

RESOLUTION NO. 06-02

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY THE QUESTION AS TO WHETHER OR NOT THE CITY SHOULD BE AUTHORIZED TO ENGAGE IN THE UTILITY BUSINESS AND TO CONSTRUCT, PURCHASE, ACQUIRE OR LEASE ANY PLANT OR PROPERTY OR PORTION OF PLANT OR PROPERTY DEVOTED TO THE BUSINESS OF OR SERVICES RENDERED BY A PUBLIC UTILITY.

WHEREAS, the Mayor and City Council of the City of Maricopa deem that it would be beneficial to the citizens of the City of Maricopa to authorize the City to engage in the utility business and to construct, purchase, acquire or lease any plant or property or portion of plant or property devoted to the business of or services rendered by a public utility; and

WHEREAS, A.R.S. §9-514 requires that before the City may engage in the utility business and construct, purchase, acquire or lease any plant or property or portion of plant or property devoted to the business of or services rendered by a public utility, such action shall be authorized by the affirmative vote of a majority of the qualified voters of the City of Maricopa; and

WHEREAS, pursuant to Resolution 05-40 adopted by the Mayor and City Council of the City of Maricopa on December 6, 2005, the question of whether or not the City shall be authorized to engage in the utility business was ordered to be put on the ballot at the election to be held on the 16th day of May 2006.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA:

Section 1: In accordance with A.R.S. §9-514, the following ballot question shall be submitted to the qualified electors of the City of Maricopa at the election to be held on the 16th of May 2006:

SHALL THE CITY OF MARICOPA BE AUTHORIZED TO
ENGAGE IN THE UTILITY BUSINESS AND TO
CONSTRUCT, PURCHASE, ACQUIRE OR LEASE ANY

PLANT OR PROPERTY OR PORTION OF PLANT OR
PROPERTY DEVOTED TO THE BUSINESS OF OR
SERVICES RENDERED BY A PUBLIC UTILITY.

A YES vote shall have the effect of authorizing the City of
Maricopa to engage in the utility business and to construct,
purchase, acquire or lease any plant or property or portion of
plant or property devoted to the business of or services
rendered by a public utility.

A NO vote shall have the effect of rejecting the authorization
of the City of Maricopa to engage in the utility business.

YES NO

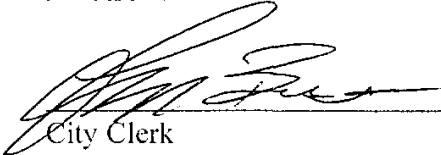
Section 2: Following the May 16, 2006 election, this matter shall come back to
the Mayor and City Council for a canvass of the votes concerning the authorization of the
City of Maricopa to engage in the utility business.

PASSED AND ADOPTED by the Mayor and City Council of the City of
Maricopa, Arizona, this 17th day of January, 2006.



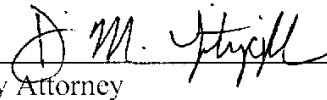
Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney