

An Ordinance of the Haines Borough Assembly amending Haines Borough Code Title 2 Sections 2.10.200 and 2.10.250 to clarify the procedure for filling a vacancy occurring in the Borough Assembly.

BE IT ENACTED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. Section 4 of this ordinance is of a general and permanent nature and the adopted amendment shall become a part of the Haines Borough Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held to be invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Effective Date. This ordinance is effective upon adoption.

Section 4. Amendment of Section 2.10.200. Section 2.10.200 of the Haines Borough Code is hereby amended to read as follows:

NOTE: **BOLDED/UNDERLINED ITEMS ARE ADDED**

2.10.200 Quorum – Voting.

A. Four assembly members constitute a quorum. Four affirmative votes, by either four assembly members or three assembly members on a tie vote, plus the vote of the mayor, are required for the passage of an ordinance, resolution, or motion, excepting the provisions for **filling of vacancy and** emergency ordinances provided for in this title.

Section 5. Amendment of Section 2.10.250. Section 2.10.250 of the Haines Borough Code is hereby amended to read as follows:

NOTE: **BOLDED/UNDERLINED ITEMS ARE ADDED**
STRIKETHROUGHS ARE DELETED

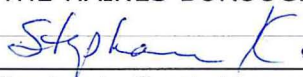
2.10.250 Filling of vacancy.

A. If a vacancy occurs in the assembly, the **assembly by roll call vote of a majority of its** remaining members shall, within 30 days, appoint a qualified person to fill the vacancy. If less than 30 days remain in the term of the vacant seat, the vacancy may not be filled.

B. Notwithstanding subsection (A) of this section, if the membership is reduced to fewer than the number required to constitute a quorum, the remaining members shall, within seven days, appoint a number of qualified persons to constitute a quorum.

C. A person appointed under this section serves until the next regular election, when a successor shall be elected to serve the balance of the term. The appointed person shall serve until the successor is seated.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS 29th DAY OF MAY, 2012.


Stephanie Scott, Mayor

ATTEST:


Julie Cozzi, MMC, Borough Clerk

Date Introduced:
Date of First Public Hearing:
Date of Second Public Hearing:

04/24/12
05/08/12
05/29/12 - Adopted

