

**ORDINANCE NO. 19-04**

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF HOLBROOK, ARIZONA, PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 4.01(a) OF THE CHARTER OF THE CITY OF HOLBROOK AND SUBMITTING SAID PROPOSED AMENDMENT TO THE QUALIFIED ELECTORS OF THE CITY FOR RATIFICATION BY A MAJORITY VOTE.

WHEREAS, pursuant to Article XIII of the Constitution of the State of Arizona, a city with a population of more than 3,500 may adopt a city charter;

WHEREAS, the qualified electors of the City of Holbrook, Arizona (the "City") adopted a city charter (the "Charter") on May 11, 1994 and amended the Charter on March 13, 2001, March 13, 2007, and May 19, 2009;

WHEREAS, pursuant to Article XIII, Section 2 of the Constitution of the State of Arizona and Arizona Revised Statute § 19-143(C), the Charter may be amended by amendments proposed by the Council of the City of Holbrook and submitted to the qualified electors of the City at a general or special election for ratification by a majority vote;

WHEREAS, Section 16.01 of the Charter provides that the Charter may be amended in the manner provided by the Constitution or laws of the State of Arizona;

WHEREAS, the Charter, as amended, provides that the Council of the City of Holbrook may, by ordinance, create, consolidate, alter, or abolish any departments, divisions, offices, and agencies of the City; and

WHEREAS, the Mayor and Council of the City of Holbrook have determined to submit to the qualified voters of the City a proposed amendment to the Charter that would prevent the Council of the City of Holbrook from abolishing the City of Holbrook Police Department without approval of that action by a majority vote of the qualified electors of the City;

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

Section 1. Pursuant to Article XIII, Section 2 of the Constitution of the State of Arizona and Section 16.01 of the Charter of the City of Holbrook, the Mayor and Council of the City of Holbrook do hereby propose and shall submit to a vote of the qualified electors of the City, for their ratification at a special election to be held on May 21, 2019, an amendment to Article IV, Section 4.01(a) of the Charter, relating to the Council of the City of Holbrook's power to, by ordinance, create, consolidate, alter, or abolish any departments, divisions, offices, and agencies of the City. The text of that proposed amendment is set forth in Section 2 of this Ordinance.

Section 2. The proposed Charter amendment, with text in bold and underlined indicating the material that is new and proposed to be added, reads as follows:

ARTICLE IV. ADMINISTRATIVE DEPARTMENTS,  
OFFICES AND EMPLOYEES

Section 4.01. Administrative Departments and Offices

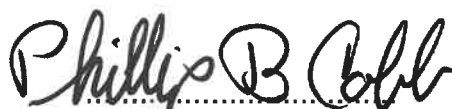
(a) Creation of Departments

The Council, by ordinances not inconsistent with this Charter, shall provide for the organization, conduct and operation of the several offices and departments of the City as established by this Charter, for the creation of additional departments, divisions, offices and agencies, and for their consolidation, alteration or abolition. **In the event that the Council votes to abolish the City of Holbrook Police Department, such abolition shall only be effective upon approval by a majority of the qualified electors of the City at the first regularly scheduled election where a request may be timely placed on the ballot.**

Section 3. The form, numbering, and ballot language for the proposed Charter amendment shall be determined by the City Clerk, with the assistance of the City Attorney, as provided by state statute or as otherwise provided by law. The City Clerk, with the assistance of the City Attorney, is authorized to take any other actions necessary to cause and carry out the submission of the proposed Charter amendment to the qualified voters of the City.

Section 4. If a majority of the qualified electors of the City voting at the election vote in favor of ratifying the proposed Charter amendment, it shall be the duty of the Council of the City of Holbrook, immediately upon canvassing the vote case in the election as provided, to transmit a certified copy of the approved Charter amendment to the Governor of the State of Arizona for approval, as provided by Article XIII, Section 2 of the Constitution of the State of Arizona.

PASSED, ADOPTED, AND APPROVED by the Mayor and Council of the City of Holbrook, Arizona, on Feb 12, 2019.

  
Phil Cobb, Mayor

ATTEST:



Cher Reyes, Clerk and  
Interim City Manager

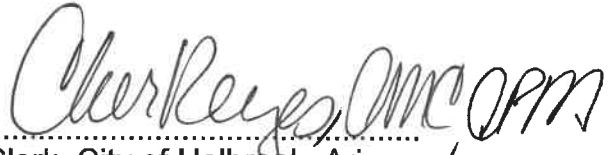
APPROVED AS TO FORM:



City Attorney

**CERTIFICATION**

I hereby certify that the foregoing Ordinance No. 19-04 was duly passed and adopted by the Mayor and Council of the City of Holbrook, Arizona, at a regular meeting held on Feb 12, 2019, that the vote thereon was 6 ayes, 1 nays, and that the Mayor and 6 Council members were present thereat.

  
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Clerk, City of Holbrook, Arizona /

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