

RESOLUTION NO. 2020-2109

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, DELEGATING TO THE CITY MANAGER OR HER DESIGNEE THE AUTHORITY TO EXERCISE THE CITY VEHICLE DESIGNATION EXEMPTION PURSUANT TO ARIZONA REVISED STATUTES 38-538.03.

WHEREAS, A.R.S. §§ 38-538 et al. mandates that City owned vehicles bear specific designations to include both the name of the political subdivision and the words “for official use only.”

WHEREAS, A.R.S. § 38-538.03 provides that City Council, on an annual basis, may grant exemptions to the specific designation requirements when the designation of a vehicle would be contrary to, or jeopardize felony investigations or activities of a confidential nature; such as police undercover vehicles; and

WHEREAS, this exercise of authority granted to City Council pursuant to A.R.S. § 38-538.03 is an administrative power and therefore may be delegated to the City Manager pursuant to Arizona state law; and

WHEREAS, the purpose of the exemption, which maintains confidentiality of vehicles in the service of felony investigations or similarly situated vehicles, conflicts with City Council’s open meeting law obligations, and it is desirable and efficient for the City Council to delegate this authority to the City Manager or her designee.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

SECTION 1. The City Council hereby delegates the authority granted to it by A.R.S. §38-538.03, relative to the designation of city vehicles, to the City Manager or her designee, to be exercised in accordance with State law.

SECTION 2. The City Manager or her designee shall provide an annual written notification to the City Council indicating the exemption designation process has been completed.

PASSED AND ADOPTED by the Mayor and Council of the city of Goodyear, Maricopa County, Arizona, this _____ day of _____, 20_____.

Georgia Lord, Mayor

Date: _____

Darcie McCracken, City Clerk

Roric Massey, City Attorney

STATE OF ARIZONA)
) ss.
County of Maricopa)

I, the undersigned Darcie McCracken, being the duly appointed, qualified City Clerk of the city of Goodyear, Maricopa County, Arizona, certify that the foregoing Resolution No. 2020-2109 is a true, correct and accurate copy of Resolution No. 2020-2109, passed and adopted at a regular meeting of the Council of the city of Goodyear, Maricopa County, Arizona, held on the _____ day of _____, 20____, at which a quorum was present and, by a _____ vote, _____ voted in favor of said resolution.

Given under my hand and sealed this _____ day of _____, 20____.

seal

City Clerk