

ORDINANCE NUMBER 14-03

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF
THE CITY OF MARICOPA, ARIZONA, AMENDING SECTION
2-13 OF THE MARICOPA CITY CODE REGARDING
VACANCIES IN COUNCIL AND PROVIDING FOR
SEVERABILITY AND THE EFFECTIVE DATE THEREOF.**

WHEREAS, on June 1, 2004, the City of Maricopa adopted Chapter 2 Mayor and Council as part of the City Code, which was amended on November 30, 2009 by Ordinance 09-10; and

WHEREAS, the Arizona State Legislature in 2011 amended A.R.S. §9-235 to state that vacancies in council can only be filled by appointment until the next regularly scheduled council election if the vacancy occurs more than thirty days before the nomination petition deadline; and

WHEREAS, the Mayor and City Council of the City of Maricopa believe, after consultation with its staff, that amending Section 2-13 of the Maricopa City Code 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in Section 2-13 of the Maricopa City Code regarding Vacancies in Council and all amendments thereto are hereby repealed in its entirety and replaced with the following:

The Council shall fill a vacancy that may occur by appointment until the next regularly scheduled council election if the vacancy occurs more than thirty (30) days before the nomination petition deadline. Otherwise the appointment is for the unexpired term. The councilmember appointed shall be a qualified elector in the city and shall meet the qualifications set forth in Section 2-51 of this Code.


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.

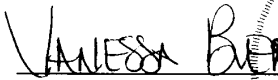
PASSED AND ADOPTED by the Mayor and Council of the City of Maricopa, Arizona, this 20th day of May, 2014.

APPROVED:

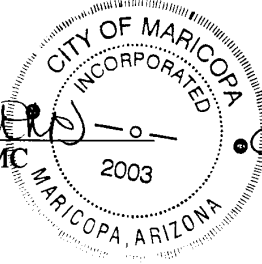


Christian Price
Mayor

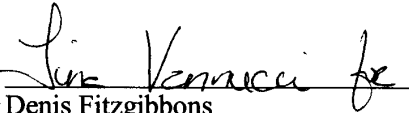
ATTEST:



Vanessa Bueras, CMC
City Clerk



APPROVED AS TO FORM:



Denis Fitzgibbons
City Attorney