

ORDINANCE NO. 04-24

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BUCKEYE, ARIZONA, AMENDING THE BUCKEYE CITY CODE BY AMENDING CHAPTER 3, SECTION 3-2-3, CITY ENGINEER; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY.

WHEREAS, Buckeye city code (“City Code”) Section 3-2-1 provides that that the City Manager may recommend to the Council adoption of such measures which he may deem necessary or expedient for the health, safety or welfare of the community or for the improvement of administrative services; and

WHEREAS, the Mayor and Council of the City of Buckeye, Arizona (the “City Council”) deem it appropriate to authorize the City Manager to delegate duties of the City Engineer to qualified individuals, to assist in the performance of said duties.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BUCKEYE, ARIZONA, as follows:

Section 1. The recitals set forth above are hereby incorporated as if fully set forth herein.

Section 2. The Buckeye city code is hereby amended by amending Chapter 3, Section 3-2-3 City Engineer, as follows with additions in all capital letters:

Section 3-2-3 City Engineer

- A. Office Created. The office of city engineer is hereby created and established.
- B. Powers and Duties. The city engineer shall have those powers and duties set forth by state law as well as city ordinance, resolution, order or directive. The city engineer shall have other duties as the council or city manager may deem necessary.
- C. THE CITY MANAGER MAY DESIGNATE ANY QUALIFIED INDIVIDUAL TO PERFORM ANY OR ALL OF THE POWERS AND DUTIES SET FORTH IN THIS SECTION 3-2-3, WHICH SHALL BE IN WRITING WITH SPECIFIC REFERENCE TO THE INDIVIDUAL’S NAME AND POSITION OR TITLE.

Section 3. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed upon the effective date of this Ordinance.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 5. The Mayor, City Manager, City Clerk, and the City Attorney are hereby authorized and directed to take all steps to execute all documents necessary to carry out the purpose and intent of this Ordinance.

PASSED AND ADOPTED by the Mayor and City Council of the City of Buckeye, Arizona, this 5th day of March, 2024.

Eric W. Orsborn, Mayor

ATTEST:

Lucinda J. Aja, City Clerk

APPROVED AS TO FORM:

K. Scott McCoy, City Attorney