

Introduced by: Council Member
Williams
Date: April 28, 2009
Public Hearing: May 12, 2009
Action: Passed
Vote: 7-0

CITY OF BETHEL, ALASKA

Ordinance #09-09

AN ORDINANCE AMENDING SECTION 2.52.030, SECTION 2.24.040, SECTION 2.25.030, AND SECTION 14.03.010 OF THE BETHEL MUNICIPAL CODE RELATING TO BOARDS AND COMMISSIONS AND PROVIDING FOR THE APPOINTMENT OF ALTERNATE MEMBERS

WHEREAS, there are several boards and commissions serving the City of Bethel constituted for the purposes of serving in an advisory, administrative, technical or quasi-judicial capacity; and

WHEREAS, the voting members appointed to these boards and commissions are citizens of Bethel who live, work, and often do business with the City of Bethel; and

WHEREAS, conflicts arise from time to time that prevents a voting member of a board or commission from voting on a required action and results in a lack of quorum for the board or commission which ultimately prevents the board or commission from conducting necessary business and lawfully prescribed actions; and

WHEREAS, the Bethel Municipal Code ("BMC") does not currently provide for the appointment of alternative members to the boards and commissions to prevent the situation wherein a board or commission is prevented from taking action due to a lack of quorum as a result of a conflict of interest.

THEREFORE BE IT ORDAINED by the City Council of Bethel, Alaska, that the Bethel Municipal Code shall be amended and revised as follows:

SECTION 1. Classification. This ordinance is of a permanent nature and shall become a part of the Bethel Municipal Code.

SECTION 2. Amending BMC 2.52.030. The Bethel Municipal Code section 2.52.030, is amended as follows (new language is underlined and ~~old language is stricken out~~):

2.52.030 Appointments.

- A. Members shall be appointed by the mayor and confirmed by the council. The mayor may withdraw an appointment at any time prior to confirmation by the council.
- B. Alternate Members. For each board or commission, the mayor shall appoint up to two additional members to serve as alternate members, subject to confirmation by the council. An alternate member will be activated as a voting member whenever there is an absence or conflict of interest of another member. At all other times the alternate member shall be an ex-officio member.

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SECTION 3. Amending BMC 2.24.040. Section 2.24.040 of the BMC, relating to the composition of the Bethel Planning Commission, shall be amended to include the following new section:

G. Alternate Members. The mayor shall appoint up to two additional members to serve as alternate members, subject to confirmation by the council. An alternate member will be activated as a voting member whenever there is an absence or conflict of interest of another member. At all other times the alternate member shall be an ex-officio member.

SECTION 4. Amending BMC 5.25.030. Section 2.25.030 of the BMC, relating to the composition of the Bethel Public Safety and Transportation Commission, shall be amended to include the following new section:

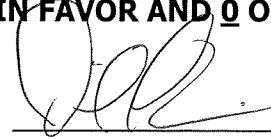
D. Alternate Members. The mayor shall appoint up to two additional members to serve as alternate members, subject to confirmation by the council. An alternate member will be activated as a voting member whenever there is an absence or conflict of interest of another member. At all other times the alternate member shall be an ex-officio member.

SECTION 5. Amending BMC 14.03.010. Section 14.03.010 of the BMC, relating to the composition of the Bethel Port Commission, shall be amended to include the following new section:

F. Alternate Members. The mayor shall appoint up to two additional members to serve as alternate members, subject to confirmation by the council. An alternate member will be activated as a voting member whenever there is an absence or conflict of interest of another member. At all other times the alternate member shall be an ex-officio member.

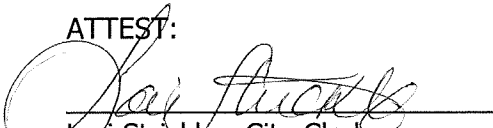
SECTION 6. Effective Date. This section shall become effective immediately upon the passage by the City Council.

ENACTED THIS 12th DAY OF MAY 2009, BY A VOTE OF 7 IN FAVOR AND 0 OPPOSED.



Leinberger, Vice-Mayor

ATTEST:



Lori Strickler, City Clerk

City of Bethel, Alaska

Ordinance #09-09
2 of 2