



Town of Huachuca City

The Sunset City

500 N Gonzales Blvd • Huachuca City, Arizona 85616

Phone: (520) 456-1354 • TDD: (520) 456-1353 • Fax: (520) 456-2230

ORDINANCE NO. 2018-06

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, AMENDING TOWN CODE TITLE 2 "ADMINISTRATION AND PERSONNEL" CHAPTER 2.35 "OFFICERS" SECTIONS 2.35.015 "TOWN MANAGER" AND 2.35.080 "DEPARTMENT OF LIBRARY SERVICES" TO REQUIRE THAT, WITH THE EXCEPTION OF CERTAIN OFFICERS, DEPARTMENT HEADS OF THE TOWN ARE UNDER THE ULTIMATE AUTHORITY OF THE TOWN MANAGER.

WHEREAS, the Town Council of the Town of Huachuca City has adopted by Resolution No. 84-002 a code known as the Town Code of the Town of Huachuca City, Arizona [the "Code"], and has amended and republished the Code from time to time, as authorized by A.R.S. section 9-240 (B) (28); and

WHEREAS, pursuant to A.R.S. section 9-303 and Ordinance No. 2016-014, the Town Council has established the office of town manager; and

WHEREAS, the Town Council wishes to amend the Code to require that, with the exception of certain town officers, department heads of the Town are under the ultimate authority of the town manager; and

WHEREAS, as required by the Code, section 2-25-040, this Ordinance was first read at a public meeting of the Town Council on February 8, 2018, and at a subsequent meeting on February 22, 2018.

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

SECTION 1. The Code, Chapter 2.35 "OFFICERS," Section 2.30.015 "Town manager," subsection (G)(2) is amended as follows, with deletions in ~~strike through~~ and additions in underlined text:

2.35.015 Town manager.

(G) (2) Personnel Officer and Authority over Employees. It shall be the duty of the manager to serve as the town's personnel officer, and he or she shall have the sole authority to hire, remove, control, order, and give directions to all heads of departments and to ~~subordinate~~ officers and employees of the town, pursuant to the town's personnel policies. However, the council ~~shall retain control and direction over~~ must have the opportunity to approve or reject the hiring,

termination and resignation of the following officers: town clerk, town marshal, town engineer, town attorney, and town magistrate. As to these officers, the manager shall recommend appointment and removal, subject to all applicable personnel policies, ordinances, rules, and regulations.

SECTION 2. The Code, Chapter 2.35 "OFFICERS," Section 2.30.080 "Department of library services," is amended as follows, with deletions in ~~strike through~~ and additions in underlined text:

2.35.080 Department of library services.

The department of library services is hereby created. The department of library services is a department of the town. This department shall consist of the director of library services, who shall be the head of the department, and all offices and employees assigned thereto. All offices and employees shall perform their duties subject to the supervision of the director. The director shall supervise his or her department in accordance with the applicable personnel rules of the town. The director of library services shall be appointed by the town ~~clerk~~ manager and shall serve ~~at the pleasure of~~ under the direction and supervision of the town clerk manager. ~~The final approval of hiring and termination shall rest with the council for department heads.~~

SECTION 3. All ordinances, parts of ordinances, resolutions, parts of resolutions, policies, and parts of policies in conflict with the provisions of this Ordinance, or any part hereof, are hereby repealed.

SECTION 4. If any section, subsection or portion of this Ordinance is for any reason held to be invalid or unenforceable by the decision of a court of competent jurisdiction, such decision shall not affect the validity or enforceability of the remaining portions hereof.

SECTION 5. The Town Clerk is hereby directed, pursuant to the Code, section 2-25-080, to publish this Ordinance as required by A.R.S. 9-812 and 39-204.

PASSED AND ADOPTED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, THIS 22ND DAY OF FEBRUARY, 2018.


Kenneth Taylor, Mayor

ATTEST:


Jennifer Fuller Town Clerk

Approved as to Form:


Thomas Benavidez, Town Attorney