

Chapter 110

MAYOR AND BOARD OF ALDERMEN

ARTICLE I

Mayor And Board Of Aldermen — Generally

Section 110.010. Aldermen — Qualifications. ¹

No person shall be an Alderman unless he/she be at least eighteen (18) years of age, a citizen of the United States, and an inhabitant and resident of the City for one (1) year next preceding his/her election, and a resident, at the time he/she files and during the time he/she serves, of the ward from which he/she is elected.²

Section 110.020. Mayor — Qualifications.

No person shall be Mayor unless he/she be at least twenty-five (25) years of age, a citizen of the United States, and a resident of the City at the time of and for at least one (1) year next preceding his/her election.³

Section 110.030. Board Of Aldermen To Select An Acting President — Term.

The Board of Aldermen shall elect one (1) of its own number who shall be styled "Acting President of the Board of Aldermen" and who shall serve for a term of one (1) year.

Section 110.040. Acting President To Perform Duties Of Mayor — When.

When any vacancy shall happen in the office of Mayor by death, resignation, removal from the City, removal from office, refusal to qualify, or from any other cause whatever, the Acting President of the Board of Aldermen shall, for the time being, perform the duties of Mayor, with all the rights, privileges, powers and jurisdiction of the Mayor, until such vacancy be filled or such disability be removed; or, in case of temporary absence, until the Mayor's return.

Section 110.050. Mayor And Board Of Aldermen — Duties.

The Mayor and Board of Aldermen of each City governed by this Chapter shall have the care, management and control of the City and its finances and shall have power to enact and ordain any and all ordinances not repugnant to the Constitution and laws of this State, and such as they shall deem expedient for the good government of the City, the preservation of peace and good

1. State Law Reference: As to when Aldermen may be elected at large, § 79.060, RSMo.

2. Cross Reference: See Section 115.040 for additional qualification requirements.

3. Cross Reference: See Section 115.040 for additional qualification requirements.

order, the benefit of trade and commerce, and the health of the inhabitants thereof, and such other ordinances, rules and regulations as may be deemed necessary to carry such powers into effect and to alter, modify or repeal the same.

Section 110.060. Mayor May Sit In Board Of Aldermen.

The Mayor shall have a seat in and preside over the Board of Aldermen but shall not vote on any question except in case of a tie, nor shall he/she preside or vote in cases when he/she is an interested party. He/she shall exercise a general supervision over all the officers and affairs of the City and shall take care that the ordinances of the City, and the State laws relating to such City, are complied with.

Section 110.070. Ordinances — Procedure To Enact.

- A. The style of the ordinances of the City shall be "Be it ordained by the Board of Aldermen of the City of Center, as follows:" No ordinance shall be passed except by bill, and no bill shall become an ordinance unless on its final passage a majority of the members elected to the Board of Aldermen shall vote for it, and the "ayes" and "nays" be entered on the journal. Every proposed ordinance shall be introduced to the Board of Aldermen in writing and shall be read by title or in full two (2) times prior to passage; both readings may occur at a single meeting of the Board of Aldermen. If the proposed ordinance is read by title only, copies of the proposed ordinance shall be made available for public inspection prior to the time the bill is under consideration by the Board of Aldermen. No bill shall become an ordinance until it shall have been signed by the Mayor, or person exercising the duties of the Mayor's office, or shall have been passed over the Mayor's veto as herein provided.
- B. The provisions of this Section shall not apply to ordinances proposed or passed under Section 79.135, RSMo.

Section 110.080. Bills Must Be Signed — Mayor's Veto.

Every bill duly passed by the Board of Aldermen and presented to the Mayor and by him/her approved shall become an ordinance, and every bill presented as aforesaid, but returned with the Mayor's objections thereto, shall stand reconsidered. The Board of Aldermen shall cause the objections of the Mayor to be entered at large upon the journal and proceed at its convenience to consider the question pending, which shall be in this form: "Shall the bill pass, the objections of the Mayor thereto notwithstanding?" The vote on this question shall be taken by "ayes" and "nays" and the names entered upon the journal, and if two-thirds (2/3) of all the members-elect shall vote in the affirmative, the City Clerk shall certify the fact on the roll, and the bill thus certified shall be deposited with the proper officer and shall become an ordinance in the same manner and with like effect as if it had received the approval of the Mayor. The Mayor shall have power to sign or veto any ordinance passed by the Board of Aldermen; provided that should he/she neglect or refuse to sign any ordinance and return the same with his/her objections, in writing, at the next regular meeting of the Board of Aldermen, the same shall become a law without his/her signature.

Section 110.090. Board Of Aldermen To Keep Journal Of Proceedings.

The Board of Aldermen shall cause to be kept a journal of its proceedings, and the "ayes" and "nays" shall be entered on any question at the request of any two (2) members. The Board of Aldermen may prescribe and enforce such rules as it may find necessary for the expeditious transaction of its business.

