FOR THE KILLING OR DESTRUCTION OF SUCH ANIMALS FOLLOWING DUE NOTICE TO OWNERS THEREOF AND FAILURE BY SUCH OWNERS TO PAY CHARGES AGAINST SUCH ANIMALS AS PROVIDED BY ORDINANCE; TO MAKE AND ENFORCE NECESSARY REGULATIONS OF TRAFFIC ON THOROUGHFARES OF THE TOWN; TO ENACT LAWS CONCERNING THE ERECTION AND/OR MOVING OF BUILDINGS WITHIN THE LIMITS OF THE TOWN; TO DEFINE WHAT SHALL CONSTITUTE A NUISANCE AND PROVIDE FOR THE ABATEMENT OF THE SAME; TO DEFINE AND SUPPRESS DISTURBANCES OF THE PEACE; TO ENACT ORDINANCES, BY-LAWS, RESOLUTIONS, RULES AND REGULATIONS FOR THE GOVERNMENT OF THE TOWN AND TO ENFORCE THE SAME BY PROVIDING PENALTIES FOR VIOLATION THEREOF; TO MAKE AND ENFORCE SUCH RULES CONCERNING FIRE PREVENTION, SANITATION, AND THE PUBLIC HEALTH AND SAFETY GENERALLY AS MAY BE PROPER AND NECESSARY; TO REMIT FINES AND FORFEITURES FOR OFFENSES AGAINST THE ORDINANCES OF THE TOWN; TO KEEP A CORPORATE SEAL AND TO USE THE SAME AT WILL; TO CANVASS RETURNS OF MUNICIPAL ELECTIONS AND DECLARE THE RESULTS THEREOF AND TO SUPERVISE THE DECIDING OF THE VOTES; TO POSSESS SUCH OTHER POWERS, NOT ENUMERATED HEREIN, AS MAY BE PROVIDED BY STATE LAW; AND TO ENACT ALL ACTIONS OF THE SAID COUNCIL, IN THE ABSENCE OF FRAUD, FINAL AND UNREPEALABLE ORDINANCES NUMBER TWO, FIVE, SEVENTEEN, FORTY-TWO, FORTY-THREE AND OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

ORDINANCE NUMBER FIFTY-970--Page 2
PROVIDING FOR THE GOVERNMENT OF THE TOWN OF HILLS BY A TOWN COUNCIL, ETC.,

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HILLS, WYOMING:

SECTION ONE -- OFFICIALS ELECTED AND APPOINTED; QUALIFICATIONS -
REMUNERATION OF ELECTED OFFICERS - TERM OF OFFICE OF APPOINTEES -
DUTY TO RELEASE RECORDS AND PENALTY PROVIDED FOR FAILURE TO DO SO -
DECLARING WHICH MUNICIPAL OFFICES SHALL BE DEEMED INCOMPATIBLE -

SUBSECTION 1.-- ENUMERATION OF OFFICIALS, PROVIDING FOR THE ELECTION OF
EACH - TERM OF OFFICE OF APPOINTEES.

22-1414
17977
(1920 Book)

That, unless and until otherwise arranged and provided by Ordinance of the Town Council of the town of Hills, the Municipal Officers of the said Town of Hills shall be: a Mayor and four Councilmen, who shall together form a Town Council, all of whom shall be elected; and also a Clerk, Treasurer, Marshal, Water Commissioner, Street Commissioner, Fire Warden, Pound Master, Police Justice, Building Inspector, Inspectors and Clerks of Election and such other Officers as may be provided by Ordinance, all of whom shall be appointed by the Mayor by and with the advice and consent of the Council, and who shall perform such services for the Town as may be assigned to them by the Statutes of the State of Wyoming, or by the Ordinances of the Town of Hills; and whose term of Office except as otherwise provided by Ordinance, shall concur with that of the Mayor who appointed them; but no appointed official, except as specifically established by Ordinance, shall be deemed to have completed his Official Term, unless sooner removed from Office as provided in a subsequent section of this Ordinance, until his Successor is appointed and qualified to assume the Official Duties. And the Duties, Powers and Privileges of all Officers shall be as defined in Chapter Twenty-two, Wyoming Revised Statutes (1951) and as set forth in this and other Ordinances of the town of Hills.

22-1414
SUBSECTION 2.-- QUALIFICATIONS OF OFFICIALS WHAT OFFICES NOT TO BE DEEMED I
INCOMPATIBLE: That all Officers of the Town of Hills shall be qualified Electors and actual Residents thereof, and that no person shall be

PROVIDING FOR THE GOVERNMENT OF THE TOWN OF MILLS BY A TOWN COUNCIL, ETC.,

SECTION ONE, SUBSECTION 2 (Continued)

87-1420
eligible to any Town Office who is a defaulter to the Town. And that upon notification of his election or appointment, as the case may be, it shall become the Duty of every Officer so notified, to take and subscribe, before some Officer qualified to administer Oaths, the following Oath or Affirmation:

"I do solemnly swear (or affirm) that I will support, obey and defend the Constitution of the United States, the Constitution of the State, and the Ordinances of the Town of Mills, and that I will discharge the duties of my office with fidelity; that I have not paid or contributed, or promised to pay or contribute, either directly or indirectly, any money or other valuable thing to procure my nomination or election (or appointment) except for necessary and proper expenses expressly authorized by law; that I have not, knowingly, violated any election law of the State, or procured it to be done by others in my behalf; that I will not, knowingly, receive, directly or indirectly, any money or other valuable thing for the performance or non-performance of any act or duty pertaining to my office, other than the compensation allowed by law, (so help me God);"

