

WHEN RECORDED, MAIL TO:

**CITY OF SAN LUIS
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2023-05340 RESOLUTION
03/06/2023 11:24:04 AM Pages: 3 Fees: \$15.00
Requested By: CITY OF SAN LUIS

Richard Colwell County Recorder, YUMA County AZ



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CAPTION HEADING:

RESOLUTION

Resolution No. 2255

Establishing February 23, 2023, the effective date for Resolution No. 2254 and declaring an emergency.



Resolution

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

NO. 2255

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, ESTABLISHING FEBRUARY 23, 2023, THE EFFECTIVE DATE FOR RESOLUTION NO. 2254; REPEALING ANY CONFLICTING PROVISION, PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

A. WHEREAS, on February 22, 2023, San Luis City Council passed Resolution No. 2255, which removed the requirement under San Luis Personnel Policy § HR-3-03(L) for those serving temporary assignments to wait ninety (90) days before receiving the payment for temporary assignments; and

B. WHEREAS, during the February 22, 2023, Council Meeting discussion on Resolution No. 2254, there was an expressed desire that the removal of the waiting period take effect immediately; and

C. WHEREAS, Resolution No. 2254 did not set an effective date, and so the default effective date of thirty days after the passage under A.R.S. § 19-142(B) and San Luis City Code § 2.05.520(A) applied; and

D. WHEREAS, the purpose of the present Resolution is to set an effective date of February 23, 2023, with the emergency findings under the law;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of San Luis:

Section 1: Resolution No. 2254 removing the ninety-day (90-day) waiting period for temporary assignment pay under San Luis Policy § HR-3-03(L) shall take effect on February 23, 2023.

Section 2: The February 23, 2023, effective date means that:

(1) employees who are on temporary assignments who have not completed ninety (90) days on temporary assignment by February 23, 2023, may start receiving temporary assignment pay starting February 23, 2023; and

(2) employees who start a temporary assignment on or after February 23, 2023, may start receiving temporary assignment pay starting February 23, 2023,

(3) without the effective date of February 23, 2023, employees in the above situations would not start earning temporary assignment pay until March 24, 2023.

Section 3: City officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this resolution.

Section 4: If a conflict arises between the provisions of this resolution and any other ordinance, resolution, regulation, or policy of the City of San Luis, the conflicting provisions are amended, superseded, and replaced, and this resolution shall govern.

Section 5: If any section, subsection, sentence, clause phrase, or a portion of this resolution is held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of this resolution.

Section 6: Whereas it is necessary to preserve the peace, health, and safety of the City of San Luis, Arizona, an emergency is declared to exist, and this resolution shall become effective immediately so that Resolution No. 2054 takes effect on February 23, 2023.

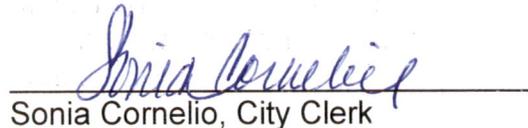
PASSED, ADOPTED, and APPROVED by the Mayor and City Council of the City of San Luis, Yuma County, Arizona, this 1st day of March 2023.



NIEVES RIEDEL, MAYOR

ATTEST:

APPROVED AS TO FORM



Sonia Cornelio, City Clerk



Kay Marion Macuil, City Attorney