

## ORDINANCE NO. O2024-025

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, ORDERING A SPECIAL ELECTION TO BE HELD IN CONJUNCTION WITH THE 2024 GENERAL ELECTION; DESIGNATING THE PURPOSE, ELECTION DATE, VOTER REGISTRATION DEADLINE AND PROVIDING FOR PUBLICITY PAMPHLETS

WHEREAS, Article III, Section 14 of the Yuma City Charter provides that the City shall have the power to make all rules and regulations governing elections not inconsistent with the Constitution and statutes of the State of Arizona; and,

WHEREAS, Article IV, Section 1 and Section 7 of the Yuma City Charter provides the City Council a mechanism, by ordinance, to call for special elections; and,

WHEREAS, Article XIII, Section 2 of the Arizona State Constitution and Arizona Revised Statutes § 9-283(C) and § 19-143(C) provide that the Yuma City Charter may be amended by amendments proposed and submitted to the qualified electors at a general or special election and that no amendment shall be effective until it is approved by a majority of the votes cast thereon; and,

WHEREAS, pursuant to Arizona Revised Statutes §16-204, November 5, 2024 is hereby designated the date for holding the Special Election in conjunction with the General Election in the City of Yuma, Arizona; and,

WHEREAS, the Call of the 2024 General Election was adopted through Resolution R2024-009 on March 6, 2024 for the purpose of electing candidates that were not declared elected through the Primary election; and,

WHEREAS, the City of Yuma desires to bring forward an amendment of Article VI, Section 14 of the City Charter, relating to Elected Officials compensation.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Yuma as follows:

SECTION 1: Yuma County registration and voting lists will be used for Special and General Elections. To be qualified to vote in the election, voters must be registered by October 7, 2024.

SECTION 2: A Special Election shall be held on November 5, 2024, to submit to the qualified electors of the City of Yuma the question set forth below to determine whether the City Charter of the City of Yuma should be amended as shown below (strikethrough text indicates proposed deletions and underlined bold text indicates proposed additions except with regard to the proposition number):

#### **Proposition 425**

SHALL ARTICLE VI - ELECTED OFFICIALS, SECTION 14(a) – COMPENSATION, BE AMENDED TO READ AS FOLLOWS:

- (a) From and after January 1, ~~1998~~ **2025**, the Mayor shall receive compensation of ~~\$12,000~~ **\$45,000** a year and each Councilmember shall receive compensation of ~~\$3,600~~ **\$25,000** a year.

A "YES" vote shall have the effect of adopting the proposed charter amendment.  
A "NO" vote shall have the effect of not adopting the proposed charter amendment.

SHALL THE ABOVE DESCRIBED AMENDMENT BE ADOPTED?

\_\_\_\_\_ YES      \_\_\_\_\_ NO

SECTION 2: The Special Election shall be held-in conformity with the provisions of the Yuma City Charter and the general election laws of the State of Arizona, and no person shall be entitled to vote unless that person is a registered voter of the City of Yuma.

SECTION 4: The Special Election results shall be submitted to the City Council of the City of Yuma in the same manner and time provided for the return of the ballots for a General Election, whereupon the City Council shall canvass the votes cast in the election and immediately thereafter declare the results of the election.

SECTION 5: If a majority of the qualified electors of the City voting at the election vote in favor of the amendments proposed, it shall be the duty of the City Council, immediately upon canvassing the votes cast in the election as above provided, to transmit a certified copy of the approved amendments to the Governor of the State of Arizona for approval, as provided by the Yuma City Charter and the Constitution of the State of Arizona.

SECTION 6: Pursuant to A.R.S 19-141, the City Clerk shall cause a publicity pamphlet to be printed and mailed to every registered voter household, in accordance with law, before the earliest date that any requested early ballots can be received.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2024

APPROVED:

\_\_\_\_\_  
Douglas J. Nicholls  
Mayor

ATTESTED:

\_\_\_\_\_  
Lynda L. Bushong  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Richard W. Files  
City Attorney