

KETCHIKAN CHARTER COMMISSION

AGENDA STATEMENT

NO H-2 (e)

MEETING OF June 18, 2004

ITEM TITLE Article III, Section 3.02 – Ordinances – General Article III, Section 3.02 (c) – Passage, Publication, and Effective Date 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 III, Section 3.02 (c) reads as follows:

Passage, Publication, and Effective Date. No ordinance, except an emergency ordinance, may be finally passed on the same day that it is introduced. Within ten days after its final passage, every ordinance shall be published in a newspaper of general circulation within the municipality. Publication shall be in full or by number and title with a brief summary. Emergency ordinances and ordinances making, repealing, transferring, or otherwise changing appropriations shall go into effect immediately upon such final passage unless they specify a later time. All other ordinances shall go into effect thirty (30) days after such final passage unless the ordinance specifies otherwise.

Ms. Edwards suggests the following: The paragraph should be amended to read: **“Emergency ordinances and ordinances making, repealing, transferring, or otherwise changing appropriations shall go into effect immediately upon final passage unless they specify a later time. All other ordinances shall go into effect the day following the next regular meeting after the adoption of said ordinance unless the ordinance specifies otherwise.”**

Ms. Edwards said that this change deletes the first sentence because paragraph b provides for at least a five-day interval between the first and second reading. The requirement to publish the ordinance would be redundant. Why spend money to publish something that is in effect. The time to publish notice of the ordinance is prior to final passage. Also, why wait 30 days? The revised effective date allows time for a reconsideration or veto to take place but does not unduly delay putting the ordinance into effect. City Clerk, Katy Suiter, said she agreed with Ms. Edwards’ assessment in that there have been times when the 30-day effective date has been a concern for the City.

RECOMMENDED ACTION:

“I move to amend Article III, Section 3.02 (c) to read as indicated in bold above.”