

ORDINANCE # 396

Councilman James Pate introduced the following Ordinance:

**BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF HELENA, ALABAMA,
AS FOLLOWS:**

Section I: (Beautification Board Created; powers and duties,
generally.)

(a) There is hereby created the Helena Beautification Board. This board shall act in an advisory capacity to the mayor and council in regard to the matters set out in this section. The Board shall not have the right to sue or be sued or to have or to hold property, and all money or property accruing to it shall be vested in and be the money or property of the city.

(b) The beautification board shall study, investigate, develop and propose plans for improving the health, sanitation, safety and cleanliness of the city by beautifying the streets, highways, alleys, lots, yards, parks, and other similar places. The board shall recommend those plans as it deems proper to the agencies of the city for the beautification of the city and otherwise promote public interest in the general improvement of the appearance of the city.

Section II: (Membership; qualifications of members; term of office
of members; vacancies in office; reappointment.)

The beautification board shall consist of any number of members as from time to time are appointed by the mayor; provided, that the membership shall be not less than fifteen (15) nor more than twenty-five (25) persons. Each member shall be over 21 years of age and a resident of the city. Each member shall be appointed for a term of four (4) years to begin immediately, or until the tenure of the mayor expires, whichever first appears. Appointments to fill a vacancy may be made for the unexpired term at any time by the mayor.

Section III: (Quorum; meetings; executive committee.)

(a) ten (10) members of the beautification board shall constitute a quorum for any meeting. The board shall hold regular meetings once each month on a date determined by the board. Special meetings may be called by the chairperson upon five (5) days written notice to the members, which notice shall be sufficient if mailed, postage pre-paid, addressed to each member, six (6) days prior to such special

(BEAUTIFICATION BOARD)

meetings. Special meetings may also be held at any time upon written waiver of notice executed by each member of the board.

Section IV: (Officers)

A chairperson, chairperson-elect, vice chairperson, secretary and finance chairperson, who shall serve as treasurer, shall be elected by the members of the beautification board at the first regular meeting at which a quorum is present after May 1 of each year for a term of office to begin October 1 of such year and terminate on September 30 of the following year, except for the initial officers, which shall be elected at the first regular meeting at which a quorum is present after the establishment of the board. No officer shall serve in the same office for more than two (2) consecutive terms. The chairperson-elect shall succeed to the office of chairperson at the termination of the term of the next preceding chairperson.

Section V: (Compensation of members; board not authorized to obligate city.)

The members of the beautification board and the officers thereof shall receive no compensation whatever for their services thereon, nor shall they receive compensation of per diem for attending meetings. The board shall have no authority to act for or to obligate the city or any official or agency thereof in any matters whatsoever.

(2) (Severability) Each and every provision of this Ordinance is hereby declared to be an independent provision and the holding of any provision hereof to be void and invalid shall not affect any other provisions of this ordinance.

(3) (Effective date) This Ordinance shall become effective upon its passage and adoption by the City Council of the City of Helena, Alabama.

ADOPTED AND APPROVED this 21 day of Jan, 1991.

City of Helena:

ATTEST:

Frances Parrish
Frances Parrish, Clerk

Charles W. Penhale
Charles W. Penhale, Mayor