

ORDINANCE NO. 1115

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF WICKENBURG, ARIZONA, AMENDING THE TOWN OF WICKENBURG CODE CHAPTER 2 MAYOR AND COUNCIL, ARTICLE 2-4 INITIATIVE AND REFERENDUM, BY ADDING NEW SECTION 2-4-5 EXPENDITURES REQUIRED BY INITIATIVE OR REFERENDUM; FUNDING SOURCE, RELATED TO THE IDENTIFICATION OF A FUNDING SOURCE FOR ALL MANDATORY EXPENDITURES OF TOWN REVENUE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY

NOW THEREFORE BE IT ORDAINED by the Mayor and Common Council of the Town of Wickenburg, Arizona, as follows:

Section 1. In General.

The Code of Wickenburg, Chapter 2 Mayor and Council, Article 2-4 Initiative and Referendum, is amended by adding new Section 2-4-5 Expenditures Required by Initiative or Referendum; Funding Source, to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

**SECTION 2-4-5 EXPENDITURES REQUIRED BY INITIATIVE OR
REFERENDUM; FUNDING SOURCE**

- A. AN INITIATIVE OR REFERENDUM MEASURE THAT PROPOSES A MANDATORY EXPENDITURE OF TOWN REVENUES FOR ANY PURPOSE, ESTABLISHES A FUND FOR ANY SPECIFIC PURPOSE, OR ALLOCATES FUNDING FOR ANY SPECIFIC PURPOSE MUST ALSO PROVIDE FOR AN INCREASED SOURCE OF REVENUES SUFFICIENT TO COVER THE ENTIRE IMMEDIATE AND FUTURE COSTS OF THE PROPOSAL. THE INCREASED REVENUES MAY NOT BE DERIVED FROM THE TOWN GENERAL FUND OR REDUCE OR CAUSE A REDUCTION IN GENERAL FUND REVENUES.

- B. IF THE IDENTIFIED REVENUE SOURCE PROVIDED PURSUANT TO SUBSECTION A IN ANY FISCAL YEAR FAILS TO FUND THE ENTIRE MANDATED EXPENDITURE FOR THAT FISCAL YEAR, THE TOWN COUNCIL MAY REDUCE THE EXPENDITURE OF TOWN REVENUES FOR THAT PURPOSE IN THAT FISCAL YEAR TO THE AMOUNT OF FUNDING SUPPLIED BY THE IDENTIFIED REVENUE SOURCE.

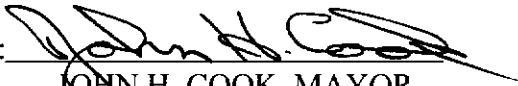
Section II. Repeal of Conflicting Ordinance.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance or any part of the code adopted herein by reference are hereby repealed.

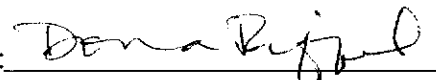
Section III. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, 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.

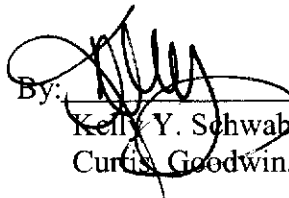
PASSED AND ADOPTED by the Town Council of the Town of Wickenburg, Arizona, this 17 day of December, 2012.

By: 
JOHN H. COOK, MAYOR

ATTEST:

By: 
Donna Riffel, Town Clerk

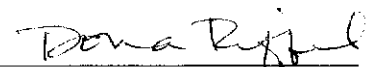
APPROVED AS TO FORM:

By: 
Kelly Y. Schwab, Town Attorney
Curtis Goodwin, Sullivan, Udall & Schwab, P.L.C.

Number of Councilmembers Present: 6
Number of Votes For: 6
Number of Votes Against: 0
Number of Abstentions: 0

CERTIFICATION

I, Donna Riffel, Town Clerk, HEREBY CERTIFY that the foregoing Ordinance Number 1115 was duly passed and adopted by the Common Council of the Town of Wickenburg, Arizona, at a regular meeting held on the 17th day of DECEMBER 2012, and that a quorum was present at the meeting.


Donna Riffel, Town Clerk