Section 110.100. Board Of Aldermen Shall Publish Semiannual Statements.

The Board of Aldermen shall semiannually each year, at times to be set by the Board of Aldermen, make out and spread upon their records a full and detailed account and statement of the receipts and expenditures and indebtedness of the City for the half year ending with the last day of the month immediately preceding the date of such report, which account and statement shall be published in some newspaper in the City.

Section 110.110. No Money Of City To Be Disbursed Until Statement Is Published — Penalty.

In the event the financial statement of the City is not published as required by Section 110.100, the Treasurer of the City shall not pay out any money of the City on any warrant or order of the Board of Aldermen after the end of the month in which such financial statement should have been published until such time as such financial statement is published. Any Treasurer violating the provisions of this Section shall be deemed guilty of a ordinance violation.

Section 110.120. Board Of Aldermen May Compel Attendance Of Witnesses — Mayor To Administer Oaths.

The Board of Aldermen shall have power to compel the attendance of witnesses and the production of papers and records relating to any subject under consideration in which the interest of the City is involved and shall have power to call on the proper officers of the City, or of the County in which such City is located, to execute such process. The officer making such service shall be allowed to receive therefor such fees as are allowed by law in the Circuit Court for similar services, to be paid by the City. The Mayor or Acting President of the Board of Aldermen shall have power to administer oaths to witnesses.

Section 110.130. Mayor To Sign Commissions.

The Mayor shall sign the commissions and appointments of all City Officers elected or appointed in the City and shall approve all official bonds unless otherwise prescribed by ordinance.

Section 110.140. (Reserved)

Section 110.150. Mayor — Communications To Board Of Aldermen.

The Mayor shall, from time to time, communicate to the Board of Aldermen such measures as may, in his/her opinion, tend to the improvement of the finances, the Police, health, security, ornament, comfort and general prosperity of the City.

Section 110.160. Mayor May Remit Fine — Grant Pardon.

The Mayor shall have power to remit fines and forfeitures and to grant reprieves and pardons for offenses arising under the ordinances of the City; but this Section shall not be so construed as to

authorize the Mayor to remit any costs which may have accrued to any officer of said City by reason of any prosecution under the laws or ordinances of such City.

ARTICLE II
Board Of Aldermen Meetings

Section 110.170. Meetings Of The Board. [CC 1992 § 26.060; Ord. No. 156 § 1, 8-5-1992; Ord. No. 184 § 1, 8-11-2004]

The regular meeting of the Board of Aldermen of the City of Center shall be held on the first Wednesday of each month at City Hall, with the exception that if the first Wednesday of the month falls on a State or National holiday, then the meeting will be held at the same time and same place on the succeeding Thursday of that month. The Board of Aldermen at any such regular meeting may adjourn said meeting to a later date; provided, however, no regular meeting shall be adjourned for a length of time greater than thirty (30) days from the date of the regular meeting. The hour of the meeting shall be 6:00 P.M.

Section 110.180. Special Meetings Of The Board. [CC 1992 § 26.070]

A special meeting for the Board of Aldermen may be called by the Mayor, or in the event of the absence of the Mayor, by the Acting President of the Board of Aldermen, or by two (2) Aldermen of the City as hereinafter provided. The Mayor, Acting President of the Board of Aldermen, or at least two (2) Aldermen desiring to call a special meeting shall file with the City Clerk not less than three (3) days prior to the date of the special meeting a statement in writing, duly signed by such officer or officers calling the meeting. It shall then be the duty of the City Clerk to notify all Aldermen in writing, or in person, of the date, place, time and purpose of such special meeting at least two (2) days prior to the date of said meeting.

Section 110.190. Special Meetings, Adjourned To A Later Date. [CC 1992 § 26.080]

The Board of Aldermen may, at any special meeting called and held as hereinbefore provided, adjourn said meeting to a later date; provided, however, no special meeting shall be adjourned to a day more than ten (10) days from the date of the special meeting.

Section 110.200. Committees. [CC 1992 § 26.090]

All committees shall consist of two (2) members, to be appointed by the Mayor, unless otherwise provided in the bill or resolution calling for the committee.

Section 110.210. Order Of Business. [CC 1992 § 26.100]

A. The order of business at regular meetings shall be as follows:

1. Reading of the minutes of the last meeting.
2. A report of committees.
3. A report of officers.
4. Unfinished business.

5. Introduction of bills and resolutions.
6. New business.
7. Miscellaneous business.

Section 110.220. Rules And Regulations. [CC 1992 § 26.130]

The Board of Aldermen, while in session, shall, in all cases where not otherwise provided by ordinance for the general laws of the State of Missouri, be governed by the general rules of parliamentary procedure.