

ORDINANCE NO. (O) 11-10

AN ORDINANCE OF THE TOWN OF ORO VALLEY, ARIZONA AMENDING ORO VALLEY TOWN CODE, CHAPTER 3, ADMINISTRATION, ARTICLE 3-2, OFFICERS, SECTION 3-2-3, TOWN MARSHAL; AND REPEALING ALL RESOLUTIONS, ORDINANCES AND RULES OF THE TOWN OF ORO VALLEY IN CONFLICT THEREWITH; PRESERVING THE RIGHTS AND DUTIES THAT HAVE ALREADY MATURED AND PROCEEDINGS THAT HAVE ALREADY BEGUN THEREUNDER

WHEREAS, the Town of Oro Valley is a political subdivision of the State of Arizona vested with all associated rights, privileges and benefits and is entitled to the immunities and exemptions granted municipalities and political subdivisions under the Constitution and laws of the State of Arizona and the United States; and

WHEREAS, on March 17, 1993, the Town Council adopted Ordinance No. (O) 93-06 which set forth the procedures of the appointment, removal and creation of Town Officers; and

WHEREAS, the Town wishes to amend Section 3-2-3, relating to the Town Marshal.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the Town of Oro Valley, Arizona, that certain document known as the "Oro Valley Town Code", Chapter 3, Article 3-2, Section 3-2-3 is hereby amended as follows:

SECTION 1. Oro Valley Town Code, Chapter 3, Article 3-2, Section 3-2-3 is amended to read as follows, with additions being shown in all CAPS and deletions being shown in ~~Strikethrough text~~:

...

3-2-3 Town Marshal

The Marshal shall be the Chief of Police, and he shall perform such duties as may be required ~~of him~~ by law and as the Council may deem necessary. The Chief of Police is appointed and may be terminated by the Council pursuant to any employment agreement. ~~Daily oversight and performance evaluations shall be completed by the Town Manager.~~ AN ANNUAL EVALUATION SHALL BE CONDUCTED BY THE COUNCIL IN CONSULTATION WITH THE TOWN MANAGER.

...

SECTION 2. All Oro Valley 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of Ordinances, Resolutions, or Motions of the Council in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 3. 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, such decision shall not affect the validity of the remaining portions thereof.


PASSED AND ADOPTED by Mayor and Town Council, the Town of Oro Valley, Arizona, this 9th day of March, 2011.

TOWN OF ORO VALLEY

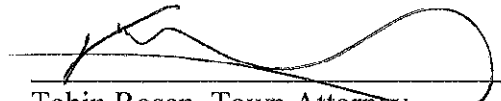

Dr. Satish I. Hiremath, Mayor

ATTEST:

APPROVED AS TO FORM:


Julie K. Bower, Town Clerk

Date: 3/9/11


Tobin Rosen, Town Attorney

Date: 3/9/11