

CODE ORDINANCE

Sponsored by: Borough Mayor

Introduced:

Public Hearing:

Action:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 26-079**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY AMENDING MSB 2.12.112(F) TO CLARIFY THE EFFECTIVE DATE OF ASSEMBLY ACTION WHEN A MOTION TO RECONSIDER IS WITHDRAWN OR FAILS.

WHEREAS, the intent and rationale of this ordinance is found in the accompanying Information Memorandum Serial No. 26-125.

BE IT ENACTED:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the Borough Code.

Section 2. Amendment of section. MSB 2.12.112(F) is hereby amended to read as follows:

(F) A motion to reconsider a vote may be made only by a member who voted with the prevailing side. The motion shall be made during the meeting at which the action is taken and/or upon written notice to the clerk by 5 p.m. the next business day; an assembly member can file by telephone; provided, that the notice of intent to reconsider is followed up in writing before the motion is considered. The written notice of reconsideration shall include the reason for the reconsideration.

(1) Any member of the assembly may call up a motion to reconsider at any time during the meeting at which the motion was made, and/or at the next regular meeting of the assembly, as long

as the intent to reconsider has been filed in a timely manner. A motion to reconsider and enter on minutes may be called up only at the next regular meeting of the assembly.

(2) A proper motion to reconsider suspends implementation and effect of the decision for which reconsideration is moved, until the next regular meeting or until the assembly takes action on that motion, whichever occurs first. If the motion to reconsideration fails or is withdrawn without further action of the Assembly, the implementation and effect of the decision does not relate back to the date of the original vote. Instead, for purposes of establishing the date of assembly action and effective date of the decision, implementation and effect is the date of the failure or withdraw of the motion to reconsider. Actions that cannot be reconsidered are defined in the current edition of Robert's Rules of Order Newly Revised, with the exception of an award of a contract, which the assembly may reconsider.

(3) Only two motions to reconsider shall be entertained on any ordinance, resolution or other action, only one of which may be made at the meeting in which the original motion was made. The assembly may reconsider an action at the meeting in which the original motion was made and/or upon written notice by 5 p.m. the next business day. A motion to reconsider is out of order if the motion is not moved during the meeting at which action is taken or if the clerk is not notified of the intent to reconsider by 5 p.m.

the next business day.

Section 3. Effective date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2026.

EDNA DeVRIES, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)