

Submitted by: Assembly Chair
Constant and
Assembly Vice-Chair Zaletel
Prepared by: Office of Assembly Counsel
For reading: May 9, 2023

ANCHORAGE, ALASKA
AO No. 2023-62, As Amended

AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING ANCHORAGE MUNICIPAL CODE SECTIONS 2.30.065 AND 2.30.100 TO CLARIFY THE PROCEDURES FOR THE EXERCISE OF THE VETO AND FOR THE ASSEMBLY TO TAKE UP AND CONSIDER OVERRIDE OF THE VETO.

WHEREAS, the specific procedures surrounding the exercise of the Mayor's veto and how it may be taken up are not specifically provided for in the Anchorage Municipal Code or Charter; and

WHEREAS, the Anchorage Municipal Charter § 5.02(c) provides the Mayor the authority to veto a legislative action within 7 days of its passage; and

WHEREAS, the same section of the Charter provides the Anchorage Assembly's right to take up and consider the override of the Mayor's veto at any time within 21 days after its exercise; and

WHEREAS, the Charter § 4.04(c) provides "that the assembly by ordinance shall determine its own rules and order of business;" now, therefore,

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Anchorage Municipal Code Chapter 2.30 is hereby amended to read as follows (*the remainder of the chapter is not affected and therefore not set out*):

2.30.065 - Motions.

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B. Rules applicable to specific motions.

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14. Motion to override Mayoral Veto. May be made at any time by any member within the 21 days of the mayor's exercise of the veto power and is not subject to procedural requirements of a motion to lay an item on the table. The motion may be made and seconded during a meeting of the assembly, or by written notification to the municipal clerk. Any member of the assembly may call up a motion to override a mayoral veto which has been duly made and seconded at any time during the meeting at which made, or at any subsequent[the next] meeting of the assembly, provided it is taken up within 21 days of the exercise of the veto. Computation of time shall be in accordance with section 1.05.020 of this code, and the motion shall be considered untimely after 5 p.m. on the 21st day.

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(AO No. 2021-117 , § 1, 1-19-22; AO 2022-82, § 1, 9-27-22)
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2.30.100 - Veto by mayor.

- A. The mayor has the veto power as provided in Charter Section 5.02(c).
- B. The mayor may not veto actions of the assembly concerning the adoption or abandonment of a manager plan of government as provided in the laws of the state or actions of the board of equalization or the board of adjustment.
- C. Exercise of the veto shall be by written notification to the municipal clerk any time within 7 days of passage of the vetoed item. Computation of time shall be in accordance with section 1.05.020 of this code, and the veto shall be considered untimely after 5 p.m. on the 7th day.

(AO No. 13-75; AO No. 78-49; AO No. 88-178; AO No. 89-40; AO No. 91-20; AO No. 91-173(S); AO No. 2015-23(S) , § 2, 3-24-15)

Section 2. This ordinance shall be effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 23rd day of May, 2023.

Chair

ATTEST:

Municipal Clerk