

Introduced by: Schaefermeyer & McCloud
Date: Sept. 1, 1981
Hearing: Oct. 13, 1981
Vote:
Action: Not set for hearing

KENAI PENINSULA BOROUGH

ORDINANCE 81-101

PROVIDING THAT A TWO-THIRDS (2/3) VOTE OF ASSEMBLY MEMBERS PRESENT IS REQUIRED FOR SUSPENSION OF THE ASSEMBLY'S RULES OF PROCEDURE.

WHEREAS, the Assembly has adopted procedural rules of Mason's Manual of Legislative Procedure governing the conduct of its meetings and of the deliberation of legislative affairs except where otherwise provided by the Assembly; and

WHEREAS, it is desirable to suspend these rules from time to time in order to expedite conduct of these meetings; and

WHEREAS, it is desirable that the Assembly provide a regular procedure for suspending the rules which will not defeat the purpose for which procedural rules are adopted; and

WHEREAS, the Assembly finds that the most desirable way to maintain the effectiveness of its rules of procedure while providing for their suspension when appropriate, is to require that the rules may be suspended only by two-thirds (2/3) vote of the Assembly; and

WHEREAS, the Assembly finds that legislative provisions enacted by ordinance are not rules of procedure subject to suspension;

NOW THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. That Section 2.08.100 of the Borough Code of ordinances is amended to read:

2.08.100 Agenda--Vote required for item placement when. A. No item shall be considered at the regular meeting of the B[b]orough A[a]ssembly, with the exception noted in Section 2.08.090, which has not been placed on the agenda according to the terms of Section 2.08.090; except that by the affirmative vote of two-thirds (2/3) [2/3] of the assembly-men present and voting at the [REGULAR] A[a]ssembly meeting, an item may be placed upon the agenda upon shorter notice than that specified in Section 2.08.090.

B. Rules of procedure adopted by the Assembly for the conduct of its meetings and of legislative business may be suspended only by two-thirds (2/3) vote of those assembly members present and voting. Procedural requirements enacted by ordinance may not be suspended, and ordinance provisions are effective and binding until amended or repealed by ordinance.

Section 2. That this ordinance takes effect immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON
THIS _____ DAY OF _____, 1981.

Paul Fischer, Assembly President

ATTEST:

Borough Clerk