14-101
14-103
and to file the same with the Town Clerk; and the neglect or failure of any Officer to take, subscribe and file such Oath of Office (or affirmation) within five days after his having been notified of his Election or Appointment, or in the case of an elected Officer, within ten days after his Election, shall be deemed a refusal to accept such Office, and in such case a Vacancy shall exist in such Office, to be filled as provided by law. And that, in addition to such other qualifications as may be by law required, the Mayor, Town Treasurer, Marshal, and Police Justice shall each execute a bond to the People of the Town of Mills, as provided elsewhere in this Ordinance, and shall file such bond with the Town Clerk, except that the bond of the Town Treasurer shall be filed with the Treasurer of Natrona County and the receipt therefor filed with the Town Clerk; all such bonds to be executed and filed as aforesaid before the Officers of whom they are required shall enter upon the Duties of their respective Offices, the cost of all Official Bonds to be defrayed by the Town of Mills. Provided that nothing herein contained shall be construed as prohibiting any elected officer of the Town from holding office as Police Justice, Marshal, Building Inspector, Water Commissioner, Fire Warden, Pound Master or Town Clerk, and any elected Officer appointed

SECTION ONE, SUBSECTION 2 (Continued)

as required by law to any of the above named positions, or all of them, is hereby authorized to act in such capacity or capacities as indicated by such appointment; except that the Offices of Police Justice and Marshal shall be deemed to be incompatible and shall not at any time be held by one person unless such arrangement be temporary in nature and necessitated by reason of an emergency; and except as herein specified, no incompatibility shall be deemed to exist between any of the afore-mentioned appointive Offices, nor except as aforesaid, between the Offices of Town Treasurer, Town Clerk, Police Justice, Building Inspector, Marshal and/or Fire Warden. But no elected or appointed officer of the Town of Mills, nor any Candidate for election to any town office, shall be appointed as a Judge or Clerk of Election, nor as Constable for the preservation of order at the polls. And that nothing herein contained shall be so construed as to require any officer, by reason of his holding more than one of the offices aforesaid, to file more than one Official Bond; and that whenever the last day of the time herein allotted to any officer in which to qualify for his office falls on Sunday, or on a holiday, such Officer may take his Official Oath on the next succeeding secular or business day.

SUBSECTION 3.-- RENUNERATION OF OFFICIALS. That the salaries of all appointed Officers of the town of Mills shall be as specifically provided by Ordinance; and that, unless and until otherwise established by Ordinance, the Mayor and Councilmen shall receive no compensation, other than that each of them shall be entitled to receive water from the municipal water system without charge, up to and including the amount per month specified by Ordinance as the minimum amount for which charges are made. Provided that all water in excess of the said legally stipulated minimum quantities, received by the Mayor or by any Councilman in any month, shall be charged for at the same rate as that paid by any other consumer of water from the said municipal system. And the remuneration of no elected officer of the town of Mills shall be either increased

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ORDINANCE NUMBER FIFTY-TWO -- Page 5
PROVIDING FOR THE GOVERNMENT OF THE TOWN OF MILLS BY A TOWN COUNCIL, ETC.-

SUBSECTION 3.--REMUNERATION OF OFFICIALS.--

or diminished during the term of Office for which said Officer was elected.

SUBSECTION 4.-- DUTY TO RELEASE RECORDS. That all Officers of the town of Mills who shall in the course of their official duties, have possession of maps, blueprints, records, sets of ordinances, and/or other documents belonging to the Town, shall recognize their duty to take reasonable care of such articles and, with the exception of those documents which may have become obsolete and worthless, shall not alter, mutilate or destroy any of the aforesaid town property; and upon being succeeded in Office, every Officer of the Town shall relinquish to his successor, or to the Town Council, all maps, blueprints, records, sets of Ordinances, and/or other documents belonging to the town, then in his possession. And any person found guilty of violating the provisions of this Section shall be deemed guilty of a misdemeanor and shall be fined in any sum not less than Five (5.00) dollars and not more than Twenty-five (\$25.00) dollars.

SECTION TWO -- MAYOR, ELECTION, QUALIFICATION, DUTIES & POWERS, Term of office, REMOVAL.

27416
SUBSECTION 1.-- ELECTION, QUALIFICATION, TERM OF OFFICE, REMOVAL. That the Mayor of the town of Mills shall be elected in each odd numbered year, at the regular municipal election held on the second Tuesday in May; that he shall qualify for his Office as Provided in Section One, Subsection 2, of this Ordinance, in addition to which he shall be required to execute a Bond to the people of the town of Mills, conditioned for the faithful performance of the duties of his Office, and with sureties acceptable to the Town Council, in a sum of not less than Five Hundred (\$500.00) dollars, and to file such Bond with the Town Clerk; and except that he may at any time, for malfeasance or misconduct of his Office, and after due hearing of the charges brought against him be removed from Office by a vote of all of the Councilmen, the term of his Office shall be for a period of two years, or until his successor

Removal is taken from Cheyenne & Laramie Charter of. 52--page 5

SECTION TWO--MAYOR--SUBSECTION 1 (Continued)

is elected and duly qualified.

28-30
SUBSECTION 2.-- PROCESS TO BE SERVED UPON MAYOR. That all process
against the town of Mills, of any nature whatsoever, shall be served
upon the Mayor, or upon the Acting Mayor or in the absence of both
Officers, upon the Town Clerk.

22-1908
22-1423
SUBSECTION 3.-- SHALL MAKE APPOINTMENTS, COMMISSION OFFICERS. That as
soon as practicable after having duly qualified for and entered upon the
duties of his Office, or upon a vacancy occurring in any appointive
Office, or in the case of Election Judges, and Constables, upon the
approach of any municipal election, the Mayor shall appoint persons to
fill all Town Offices designated by Ordinance to be filled by appointment,
provided that the Council shall affirm all such appointments, and that
in case any such appointment is not confirmed, it shall be the duty of
the Mayor to put forth other names until the Council does confirm;
except that in case of a vacancy existing in any appointive Office, as
by death of an appointee, abrupt removal from the town of Mills, or by
sudden and complete disability of such appointee to fulfil the duties
of his Office, and upon failure of the Council to confirm after a reason-
able number of names have been brought forth, so that a deadlock shall
seem to exist, and the situation may reasonably be said to be one of
emergency, the Mayor may make temporary appointment of some person to
fill such vacancy until such time as a permanent appointee may be agreed
upon. This exception is not however to be construed to apply to the
appointment of any Officer for a period of more than three months. And
that the Mayor shall Commission all Officers, elected and appointed.

And that the Mayor shall appoint, from among the Councilmen, one
Committee to have charge of the municipal water system, and one Committee
to have charge of the streets and sanitation arrangements for the Town,
each such Committee to consist of two persons and to be appointed im-
mediately upon said Mayor's entering upon the duties of his Office;

SECTION TWO - MAYOR

SUBSECTION 3.--(Continued) and also such Special Committees, from time to time, as he may deem necessary or see fit; all Committees, as herein provided, to aid in the management of their respective charges in such manner, and to such extent, as may be established by Ordinance or directed by the Mayor.

22-1426
SUBSECTION 4.--MAY CALL SPECIAL MEETING OF THE TOWN COUNCIL. That the Mayor shall have power, with concurrence of two Members of the Council, and by notification duly served upon all other Council Members, as provided in the Ordinance governing Council meetings, to call special meetings of the Town Council.

22-1427
22-322
SUBSECTION 5.-- TO PRESIDE AT COUNCIL MEETINGS, ADVISE COUNCIL, HAVE CASTING VOTE ONLY.

22-389
That it shall be the duty of the Mayor to preside at all meetings of the Town Council and to maintain order therein, and to see that all such meetings are conducted in an efficient and business-like manner; that he shall from time to time, communicate to the Council such information and recommend such measures as in his opinion may tend to be of benefit to the Town in any way whatsoever; and in all functions of the Council, as enumerated in this and other Ordinances of the Town, the Mayor shall enjoy such prerogatives and shall perform all such acts as shall be designated, either by Ordinance or by common rules of correct procedure, to be enjoyed or performed by the head of the Council. And in all matters coming before the Council, he shall have the casting vote when the Council is equally divided, but none other.

22-1434
22-321
SUBSECTION 6.-- SIGNATURE REQUIRED - WHEN. That the Mayor shall sign all Resolutions, By-laws and Ordinances, passed by the Council, within a reasonable time after their passage, and shall require the same to be in proper form and condition and properly executed, as provided that upon the refusal of the Mayor to sign any Resolution, By-law or Ordinance, the Council may, at its next regular meeting, by unanimous vote, pass the same and it shall become a law the same as though it had been signed.

SECTION TWO - MAYOR

SUBSECTION 6.--(Continued)

27-181
27-190
And all conveyances of real estate by the town of mills shall be made only by authority of resolution of the Town Council, such resolutions to be be properly certified by the Town Clerk and duly recorded, and shall be signed by the Mayor, attested by the Town Clerk and bear the official Seal of the Town.

27-143
27-107
That the Mayor shall sign all warrants and drafts upon the Town Treasury for money, and all licenses and permits granted by the Town, excepting those for which the fee is five (\$5.00) dollars or less, and shall require the Town Clerk to attest all such warrants, drafts, licenses and permits and to affix thereto the Official Seal of the Town and to keep an accurate and complete record thereof in a suitable book provided for that purpose.

And when the record of the proceedings of any Council meeting shall have been heard and approved by the Council, it shall be the duty of the Mayor to sign such record and to require that the same shall be attested by the Clerk and stamped with the Town Seal, as provided in law.

33-113
27-320
27-323
SUBSECTION 7.-- SHALL ENFORCE LAWS - MAY MAKE ARRESTS. That the Mayor shall take care that all Ordinances of the town of Mills and the general laws of the State of Wyoming are complied with; and shall have authority to arrest, without process, any person taken in the act of committing a crime, or attempting or preparing to commit a crime, against such ordinances and general laws of the Town or the State, and that he may require any male citizen between the ages of eighteen and fifty, to aid him in so enforcing the law.

