

CHAPTER 2

BOARD OF CITY COMMISSIONERS

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ARTICLE 2-01

DUTIES OF BOARD OF CITY COMMISSIONERS--SERVICE ON OTHER BOARDS OR COMMISSIONS--DUTIES OF PRESIDENT--SALARY OF COMMISSIONERS--MEETINGS

Section	
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2-0101. Board of city commissioners--Duties.--The mayor and four commissioners, hereafter collectively known as the board of city commissioners, shall be the governing body of the city of Fargo and shall perform all duties as specified by the laws of the state of North Dakota, the Fargo Home Rule Charter, and the ordinances of the city of Fargo.

Source: 1965 Rev. Ord. 2-0101, 1524 (1973), 2488 (1989).

2-0102. Additional duties--Appointments to other bodies--Terms of such appointments.--Members of the board of city commissioners who are appointed by said board as representatives of the city on other boards, commissions, councils or any other group or organization, shall be deemed to have been appointed for a term of one year unless otherwise specified in said appointment by the board of city commissioners.

Source: 1965 Rev. Ord. 2-0102, 1524 (1973).

2-0103. Mayor--Duties--Limitations.--The mayor shall (1) when present, preside at all meetings of the board of city commissioners; and (2) perform all duties prescribed by law and the ordinances of the city of Fargo; and (3) be authorized and empowered to issue proclamations, provided, that any such proclamation may be rescinded upon concurrence of at least three members of the board of city commissioners.

Source: 1965 Rev. Ord. 2-0103, 1524 (1973), 2172 (1984), 2219 (1985), 2488 (1989).

2-0104. Salary of commissioners.--Effective July 1, 1971, the salary of each member of the board of city commissioners of the city of Fargo shall not exceed the sum as established by the board of city commissioners at the annual budget sessions and as finally adopted and approved in the annual appropriation ordinance.

Source: 1965 Rev. Ord. 2-0104, 1524 (1973).

2-0105. Regular meetings of the board--When and where held.--A regular meeting of the board of city commissioners of the city of Fargo, North Dakota, shall be held at 5:00 p.m. at least once every two weeks and at such additional times as the board of city commissioners may establish. The meetings shall be held in the commission rooms at the city hall, except that a majority of the board may, at any regular or special meeting, vote to dispense with and not hold any regular meeting. The board of city commissioners shall, by resolution adopted on or before December 1 of the preceding year, establish the schedule of meetings for the following calendar year.

Source: 1965 Rev. Ord. 2-0105, 1524 (1973), 1717 (1976), 1734 (1976), 2191 (1985), 2233 (1985), 2376 (1987).

2-0106. Limitation on terms.--No member of the board of city commissioners may serve more than three (3) successive four-year terms; provided, that such term limitation shall be subject to the following:

- A. Any member elected to a term of less than four years as a result of a vacancy on the board shall be eligible to serve three additional four-year terms.
- B. Any member who has completed three successive four-year terms shall not be eligible for re-election until the next regular election following the expiration of such member's third successive term.
- C. Any member who has served in the capacity of mayor, as well as city commissioner, may not serve more than four (4) successive four-year terms.
- D. This ordinance shall not apply to any member of the board whose first election as either mayor or commissioner occurred prior to April of 1992.

Source: 2416 (1988), 2620 (1992).

2-0107. Noxious weed control board--Appointment of city commissioners.--There is hereby established a weed control program within the jurisdictional limits of the city of Fargo, as provided in section 63-01.1-10.1, N.D.C.C. The board of city commissioners is hereby appointed to act as the weed control authority and is authorized to establish and administer the program.

Source: 2687 (1994).

ARTICLE 2-02

MUNICIPAL ELECTIONS

Section

- 2-0201 Qualification of electors.
- 2-0202 Elections--When held--Notice--Polls--Judges and inspectors.
- 2-0203 Elections--Provisions governing.
- 2-0204 Compensation of inspectors, judges and clerks of election.

2-0201. Qualification of electors.--Every resident of the city of Fargo who is qualified to vote therein at general elections may vote at all municipal elections held therein. Each person shall vote in the precinct of which he is a resident.

Source: 1965 Rev. Ord. 2-0201, 1479 (1973).

2-0202. Elections--When held--Notice--Polls--Judges and inspectors.-- Biennial city elections shall be held in the city of Fargo on the same date as the primary election as specified in North Dakota state law in each even-numbered year at such place or places as the board of city commissioners shall designate. Ten days' notice of the time and place of the biennial city election and any special city election, and of the offices to be filled at such election shall be given by the city auditor by publication in the official newspaper of the city. The polls shall be opened and closed as provided by state law for the opening and closing of polls at primary, general, and special elections. For all biennial city elections, the board of city commissioners shall appoint one inspector for each precinct at least 21 days before the election is held, and two judges of election for each precinct at least 10 days before the election is held. For special city elections, the board of city commissioners shall appoint one inspector, and two judges of election for each precinct in the city at least 10 days before the election is held. Each precinct election judge, in either a biennial or a special city election, shall appoint a poll clerk who shall be a qualified elector of the precinct in which he is to serve.

Source: 1479 (1973), 2249 (1986), 4100 (2000).

2-0203. Elections--Provisions governing.--Municipal elections in the city of Fargo shall be conducted in accordance with the statutes of the state of North Dakota which relate to elections in cities with a commission form of government except as hereinbefore changed and modified.

Source: 1965 Rev. Ord. 2-0203, 1479 (1973).

2-0204. Compensation of inspectors, judges and clerks of election.--Each inspector, judge or clerk of any city election, for services performed by him at such election, shall receive as compensation therefor an hourly wage equal to the federal minimum wage then in effect, or such higher amount as may be established by resolution of the board of city commissioners prior to such election.

Source: 1965 Rev. Ord. 2-0204, 1839 (1978).