

MARANA ORDINANCE NO. 2024.007

RELATING TO ADMINISTRATION; AMENDING TOWN CODE TITLE 3 (ADMINISTRATION), CHAPTER 3-2 (ESTABLISHMENT, COMPENSATION, AND POWERS AND DUTIES OF TOWN OFFICERS); REVISING SECTION 3-2-4 (TOWN CLERK) TO PROVIDE THAT THE TOWN CLERK SHALL DELEGATE THE DUTIES OF TREASURER TO THE TOWN'S FINANCE DIRECTOR AND TO REMOVE FROM THE TOWN CLERK'S DUTIES THE DUTY TO SERVE AS THE TOWN MARSHAL, ADDING NEW SECTION 3-2-8 (TOWN MARSHAL), TO DESIGNATE TOWN OFFICERS TO SERVE AS THE TOWN MARSHAL; AND DESIGNATING AN EFFECTIVE DATE

WHEREAS A.R.S. §§ 9-237 & 9-238 establish appointive officers and their duties for towns incorporated under a common council form of government, including the office of town marshal and town treasurer, and A.R.S. § 9-237 authorizes the Town Council to appoint other officers it deems necessary; and

WHEREAS the Town Council finds that revising Title 3 of the Marana Town Code regarding the offices of town marshal and town treasurer as set forth in this ordinance is in the best interests of the Town of Marana and its residents.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF MARANA, as follows:

SECTION 1. Marana Town Code Title 3 (Administration) Chapter 3-2 (Establishment, compensation, and powers and duties of town officers) is hereby amended to revise Section 3-2-4 (Town clerk) as follows (with deletions shown with ~~strikeouts~~ and additions shown with double-underlining):

3-2-4 Town clerk

[No revisions to paragraphs A through C]

D. Powers and duties. The town clerk shall have those powers and duties set forth by state law as well as town ordinance, resolution, order or directive. In addition to the powers and duties set forth above, it shall be the town clerk's responsibility and authority to perform the following:

[No revisions to subparagraphs 1 through 5]

6. The town clerk shall also be the treasurer of the town pursuant to A.R.S. § 9-238, and have the duties and responsibilities as prescribed by state law; however, the town clerk shall delegate the duties of treasurer to the town's finance director to administer and manage the financial assets and liabilities of the town and to otherwise perform the duties and responsibilities of treasurer as prescribed by state law or town code;

[No revisions to subparagraphs 7 through 9]

~~10. The town clerk shall be the town marshal and shall perform duties of the town marshal required by law and as the town manager may deem necessary.~~

SECTION 2. Marana Town Code Title 3 (Administration) Chapter 3-2 (Establishment, compensation, and powers and duties of town officers) is hereby amended to add new Section 3-2-8 (Town marshal) as follows, and the sections that follow are renumbered to conform:

3-2-8 Town marshal

The town's chief of police shall be the town marshal and shall perform the duties of the town marshal required by law and as the town manager may deem necessary, except that the town's finance director shall be the town marshal for the purpose of collecting all taxes of the town pursuant to A.R.S. § 9-238 and for that purpose only.

SECTION 3. The various town officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this ordinance.

SECTION 4. All ordinances, resolutions, or motions and parts of ordinances, resolutions, or motions of the Council in conflict with the provisions of this ordinance are hereby repealed, effective as of the effective date of this ordinance.

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, the decision shall not affect the validity of the remaining portions of this ordinance.

SECTION 6. This ordinance is effective on the 31st day after its adoption.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE TOWN OF MARANA, ARIZONA, this 20th day of March, 2024.



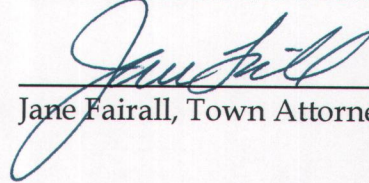
Mayor Ed Honea

ATTEST:



David L. Udall, Town Clerk

APPROVED AS TO FORM:



Jane Fairall, Town Attorney

