

RESOLUTION NO. 5913

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, ORDERING AND CALLING A SPECIAL ELECTION FOR NOVEMBER 4, 2025, FOR THE SUBMISSION OF PROPOSED AMENDMENTS TO THE CITY CHARTER CLARIFYING TERM LIMITS FOR COUNCILMEMBERS AND MAYOR; DIRECTING PUBLICATIONS AS REQUIRED BY LAW; DESIGNATING THE PLACE AND TIME TO ACCEPT ARGUMENTS FOR AND AGAINST THE QUESTION; ESTABLISHING THE CONDUCT OF ELECTIONS INCLUDING BALLOT TABULATION REQUIREMENTS; AUTHORIZING AN AGREEMENT FOR SERVICES WITH THE COUNTY AND PAYMENT OF ELECTION EXPENDITURES; SETTING FORTH THE VOTER REGISTRATION DEADLINE AND VOTER RIGHTS ACT REQUIREMENTS; DESIGNATING THE ELECTION AS AN ALL-MAIL BALLOT ELECTION; ESTABLISHING CANVASSING AND REPORTING REQUIREMENTS; AND INCLUDING A SEVERABILITY AND RATIFICATION CLAUSE.

WHEREAS, the City Council desires to propose amendments to the City Charter to clarify certain ambiguities in the Charter regarding the term limits for councilmembers and mayor, as shown on Exhibit "A" hereto; and

WHEREAS, it is necessary for the City Council to submit the proposed charter amendments to the qualified electors of the City; and

WHEREAS, the City Council may consolidate the special election with any other election conducted in the City on November 4, 2025.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chandler, Arizona, as follows:

Section 1. That the proposed amendments to the City Charter for the City of Chandler attached hereto as Exhibit "A" and by reference made a part hereof, be submitted to the vote of the qualified electors of the City at a special election to be held on November 4, 2025.

Section 2. Order and Call for Election; Ballot. Pursuant to Sections 7.03 and 10.09 of the City Charter for the City of Chandler and Article 13, Section 2 of the Arizona Constitution, a special election in the City is hereby ordered and called to be held on November 4, 2025, to submit to the qualified electors of the City the proposed amendments to the City Charter shown on Exhibit A. The form of Ballot is attached hereto as Exhibit "B" and incorporated herein.

Section 3. Publications; Informational Pamphlet. The City Clerk is hereby directed to cause the preparation and distribution of any required publications as required by law including an informational pamphlet and sample ballot pursuant to, and meeting

the requirements of, A.R.S. § 19-141 and Section 7.03 of the City Charter and, if the City Clerk determines it to be in the City's best interests, combine such informational pamphlet and sample ballot with any other publicity pamphlet being prepared for the November 4, 2025 general or special election. The officers of the City are hereby authorized to prepare and deliver, or cause to be prepared and delivered, to the City Clerk the information necessary or appropriate for completing the informational pamphlet.

The informational pamphlet is to be mailed before the earliest date of receipt of a requested early ballot to the residence of each registered voter of the City as shown on the general county register.

Section 4. Arguments; Notice and Submittal. Pursuant to A.R.S. § 19-141(C), the City hereby sets the date of Wednesday, August 6, 2025, at the hour of 5:00 p.m. as the deadline to submit arguments "for" or "against" the proposed charter amendments. Each argument shall not exceed 300 words in length, and \$150.00 shall be deposited with the City Clerk, 175 S. Arizona Avenue, 1st Floor, by the person submitting each argument, to offset a portion of the proportionate cost of paper and printing the argument. The City Clerk is authorized to publish in a newspaper of general circulation within the City a notice stating the deadline for filing with the City arguments "for" or "against" the charter amendments, for inclusion in the informational pamphlet pertaining to the amendments. The City Clerk is authorized to prepare the notice as necessary to comply with all applicable laws.

Section 5. Conduct of Election; Designating Election Format; Contracts; Expenditures. The election will be conducted in the manner provided by law, and the poll lists kept, and the votes cast thereat will be counted and tabulated, and the returns thereof will be made in the manner provided by law and only persons who are qualified electors of the City will vote at the City special election. The special election may be consolidated with any other election conducted in the City on November 4, 2025. The special election shall be an all-mail ballot election as authorized by A.R.S. § 16-409(A). A ballot box for drop-off will be available beginning October 8, 2025, at Chandler City Hall, 175 S. Arizona Avenue. A ballot replacement site will be established at Chandler City Hall beginning October 27, 2025. There will be no polling places.

The City Clerk is hereby authorized and directed to cause ballots to be printed and mailed to the qualified electors eligible to vote at the special election. Ballots shall be counted by the voting system in use by the Maricopa County Elections Department for the recordation of the electors' choices as authorized by Arizona law.

The Mayor and the City Clerk or either of them is each hereby authorized and directed to enter into a contract with the Maricopa County Recorder to obtain precinct registers for the election and to enter into an agreement with the Maricopa County Elections Department to conduct the special election for the City.

The City Council hereby authorizes all expenditures as may be necessary to order, notice, hold and administer the special election, which expenses shall be paid from current operating funds of the City.

The City Clerk is hereby authorized to take all necessary action to facilitate the special election.

Section 6. Deadline for Voter Registration and Early Voting Dates. A voter in this special election must be a qualified elector of the City. Maricopa County registration and voting lists will be used for the special election. To be qualified to vote in the special election, a City resident must be registered to vote by midnight on Monday, October 6, 2025.

Absentee/early voting with respect to the special election will be permitted in accordance with the provisions of A.R.S. Title 16, Chapter 4, Article 8.

Section 7. Voting Rights Act and Spanish Translation. To comply with the Voting Rights Act of 1965, as amended, the proceedings pertaining to this election will be translated into Spanish and posted, published, distributed, and/or recorded in each instance where posting, publication, distribution, and/or recording of such proceedings are required, such as this call of election, the notice of election, ballots, the request for arguments, the informational pamphlet, all early voting materials and all instructions relating thereto.

Section 8. Canvass of Election; Reporting. The election officials will forward the votes cast to the City Council for canvassing. The City Council will meet at the Council Chambers on a day that is within 20 days after the election date to canvass the returns of the election and to certify the result, as provided by Arizona law. The City Clerk is authorized and directed to file and record a certificate of result of election in the office of the Maricopa County Recorder: (i) disclosing the purpose of the election, (ii) the total number of votes cast and the total number of votes for and against the proposed charter amendments and (iii) stating whether the amendment is ordered. On filing and recording the certificate, the City Council will carry out the purpose of the special election. The City Clerk is authorized to submit an all-mail ballot election report to the President of the Senate and Speaker of the House of Representatives by January 1, 2026, as required by A.R.S. § 16-409(B).

Section 9. Severability. If any section, paragraph, clause or phrase of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or phrase shall not affect any of the remaining provisions of this resolution. The City Council hereby declares that the City would have adopted this resolution and each and every other section, paragraph, subdivision, sentence, clause or phrase hereof and authorized and approved the actions of the City pertaining to the election pursuant hereto irrespective of the fact that any one or more sections, paragraphs, subdivisions, sentences, clauses or phrases of this resolution may be held illegal, invalid or unenforceable.

Section 10. Ratification. All actions of the City Council, officers, employees and agents of the City which are in conformity with the purposes and intent of this resolution, whether heretofore or hereafter taken, shall be and are hereby ratified, confirmed, authorized and approved.

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this 2nd day of June, 2025.

ATTEST:

Dana R. D'Long
CITY CLERK

Kevin Harbo
MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Resolution No. 5913 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the 2nd day of June, 2025, and that a quorum was present thereat.

Dana R. D'Long
CITY CLERK

APPROVED AS TO FORM:

Jenny Winkler for
CITY ATTORNEY *JW*

Exhibit A: Proposed Charter Amendment – Article II
Exhibit B: Form of Official Ballot

EXHIBIT “A”

Article II – CITY COUNCIL

Section 2.01. – Composition, eligibility, terms and election.

- (a) *Composition.* There shall be a City Council consisting of a mayor and six ~~councilmen~~ COUNCILMEMBERS elected from the city at large by the qualified electors of the city. The term ~~councilman or councilmen~~ COUNCILMEMBER shall include the mayor except where the mayor is specifically mentioned.
 - (b) *Eligibility.* Only qualified electors of the city shall be eligible to hold the office of mayor or ~~councilman~~ COUNCILMEMBER. Each candidate must have been a resident of the city or an annexed area for at least two years immediately preceding his election.
 - (c) *Term of Councilmembers.* The term of office of councilmembers shall commence at the first regular meeting of the City Council in January following their election and, except as otherwise provided herein, shall be for a period of four (4) years or until their successors are elected and qualified.
 - (d) *Term of mayor.* The term of office of mayor shall commence at the first regular meeting of the City Council in January following the mayor’s election and shall be for a period of four (4) years or until the mayor’s successor is elected and qualified.
 - (e) *Limitation of terms.* ~~No person shall be eligible to be elected to the office of councilmember for more than two (2) consecutive terms, or to the office of mayor for more than two (2) consecutive terms or to more than a consecutive combination of same. A person elected to two (2) consecutive terms as a councilmember or two (2) consecutive terms as mayor or a combination of same as above set forth shall not be eligible to hold either office again until four (4) years have elapsed. Councilmembers or mayor[s] who resign shall not be eligible for re-election or appointment until the second succeeding City election following the date of tender of their written resignation, except as provided in subsection 2.06(c). For determining consecutive terms for an incumbent Mayor, if the incumbent Mayor has been elected to two (2) consecutive two-year terms as of November 6, 2012, those two (2) two-year terms shall be considered the equivalent of one (1) four-year term, for purposes of determining this section. All incumbent councilmembers and the Mayor holding office on May 19, 1997, shall be limited to the number of terms of office authorized on that date by this Charter, unless there is a Charter amendment approved setting forth that incumbent councilmembers and mayor are eligible for election to additional terms.~~
- (1) NO PERSON SHALL BE ELIGIBLE TO BE ELECTED TO THE OFFICE OF COUNCILMEMBER FOR MORE THAN TWO (2) CONSECUTIVE TERMS. A PERSON WHO IS ELECTED TO TWO (2) CONSECUTIVE TERMS AS A

- COUNCILMEMBER SHALL NOT BE ELIGIBLE TO HOLD THE OFFICE OF COUNCILMEMBER AGAIN UNTIL FOUR (4) YEARS HAVE ELAPSED SINCE THE END OF THE LAST TERM SERVED AS A COUNCILMEMBER, EXCEPT AS PROVIDED IN SUBSECTION 2.06(C).
- (2) NO PERSON SHALL BE ELIGIBLE TO BE ELECTED TO THE OFFICE OF MAYOR FOR MORE THAN TWO (2) CONSECUTIVE TERMS. A PERSON WHO IS ELECTED TO TWO (2) CONSECUTIVE TERMS AS MAYOR SHALL NOT BE ELIGIBLE TO HOLD THE OFFICE OF MAYOR AGAIN UNTIL FOUR (4) YEARS HAVE ELAPSED SINCE THE END OF THE LAST TERM SERVED AS MAYOR, EXCEPT AS PROVIDED IN SUBSECTION 2.06(C).
- (3) NO PERSON SHALL BE ELIGIBLE TO BE ELECTED TO THE OFFICE OF COUNCILMEMBER OR MAYOR AFTER SERVING SIXTEEN (16) CONSECUTIVE YEARS OF COMBINED SERVICE IN THOSE OFFICES UNTIL FOUR (4) YEARS HAVE ELAPSED SINCE THE END OF THE LAST TERM SERVED, EXCEPT AS PROVIDED IN SUBSECTION 2.06(C).
- (4) NO PERSON WHO HAS SERVED TWO (2) FOUR-YEAR TERMS AS COUNCILMEMBER FOLLOWED BY A BREAK IN SERVICE OF TWO YEARS OR LESS AND TWO (2) FOUR-YEAR TERMS AS MAYOR SHALL BE ELIGIBLE TO HOLD THE OFFICE OF MAYOR OR COUNCILMEMBER UNTIL AT LEAST FOUR (4) YEARS HAVE ELAPSED SINCE THE END OF THE LAST TERM SERVED, EXCEPT AS PROVIDED IN SUBSECTION 2.06(C).
- (5) COUNCILMEMBERS WHO RESIGN FOR ANY REASON OTHER THAN TO RUN FOR MAYOR AS REQUIRED UNDER STATE LAW AND THIS CHARTER AND MAYORS WHO RESIGN SHALL NOT BE ELIGIBLE FOR RE-ELECTION OR APPOINTMENT UNTIL THE SECOND SUCCEEDING CITY ELECTION FOLLOWING THE DATE OF TENDER OF THEIR WRITTEN RESIGNATION, EXCEPT AS PROVIDED IN SUBSECTION 2.06(C).
- (6) ELECTED OR APPOINTED TERMS OF LESS THAN FOUR (4) YEARS AS COUNCILMEMBER OR MAYOR SHALL NOT BE COUNTED IN THE ABOVE TIME LIMITATIONS.
- (f) *Elections.* Elections for Mayor and ~~Councilmen~~ COUNCILMEMBER shall be held ~~in each even-numbered years~~ as provided in article VII of this Charter.
- ~~(g) *Incumbents.* If additional terms for the office of mayor are approved by the voters, incumbent councilmembers and the mayor holding office on May 19, 1997 are eligible for election to such additional terms.~~

EXHIBIT "B"

**CITY OF CHANDLER
SPECIAL ELECTION
NOVEMBER 4, 2025**

PROPOSITION ____

**PROPOSED AMENDMENT TO THE CHANDLER CITY CHARTER
BY THE CITY COUNCIL**

OFFICIAL TITLE: Amending Article II, Section 2.01 of the Chandler City Charter regarding the clarification of term limits for councilmembers and mayor.

DESCRIPTIVE TITLE: The charter amendment clarifies term limits for councilmembers and mayor, including limits of two consecutive four-year terms for each and sixteen years of consecutive service; establishes limits that may apply when there are two years or less between service as councilmember and mayor; clarifies a limitation on officials who resign.

A “yes” vote shall have the effect of clarifying term limits for councilmember and mayor, including the limitation of two consecutive four-year terms for each office and sixteen years of consecutive service as a combination of councilmember and mayor, establishing limits that may apply when there are two years or less between service as councilmember and mayor, clarifying a limitation on the eligibility of officials who resign, and eliminating outdated language.

A “no” vote shall have the effect of retaining the existing charter language.

Shall the above-described charter amendment be adopted?

_____ YES _____ NO

TAGLINE TEXT

Shall Article II, Section 2.01 of the City Charter be amended to clarify terms limits for councilmembers and mayor, including limits of two consecutive four-year terms for each office, and sixteen consecutive years as a combination of councilmember and mayor, establish limits that may apply when there are two years or less between service as a councilmember and mayor, clarify a limitation on the eligibility of members who resign, and eliminate outdated language?

_____ YES _____ NO