

KETCHIKAN CHARTER COMMISSION

AGENDA STATEMENT

NO _____ H-2 (c) _____

MEETING OF June 18, 2004

ITEM TITLE Amend Article II, Sections 2.09 (a & b)
– Quorum and Voting Requirements and Mayor’s
Vote and Veto SUBMITTED BY Harriett Edwards,
Borough Clerk

SUMMARY STATEMENT

Borough Clerk, Harriett Edwards, has made suggestions to amend the Draft Charter in a number of different areas.

Article II, Section 2.09 (a) reads:

Quorum and Voting Requirements. Four assemblymembers shall constitute a quorum. No Assembly action shall be valid or binding unless adopted by an affirmative vote of four or more assemblymembers. All assemblymembers present shall be required to vote subject to Section 16.01 of this Charter.

Ms. Edwards suggests that the number “four” in the first and second sentences should have asterisks before and after.

Article II, Section 2.09 (b) reads:

Mayor's Vote and Veto. The mayor shall not have a vote except in the case of a tie. The mayor shall vote in the case of a tie subject to Section 16.01 of this Charter. The mayor shall have the power to veto actions of the Assembly except the confirmation or rejection of appointees and except those actions described in Alaska Statutes 29.20.270(c) and (e) (1996). The veto may be exercised at any time prior to the beginning of the next regular meeting of the Assembly provided, however, that the subject of the veto has not passed out of the control of the Assembly prior to the exercise of the veto. The mayor shall advise the Assembly in writing no later than the beginning of the next regular meeting of the reasons for vetoing an action. At such meeting, the Assembly may finally pass an action, ordinance, or resolution over the veto of the mayor, whether or not the mayor submits the reasons for the veto. An affirmative vote of five members of the Assembly shall be required to pass an action, ordinance, or resolution that has been vetoed by the mayor, and the vote shall be by yeas and nays and shall be entered in the journal.

Ms. Edwards suggests that the last sentence should be amended to read: “An affirmative vote of two-thirds (2/3) of the total membership of the Assembly shall be required to pass an action, ordinance, or resolution which has been vetoed by the mayor, and the vote shall be by yeas and nays and shall be entered in the journal.”

She indicated that this would avoid conflicts if the number of Assembly members increases or decreases.

RECOMMENDED ACTION:

“I move to add the asterisks as suggested in Section 2.09 (a). Further, I move to amend the last sentence of Section 2.09 (b) to read as suggested above.”