

ORDINANCE NUMBER 13-12

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, ADOPTING “ARTICLE VIII – CODE OF ETHICS” BY REFERENCE AS ARTICLE VIII OF CHAPTER 2 OF THE MARICOPA CITY CODE AND PROVIDING FOR SEVERABILITY AND THE EFFECTIVE DATE THEREOF.

WHEREAS, that certain document known as the “Article VIII – Code of Ethics” was adopted as a public record by Resolution No. 13-35 on November 5, 2013; and

WHEREAS, the Mayor and City Council of the City of Maricopa believe, after consultation with its staff, that amending the City Code by adopting Article VIII of Chapter 2 would be in the best interest of the City of Maricopa; and

WHEREAS, A.R.S. §9-802 allows a City to adopt a public record by Ordinance as a means to reduce publication costs while ensuring that the public gets fair notice and opportunity to review its operative provisions;

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

SECTION 1. Pursuant to Arizona Revised Statutes Section 9-802, that certain document known as “ARTICLE VIII – Code of Ethics” of Chapter 2 of the Maricopa City Code, three copies of which are on file in the office of the City Clerk of the City of Maricopa, Arizona, which document was made a public record by Resolution No. 13-35 of the City of Maricopa, Arizona, is hereby referred to, adopted and made a part hereof as if fully set out in this Ordinance.

SECTION 2. “Article VIII – Code of Ethics”, which was made public record by Resolution No. 13-35 of the City of Maricopa, Arizona, is hereby inserted in Chapter 2 of the Maricopa City Code.

SECTION 3. Article VIII, entitled Code of Ethics, of Chapter 2 of the Code of the City of Maricopa contains the following sanctions for any Council Member found in violation of the Code of Ethics:

- (a) Warning
- (b) Letter of reprimand
- (c) Public censure by the Council, which may include:
 - (1) Loss of assignments;
 - (2) Loss of power to appoint members to City Boards, Commissions and Committees;
 - (3) Loss of Council discretionary funds;
 - (4) Loss of City-related travel privileges;

- (d) A demand for non-monetary restitution (e.g., a public apology, the return of gifts); and/or
- (e) A demand for reimbursement of administrative, legal, and/or investigation costs and expenses incurred in investigating and prosecuting the violation of the Code of Ethics.

Serious infractions of the Code of Ethics or other intentional and repeated conduct in violation of this Article VIII may result in other sanctions as deemed appropriate by Council. Violations of state law provisions described herein shall be punished as provided for in state law. The language used in imposing sanctions will be consistent and follow a specific format as established by the Council.

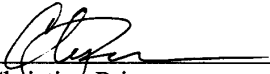
SECTION 4. To the extent of any conflict between other City Ordinances and this Ordinance, this Ordinance shall be deemed to be controlling; provided, however, that this Ordinance is not intended to amend or repeal any existing City Ordinance, Resolution or regulation except as expressly set forth herein.

SECTION 5. 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 6. This Ordinance shall become effective thirty (30) days from the date of adoption by the City Council for the City of Maricopa.

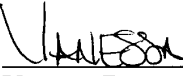
PASSED AND ADOPTED by the Mayor and Council of the City of Maricopa, Arizona, this 5th day of November, 2013.

APPROVED:



Christian Price
Mayor

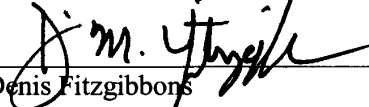
ATTEST:



Vanessa Bueras
City Clerk



APPROVED AS TO FORM:



Denis Fitzgibbons
City Attorney