



## KENAI PENINSULA BOROUGH

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MIKE NAVARRE  
BOROUGH MAYOR

### MEMORANDUM

**TO:** Blaine Gilman, Assembly President  
Members, Kenai Peninsula Borough Assembly

**THRU:** Brandii Holmdahl, Assembly Member *BH*

**FROM:** Colette Thompson, Borough Attorney *CT*

**DATE:** July 26, 2016

**SUBJECT:** Ordinance 2016-23, An ordinance amending KPB 22.40.055 to clarify when an agenda item may be withdrawn

To help clarify the effect of this ordinance the following shows the current sequence for approving ordinances and resolutions, when an item may be withdrawn under the current code, and the changes this ordinance would make. Ordinances and resolutions are described separately after the approval of the agenda due to their different processes.

*Current Code -- if no action has been taken on an ordinance or resolution the sponsor may pull it off the agenda before the agenda is approved.*

- APPROVAL OF AGENDA AND CONSENT AGENDA

### ORDINANCES

- MOTION TO INTRODUCE AND SET FOR HEARING OR ITEM IS LEFT ON CONSENT AGENDA
- PUBLIC HEARING ON MOTION TO INTRODUCE

*O2016-23 would allow the sponsor to withdraw the motion to introduce anytime until the President states motion to assembly for its determination. If the ordinance is left on the consent agenda the sponsor could withdraw the item any time before the President states the motion to approve the consent agenda to the assembly for its determination.*

- PRESIDENT STATES MOTION TO ASSEMBLY FOR ITS DETERMINATION

- ASSEMBLY VOTE ON MOTION TO INTRODUCE OR APPROVING CONSENT AGENDA

*Current Code allows assembly by majority vote to withdraw ordinances on motion by the sponsor made after introduction and before public hearing.*

- PUBLIC HEARING ON ORDINANCE IF NOT WITHDRAWN

### **RESOLUTIONS**

- MOTION TO ADOPT OR ITEM IS LEFT ON CONSENT AGENDA

*Current Code allows assembly by majority vote to withdraw resolutions after motion to adopt is made and before public hearing. O2016-23 repeals this provision for resolutions.*

- PUBLIC HEARING ON RESOLUTION

*O2016-23 would allow the sponsor to withdraw their motion to adopt any time after the motion to adopt is made but before the President states the motion to assembly for its determination after the public hearing. If the resolution is left on the consent agenda the sponsor could withdraw the item any time before the President states the motion to approve the consent agenda to the assembly for its determination.*

- PRESIDENT STATES MOTION TO ASSEMBLY FOR ITS DETERMINATION

*O2016-23 allows assembly by majority vote to withdraw resolutions on motion by the sponsor made after President states the motion to the assembly.*

- ASSEMBLY DISCUSSION AND VOTE ON RESOLUTION OR APPROVING CONSENT AGENDA IF NOT WITHDRAWN