CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATIONS

CC: 8C
Amend No. _____

Date Prepared: February 18, 2010 **Council Meeting Date: March 2, 2010**

TO: Honorable Mayor and Council

FROM: Steve Kemp, City Attorney

SUBJECT: Charter Amendment-Ordinances; Codification of Ordinances

RECOMMENDATION: It is my recommendation should the Mayor and Council desire to change the charter pertaining to ordinances; codification of ordinances that the Mayor and Council adopt the attached resolution placing a charter amendment on the ballot proposing to amend the Peoria City Charter.

SUMMARY:

Attached is a Resolution placing a proposition before the voters of the City of Peoria at the August 24, 2010 regular election. This resolution pertains to an amendment of the City Charter, Article VII, Section 16, pertaining to Ordinances; codification of ordinances.

The proposed amendment would amend the section of the charter that requires the City maintain three written copies of the code on file in the office of the City Clerk. Currently, the City Code is linked to the City Attorney, City Clerk and general city web pages. This requirement dates back to a time, where municipal records were only available in hard copy formats requiring a physical visit to obtain the record. With today's access via the

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CITY CLERK USE ONLY:
☐ **Consent Agenda**
☐ **Carry Over to Date:**
☐ **Approved**
☐ **Unfinished Business (Date heard previous)**
☐ **New Business**
☐ **Public Hearing: No Action Taken**

ORD#
LCON#
Action Date:

RES# 2010-18
LIC#

REV. 08/08

web, this requirement serves no purpose, while the annual cost of two supplements ($300.00) is minimal, removal of this requirement would allow for elimination of this cost. At the prior City Council study session, the council consensus was that a proposed resolution should be brought back to the Council for its consideration.

FISCAL NOTE: (If Applicable)

None

ATTACHMENT:

1. Resolution

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RESOLUTION NO. 2010- 18

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 VII, SECTION 16 ORDINANCES AND RESOLUTION; CODIFICATION OF ORDINANCES

TEXT OF PROPOSED AMENDMENT

IT IS RESOLVED by the Mayor and Council of the City of Peoria:

1. The following amendment of Article VII, Section 16 is proposed to become valid when approved by a majority of the qualified electors voting thereon and upon proclamation of Mayor after completion of the official canvass in accordance with Article X, Section 2 of the Peoria City Charter.

2. The Charter of the City of Peoria, Arizona is amended by amending Article VII, Section 16 to read as follows:

Sec. 16. Codification of ordinances.

Any and all ordinances of the city, which have been enacted and published in the manner required at the time of their adoption, and which have not been repealed, may be compiled, consolidated, revised, indexed and arranged as a comprehensive ordinance code, and such code may be adopted by reference, with the same effect as an ordinance by the passage of any ordinance for such purpose. Such code need not be published in the manner required for other ordinances. ~~, but not less than three (3) copies thereof shall be filed for use and examination by the public in the office of the city clerk prior to the adoption thereof. Ordinances codified shall be repealed as of the effective date of the code.~~ Amendments to the code shall be enacted in the same manner as ordinances.

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 24, 2010 regular municipal election as provided by Article X, Section 2 of the Peoria City Charter.

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 this 2nd day of March, 2010, as follows:

Ayes: _____ Nays: _____

Dated: _____ Bob Barrett, Mayor

ATTEST:

Mary Jo Waddell, City Clerk

APPROVED AS TO FORM:

Stephen M. Kemp, City Attorney