

RESOLUTION NO. 53-2006

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF BENSON, ARIZONA, ADOPTING PROCEDURES TO CORRECT THE CLASSIFICATION OF COUNCIL MEMBERS TERMS TO PERMIT ELECTION OF THREE COUNCIL SEATS AND THE MAYORAL SEAT AT THE TIME OF EACH REGULAR CITY ELECTION.

WHEREAS, Council Members of the City of Benson presently hold office for staggered terms as permitted under A.R.S. §9-232.02, in which Council Members are elected in classes of three or four at successive regular elections and hold their office for terms of four (4) years each until their successors are elected and qualified; and,

WHEREAS, preceding a majority of the vote of the qualified electors of the City voting thereon in the 2003 election, the Mayor and Council, by a majority vote enacted Ordinance Number 444, providing for the direct election of the Mayor by the electors; and,

WHEREAS, as a result of the change in the election procedure permitting direct election of the Mayor, the balance of the staggered terms of the Council Members have been affected and must be corrected to properly reflect that Council Members shall be elected in classes of three at successive regular elections and hold their office for terms of four (4) years each until their successors are elected and qualified; and,

WHEREAS, it has been determined that the proper solution to correct the classification of Council Members terms is to limit the term of one (1) Council Member seated as a result of the March and/or May 2007 election to a two year term; and,

WHEREAS, thereafter, the qualified electors of the City of Benson shall elect three (3) general Council Member seats and one (1) Mayoral seat at successive regular elections and Council Members shall hold their office for terms of four (4) years each until their successors are elected and qualified; and,

WHEREAS, this Resolution adopts and prescribes a fair and equitable procedure to determine which Council Member seated as a result of the March and/or May 2007 election will serve the two year term.

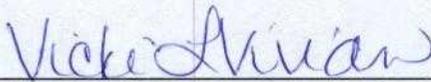
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NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Benson have determined that the individual receiving the lowest amount of votes seated to the position of Council Member as a result of the March and/or May 2007 election will serve the two year term.

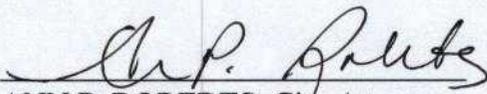
PASSED AND ADOPTED this 13th day of November, 2006.



GEORGE SCOTT, Mayor



VICKI L. VIVIAN, City Clerk



ANN P. ROBERTS, City Attorney