

**ORDINANCE NUMBER 11-11**

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, AMENDING SECTION 3-264 OF THE MARICOPA CITY CODE AND PROVIDING FOR SEVERABILITY AND THE EFFECTIVE DATE THEREOF.**

**WHEREAS**, on June 1, 2004, the City of Maricopa adopted Chapter 3 Administration as part of the City Code; and

**WHEREAS**, on May 20, 2010 the Mayor and Council adopted Ordinance 10-06 amending Chapter 3 Administration as part of the Maricopa City Code; and

**WHEREAS**, the Mayor and City Council of the City of Maricopa believe, after consultation with its staff, that amending Chapter 3 by striking the language in Section 3-264 in its entirety and adopting substitute language would be in the best interest of the City of Maricopa.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, AS FOLLOWS:**

**SECTION 1.** That the language contained in Section 3-264 of the Maricopa City Code, entitled Fingerprinting of Prospective Applicants, as adopted by Ordinance 10-06 on May 20, 2010 and all amendments thereto are hereby repealed in its entirety and replaced with the following:

Each applicant for city employment shall provide to the police chief or his designee, fingerprint identification. The police chief or his designee shall, pursuant to A.R.S. § 41-1750 and Public Law 92-544, forward those fingerprints accompanied by appropriate fees to the state department of public safety and the Federal Bureau of Investigation for the purpose of seeking criminal history information on such applicant. Information obtained shall be used only for the purpose of evaluating the fitness of prospective employees of the city and shall otherwise remain confidential.

**SECTION 2.** To the extent of any conflict between other City Ordinances and this Ordinance, this Ordinance shall be deemed to be controlling; provided, however, that this Ordinance is not intended to amend or repeal any existing City Ordinance, Resolution or regulation except as expressly set forth herein.


**SECTION 3.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the

decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

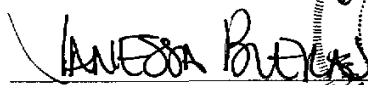
**SECTION 4.** This Ordinance shall become effective thirty (30) days from the date of adoption by the City Council for the City of Maricopa.

**PASSED AND ADOPTED** by the Mayor and Council of the City of Maricopa, Arizona, this 20<sup>th</sup> day of September, 2011.

APPROVED:

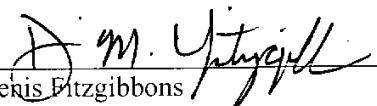
  
\_\_\_\_\_  
Anthony Smith  
Mayor

ATTEST:

  
\_\_\_\_\_  
Vanessa Bueras, CMC  
City Clerk



APPROVED AS TO FORM:

  
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Denis Fitzgibbons  
City Attorney