

RESOLUTION NO. 2743

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTION 1.2.7 (IMPROPER POLITICAL ACTIVITY) OF THE TOWN'S PERSONNEL POLICY MANUAL.

WHEREAS, on February 16, 2012, the Town adopted its current Personnel Policy Manual pursuant to Resolution 2650; and

WHEREAS, Section 7.1 of the Personnel Policy Manual permits its amendment by Resolution of the Council from time to time; and

WHEREAS, during the 2013 legislative session, A.R.S. 9-500.14 (using town resources to influence and election) was amended; and

WHEREAS, the Town desires to amend Section 1.2.7 of the Personnel Policy Manual to (a) include a reference to A.R.S. 9-500.14, (b) include a purpose statement, and (c) reorder/add clarity to the remaining provisions of 1.2.7,

NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE AS FOLLOWS:

Section 1. That Section 1.2.7 of the Personnel Policy Manual of the Town of Payson is hereby amended and shall read as follows:

1.2.7 - IMPROPER POLITICAL ACTIVITY

A) Purpose - The purpose of this section is to protect employees' Constitutional rights as participants in the political process, while balancing competing factors such as State Law restrictions (e.g., A.R.S. 9-500.14), other employee's rights to be free from undue influence, issues related to 'incompatibility of office,' and the public's confidence in Town elections.

B) No employee may use Town resources to influence an election as prohibited in A.R.S. 9-500.14.

C) No employee or elected officer of the Town may solicit or assist in soliciting any assessment, subscription, or contribution for a political party, candidate, or political purpose from a Town employee.

D) Any solicitations not prohibited by subsection (C) shall be made outside of an employee's work hours and shall not be done under the authority or pretense of authority of the employee as a Town employee.

OCT 03 2013 D.3

E) No employee shall use his/her authority to influence the vote or political activities of any subordinate employee.

F) No employee shall (1) make, solicit, or receive any contributions to the campaign funds of any candidate for the Town Council or any campaign supporting or opposing a Town ballot measure; or (2) take part in the management, affairs, or political campaign of a candidate for Town Council or a campaign supporting or opposing a Town ballot measure. Employees may exercise all other rights of Town electors.

G) An employee choosing to run for the Town Council shall, prior to filing signed nomination petitions with the Clerk, resign his/her employment with the Town.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, this ____ day of _____, 2013, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

Kenny J. Evans, Mayor

ATTEST:

APPROVED AS TO FORM:

Silvia Smith, Town Clerk



Timothy M. Wright, Town Attorney