

**PETERSBURG BOROUGH
ORDINANCE #2021-13**

**AN ORDINANCE AMENDING SECTION 3.08.080 OF THE MUNICIPAL CODE, ENTITLED
“QUORUM AND VOTING REQUIREMENTS”, TO ALLOW ASSEMBLY MEMBER
PARTICIPATION BY TELECONFERENCE TO BE COUNTED FOR PURPOSES OF
DETERMINING A QUORUM**

Whereas, current municipal code states that members of the Assembly participating by teleconference will not be counted for purposes of determining a quorum; and

Whereas, the ability of Assembly members to attend meetings electronically has become more functional and accessible in the last several years, and at times is necessary due to emergency situations; and

Whereas, the Borough Assembly wishes to allow Assembly members participating by electronic means to be counted for purposes of determining a quorum.

Therefore, the Petersburg Borough Ordains, Section 3.08.080 is hereby amended to allow Assembly member participation by teleconference to be counted for purposes of determining a quorum.

Section 1. Classification: This ordinance is of a general and permanent nature and shall be codified in the Petersburg Municipal Code.

Section 2. Purpose: The purpose of this ordinance is to allow Assembly member participation by teleconference to be counted for purposes of determining a quorum.

Section 3. Substantive Provisions: Section 3.08.080 of the Petersburg Borough Municipal Code is adopted as amended and shall read as follows:

3.08.080 - Quorum and voting requirements.

A. Four assembly members shall constitute a quorum for the transaction of business. The mayor shall be counted as an assembly member for quorum purposes.

B. An assembly member or members participating by teleconference shall ~~not~~ be counted for purposes of determining a quorum, however.

~~C. All~~ assembly members and the mayor should make reasonable effort to be physically present for every meeting.

C. Any assembly member or the mayor who fails to attend three regular meetings of the assembly per calendar year, either in person or by teleconference, without being excused by the assembly shall forfeit office. ~~A minimum of four assembly members must be physically present at the meeting for purposes of determining a quorum.~~

D. No assembly action is valid or binding unless adopted by the affirmative vote of four or more assembly members. All assembly members present at a meeting, either in person or by teleconference, are required to vote on matters before the assembly, subject to Section 19.03(A) of the borough Charter, and except as otherwise provided in this Code.

Section 4. Severability: If any provision of this ordinance or any application to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected.

Section 5. Effective Date: This Ordinance shall become effective immediately upon final passage.

Passed and approved by the Petersburg Borough Assembly, Petersburg, Alaska this _____ day of _____, 2021.

Mark Jensen, Mayor

ATTEST:

Debra K. Thompson, Borough Clerk

Adopted:
Noticed:
Effective: