



**CITY OF BOULDER
CITY COUNCIL ITEM ADDENDUM**

MEETING DATE: November 3, 2022

AGENDA ITEM

Item 3G Consideration of a motion to amend the Council Rules of Procedure Section IX. Nominations and Elections.

PAGE NUMBERS

Agenda memo page 1 and 2.
Council Rules of Procedure Page 10 Section IX Nominations and Elections subsection e.

DESCRIPTION

Additional changes are needed to the council rules of procedure to reflect the change of council meeting from Tuesday to Thursday. Changes were made to Section IX(e) of the Council Rules of Procedure. The agenda title and motion language were also updated to reflect the same.

There may be additional changes to Section IX regarding date change of council meetings at a later date depending on the election outcome of Ballot Question 2E - Change Regular Municipal Election to Even Years.

The original proposed amendments to the Council Rules of Procedure Section XVI Rules of Decorum are no longer being considered at this time.

ATTACHMENTS

- A – Updated agenda memo
- B – Page 10 Council Rules of Procedures



**CITY OF BOULDER
CITY COUNCIL AGENDA ITEM**

MEETING DATE: November 3, 2022

AGENDA TITLE

Consideration of a motion to amend the Council Rules of Procedure Section IX. Nominations and Elections.

PRESENTERS

Nuria Rivera-Vandermyde, City Manager
Teresa Taylor Tate, City Attorney

EXECUTIVE SUMMARY

Attached you will find some proposed amendments to Section IX. Nominations and Elections subsection e.

The two proposed changes in this subsection are in response to the move from Tuesday to Thursday council meetings. In two places, the word “Tuesday” has been replaced with “meeting”. These changes will update the process for 2022, which follows the even-year process in the rules.

Depending on the election outcome of Ballot Question 2E - Change Regular Municipal Election to Even Years, the City Attorney may propose additional edits to the Council Rules of Procedure.

STAFF RECOMMENDATION

Suggested Motion Language:

Staff requests council consideration of this matter and action in the form of the following motion:

Motion to amend the Council Rules of Procedure Section IX. Nominations and Elections.

COMMUNITY SUSTAINABILITY ASSESSMENTS AND IMPACTS

- **Economic** – No additional economic impact.
- **Environmental** – No additional environmental impact
- **Social** – No additional social impact.

OTHER IMPACTS

- **Fiscal** – None
- **Staff time** – This change can be accomplished in the usual course of staff business.

BACKGROUND

The proposed amendments to Section IX. Nominations and Elections are an administrative clean-up item related to the council meeting changing from Tuesdays to Thursdays that went into effect on July 14, 2022.

ANALYSIS

Council may choose to:

Adopt the amendments as proposed; or
Modify the amendments proposed; or
Make no change to the existing Council Procedure Rules for Nominations and Elections.

The proposed amendments to Section IX. Nominations and Elections are an administrative clean-up item related to the council meeting changing from Tuesdays to Thursdays that went into effect on July 14, 2022. Additionally, the proposed amendments are time-sensitive in light of mayor pro tem speeches of interest set to occur on the same night of the reading of this motion, November 3, 2022.

ATTACHMENT

A – Proposed Amendments to Council Rules of Procedure

discretion to set a public hearing on third reading by majority vote. The same procedure applies to later substantive amendments as well.

VIII. Voting.

Voting ultimately decides all questions. The council may use any one of the following ways of voting:

- a. Voice Vote. All in favor say "aye," and all opposed say "no." The mayor rules on whether the "ayes" or the "nos" predominate, and the question is so decided.
- b. Raising of Hands. All in favor raise their hands, and then all opposed raise their hands. The mayor decides which side predominates and notes dissents for the record.
- c. Roll Call. The clerk calls the roll of the council members, and each member present votes "aye" or "no" as each name is called. The roll is called in alphabetical order, with the following special provision: On the first roll call vote the clerk shall begin with the first name on the list; on the second vote, the clerk shall begin with the second and end with the first; and so on, continuing thus to rotate the order. This rotation shall continue from meeting to meeting.

IX. Nominations and Elections.

The mayor and mayor pro tem shall be selected in the following manner:

- a. In odd-number years, after the first Tuesday in November, but no later than the second Tuesday in November, any council member with an unexpired term or council member elect may express his or her interest in serving as mayor or mayor pro tem. Any person expressing an interest shall post a Hotline message regarding his or her interest in and qualifications for either or both positions.
- b. The council meeting convened pursuant to Charter Section 9, on the third Tuesday in November of odd-numbered years, shall be chaired by the council member with the most consecutive years of service on the council who did not express an interest in serving as mayor or mayor pro tem. If there is more than one council member with the most consecutive years of service on council not seeking to be elected mayor or mayor pro tem, the city clerk shall place the names of each such council member in a container and select one who shall preside at the convening meeting.
- c. In the interest of transparency and public participation, after the new council members are sworn in pursuant to Section 9 of the Charter, the meeting convened at 10:00 a.m. on the third Tuesday in November shall be continued until 6:00 p.m. At that time, the council shall hold a public hearing on the selection of the mayor and mayor pro tem.
- d. The mayor pro tem shall serve for a period of one year. In even numbered years, council members interested in serving as mayor pro tem shall express interest and speak to their qualifications at the first meeting in November. In even numbered years, nominations and election for the mayor pro tem shall be held at the second meeting in November.
- e. Nominations. At the conclusion of public testimony, council will consider nominations for mayor and mayor pro tem. Any council member may nominate anyone that expressed an interest on Hotline in odd numbered years or made a speech at the first ~~meeting Tuesday~~ in November of even numbered years, including himself or herself, for either position. Provided, however, that the requirement of prior expression of interest shall be waived for any council member whose election was not decided before the second ~~meeting Tuesday~~ in November. Nominations for mayor and acting mayor (generally referred to as mayor pro tem) are made orally. No second is required, but the consent of the nominee should have been obtained in advance. Any person so nominated may at this time withdraw his or her name from nomination. Silence by the nominee shall be interpreted as acceptance of candidacy.