

ORDINANCE CERTIFICATION

I certify that upon final enactment of Ordinance No. 81-129 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 2nd day of February, 1982 and will become effective immediately.

Frances Bryner  
Borough Clerk

Date: 2-22-82

Introduced by: McGahan  
Date: Dec. 15, 1981  
Hearing: Feb. 2, 1981  
Vote: 9 Yes, 4 No  
Action: Enacted w/Recon.  
Not Reconsidered

KENAI PENINSULA BOROUGH

ORDINANCE 81-129

AMENDING SECTION 2.08.070 OF THE BOROUGH CODE OF ORDINANCES TO REQUIRE LEGISLATIVE ACTIONS OF THE ASSEMBLY TO BE ADOPTED BY A MAJORITY OF THE TOTAL MEMBERSHIP OF THE ASSEMBLY, AND TO ESTABLISH THE VOTE ON OTHER MATTERS.

WHEREAS, the question of what constitutes the majority vote required on motions and other actions of the Assembly recurs; and

WHEREAS, the state statute indicates that all actions of the Assembly are adopted by a majority of all of the votes authorized on the question but authorizes the Assembly to adopt its own rules of procedure; and

WHEREAS, the Assembly finds that the ordinary business of the Assembly should be expedited, and a requirement that all of its actions, legislative and otherwise must by a majority vote of the entire Assembly encumbers the assembly process; and

WHEREAS, the Assembly finds that its legislative actions should be governed by a majority of the entire Assembly; and

WHEREAS, the Assembly further finds that rules of procedure, organization, election of officers, and the internal processes which do not constitute legislation should be subject to the adopted parliamentary procedures;

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

Section 1. That KPB 2.08.070 is amended to read:

2.08.070 Assembly--Quorum--Conduct of business--Vote. No business of the A[A]ssembly shall be conducted in the absence of a quorum. A quorum consists of a majority of the total number of members who have qualified to serve on the A[A]ssembly. Legislative a[A]ctions of the A[A]ssembly in the form of ordinances or resolutions or substantive motions to amend ordinances or resolutions are adopted by a

majority of the total membership of the body. The vote prescribed in Mason's Manual of Legislative Procedure is sufficient to carry all other matters and motions except where a controlling statute or another ordinance specifies a vote to be taken in a particular manner. All A[A]ssembly members in the quorum shall vote on all questions except that no A[A]ssembly member may vote on a question which involves a substantial direct or indirect financial interest.

Section 2. This ordinance takes effect immediately upon its enactment.

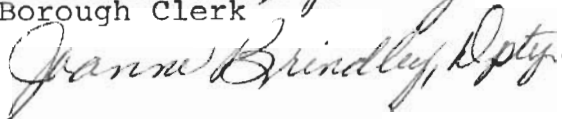
ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON  
THIS 2nd DAY OF February, 1982.



John C. Davis, Assembly President

ATTEST:

  
Borough Clerk

  
Dpty.