

Introduced by: Drathman  
Date: 2/04/96  
Hearing: 3/04/97  
Action: Defeated  
Vote: 1 Yes, 6 No

**KENAI PENINSULA BOROUGH  
ORDINANCE 97-08**

**AN ORDINANCE AMENDING KPB 22.30.090 TO PROVIDE  
THAT ALL ASSEMBLY MEMBERS SHALL BE VOTING MEMBERS OF  
ALL ASSEMBLY COMMITTEES**

**WHEREAS,** assembly committees were originally established to provide adequate opportunity for public comment to the assembly about pending legislation prior to the regular assembly meetings; and

**WHEREAS,** assembly committees provide a useful forum for assembly members to work on details regarding pending legislation; and

**WHEREAS,** presently only members appointed to a committee may vote on committee recommendations; and

**WHEREAS,** allowing all members to vote at all committee meetings would encourage all assembly members to attend committee meetings and further the purposes of the committees; and

**WHEREAS,** the assembly manual should be amended to be consistent with this ordinance and to clarify who shall run a committee meeting in the absence of the chair;

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

**SECTION 1.** That KPB 22.30.090 shall be amended as follows:

**22.30.090. Assembly committees.**

A. The assembly president is authorized to establish such committees, standing or temporary, as the president deems necessary for the conduct of assembly business; provided, however, that the assembly may by motion create, abolish or combine any committee it deems appropriate and such action shall take precedence over any previous action of the president.

B. The assembly president shall appoint a chairperson [AND MEMBERS OF] for each committee. The President may remove or change committee chairmanships [ASSIGNMENTS] as he or she deems appropriate.

C. All assembly members are voting members of all committees.

D.[C] An assembly committee shall carry out the duties assigned it by the assembly president or the assembly and shall regularly review matters before the assembly that deal with subjects within the scope of its duties.

E.[D] The time and place of all committee meetings shall be communicated to the clerk who shall keep a list of such available to the public. Regularly scheduled meeting times and locations shall be listed in the assembly meeting packet.

E.[E] All committee meetings shall be open to the public unless the committee has moved to go into an executive session in accordance with the provisions of the Alaska open meetings law. Any assembly member may attend an executive session of a committee unless that member has a conflict of interest.

G.[F] Receipt of testimony from the public at committee meetings on matters before it shall be at the discretion of the committee unless the assembly or the president has directed the committee to conduct a public hearing to receive public testimony. If the committee has been directed to conduct a hearing to receive testimony the committee chair shall arrange with the clerk for minutes of the hearing to be taken or for the hearing to be recorded and minutes prepared.

**SECTION 2.** That the Kenai Peninsula Borough Assembly Manual Section III. D. shall be amended as follows:

D. Committees - The President appoints the chair [AND MEMBERS] for each standing and special committee. The President may also appoint a vice chair for each committee. Standing committees shall be created and chairs [MEMBERS] appointed at the beginning of each President's term and remain intact until changed by the President. Special committees are appointed to consider individual items or situations, and will be assigned a "self-destruct" date, at which time they will dissolve.

1. Any member may institute the formation of a special committee by submitting a resolution to the assembly requesting such a committee. The passage of such a resolution will establish such a special committee.
2. Committees generally meet on the afternoons of the regularly scheduled Assembly meetings. Other meetings of committees may also be scheduled at the discretion of the chairperson of the committee.
3. No quorum of committee members is necessary for committees to meet if the meeting was scheduled by the committee chair, properly noticed and attended by at least one member of the Assembly [COMMITTEE]. In the absence of the chairperson, [T]the vice chairperson [OR ANY MEMBER OF THE COMMITTEE] shall conduct the meeting, and in the absence of the vice chairperson, the meeting shall be conducted by the senior assembly member present or by mutual agreement.

4. All Assembly members are voting members of all committees of the Assembly.  
Any votes taken by the committee shall be recorded and those present identified  
[MAY SIT AT ANY COMMITTEE MEETING TABLE AND TAKE PART IN ANY COMMITTEE'S DISCUSSIONS].

[5. ONLY COMMITTEE MEMBERS MAY VOTE ON COMMITTEE ACTIONS AND ALL SUCH VOTES OF COMMITTEE MEMBERS SHALL BE REPORTED TO THE ASSEMBLY. HOWEVER, AT THE DISCRETION OF THE COMMITTEE CHAIR, AN ADDITIONAL VOTE MAY BE TAKEN INCLUDING ALL MEMBERS OF THE ASSEMBLY WHO TOOK PART IN THE COMMITTEE'S DISCUSSION, BUT THIS VOTE MUST BE CLEARLY DISTINGUISHED FROM THE COMMITTEE'S VOTE BY THE CHAIR IN THE REPORT TO THE ASSEMBLY.]

**SECTION 3.** That this ordinance shall take effect immediately upon its adoption.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS**  
**\_\_\_\_\_ DAY OF \_\_\_\_\_, 1997.**

\_\_\_\_\_  
Jack Brown, Assembly President

ATTEST:

\_\_\_\_\_  
Gaye J. Vaughan, Borough Clerk