27-370
27-331
SUBSECTION 8.-- SHALL SUPERINTEND OFFICERS AND AFFAIRS - MAY DEMAND ACCOUNTING OF AND/OR REMOVE SUBORDINATE OFFICERS/

That the Mayor of the town of Mills shall have superintending control of all Officers and affairs of the Town, that he shall join other members of the Town Council in petitioning for the appointment of the Town Clerk as a Notary Public,

SECTION TWO -- MAYOR, SUBSECTION 8- (Continued)

72-1914
that he may when he deems it necessary, require any officer of the Town to exhibit his accounts and papers and make a report to the Council, in writing, touching any matter or subject pertaining to his Office; that he shall cause all subordinate Officers to be dealt with promptly for any neglect or violation of duty, and that he shall have power, with concurrence of three members of the Council, to remove from office any appointed Officer for any inefficiency, incompetency, or maladministration of his Office.

36-301
72-1914
SUBSECTION 9.--ELECTION PROCLAMATIONS - MAY APPOINT EXTRA CLERKS OF ELECTION. That the Mayor shall, not less than thirty days before any municipal election within the town of Mills if possible, make a proclamation, signed by himself and attested by the Town Clerk, stating that on a certain date (naming it) a municipal election will take place for the election of officers, naming the offices to be filled at such election and the term of each office respectively; and the Mayor shall cause such proclamation to be published at least once in a newspaper designated by the Town Council as the official newspaper of the Town. And the Mayor shall, as early as practicable before any such election, appoint persons to act as Inspectors of such Election as provided in a subsequent section of this ordinance and, when necessary, with the advice and consent of the Council, he may appoint one or more Clerks of Election in addition to the number now provided by law, for the purpose of facilitating registration on the day of election. And with the advice and consent of the Council, the Mayor shall designate and shall erect or construct or cause to be erected or constructed, such polling places or booths within precincts established by the County Commissioners, as the Council may see fit, such polling places or booths to be erected or constructed in the manner prescribed by law and at the expense of the town of Mills. And he shall arrange, or authorize the Town Clerk to arrange for suitable meals to be furnished on election day, to the Judges, and Clerks of Election and to the Constable in charge of keeping order at the polls.

SECTION TWO-- MAYOR

113-1002
SUBSECTION 10.-- SUPERVISE CLAIM FOR MUNICIPAL TAX. That whenever the Town Council shall have passed its annual Ordinance setting forth the amount of the Municipal Tax for a given year, the Mayor shall supervise the making out by the Town Clerk, of his Official Certificate to the Clerk of Natrona County, stating the amount of money to be raised in that year for municipal purposes for the town of Mills; and the Mayor shall require the said certificate to be filed with the said Clerk of Natrona County, on or before the fourth Monday in May of every year.

22-1493
32-323
SUBSECTION 11. -- ABSENCE OF MAYOR - VACANCY IN OFFICE . In case of the absence of the Mayor from any meeting of the Town Council, the President of the Council shall preside at such meeting and shall, in that event and for that purpose, be known as the Acting Mayor, and he shall have all the rights, powers and jurisdiction of the Mayor and all acts done by him while serving in such capacity shall be valid and binding upon the Town of Mills, the same as though done by the Mayor; except that any appointment of any Officer made by such Acting Mayor shall be deemed to be temporary in nature and shall endure only for so long as such Acting Mayor shall continue in that capacity. And such Acting Mayor shall have one vote and no more upon all matters coming before the Council. And any vacancy, other than temporary absence or disability, occurring in the Office of Mayor, whether by death, resignation, removal from the town of Mills, Removal from Office, failure to qualify, or t otherwise, shall be filled for the unexpired term thereof by the President of the Council if possible, or in emergency, by any other Member of the Council appointed by the Council to so act; and when any such vacancy shall be so filled, the person appointed shall, unless removed as provided by law, continue in Office for the unexpired portion of the term for which he is appointed and until his successor is elected and duly qualified.

SECTION THREE -- COUNCILMEN, ELECTION, QUALIFICATION, TERM OF OFFICE, REMOVAL FROM OFFICE? DUTIES, POWERS, AUTHORITY, GENERAL CORPORATE POWERS.

22-1493
SUBSECTION 1.-- ELECTION, QUALIFICATION, TERM OF OFFICE? REMOVAL. That the
or. 52--page 10

SECTION THREE-- COUNCILMEN

22-415
SUBSECTION 1.--(Continued) Councilmen of the town of Mills shall be elected for an Official Term of two years, two Councilmen being elected each year, so that the Town Council shall at all times include two Senior or Hold-over Members and two Junior or Recently Elected Members. And following each regular municipal election, the two Councilmen elected the previous year shall become the Senior or Hold-over Councilmen who were elected previous to that time, shall be deemed to have completed their respective terms. And the term of Office of each Councilman shall be for a period of two years, or until his successor is elected and duly qualified; except that any Councilman absenting himself from three consecutive regular meetings of the Council, unless for sickness or other reasonable cause, shall be deemed to have vacated his Office; and provided that any Councilman, for cause, and after due hearing of the charges brought against him, notice of the time and place of such hearing having first been duly served upon him, may be removed from Office by a vote of all of the other Councilmen; provided further that in all cases of removal of any Councilman or Mayor, the cause of such removal shall be made a matter of record by the Council.

Also Ord
Mills Ord

SUBSECTION 2.-- DUTY TO ATTEND MEETINGS OF COUNCIL -- POWER TO CALL SPECIAL MEETINGS/ That it shall be the duty of each Councilman to attend all meetings of the Town Council, both regular and special, and to attend to all business of such meetings with his complete attention and with his utmost effort to do in all instances and at all times, what is best and most suspicious for the town of Mills. And a majority of the Council members shall have power to call special meetings of the Council, as provided in Sec. 22-1426, W.R.S. (1931); provided that the customary twenty-four hours previous notice shall be served upon all Councilmen not participating in the calling of such special meeting; and such notice shall be by means of verbal or written notice delivered personally by any member of the Council or by the Town Clerk directly to each such Councilman, or by written notice left at the home or usual place of residence or place of business of such Councilman.

