

RESOLUTION NO. 2012-36

**A RESOLUTION OF THE MAYOR AND COUNCIL  
OF THE CITY OF PEORIA, MARICOPA COUNTY,  
ARIZONA PROPOSING AN AMENDMENT TO  
THE CITY OF PEORIA, ARIZONA, CITY  
CHARTER, AMENDING ARTICLE II, SECTION 20  
PERTAINING TO INTERFERENCE IN  
ADMINISTRATIVE SERVICE.**

**TEXT OF PROPOSED AMENDMENT**

NOW THEREFORE, be it resolved by the Mayor and Council of the City of Peoria, Maricopa County, Arizona as follows

SECTION 1. The following amendment of Article II, Section 20 is proposed to become valid when approved by a majority of the qualified electors voting thereon and upon proclamation of the Mayor after completion of the official canvass in accordance with Article X, Section 2 of the Peoria City Charter.

SECTION 2. The Charter of the City of Peoria, Arizona is amended by amending Article II Section 20 to read as follows:

Sec. 20. Interference in administrative service.

A. Except as otherwise provided in this charter, neither the mayor nor any councilmember shall interfere with the execution by the city manager of his powers and duties, or order, directly or indirectly, the appointment by the city manager of any person to an office or employment or his removal therefrom. Except for purposes of inquiry, the mayor and councilmembers shall deal with the administrative service under the city manager solely through the city manager, and neither the mayor nor councilmember shall give orders to any subordinate of the city manager, either publicly or privately.

B. Nothing in this section shall be construed, however, as prohibiting the council while in open session from fully and freely discussing with or suggesting to the city manager anything pertaining to city affairs or the interest of the city.

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C. Nothing in this section shall be construed to preclude the council from expressing its view and fully and freely discuss with the city manager anything pertaining to the appointment and removal of any employee.

SECTION 3. The proposed amendment approved by the Mayor and a majority of the members of the City Council and entered into the minutes shall be submitted by the Peoria City Clerk to the qualified electors of the City at the August 28, 2012 regular election as provided by Article X, Section 2 of the Peoria City Charter.

SECTION 4. This Resolution shall become effective in the manner provided by law.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona this 20<sup>th</sup> day of March, 2012, as follows:

Ayes: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Nays: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Bob Barrett, Mayor

ATTEST:

\_\_\_\_\_  
Wanda Nelson, City Clerk

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APPROVED AS TO FORM:

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Stephen M. Kemp, City Attorney

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