

ORDINANCE CERTIFICATION

I certify that upon final enactment of Ordinance No. 81-127 of the Kenai Peninsula borough, this certification of the actions taken by me conforms with the rules and regulations governing ordinances.

1. Publication: Publication has been made by causing a summary of this ordinance to be inserted one time in a newspaper of general circulation in the borough. One copy of this ordinance as set for hearing, together with Notice of Hearing has been mailed to the city clerks of each first class city in the borough and to each postoffice in the borough with a request for posting on the City Hall and Post Office bulletin boards for 10 days immediately following receipt.
2. After adoption of this ordinance, one copy will be mailed to the city clerk of each first class city in the borough.

This ordinance was ENACTED by the assembly of the Kenai Peninsula Borough on the 19 day of January, 1982 and will become effective immediately.


Borough Clerk

Date: January 21, 1982

Introduced by: Davis, McCloud &
Schaefermeyer
Date: Dec. 15, 1981
Hearing: Jan. 19, 1982
Vote: Unanimous
Action: Enacted

KENAI PENINSULA BOROUGH

ORDINANCE 81-127

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

WHEREAS, the Assembly has adopted Mason's Manual of Legislative Procedure to govern 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 the business of the 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 whole 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) of the whole A[A]ssembly[MEN PRESENT AND VOTING AT THE REGULAR ASSEMBLY 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 the whole Assembly. 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 19th DAY OF January, 1982.

Donald L. McCloud
John C. Davis, Assembly President
Donald L. McCloud, Vice President

ATTEST:

Frances Byrner
Borough Clerk