SECTION THREE-COUNCILMEN

SUBSECTION 3.-- COUNCIL TO BE ORGANIZED, SHALL GOVERN ITSELF, INSIST UPON ATTENDANCE OF MEMBERS.

That following each regular municipal election, the new members of the Council having duly qualified for office according to the provisions of Section One of this Ordinance and entered upon the duties of their respective Offices, it shall be the duty of the Council to reorganize itself and to elect one of its members to act as President of the Council. And the Council shall govern itself, having power to compel attendance of any member at any Council meeting by requiring the Marshal to bring in to bring in such absent member, and to insist upon conduct not unbecoming a Member of their Body by every Councilman while in the Council Chamber, and upon the absence of any Councilman from three consecutive regular meetings of the Council, to decide whether or not such Councilman has adequate excuse for such absence and whether or not his Office shall be deemed to have been vacated.

7-2-386

SUBSECTION 4.-- TO DEFINE DUTIES OF APPOINTED OFFICIALS - TO REQUIRE NECESSARY BONDS AND SECURITY FROM ALL OFFICERS OF THE TOWN - NAME DEPOSITORY OF TOWN FUNDS.

That the Council shall define the duties of all appointed Officials of the Town and make rules and regulations governing such Officials, and shall name the bank in which town funds entrusted to the Town Treasurer or to any other Officer, shall be placed by such Treasurer or other Officer of the Town for safe keeping, And that the Council shall require from all Officers and servants, elected and appointed, such Bonds and security for the faithful performance of their respective duties, as may be in the opinion of the Council, necessary for the adequate protection of the town of Mills. And in the case of any gross neglect by any appointed Officer, of the discharge of his Official duties, or of any neglect or refusal to comply with the orders or directions of the Council, the Council may specify charges against such neglectful or disobedient Officer and, after granting him a hearing of such charges and an opportunity to be heard in his own

82-1421

PROVIDING FOR THE GOVERNMENT OF THE TOWN OF MILLS BY A TOWN COUNCIL, ETC.-

SECTION THREE, -- COUNCILMEN --- SUBSECTION 4. (Continued) defense, remove him from Office by a three-fourths vote; provided that for purposes of removing an Officer, no such order or direction shall be deemed to be the Official order or direction of the Council unless it shall have been expressed by a majority of the Members of the Council, or passed by vote in the regular manner at an Official meeting thereof; and in all cases the cause of removal pursuant to the provisions of this Section, shall be made a matter of record by the Council. And upon appointment and qualification of any person for the Office of Town Clerk, and if such person is not a Notary public, or if such person is a Notary Public, upon the expiration of his Commission to that position, it shall be the duty of every Councilman, within thirty days following such qualification for office or expiration of Commission, to join other Members of the Council in petitioning the Governor of the state of Wyoming to appoint and Commission, or reappoint and re-commission, the Town Clerk as a Notary Public.

SUBSECTION 5.-- SHALL TRANSACT BUSINESS IN THE NAME OF THE TOWN OF MILLS. That, as provided by Section 22-1424 of the Revised Statutes of the state of Wyoming (1931) and by Section Two of Mills Ordinance Number Fifty-one, the Town Council shall be a body corporate and politic, with perpetual succession to the right to be known by the name of; "The Town of Mills," as designated under the provisions of Section 22-1406 W.R.S. (1931) and in that name shall transact business and be known in law, and shall be capable of suing and being sued, of pleading and being impleaded in all courts and places.

SUBSECTION 6.-- GENERAL CORPORATE POWERS ENUMERATED. That the Council of the town of Mills shall, in its corporate capacity, have and possess the following powers;

FIRST - COMMON SEAL To have a common seal and to alter the same at will;

SECOND - TOWN PROPERTY To purchase, receive by donation or otherwise, and to hold real and personal property for the use of the

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SECTION THREE, SUBSECTION 6.-- (Continued)

SECOND-- (Continued)-- Town, and to sell and convey any real or personal property and to make such orders concerning the same as may be conducive to the best interests of the Town; to establish, construct and regulate public wells and reservoirs, and to provide for the filling of the same; and to provide for the erection and government of all buildings necessary for the use of the Town; provided that no sale or conveyance of real property belonging to the Town shall be made except pursuant to a resolution by the Council duly passed, approved and recorded and authorizing such sale or conveyance, and that before any sale of any real or personal property of the value of one hundred (\$100.00) dollars or more, and advertisement of such intended sale, describing property offered to be sold, together with the terms of sale, shall be published in four issues of some newspaper having general circulation in the Town, and calling for sealed bids for purchase of said property; and that upon the opening of the bids herein provided for, the property shall be sold to the highest responsible bidder for the same, the responsibility of the bidders being determined by the judgement of the Council;

