

Mary Sue Hibbs

From: Jeff Lillie <jlilliej@hotmail.com>
Sent: Thursday, August 09, 2018 12:23 PM
To: Mary Sue Hibbs
Subject: Re: new committee

Follow Up Flag: Follow up
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Put it on the agenda to gauge council interest

Sent from my iPad...by Jeff Lillie

On Aug 8, 2018, at 7:35 AM, Mary Sue Hibbs <earlhamcityhall@mchsi.com> wrote:

I finally got around to asking Sam about the new committee (see below). How would you like to proceed? msh

From: Samuel H. Braland [<mailto:shb@nyblaw.com>]
Sent: Wednesday, August 08, 2018 12:52 AM
To: 'Mary Sue Hibbs' <earlhamcityhall@mchsi.com>
Subject: RE: new committee

Mary Sue,

I can't find where the mayor has the authority to appoint that committee. Ordinance 15.03 and Iowa Code 372.4 speak to what officials the mayor appoints, and this new committee doesn't fall under those sections. In fact, 372.4(2) states "Other officers must be selected as directed by the council." In my opinion, it would take an ordinance to establish this committee, and in that ordinance the council could give the mayor the authority to appoint the members with or without council approval.

Hope this helps.

Samuel H. Braland
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From: Mary Sue Hibbs [<mailto:earlhamcityhall@mchsi.com>]
Sent: Tuesday, August 7, 2018 7:27 AM
To: Samuel H. Braland <shb@nyblaw.com>
Subject: new committee

Good Morning Sam,

At the last council meeting, the Mayor mentioned he has had conversation with other citizens regarding forming a mayor-appointed committee/Earlham development group to address