29th 55
THIRD - TO PASS AND ENFORCE BY-LAWS AND ORDINANCES To make such Resolutions and pass such By-laws, Ordinances, Rules and Regulations, not repugnant to the laws of the State, as may be necessary for the proper government of the Town, or to carry into effect the provisions of the laws of the State concerning towns, and to alter, amend and repeal such Resolutions, By-laws, ~~and~~ Ordinances, Rules and Regulations as they shall seem to require; and to enforce all such By-laws, Ordinances, Rules and Regulations by inflicting penalties for the violation thereof, such penalties not to exceed one hundred (\$100.00) dollars for any one offense, recoverable with costs, together with judgement of imprisonment until the amount of such judgement and costs shall have been paid;

27th
FOURTH - EMPLOYMENT OF ATTORNEY To employ an attorney to draft Ordinances and other documents relating to the affairs of the Town, and to employ Counsel in all cases in which such Counsel is by them deemed necessary and pay for the same such reasonable rates and amounts as may be agreed upon; and whenever by them deemed necessary, to appoint and employ a Town Attorney, whose duty and compensation shall be as may be provided by Ordinance;

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x31 55
FIFTH - PROVIDE FOR PUBLIC PEACE AND SAFETY To prevent and restrain riots, routs, noises and disturbances, or disorderly assemblies in any street, house or place in the Town; to declare what shall constitute a nuisance and to prevent, abate and remove the same; to regulate and prevent the storage of gunpowder and other combustible and explosive materials; to regulate, punish and prevent the discharge of fire-arms, fire-works, or any other dangerously combustible material in the streets, lots, alleys, or in the vicinity of any building; to regulate and punish the carrying of concealed weapons; to prevent and punish horse racing, fast riding or driving in the streets or alleys of the Town, and all games, practices or amusements therein likely to result in damage to any person or property; to arrest, regulate, punish, fine or set to work, all vagrants and persons found in the Town without visible means of support or some legitimate business or adequate assets; to prohibit gambling houses; to prohibit and suppress bawdy houses, houses of prostitution and houses wherelewd persons assemble for dancing, and all kinds of indecency within the limits of the Town or within one mile thereof;

SIXTH - CONTROL OF ANIMALS - POUNDS - DOG TAX TO regulate, restrain

SECTION THREE, SUBSECTION 6 (Continued)

and prohibit the running at large of cattle, horses, hogs, mules, sheep, goats, dogs and other animals within the Town, and to cause such as may be found running at large contrary to Ordinance, to be impounded and sold to discharge the costs and penalties provided for the violation of such prohibition or regulation and the expense of impounding and keeping such impounded animal and the expense of such sale; to provide for the taxing of owners of dogs harbored within the Town, to provide for the impounding and for the extermination of dogs whose owners have failed to pay such tax; to provide for the creation of all needful pens and pounds for the use of the Town, within or without the town limits, and to appoint and compensate keepers thereof, and to establish and enforce rules governing such pens and pounds;

SEVENTH - LICENSES, CONTROL OF LICENSEES To license, tax and regulate, suppress and prohibit hucksters, peddlers, pawn-brokers, keepers of taverns, hotels, barber-shops, soft drink parlors, theatrical exhibitions, shows and amusements, and to revoke such licenses at pleasure; to license, tax, regulate, suppress and prohibit billiard halls, pool halls, bowling alleys and other games; and to license and regulate hacks, carriages, omnibuses, carts, wagons and other vehicles used within the Town for hire; and to grant non-exclusive franchises to utility companies operating within the Town and to establish and collect annual fees for such franchises;

EIGHTH - STREETS, LIGHTING, REGULATE THE USE OF To provide for and regulate the lighting of the streets and the erection of lamp posts; to regulate and prevent the use of streets, sidewalks and public grounds for signs, sign posts, awnings, awning posts, telegraph poles, horse troughs, racks and advertisements; to prevent and remove all encroachments into and upon all sidewalks, streets, alleys and other town property; and to regulate the opening of any street or public grounds for the laying of gas or water mains and pipes, and the building and repairing of sewers, tunnels and drains;

NINTH - FIRE REGULATIONS To procure fire fighting equipment and apparatus, and generally make such provisions and regulations for prevention and extinguishment of fires as they may deem proper; and to provide for, appoint and regulate fire wardens when necessary; to prescribe the limits within which no building shall be constructed except of stone or brick, or other incombustible material, and to impose a penalty for the violation of such law;

TENTH - BUILDING REGULATIONS And for the purpose of promoting the health, safety, morals and general welfare of the community, and to secure safety from fire, panic and other dangers; to prevent the overcrowding of land, to avoid undue concentration of population, to facilitate the adequate provision of transportation, water sewerage, schools, parks and other public requirements, and with due consideration as to the character of particular districts and their peculiar suitability for particular uses, and with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the municipality, to regulate and restrict by Ordinance, the height, number of stories and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of populations and the location and use of buildings, structures and land, for trade, industry, residence or other purposes, and may also establish set-back building lines; and to prevent the construction of any building or other edifice in violation of such regulations; or 52-- page 15

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PROVIDING FOR THE GOVERNMENT OF THE TOWN OF MILLS BY A TOWN COUNCIL, ETC.-

SECTION THREE, SUBSECTION 6 (Continued)

6th 14 55
 ELEVENTH - WATER SUPPLY & QUARANTINE REGULATIONS To provide the Town with water, and to take such measures for the preservation of the public health as they may deem necessary; to make regulations to prevent the introduction and spreading of contagious diseases within the Town; and to make quarantine laws for the purpose, and to enforce the same within two miles of the Town;

4th 55
 TWELFTH - STREET IMPROVEMENTS To lay out, open, widen, extend, make, grade or otherwise improve the streets, alleys, sewers, sidewalks and crossings, and to keep them in repair and to vacate the same as provided in law, and to levy special assessments on lots and parcels of land fronting on such street or alley to pay the expenses of such improvements; but unless the majority of the resident owners of the property subject to assessment for installation of a sidewalk, petition the Council to make such sidewalk, no sidewalk shall be made, until three-fourths of all members of the Town Council shall, by vote, assent to the making of the same. And any such special assessment as herein provided shall be made strictly in accordance with the provisions of the Fourth paragraph of Section 22-1427 and with Article 15 of Chapter 22 of the Compiled Statutes of the state of Wyoming (1931) and shall not be deemed to be otherwise authorized;

13th 55
 THIRTEENTH - GENERAL JURISDICTION, ALTER CORPORATE BOUNDARIES To have jurisdiction over all thoroughfares, public grounds, buildings and other property belonging to the Town, and power to alter the boundaries of the said Town by annexing thereto any contiguous territory, the owner or owners of which shall have petitioned the Council for such annexation, or by compliance with Section 22-906 W.R.S. (1931), or excluding from the Townsite any tract of land bordering upon the exterior boundary of the Town, the owner or owners of which shall have petitioned the Council for such exclusion, except that no part of the Townsite of the town of Mills shall be excluded therefrom except upon petition of all owners of such land to be excluded, together with two-thirds of the real property owners of the remainder of the Town; provided that any such petition as herein provided for the exclusion of any portion of the Townsite shall be published and the hearing thereon heard as provided in Section 22-909 W.R.S. (1931). And when any territory is annexed to the town of Mills as herein provided, it shall be a part of the Town and shall be subject to all of the laws and regulations under which the Town is governed, and when any portion is excluded therefrom as herein provided, it shall be no longer subject to such rules and regulations. And provided further that no street or alley or other place set aside and established for the use for recreation or benefit of the public, shall be conveyed or in any manner transferred by the Council out of the ownership of the Town unless the same shall first have been vacated and withdrawn from such public use in the manner provided in law; and that no street or alley shall be so vacated and withdrawn, unless for use as a park or other public place, except by duly considered action of the Town Council passing an Ordinance establishing such vacation and withdrawal and following the petition of all of the owners of property adjoining such street or alley for such vacation and withdrawal;

23rd 55
 FOURTEENTH - LANDS OUTSIDE TOWN LIMITS To purchase and hold in the manner provided in law, lands outside the limits of the Town for the purpose of the burial of the dead, and all necessary grounds for the establishment of ~~the~~ a municipal dump, or for water works or hospital grounds;

SECTION THREE, SUBSECTION 6 (Continued)

35th SS
FIFTEENTH - COMMUNITY CENTERS To establish and maintain, or to assist in establishing and maintaining, community centers and children's play grounds for the benefit of the inhabitants of the Town, and to make appropriations for the purpose, out of the general funds of the Town;

5th SS
SIXTEENTH - POWER TO TAX To levy and collect taxes for general revenue purposes, not exceeding eight mills on the dollar of valuation, in any one year, except for the payment of the public debt and the interest thereon; such levy and collection of taxes to be made as provided by Ordinance and in the Statutes of the state of Wyoming; provided that the herein contained limitation upon the amount of tax to be levied, shall govern only so long as the limitation named is in accordance with the laws of the state of Wyoming and that any alteration in the said State law shall be deemed to have altered the provisions of this Section;

28th SS
SEVENTEENTH - THE APPROPRIATION OF MONEY To appropriate money, as provided in Sections 22-1429, 22-1430 and 22-1431 W.R.S. (1931) and to provide for the payment of the debts and expenses of the Town; provided that no money shall be appropriated for the purpose of being donated to any individual, or religious or civic organization under any condition whatsoever, nor for the purchase of any valuable thing or condition to be so donated;

EIGHTEENTH - CONTRACTS FOR PUBLIC IMPROVEMENTS To enter into contracts for the making of any public improvement or improvements and contracts for the lighting of public buildings, streets and other public places, or for any other public work within the Town; but when the expense of any such contract shall exceed two hundred (\$200.00) dollars, such contract shall be let to the lowest responsible bidder therefor, and following due notice by advertisement of complete specifications of the number, size, kind and quality of materials and service required, for at least three weeks, in a newspaper having general circulation within the Town; and the contract shall be let only to such bidder; provided that all such advertising and receiving of bids shall be as nearly as possible in accordance with Section 22-1447 of the Revised Statutes of the State of Wyoming (1931);

NINETEENTH - REMIT FINES AND FORFEITURES To have power to remit fines and forfeitures, and to grant pardons and reprieves for all offenses arising under the Ordinances of the town of Mills; provided that all decisions pursuant to the authority hereby authorized, shall be by majority vote of the Council and shall be made a matter of record;

TWENTIETH - JOIN ORGANIZATIONS To have authority to co-operate with other municipalities, or any other municipality, or with the County or State government, or to join any organization of municipalities for the accomplishment or furthering of purposes beneficial to the Town;

TWENTY-FIRST - OTHER POWERS To have and, at their discretion, to act upon, all other authorities and powers vested in Town Councils generally by the laws of the State of Wyoming;

TWENTY-SECOND - ACTION OF COUNCIL FINAL To have full power and authority to represent and act for the people of the town of Mills; and as provided in Section 22-1536 W.R.S. (1931), the decision and action of the Council as to all matters passed upon by it in relation to any action, matter or thing provided in the chapter of the statutes covering general improvements in incorporated towns, shall be final and conclusive in the absence of fraud.

SECTION THREE- COUNCILMEN

SUBSECTION 7.-- DUTY TO FILE PLAT. That whenever any alteration of the boundaries, or of the streets and/or alleys of the Town have been made as provided in the Thirteenth paragraph of Subsection 6 of this Section, it shall be the duty of the Council to prepare or cause to be prepared a plat showing such alteration, and to file such plat in the office of the County Clerk and in connection with the original plat of the townsite; and no alteration of any portion of the boundary of the Town, or of any street or alley within the Town, shall be deemed to have been concluded until such plat is prepared and filed according to the provisions of this Section.

SUBSECTION 8.-- TO HAVE SETTLEMENTS WITH TOWN TREASURER. That, at its regular meetings, the Council shall examine all books, accounts and vouchers of the Town Treasurer and that, on some day between the First and Last Mondays of March in each year, the Council shall have settlements with said Treasurer; and it shall be the duty of the Council, immediately after such annual settlement with such Treasurer, to publish or to require the Town Clerk to publish, in accordance with the provisions of Section 22-1458 W.R.S. (1931), by posting in three or more public places within the Town, an exhibit of the receipts and expenditures made during the preceding year, specifying in such exhibit the source of all receipts and what appropriations were made and for what purposes and the specific amount of each such appropriation.

SUBSECTION 9.-- SHALL DETERMINE THE AMOUNT OF THE GENERAL TAX. That on or before the First Monday in April of each year, the Council shall determine the amount of the general-tax for the current year necessary to meet the current expenses of the Town, provided that the amount of said general tax shall not be greater than the amount provided by the laws of the State and shall not exceed the limitation established either by the Constitution or the laws of the state of Wyoming; and having determined the amount of the said general tax, it shall be the duty of the Council to, each year, pass an Ordinance establishing the said tax for the said year.

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SECTION THREE - COUNCILMANE

SUBSECTION 10.-- ESTABLISHING THE FISCAL YEAR - ANNUAL APPROPRIATION ORDINANCE.

That the fiscal year of the town of Mills shall commence the first day of March in each year and that, as provided in Section 22-1429 of the Revised Statutes of the State of Wyoming (1931), the Town Council shall, at some time during the last quarter of each fiscal year, pass an Ordinance to be termed; "The Annual Appropriation Bill for the Next Fiscal Year," in which Ordinance the Council may appropriate such sums of money as may be deemed necessary to defray all necessary expenses and liabilities of the Town, and shall specify in such Ordinance, the objects and purposes for which all such appropriations are made and the amount appropriated for each object or purpose; provided that the amount appropriated shall not exceed the probable amount of revenue that will be collected during the fiscal year, and that no further appropriation shall be made at any other time within such fiscal year, unless the proposition to make each such additional appropriation has been sanctioned by a majority of the qualified electors of the Town, either by means of a petition signed by them, or at a general or special election duly called therefor.

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SUBSECTION 11.-- INSPECTORS OF ELECTION - CONSTABLE. That upon the approach of any municipal election, the Council shall appoint, from among the qualified electors of the Town, a Board of three capable and discreet persons to be Inspectors of Elections, and that such appointments shall be made in the same manner as other municipal appointments, by mean of names brought forward by the Mayor and voted upon by other members of the Council. And that, in the same manner, a person shall be appointed to act as Constable to preserve order at the polls. And following each municipal election, it shall be the duty of the Town Council, at the first meeting thereof, to approve payment of salaries of all election officials, together with the expense of providing meals to such officials upon election day.

SUBSECTION 12.-- SUPERVISE DECIDING OF THE VOTES - CANVASS ELECTION RETURNS.

That following any municipal election, after the polls have been

SECTION THREE, SUBSECTION 12-- (continued)

closed, the ballots counted and the returns made out and returned (under seal) to the Town Clerk, the Council shall thereupon examine and canvass the same and declare the result of the election, and cause a statement thereof to be entered upon its journal. And in the case of a tie vote in the election of any Town Officer, it shall be determined by lot, in the presence of the Town Council, in such manner as they shall direct, which candidate shall be entitled to the office.

SUBSECTION 13.--ABSENCE FROM COUNCIL MEETINGS. That in the absence of any Councilman from any meeting of the Town Council, the members of such Council present shall decide whether such absent Councilman is to be dealt with as provided in a preceding Subsection of this Section, or whether the business of the meeting shall be transacted without the presence of such member; except that whenever more than two members of the Council are absent, no meeting shall be held, but a resolution taken to adjourn and such resolution and its cause entered upon the journal of the Council; and the time for the holding of such meeting shall be set for some other date.

SUBSECTION 14.-- VACANCY IN OFFICE OF COUNCILMAN. That any vacancy, other than temporary absence or disability, occurring in the Office of any Councilman, whether through death, resignation, removal from the town of Mills, removal from Office, failure to qualify, or otherwise, said vacancy shall be filled for the unexpired term thereof, by appointments by the Council in the same manner as that in which other appointments are made; and when such vacancy shall be so filled, the person so appointed unless removed from Office as provided by law, shall continue in office for the remainder of said unexpired term and until his successor is elected and qualified.